



COUNCIL MEETING PUBLIC AGENDA

WEDNESDAY 15 AUGUST 2018

1:00pm ORC Council Chamber
Level 2 Phillip Laing House, 144 Rattray Street, Dunedin

Members of the public are welcome to attend.

Meeting documents and attachments are available online at: www.orc.govt.nz

Membership

Cr Stephen Woodhead	<i>(Chairperson)</i>
Cr Gretchen Robertson	<i>(Deputy Chairperson)</i>
Cr Graeme Bell	
Cr Doug Brown	
Cr Michael Deaker	
Cr Carmen Hope	
Cr Trevor Kempton	
Cr Michael Laws	
Cr Ella Lawton	
Cr Sam Neill	
Cr Andrew Noone	
Cr Bryan Scott	

Attending

Sarah Gardner	<i>(Chief Executive)</i>
---------------	--------------------------

Disclaimer

Please note that there is an embargo on agenda items until 48 hours prior to the meeting. Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.

For our future

TABLE OF CONTENTS

1. Apologies.....	3
2. Leave of Absence.....	3
3. Attendance	3
4. Confirmation of Agenda	3
5. Conflict of Interest.....	3
6. Public Forum	3
7. Presentations.....	3
8. Confirmation of Minutes	3
9. Actions.....	3
10. Chairperson's and Chief Executive's Reports	4
10.1. Chairperson's Report.....	4
10.2. Chief Executive's Report	6
11. Matters for Council Decision	10
11.1. Representation Review 2018.....	10
11.2. Elected Members Remuneration 2018/2019.....	29
12. Matters for Noting	32
13. Report Back from Councillors	32
14. Notices of Motion	32
15. Recommendations Adopted at Committee Meetings Held on 1-2 August 2018	32
15.1. Recommendations of the Policy Committee	32
15.2. Recommendations of the Regulatory Committee.....	33
15.3. Recommendations of the Communications Committee - 2 August 2018.....	34
15.4. Recommendations of the Technical Committee.....	34
15.5. Recommendations of the Public Portion of the Finance and Corporate Committee.....	35
16. Resolution to Exclude the Public.....	37
17. Closure	37

1. APOLOGIES

2. LEAVE OF ABSENCE

3. ATTENDANCE

4. CONFIRMATION OF AGENDA

Note: Any additions must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

5. CONFLICT OF INTEREST

Members are reminded of the need to stand aside from decision-making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

6. PUBLIC FORUM

7. PRESENTATIONS

8. CONFIRMATION OF MINUTES

Recommendation

That the minutes of the (public portion of the) Council meeting held on 27 June 2018 be received and confirmed as a true and accurate record.

Attachments

1. Council meeting minutes - 27 June 2018 **[8.1.1]**

9. ACTIONS

Status report on the resolutions of Council.

Attachments

Nil

10. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

10.1. Chairperson's Report

Prepared for: Council
Activity: Governance Report
Prepared by: Cr Stephen Woodhead, Chairperson
Date: 9 August 2018

1. Transport

A meeting was held with representatives of Dunedin City Council to follow up discussions that occurred during LTP hearings, with respect to the opportunity for more formal links between the City Council and ORC for Dunedin public transport. It was agreed that the existing group Connecting Dunedin, which all parties including NZTA, are already members of, was a suitable vehicle. Connecting Dunedin oversees all transport projects across the city to ensure planning is occurring in an integrated way. This has been passed to Mrs Gardner and Ms Bidrose to follow up with NZTA and review or develop the terms of reference.

I received a letter from Mayor Boulton suggesting a local ORC Councillor be added as a member of the Queenstown Transport Governance Group. I agree and recommend Cr Lawton join Cr Kempton and myself as Councillors attending these meetings.

2. Meetings

I joined Mayor Cull at a meeting with the acting Prime Minister the Hon. Winston Peters and MP Mark Patterson. The Minister wanted an update on water quantity management, particularly deemed permits in Central Otago.

Mrs Gardner and I had a meet and greet with Barry Stewart, Otago Daily Times Editor. Barry noted that ORC Communication staff have reinstated links and developed good relationships with the ODT reporters over recent months. It was a constructive discussion that we will follow up on.

Mrs Gardner and I met with University of Otago Chancellor Dr Royden Somerville QC and Ms Shelagh Murray, Director of Development and Alumni Relations. Mutually beneficial opportunities for both organisations were discussed, including University work in the primary and environmental sectors that may be relevant to ORC. The University's 150th celebrations during 2019 are clearly going to be a major focus next year. Mrs Gardner has several leads to follow up.

Mrs Gardner and I attended and presented to a North Otago Irrigation Company (NOIC) shareholders meeting. We updated attendees on our views on Government's focus on environmental issues, on Otago State of Environment water quality and how North Otago compares to the rest of the region. We also explained the compliance focus on prohibited activities and answered questions.

Cr Hope, Mr Palmer and relevant field, hazards and engineering staff joined landowners in the Dukes/Riccarton Road area (that lived below the Silverstream Gordon Road spillway), in a walk around to assist ORC understand residents' issues and enable residents to understand scheme operation and challenges. A couple of improvements were identified, and staff have several matters to follow up on. A further meeting will be held later in the month.

3. Functions Attended

- Clinton Lions presentation on Council activities.
- Harbourside visit and funding announcement by Minister Jones.
- LGNZ Conference and Pre-conference Tour – Councillors Hope and Lawton will report on this separately.

4. Recommendation

- a) *That this report be received.*

Endorsed by: Cr Stephen Woodhead
Chairperson

Attachments

Nil

10.2. Chief Executive's Report

Prepared for: Council
Activity: Governance Report
Prepared by: Sarah Gardner, Chief Executive
Date: 10 August 2018

I have updated you all at various times through this cycle so have limited my comment on these meetings to key meeting points.

1. NOIC Stakeholder Meeting

At NOIC's request the Chair and I attended and presented on Plan Change 6A matters at this meeting. Key messages were:

- We are developing an implementation plan that we will consult stakeholders on later this year.
- We appreciate that there is some ambiguity in the Water Plan and we are going to seek to clarify that for those operating under the Plan in the near future.
- Start now to achieve compliance with Permitted Activity Rules by 2020.
- Our compliance approach will focus on gross negligence.

The NOIC stakeholders were well engaged and had a good understanding of 6A. They expressed a desire to comply and to gain more understanding of how to achieve that. The vital role of the local liaison officer was also seen as valuable.

2. Coordinated Executive Group Meeting (CEG)

Iwi having a role in emergency management. It was decided that a CEG subgroup would liaise with iwi, including Ngai Tahu's Robyn Wallace who is their emergency management manager. Options for engagement and participation will be looked into by the subgroup.

The Proposed Air Operations Plan that would control aviation assets during an event. This work is in its infancy, however, there were some questions about the purpose of the plan and interaction with business as usual that need some further discussion. A draft plan is required by CEG as soon as possible to allow greater understanding of what it sets out to achieve and how it might work operationally.

Community response planning and the timetable for having draft plans in place. This was in response to the request of Mayors and Chief Executives that these plans be in draft as early as possible, particularly for priority areas. Plans are progressing but there is still work to be done in several locations.

3. Otago Region CE's Meeting

This meeting followed the CEG meeting in Alexandra. It had two key agenda items, the Provincial Growth Fund and Economic Development, and the Three Waters Review post Havelock North. The Provincial Growth Fund discussion was focused on opportunities for integrated Otago proposals and initiatives with a keen desire expressed by all to work together and support proposals. The Three Waters discussion was based around a sharing of knowledge or insight into what this review might determine, and what the future could be for Three Waters management, regulation and funding. Possible impacts of the review were explored.

4. Regional Council Chief Executives' Meeting

This meeting was held at Greater Wellington Regional Council. It discussed:

- Biodiversity and in particular offsets national policy work and the initiatives of Fonterra and DOC around catchments.
- Three Waters and their future management, compliance, management and enforcement and other water models around New Zealand e.g. Wellington Water.
- The potential role of the Regional Sector in the Billion Trees initiative.
- National environmental standards and their impact on the timeframe for a plan development process and the cost of such processes.
- Compliance, monitoring and enforcement and the sector response to strategic topics.
- Climate change, particularly adaptation and the role of a regional council in this area.

5. Chief Executives' Environment and Economic Forum

This meeting was in Wellington and is attended by Regional Council CE's, and CE's and senior officials from various Government departments. Discussions included:

- A progress update on the Government's Billion Trees programme. The relationship between this initiative, climate change and water regulation was highlighted. Also, there was an acknowledgement that this initiative needed to learn the lessons of previous forestry investment in the 1980's and 1990's, and from issues like those with Slash seen in Gisborne recently. The role of regional councils was discussed and there is a consideration of public private benefit starting to emerge in developing the programme.
- An update on the timetable for the Zero Carbon Bill was provided. It is possible the Bill will be tabled in the house very late in the year. In total 14,962 submissions were received on the Bill. The vast majority were supportive, and most were in favour of the Bill, including adaptation.
- Regional Council CE's discussed swimmability targets and the more holistic approach to water quality seen from Minister Parker. They also expressed the view that regional councils are more in the adaptation than mitigation space with climate change.
- Mana Whakahono a Rohe agreements under the RMA were discussed and the Ministry for the Environment presented its guidance on initiating those agreements and what they need to cover. These agreements must include a process where policy and plan making, consultation, monitoring, Treaty settlements, conflicts and dispute resolution are discussed. Otago Regional Council has the option of using existing agreements we have with Iwi as our Mana Whakahono a Rohe agreements if that is appropriate and agreeable with Iwi.

6. Manuherikia Data Sharing Meetings

A series of appointments were provided for data sharing on 9 August in Ophir, as promised in meetings on the minimum flow held in Omakau. There were approximately ten appointments, including one with Omakau Business Owners and one with Gary Kelliher, Susie McKeague and others on the group recently formed, and OWRUG members. Most people had some information to share, while others wanted to talk about the primary allocation number of 3.2 in the Water Plan. Process discussions were put on hold to ensure that they were held in public where all stakeholders could have the opportunity to be present.

7. Meetings Attended

- Friday 29 June – introductory meeting with Oceana Gold.
- PFAS Governance Group meetings (held fortnightly – teleconference).
- Tuesday 3 July – with Gavin Palmer, met with Conrad Stedman and Jules Radich regarding the St Clair Beach groynes.
- Wednesday 4 July – meeting with Regional Manager, Harrison Grierson.
- Thursday 5 July – with Scott MacLean, met with City Forests to discuss water and environmental issues relating to the forestry industry, wallabies, and wilding pines.
- Thursday 5 July – meeting with CE, Dunedin City Council.
- Thursday 5 July – meeting with Ministry of CD&EM re CDEM matters.
- Monday 9 July – DIA/CEs Three Waters Review teleconference.
- Tuesday 10 July – met with CE, Central Otago District Council, in Alexandra.
- Tuesday 10 July – Landpro Local Leaders meeting in Cromwell.
- Friday 13 July – meeting with Manuherikia Water Strategy Group representative.
- Sunday 15 – Tuesday 17 July – attended LGNZ Conference in Christchurch.
- Tuesday 17 July – attended a Three Waters Review meeting with Regional CEO's in Christchurch.
- Wednesday 18 July – with Cr Woodhead, met with Barry Stewart, ODT Editor.
- Thursday 19 July – attended Manuherikia Catchment Science Information Sessions held at the Matakanui Rugby Club, Omakau.
- Tuesday 24 July – with Cr Woodhead, met with Dr Roydon Somerville QC (University of Otago Chancellor) and Ms Shelagh Murray (University of Otago Director of Development and Alumni Relations).
- Wednesday 25 July – met with manager from Ravensdown.
- Thursday 26 July – met with Senior Exploration Geophysicist from OMV New Zealand Ltd re potential Great South Basin exploration activities.
- Thursday 26 July – regular catch-up phone call with CEO, Waitaki District Council.
- Monday 30 July – met with Simon Davies, President of Otago Federated Farmers.
- Tuesday 31 July – with Cr Woodhead, met with NOIC shareholders at Weston Hall.

- Friday 3 August – attended the CEG meeting followed by the Otago Triennial CEO's Group meeting in Alexandra.
- Monday 6 August – regular catch-up meeting with CEO, Dunedin City Council.
- Monday 6 August – meeting with MartinJenkins consultant.
- Tuesday 7 August – attended Regional Chief Executive Officers' (RCEO's) meeting in Wellington.
- Wednesday 8 August – attended Chief Executives' Environment Forum (CEEF) meeting in Wellington.
- Thursday 9 August – attended Manuherikia minimum flow meetings in Ophir.
- Monday 13 August – met with Department of Conservation Director Operations Southern South Island.
- Tuesday 14 August – regular catch-up meeting with CEO, Port Otago Ltd.

8. Recommendation

- a) *That this report be received.*

Endorsed by: Sarah Gardner
Chief Executive

Attachments

Nil

11. MATTERS FOR COUNCIL DECISION

11.1. Representation Review 2018

Prepared for: Council
Report No. CS1836
Activity: Governance Report
Prepared by: Ian McCabe, Executive Officer
Date: 10 August 2018

Purpose

- [1] To consider options for representation arrangements with a view to endorsing a preferred option for public consultation.

Background

- [2] Under the Local Electoral Act 2001, all local authorities are required to carry out reviews of their representation arrangements at least every six years. Council's last review was carried out in 2012 for the 2013 and 2016 triennial elections. 12 councillors from across four general constituencies were elected:
- Moeraki – one (1) councillor;
 - Dunstan – three (3) councillors;
 - Molyneux – two (2) councillors;
 - Dunedin – six (6) councillors.
- [3] The review must be carried out within the timeframes set out in the Local Electoral Act 2001, and prior to the 2019 local government elections.
- [4] By 31 August 2018, Council will need to have determined its proposed representation arrangements. Public notice of the proposed arrangements inviting submissions must be given. If no submissions are received, the proposal becomes final, and public notice can be made to that effect.
- [5] If submissions are received, these must be considered, and Council must give public notice of its "final" proposal. The "final" proposal will be open to appeals and objections. If there are no appeals or objections, the proposal becomes final, and public notice must be made to that effect.
- [6] Any appeals or objections received must be lodged with the Local Government Commission by 15 January 2019. The Local Government Commissions must make its determination no later than 10 April 2019.
- [7] Council considered options for its representation arrangements at its meeting of 27 June 2018 but deferred any decision until it had an opportunity to discuss them in a workshop. Councillors workshopped a selection of options on 1 August 2018.

Issue

- [8] Council is required to adopt preferred representation arrangements proposal. Once adopted, the preferred representation arrangements will be formally consulted on.

Considerations

- [9] There are three factors that must be consider by local authorities when determining appropriate representation arrangement. These are:
- Community of interest;
 - Effective representation; and,
 - Fair representation.

Community of interest

- [10] This is not defined in the Act. The Local Government Commission views community of interest as being the area to which one feels a sense of belonging and looks to for social service, and economic support.

- [11] Defining characteristics may include:

- a sense of community identity and belonging;
- similarities in demographic, socio-economic and/or ethnic characteristics of a community;
- similarities in economic activities;
- dependence on shared facilities in an area, including schools, recreational facilities and retail outlets;
- physical and topographic features;
- the history of an area; and/or,
- Transport and communication links.

- [12] For regional councils, section 19U(c) of the Act provides that so far as practicable, constituency boundaries must coincide with the boundaries of one or more territorial authorities, or with the boundaries of any local authority wards.

Effective representation

- [13] Under section 19U, Council must ensure that its representation proposals will provide effective representation of communities of interest. Principles that can be applied when considering this issue are:

- A recognised community of interest should not be split between electoral subdivisions.
- Grouping together two or more communities of interest that share few commonalities of interest should be avoided.
- Accessibility, size and configuration of an area should be considered, such as:
 - Would the population have reasonable access to its elected members and vice versa?

- Would elected members be able to effectively represent the views of their electoral subdivision?
- Would elected members be able to attend public meetings throughout their area, and provide reasonable opportunities for their constituents to have face to face meetings?

[14] There must be between six (6) and 14 elected regional councillors. In determining the exact number of councillors, council must be mindful of the physical size of the region, the number of “regional communities of interest”, and the need to meet the workload requirements of the council. Workloads involve not only the operational demands of attending council and committee meetings, but also the demand that individual councillors will face in order to provide effective representation and engagement.

[15] Council should also consider the following factors when considering the effectiveness of representation:

- a region-wide approach to the optimum number of elected members for successful governance;
- elected member focusing on long-term planning, setting policy, community consultation and advocacy;
- a management focus on operational improvements and greater performance;
- a robust and sustainable governance and management structure to meet demands such as legislative requirements, population growth, economic development and lifestyle trends.

Fair representation

[16] Membership for each constituency is required to comply with the basic principle of population equality unless there are good reasons to depart from it.

[17] Section 19V(2) of the Act outlines the specific requirement in this regard. Council must ensure that the population of each constituency divided by the number of members to be elected by that constituency produces a figure no more than 10% greater or smaller than the population of the region divided by the total number of elected members.

[18] Section 19V(3) of the Act provides that constituencies may be defined in ways that do not comply with section 19V(2) if it is considered that effective representation so requires, but any decision not to comply with this section must be referred to the Commission for determination.

Current Representation Arrangements – Status Quo Option

[19] To comply with the fair representation requirement, the ratio of representation of 12 councillors to population within the constituencies needs to be between 16,815 and 20,551 per representative. This would meet the +/-10% criteria.

[20] The constituencies along with up-to-date population data (June 2017 estimates provided by Statistics NZ) are shown in the table below.

[21] For information purposes, the wards making up the constituencies and their estimated populations are shown in Appendix C.

- [22] The table below shows that the current representation arrangements generally fall comfortably within the +/-10% threshold criteria and therefore meet the test for fair representation.

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	57,400	3	19,133	+2.41%
Molyneux	35,600	2	17,800	-4.73%
Dunedin	110,800	6	18,467	-1.16%
Total	224,200	12	18,683	

- [23] A map of this option is included in Appendix A.
- [24] This option, which reflects the current representation arrangements, reflects “regional communities of interest”, provides effective representation, complies with the fair representation criteria of +/-10%, and achieved good alignment of proposed constituency boundary with territorial authority boundaries.
- [25] At the time Council endorsed the current arrangements in 2012, both the Moeraki and Dunstan constituencies had percentage ratios outside the +/-10% threshold criteria. The decision by Council not to comply with the criteria had to be referred to the Local Government Commission for a final decision. The representation arrangement agreed in 2012 are shown in Appendix D.
- [26] Both constituencies now have ratios within the threshold criteria due to growth in their respective resident populations.
- [27] Staff recommend that Council endorse the status quo option as the proposed representation arrangements for consultation purposes.
- [28] In reaching a view on a staff recommendation, staff have made two key assumptions arising from principle applied by Council during the last representation review – firstly, that it is that it is desirable to retain dual representation where practicable; and secondly, there remains a desire to maintain a rural/urban balance.

Options

- [29] In addition to the status quo option, several additional options for representation arrangements have been modelled and are shown in Appendix E.
- [30] The Act requires that effective representation for regional councils must be achieved with between six and 14 members. The options considered have been prepared using differing councillor numbers (varying between 11 and 13 members).
- [31] Of the various options modelled, three options were specifically considered as being potentially suitable, and are described as follows.
- [32] Maps depicting these options are included in Appendix B.

Option 1 – Maintain current number of councillors; split Dunstan

[33] Option 1 involves maintaining the current number of members (i.e. twelve (12) councillors), but splitting Dunstan constituency into two – a “Central Lakes” constituency (encompassing Queenstown Lakes District) with two (2) members and an amended Dunstan constituency (encompassing Central Otago District) with one (1) member.

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	20,300	1	20,300	+8.65%
“Central Lakes”	37,100	2	18,550	-0.71%
Molyneux	35,600	2	17,800	-4.73%
Dunedin	110,800	6	18,467	-1.16%
Total	224,200	12	18,683	

[34] This option meets the criteria for fair representation. However, if we assume that it is desirable to retain dual representation where practicable, this option leaves two constituencies, Moeraki and Dunstan, with only one representative each. The amended Dunstan constituency also establishes a very large geographic area with several significant upcoming issues where one member may not be enough for effective representation.

[35] Further, the Central Otago District, and more particularly the Cromwell ward, is a large area containing a community of interest that has a strong and growing alignment with Queenstown Lakes.

Option 6 – Maintain current number of councillors; split Molyneux

[36] Option 6 involves maintaining the current number of members (i.e. twelve (12) councillors), but splitting Molyneux constituency by taking the Mosgiel-Taieri and Strath-Taieri community board areas out and including them in the Dunedin constituency. The number of members for Molyneux constituency would be reduced to one (1) and the number of members for Dunedin would increase to seven (7) members.

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	57,400	3	19,133	+2.41%
Molyneux	18,650	1	18,650	+0.18%
Dunedin	127,750	7	18,250	-2.32%
Total	224,200	12	18,683	

[37] This option also meets the criteria for fair representation and establishes similar representation ratios to the status quo. However, if we assume that it is desirable to retain dual representation where practicable, this option leaves two constituencies, Moeraki constituency and Molyneux constituency, with only one (1) representative each.

[38] Further, the Mosgiel-Taieri and Strath-Taieri community board areas encompass a large area, containing both rural and urban interests and its community of interest is potentially based more around farming activities and around flood and drainage assets than any specific metropolitan links or interests associated with Dunedin City.

Option 6A – Maintain current number of councillors, split Dunstan; split Molyneux

[39] Option 6A involves maintaining the current number of members (i.e. twelve (12) councillors), but splitting Dunstan constituency into two – a “Central Lakes” constituency (encompassing Queenstown Lakes District) with two (2) members and an amended Dunstan constituency (encompassing Central Otago District) with one (1) member – and splitting Molyneux constituency splitting Molyneux constituency by taking the Mosgiel-Taieri and Strath-Taieri Community Board areas out and including them in the Dunedin constituency, reducing the number of members in Molyneux constituency to one (1) and increasing the number of members in Dunedin constituency to seven (7).

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	20,300	1	20,300	+8.65%
“Central Lakes”	37,100	2	18,550	-0.71%
Molyneux	18,650	1	18,650	+0.18%
Dunedin	127,750	7	18,250	-2.32%
Total	224,200	12	18,683	

[40] This option meets the criteria for fair representation. However, if we assume that is it desirable to retain dual representation where practicable, this option leaves three constituencies, Moeraki constituency, Dunstan constituency and Molyneux constituency, with only one representative each. The amended Dunstan constituency also are very large geographic area with several significant upcoming issues where one member may not be enough for effective representation.

[41] The Mosgiel-Taieri and Strath-Taieri Community Board areas encompass a large area, containing both rural and urban interests and its community of interest is potentially based more around farming activities and around flood and drainage assets than any specific metropolitan links or interests associated with Dunedin City.

Timetable

[42] Public notice of the preferred option should be given on either Saturday 18 August 2018 or Wednesday 22 August 2018. The Act requires that the submission period be at least one month, so submissions are scheduled to close on Friday 28 September 2018.

[43] A Hearings Committee consisting of all councillors will hear submissions. The hearing has not yet been scheduled but, is likely to be scheduled for some time later in the week beginning 15 October 2018 to coincide with the October 2018 committee round.

[44] A recommending report from the Hearings Committee will be considered at the Council meeting on Wednesday 31 October 2018 or Thursday 1 November 2018 for a final decision.

[45] Council’s final decision is subject to potential appeal, objection, or referral. Public notice of the Council’s decision will be given on Saturday 3 November 2018. Appeals, objection or referrals will need to be lodged with Council by Tuesday 4 December 2018. Any appeal, objection or referral is then forwarded to the Local Government Commission for a consideration no later than 15 January 2019.

[46] The Local Government Commission is required to make any determinations on appeals and/or objections no later than 11 April 2019.

Policy Considerations

[47] So far as staff are aware, this decision is not inconsistent with nor is anticipated to have consequence that will be inconsistent with any policy adopted by Council or any plan required by the Local Government Act 2002 or any other enactment.

Staff Recommendation

That Council:

- 1) **Receives** this report.
- 2) **Adopts** the following recommended representation proposal pursuant to section 19I of the Local Electoral Act 2001 for consultation purposes:
 - (a) That Otago Regional Council shall comprise twelve (12) members elected from four (4) regional constituencies.
 - (b) That the proposed names, number of members to be elected by electors from each constituency and boundaries of each constituency shall be as follows:
 - (i) One (1) member representing the **Moeraki constituency** comprising the Otago portion of Waitaki District territorial area, being part of the Ahuriri and Corriedale wards, and the entirety of the Oamaru ward and Waihemo ward.
 - (ii) Three (3) members representing the **Dunstan constituency** comprising the Central Otago District and Queenstown Lakes District territorial areas.
 - (iii) Two (2) members representing the **Molyneux constituency** comprising the Clutha District territorial area and the Mosgiel-Taieri and Strath-Taieri community board areas located within the Dunedin City territorial area.
 - (iv) Six (6) members representing the **Dunedin constituency** comprising central Dunedin and the Waikoutiti Coast, West Harbour, Otago Peninsula and Saddle Hill community board areas located within the Dunedin City territorial area.
 - (c) The population that each member will represent is as follows:

Constituency	Population	Councillors	Ratio	%
<i>Moeraki</i>	20,400	1	20,400	+9.19%
<i>Dunstan</i>	57,400	3	19,133	+2.41%
<i>Molyneux</i>	35,600	2	17,800	-4.73%
<i>Dunedin</i>	110,800	6	18,467	-1.16%
Total	224,200	12	18,683	

- 3) **Notes** that a public notice outlining the recommended representation proposal will be made no later than 22 August 2018.
- 4) **Notes** that the submission period will close no later than 28 September 2018.
- 5) **Notes** that the committee to hear submissions on the recommended representation proposal will consist of all councillors on a date yet to be determined, but likely to coincide with the October 2018 committee round.

Endorsed by: Nick Donnelly, Director Corporate Services

Attachments

Appendix A – Constituency Boundary Options – Status Quo (Recommended)

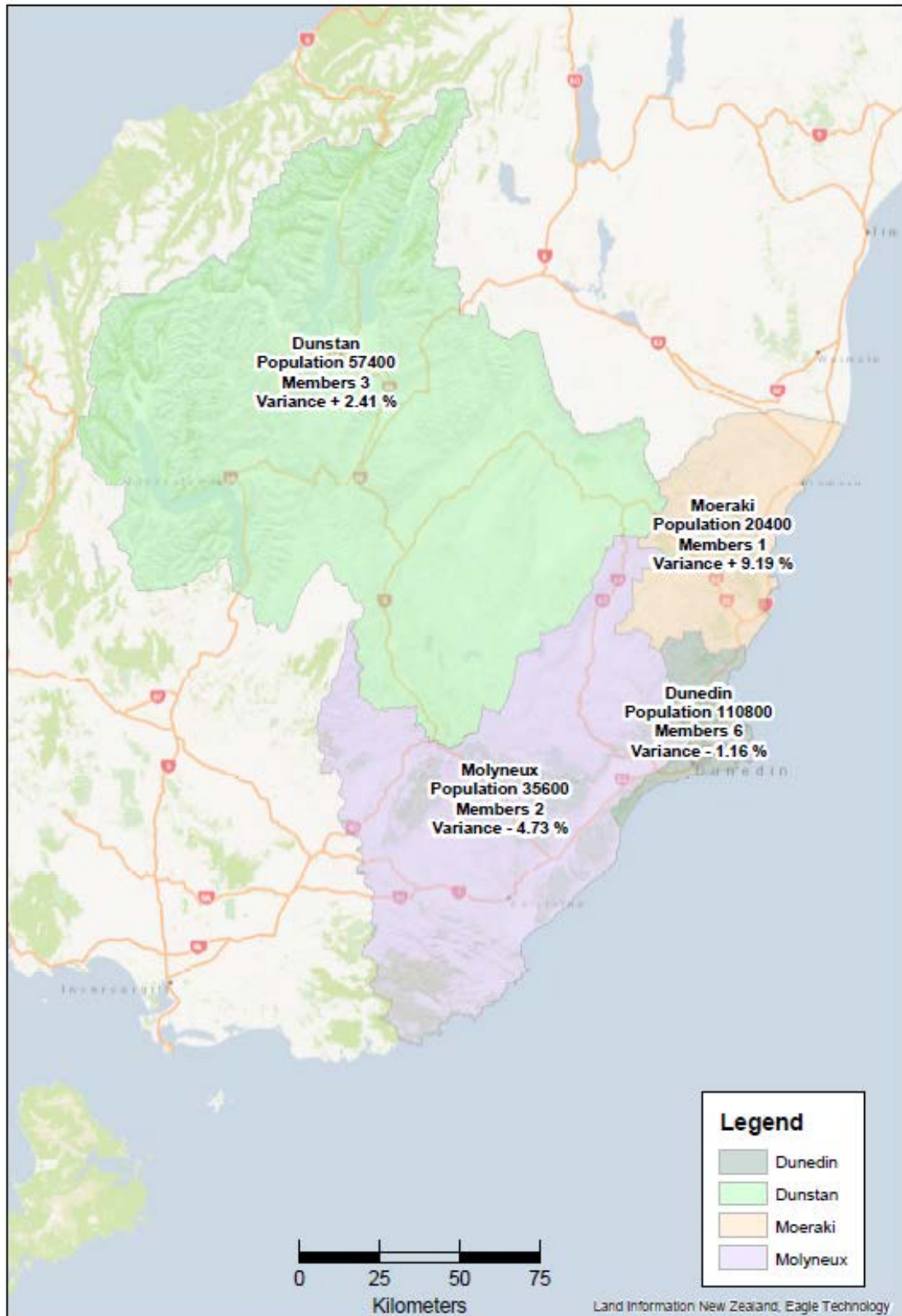
Appendix B – Constituency Boundary Options – Considered

Appendix C – Ward Data

Appendix D – Representation Arrangements Approved in 2012

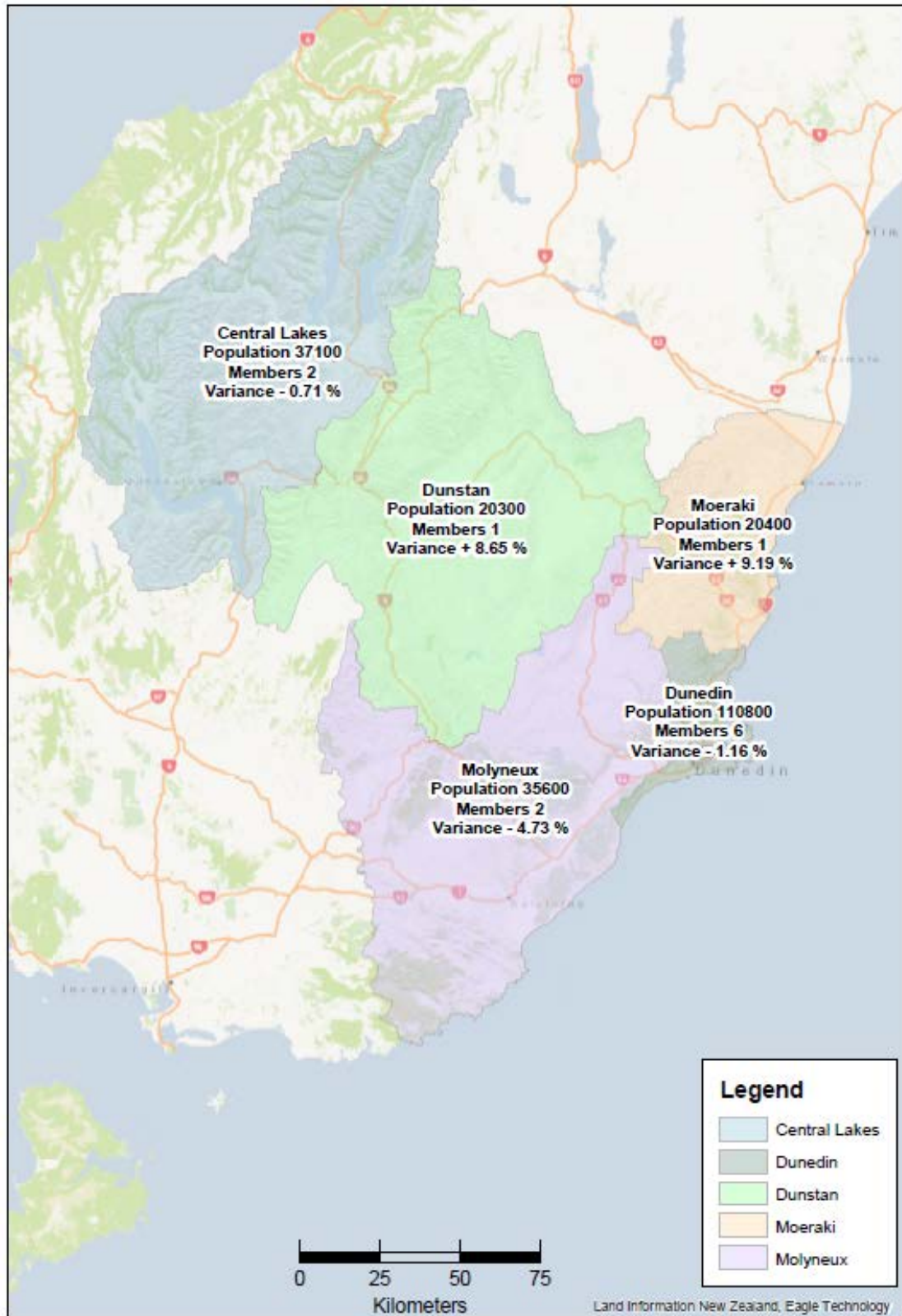
Appendix E – Options Modelled for Representation

Appendix A – Constituency Boundary Options – Preferred Option (Status Quo)

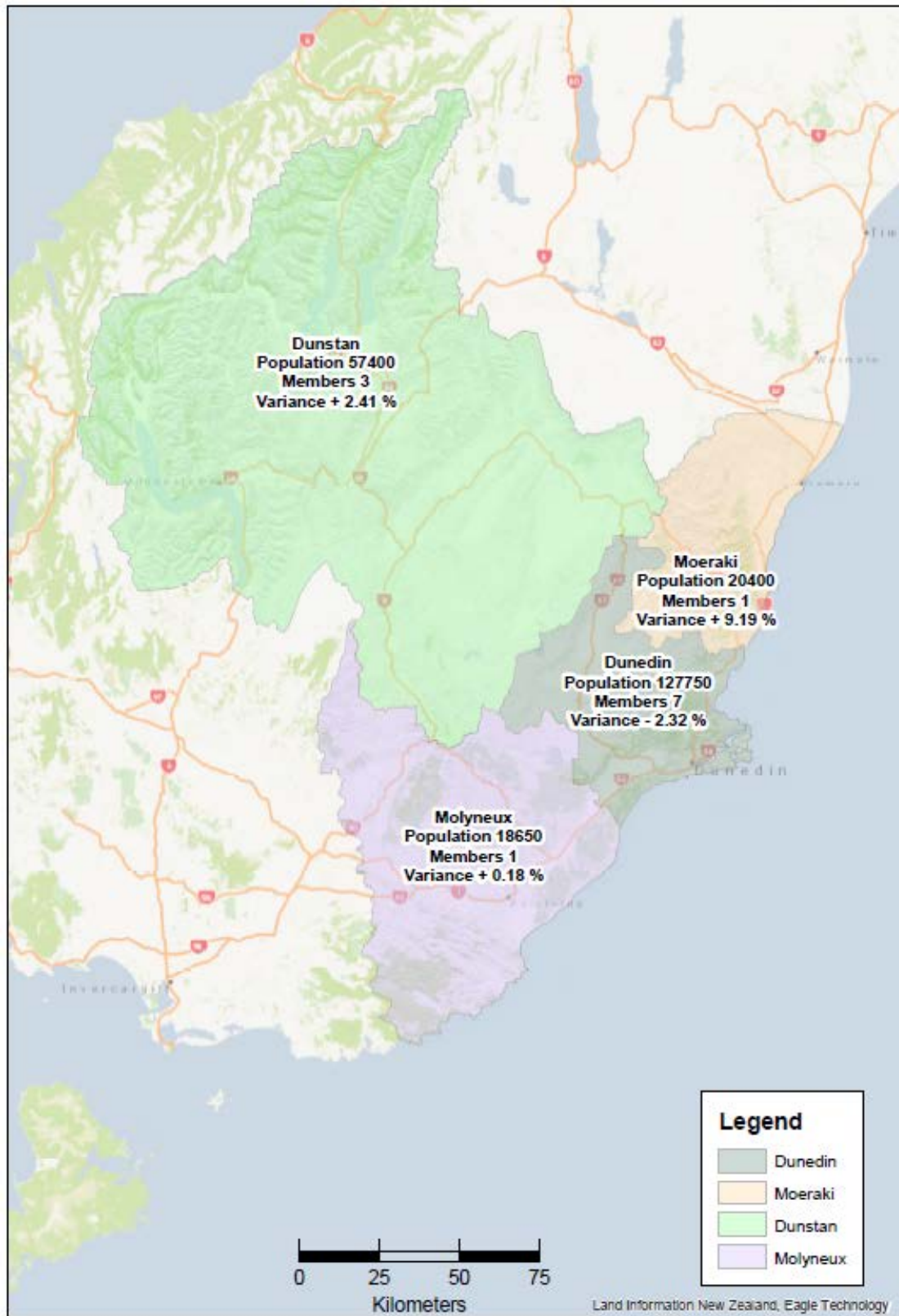


Constituency Option - Status Quo

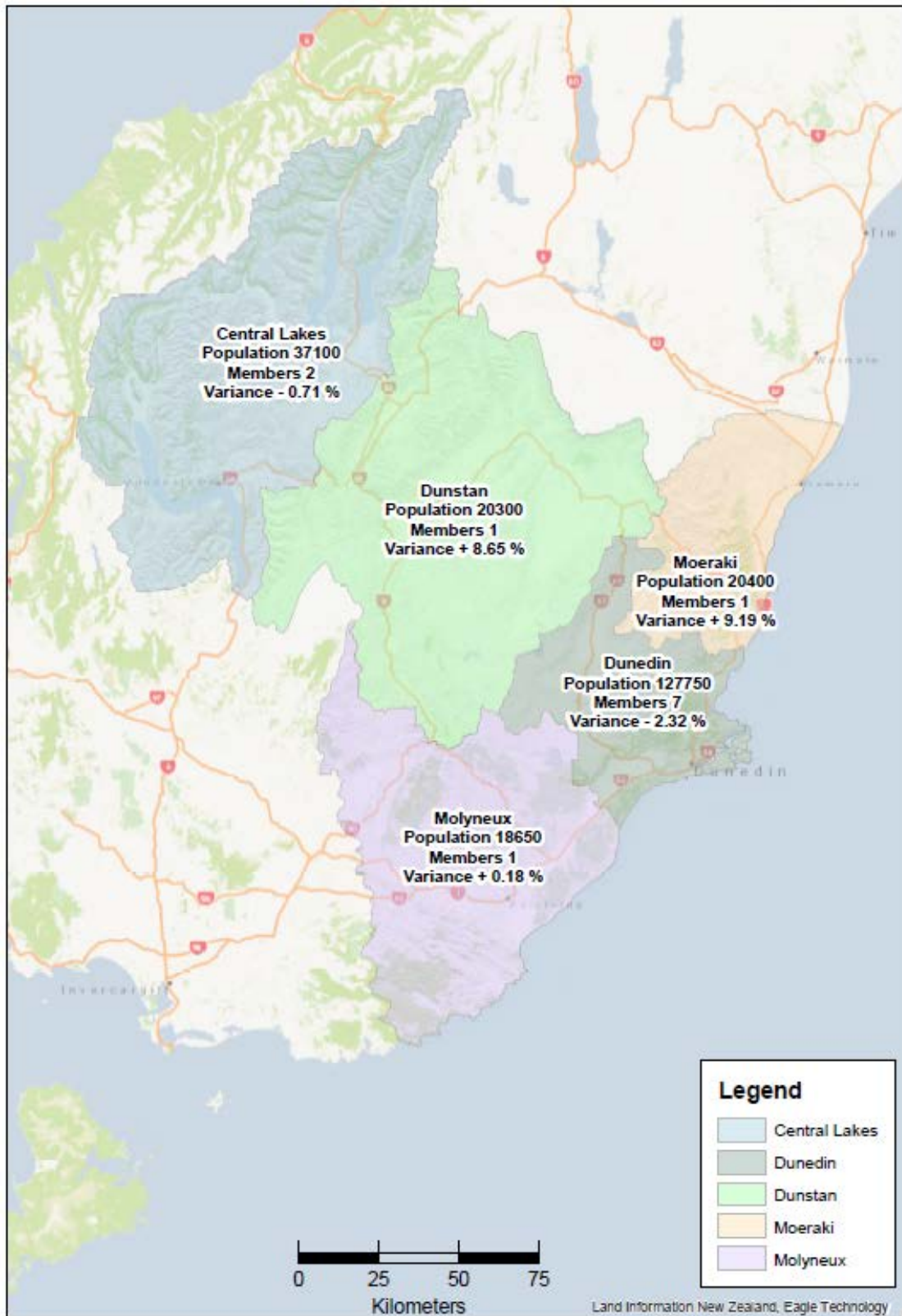
Appendix B – Constituency Boundary Options



Constituency Option 1



Constituency Option 6



Constituency Option 6A

Appendix C – Ward Data

Wards	Territorial Authority	Population
Moeraki Constituency		
Ahuriri and Corriedale (Part)	Waitaki District	4,550
Oamaru	Waitaki District	13,700
Waihemo	Waitaki District	2,350
Dunstan Constituency		
Cromwell	Central Otago District	7,210
Earnsclough–Manuherikia	Central Otago District	3,550
Maniototo	Central Otago District	1,780
Alexandra	Central Otago District	6,050
Teviot Valley	Central Otago District	1,710
Queenstown–Wakatipu	Queenstown Lakes District	22,600
Wanaka	Queenstown Lakes District	11,600
Arrowtown	Queenstown Lakes District	2,930
Molyneux Constituency		
West Otago	Clutha District	2,310
Clinton	Clutha District	1,280
Lawrence–Tuapeka	Clutha District	1,130
Balclutha	Clutha District	5,180
Catlins	Clutha District	1,000
Bruce	Clutha District	4,210
Kaitangata–Matau	Clutha District	1,150
Clutha Valley	Clutha District	1,280
Part Dunedin City – including the Mosgiel-Taieri and Strath-Taieri community boards areas	Dunedin City	17,890
Dunedin Constituency		
Part Dunedin City – including central Dunedin and the Waikoutiti Coast, West Harbour, Otago Peninsula and Saddle Hill community board areas	Dunedin City	110,800

Appendix D – Representation Arrangements Approved in 2012

Constituency	Population	Councillors	Ratio	%
Moeraki	19,250	1	19,250	+10.08%
Dunstan	47,100	3	15,700	-10.22%
Molyneux	35,000	2	17,500	+0.07%
Dunedin	108,500	6	18,083	+3.41%
Total	209,850	12	17,488	

Appendix E – Options Modelled for Representation

Option 1 – Maintain the number of councillors at 12, split Dunstan (Dunstan and “Central Lakes” (encompassing Queenstown Lakes District))

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	20,300	1	20,300	+8.65%
“Central Lakes”	37,100	2	18,550	-0.71%
Molyneux	35,600	2	17,800	-4.73%
Dunedin	110,800	6	18,467	-1.16%
Total	224,200	12	18,683	
Within -10%	16,815			
Within +10%	20,551			

Option 1 meets the criteria for fair representation. However, if we assume that it is desirable to retain dual representation where practicable, this option leaves two constituencies, Moeraki and Dunstan, with only one representative each. Further, the Central Otago District, and more particularly the Cromwell ward, is a large area containing a community of interest that has a strong and growing alignment with Queenstown Lakes.

Option 1A – Maintain the number of councillors at 12; split Dunstan (Central Otago/Wanaka and Queenstown/Arrowtown)

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Central Otago and Wanaka	31,900	2	15,950	-14.63%
Queenstown and Arrowtown	25,530	1	25,530	+36.65%
Molyneux	35,600	2	17,800	-4.73%
Dunedin	110,800	6	18,467	-1.16%
Total	224,200	12	18,683	
Within -10%	16,815			
Within +10%	20,551			

Option 1A results in a significant variation in representation in the Central Otago/Wanaka and Queenstown/Arrowtown constituencies. It will not meet the fair representation requirements.

Option 2 – Maintain the number of councillors at 12, split Central Otago and Queenstown, and put the Cromwell ward into Queenstown

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Central Otago (excl. Cromwell)	13,090	1	13,090	-29.94%
Queenstown Lakes and Cromwell	44,310	2	22,155	+18.58%
Molyneux	35,600	2	17,800	-4.73%
Dunedin	110,800	6	18,467	-1.16%
Total	224,200	12	18,683	
Within -10%	16,815			
Within +10%	20,551			

Option 2 results in Queenstown Lakes and Cromwell being under represented and Central Otago (excluding Cromwell) over represented. It does not meet the fair representation requirements.

Option 3 – Increase number of councillors to 13, with one more in Dunstan

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+18.29%
Dunstan	57,400	4	14,350	-16.79%
Molyneux	35,600	2	17,800	+3.21%
Dunedin	110,800	6	18,467	+7.08%
Total	224,200	13	17,246	
Within -10%	15,521			
Within +10%	18,971			

Option 3 results in a significant variation in representation in the Moeraki and Dunstan areas and will not meet the fair representation requirements.

Option 3A – Increase number of councillors to 13, with one more in Dunedin

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+18.29%
Dunstan	57,400	3	19,133	+10.94%
Molyneux	35,600	2	17,800	+3.21%
Dunedin	110,800	7	15,829	-8.22%
Total	224,200	13	17,246	
Within -10%	15,521			
Within +10%	18,971			

Option 3A results in a significant variation in representation in the Moeraki area and under representation in Dunstan area. It does not meet the fair representation requirements.

Option 4 – Increase number of councillors to 14, with one more in Dunstan, Moeraki and Dunedin

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	2	10,200	-36.31%
Dunstan	57,400	3	19,133	+19.47%
Molyneux	35,600	2	17,800	+11.15%
Dunedin	110,800	7	15,829	-1.16%
Total	224,200	14	16,014	
Within -10%	14,413			
Within +10%	17,615			

Option 4 results in a significant variation in representation in the Moeraki, Dunstan and Molyneux constituencies. It does not meet the fair representation requirements.

Option 5 – Decrease number of councillors to 11, with one less in Dunedin

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+0.09%
Dunstan	57,400	3	19,133	-6.13%
Molyneux	35,600	2	17,500	-14.14%
Dunedin	110,800	5	22,160	+8.72%
Total	224,200	11	20,382	
Within -10%	18,344			
Within +10%	22,420			

Option 5 results in a significant variation in representation in the Molyneux constituency. It does not meet the fair representation requirements.

Option 5A – Decrease number of councillors to 11, with one less in Molyneux and split Dunedin and Molyneux – Mosgiel-Taieri and Strath-Taieri included in Dunedin

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+0.09%
Dunstan	57,400	3	19,133	-6.13%
Molyneux	18,650	1	18,650	-8.50%
Dunedin	127,750	6	21,292	+4.46%
Total	224,200	11	20,382	
Within -10%	18,344			
Within +10%	22,420			

Option 5A meets the criteria for fair representation. However, if we assume that it is desirable to retain dual representation where practicable, this option would leave two constituencies, Moeraki and Molyneux, with only one (1) representative each. The Mosgiel-Taieri and Strath-Taieri community board areas encompass a large area, containing both rural and urban interests and its community of interest is potentially based more around farming activities and around flood and drainage assets than any specific metropolitan links or interests associated with Dunedin City.

Option 5B – Decrease number of council to 11, and put Mosgiel-Taieri into Dunedin

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+0.09%
Dunstan	20,300	1	20,300	+8.65%
“Central Lakes”	37,100	2	18,550	-0.71%
Molyneux	18,650	1	18,650	-8.50%
Dunedin	127,750	6	21,292	+4.46%
Total	224,200	11	20,382	
Within -10%	16,815			
Within +10%	20,551			

Option 5B meets the criteria for fair representation. However, if we assume that it is desirable to retain dual representation where practicable, this option leaves three constituencies, Moeraki, Dunstan and Molyneux, with only one representative each. The Dunstan constituency lies over a large geographic area that may prove to be a constraint in effective representation. The Mosgiel-Taieri and Strath-Taieri community board areas encompass a large area, containing both rural and urban interests and its community of interest is potentially based more around farming activities and around flood and drainage assets than any specific metropolitan links or interests associated with Dunedin City.

Option 6 – Maintain the number of councillors at 12, split Dunstan, and split Molyneux and include Mosgiel-Taieri in Dunedin

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	57,400	3	19,133	+2.41%
Molyneux	18,650	1	18,650	+0.18%
Dunedin	127,750	7	18,250	-2.32%
Total	224,200	12	18,683	
Within -10%	16,815			
Within +10%	20,551			

Option 6 meets the criteria for fair representation and establishes similar representation ratios to the status quo. However, if we assume that it is desirable to retain dual representation where practicable, this option leaves two constituencies, Moeraki and Molyneux, with only one representative each. Further, the Mosgiel-Taieri and Strath-Taieri community board areas encompass a large area, containing both rural and urban interests and its community of interest

is potentially based more around farming activities and around flood and drainage assets than any specific metropolitan links or interests associated with Dunedin City.

Option 6A – Maintain current number of councillors, split Dunstan; split Molyneux

Constituency	Population	Councillors	Ratio	%
Moeraki	20,400	1	20,400	+9.19%
Dunstan	20,300	1	20,300	+8.65%
“Central Lakes”	37,100	2	18,550	-0.71%
Molyneux	18,650	1	18,650	+0.18%
Dunedin	127,750	7	18,250	-2.32%
Total	224,200	12	18,683	
Within -10%	16,815			
Within +10%	20,551			

Option 6A meets the criteria for fair representation. However, if we assume that it is desirable to retain dual representation where practicable, this option leaves three constituencies, Moeraki, Dunstan and Molyneux, with only one representative each. The Dunstan constituency lies over a large geographic area that may prove to be a constraint in effective representation. The Mosgiel-Taieri and Strath-Taieri community board areas encompass a large area, containing both rural and urban interests and its community of interest is potentially based more around farming activities and around flood and drainage assets than any specific metropolitan links or interests associated with Dunedin City.

11.2. Elected Members Remuneration 2018/2019

Prepared for: Council
Report No. CS1837
Activity: Governance Report
Prepared by: Nick Donnelly, Director Corporate Services
Date: 8 August 2018

1. Précis

The Remuneration Authority (the Authority) has undertaken its annual review of elected member's remuneration and has now issued its determination for local government elected members which applies from 1 July 2018 (the Determination). The Local Government Members (2018/19) (Local Authorities) Determination 2018 is attached for the information of Councillors.

2. Background

The Authority issued an information paper on 30 June 2018 which outlined the new approach to sizing councils and to the construction of a local government pay scale. That paper is available on: <https://www.remauthority.govt.nz/local-government/review-of-setting-remuneration-and-allowances-for-local-government-elected-members/>.

The paper outlined the issues that led the Authority to conclude that overall local government elected members as a group were likely underpaid for their work. The paper then gave an indication of the steps they will be taking over the next year to align remuneration with the new model.

Later this year or very early next year the Authority will contact all councils to inform them of the proposed governance pool (i.e. the pool for the payment of councillors) that will be allocated to each council. They will also provide details of the steps they would like Councils to undertake in a given time frame in the first part of calendar year 2019.

Apart from changes in remuneration levels (a step towards the final levels that will be introduced following the 2019 election) the new determination contains some changes in other areas that should be noted:

- Mayors and chairs (except the Chathams) are now deemed to be full time and they will no longer be able to claim travel time payments.
- For councils that are providing vehicles for mayors/chairs there are two changes – a maximum purchase price of \$55,000 including GST and on road costs (with current vehicles grand-parented) and the fact that the councils themselves are now responsible for valuing the cost of the private use of the vehicle (using the formula provided in the new determination) and then deducting that amount from the mayor/chair remuneration. This is in line with our general policy of providing a total remuneration figure in determinations..
- Councils are no longer required to send the Authority their expense policies for checking. A copy of ORC's Councillor Expenses, Reimbursements and Allowances Policy is attached.

3. Base remuneration from 1 July 2017 to 30 June 2018

The Determination has revised amounts payable for Councillors, Council Chair, Deputy Chair and Committee Chairs based on the Committee structure currently in place. Remuneration set out in the Determination is as follows:

	No	Factor	2017/18	2018/19	Increase
Chair	1		\$121,541	\$126,548	4.1%
Deputy Chair	1	40%	\$67,676	\$69,700	3.0%
Committee Chair	4	15%	\$55,591	\$57,254	3.0%
RTC Chair	1	15%	\$55,591	\$57,254	3.0%
Councillor	5		\$48,340	\$49,786	3.0%

Notes:

- The factor is the additional duties uplift expressed as a percentage of the base councillor rate.
- The Chair amount is net of the value of full private use of the Chair's motor vehicle. The Determination has set the Chair's gross remuneration at \$131,833 less a deduction for full private use of a motor vehicle of \$5,285 (based on the formula set in the Determination).
- In 2017/18 the Determination set the net amount of Chair remuneration at \$121,541.

4. Hearing fees

Hearing fees for regional plan changes, regional policy statements and resource consent hearings remain unchanged and continue to be treated in the same way. Fees of up to \$100 per hour for chairs of the panel and \$80 for other members are allowed.

5. Expenses and allowances

The Authority no longer requires that Council resubmit a revised expense policy as it has done in previous years and based on the amounts stated in the Determination no changes are required to the Councillor Expenses Reimbursements and Allowances Policy adopted last year. A copy of that policy is attached. This Policy applies to Council business as it has previously.

6. Mileage allowance

A vehicle mileage allowance is payable to members for private vehicle use when on Council business, and where transport is not otherwise provided. The rates payable are unchanged at 73c/km for the first 10,000kms in any one year, and 37c/km for distances over 10,000kms in any year. The rate for electric vehicles is 81c/km up to 10,000km and 37c/km thereafter.

7. Travel time allowance

A travel time allowance is payable to a member where travel exceeds one hour in any day. The amount payable remains unchanged at \$37.50 per hour. The Determination has now removed the ability for this to be claimable by the Council Chairperson in recognition that their role is now deemed full time. It should be noted that this change does not impact Otago Regional Council as the Chair has not claimed a travel time allowance.

8. Communications allowance

The Determination allows for Council to supply communication equipment and/or pay allowances for Councillors using their own equipment. Council's policy is in line with the expectations of the Authority and the amounts they recommend. Key aspects of the Determination and Council's policy are:

- A Council supplied iPad, with Wi-Fi connection, is provided to Councillors. An allowance of \$200 is available to those who wish to utilise their own equipment, providing that equipment is to a standard acceptable to the Council.

- Council will supply a printer and/or provide printed versions of agendas on request. It is noted it is intended that the supply of iPad's will negate the need for printed material and/or a printer. Accordingly the allowance recommended by the Authority of \$40 for use of a printer is not included in Council's policy to encourage this.
- The Authority recommends an allowance for use of personal mobile phone equipment of \$150. On top of that Councillors may be reimbursed the actual cost of calls or paid an allowance for the use of the members own mobile service of \$400. Council's policy is to pay the fixed allowance rather than actual cost reimbursement.
- The Authority has set the allowance for the use of a members own internet service at \$400.

Based on the amounts in the Determination the communication allowance will remain at \$950 per annum.

9. Chairperson

In recognition of the nature of the Chairperson's wider Council role, the following additional entitlements are available:

- Provision of a Council vehicle in accordance with the Remuneration Authority use formula.
- Provision of a cell phone, including call and data costs.
- Membership of Air New Zealand Koru Club.
- Membership of the Dunedin Club.
- Full iPad connectivity.

10. Recommendation

- That this report be received.*
- That Council notes the Determination from the Authority and increase in remuneration from 1 July 2018.*
- That Council notes the attached Expenses, Reimbursements and Allowances Policy which was adopted in August 2017.*

Endorsed by: Nick Donnelly
Director Corporate Services

Attachments

1. LG Members 2018-19 Local Authorities Determination 2018 [11.2.1]
2. Expenses Reimbursement and Allowances Policy - Aug 2017 [11.2.2]

12. MATTERS FOR NOTING
Nil.

13. REPORT BACK FROM COUNCILLORS

14. NOTICES OF MOTION

**15. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS
HELD ON 1-2 AUGUST 2018**

15.1. Recommendations of the Policy Committee

11.1 Director's Report on Progress

Resolution

That the CE be asked to prepare a

- a) *paper on submissions and feedback process for the next committee round.*
- b) *circulate all submissions on Council's behalf to councillors*

Moved: Cr Laws

Seconded: Cr Hope

CARRIED

Resolution

We have meeting with QLDC to create a plan for how we will dually communicate aspirations for Public Transport in relation to the Ladies Mile by the end of August 2018.

Moved: Cr Lawton

Seconded: Cr Deaker

CARRIED

Resolution

That this report be noted.

Moved: Cr Robertson

Seconded: Cr Hope

CARRIED

11.2 National Planning Standards

Resolution

That this report be received and noted.

Moved: Cr Woodhead
Seconded: Cr Deaker
CARRIED

11.3 Minimum Flow Plan Change Update

Resolution

That the CEO engage an appropriately qualified facilitator to help consultation associated with Priority Catchments Minimum Flows and Residual Flow Plan Change.

Moved: Cr Noone
Seconded: Cr Deaker
CARRIED

Resolution

To rescind the motion of 13 June 2018, that 31 August 2018 as the confirmed notification date: (That 31 August is confirmed for notification subject to Minimum Flow figures and missing section 32 components being completed and brought to the Council and brought to the communities.)

Moved: Cr Laws
Seconded: Cr Noone
CARRIED

Resolution

That Council:

- 1) **Receive** this report.
- 2) **Note** this report.
- 3) **Note** the revised time frames for completing the necessary technical inputs and supporting information required to notify the plan change.

Moved: Cr Woodhead
Seconded: Cr Noone
CARRIED

15.2. Recommendations of the Regulatory Committee

11.1 Director's Report on Progress

Resolution

That this report is received and noted.

Moved: Cr Neill
Seconded: Cr Hope
CARRIED

11.2 Enforcement Activities from 19 May 2018 to 6 July 2018

Resolution

That this report is received and noted.

Moved: Cr Neill
Seconded: Cr Hope
CARRIED

11.3 Consents and Building Control

Resolution

That this report is received and noted.

Moved: Cr Neill
Seconded: Cr Hope
CARRIED

2.1 (Public Excluded) Enforcement Action

Resolution

That this report be received and noted.

Moved: Cr Woodhead
Seconded: Cr Hope
CARRIED

15.3. Recommendations of the Communications Committee - 2 August 2018

11.1 Director's Report on Progress

Resolution

That the report be noted.

Moved: Cr Deaker
Seconded: Cr Hope
CARRIED

15.4. Recommendations of the Technical Committee

11.1 Director's Report on Progress

Resolution

That the report be noted.

Moved: Cr Hope
Seconded: Cr Lawton
CARRIED

11.2 Lower Waitaki Plains Aquifer

Resolution

1. *This report be received;*
2. *The findings presented in the report "Lower Waitaki Plains Aquifer Summary of the Groundwater Quality Monitoring (July 2016 - January 2018)" be noted.*

Moved: Cr Woodhead
Seconded: Cr Brown
CARRIED

11.3 Lake Hayes Restoration

Resolution

- a) *This report is received and noted.*
- b) *That staff develop options for consideration by Council on the remediation of Lake Hayes including a comprehensive description and assessment of benefits effectiveness, precedents risks, costs, implementation and timelines and funding.*

Moved: Cr Deaker
Seconded: Cr Lawton
CARRIED

Resolution

- a) *That the consultant report by Castalia be re-framed into a more public intelligible document.*

Moved: Cr Laws
Seconded: Cr Hope
CARRIED

15.5. Recommendations of the Public Portion of the Finance and Corporate Committee

10.1 Port Otago Ltd - Statement of Corporate Intent

Resolution

That the attached Draft Statement of Corporate Intent for Port Otago Limited and its subsidiaries and associates for the three years to 30 June 2021 be endorsed.

Moved: Cr Woodhead
Seconded: Cr Noone
CARRIED

10.2 Passenger Transport Update

Resolution

That this report be received.

Moved: Cr Brown
Seconded: Cr Noone
CARRIED

10.3 Insurance Renewal

Resolution

That this report be noted.

Moved: Cr Woodhead
Seconded: Cr Hope
CARRIED

10.4 Director's Report

Resolution

- a) *That this report is received.*
- b) *That the payments summarised in the table above and detailed in the payments schedule, totalling \$16,055,486.11 be endorsed.*

Moved: Cr Noone
Seconded: Cr Lawton
CARRIED

11.1 Financial Report to 31 May 2018

Resolution

That this report is received.

Moved: Cr Kempton
Seconded: Cr Noone
CARRIED

11.2 Council Meeting and Workshop Schedules

Resolution

That Council:

- 1) **Receive** this report.
- 2) **Note** changes to the scheduling of this committee round and subsequent council meeting are testing options for better and more efficiently utilising councillor staff time and engagement.
- 3) **Provide** feedback to the Chief Executive on the effectiveness or otherwise of the changes to scheduling for this round and on potential further changes and/or improvements for future rounds.

Moved: Cr Noone
Seconded: Cr Robertson
CARRIED

16. RESOLUTION TO EXCLUDE THE PUBLIC

That the public be excluded from the following parts of the proceedings of this meeting, namely:

Item 2.1 Leith Flood Protection Scheme - Financial Delegation

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
2.1 Leith Flood Protection Scheme - Financial Delegation	<p>To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities – Section 7(2)(h)</p> <p>To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) – Section 7(2)(i)</p> <p>To prevent the disclosure or use of official information for improper gain or improper advantage – Section 7(2)(j)</p>	Section 48(1)(a); Section 7(2)(h) 7(2)(i) 7(2)(j)

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 or [section 6](#) or [section 7](#) or [section 9](#) of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows:

2.1 Leith Flood Protection Scheme - Financial Delegation

To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities – Section 7(2)(h)

To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) – Section 7(2)(i)

To prevent the disclosure or use of official information for improper gain or improper advantage – Section 7(2)(j)

17. CLOSURE