

Agenda for a meeting of the Proposed District Plan Subcommittee to be held in the Councillors' Lounge, District Office, 15 Galileo Street, Ngaruaawahia on **TUESDAY, 17 OCTOBER 2023** commencing at **9.30am**.

1. APOLOGIES AND LEAVE OF ABSENCE

2. CONFIRMATION OF STATUS OF AGENDA

3. DISCLOSURES OF INTEREST

The register of interests is no longer included on agendas; however, members still have a duty to disclose any interests under this item.

4. EXCLUSION OF THE PUBLIC

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GJ Ion
CHIEF EXECUTIVE

PROPOSED DISTRICT PLAN SUBCOMMITTEE

Reports to:	Policy & Regulatory Committee
Chairperson:	Deputy Mayor Carolyn Eyre
Deputy Chairperson:	Cr Eugene Patterson
Membership:	Her Worship the Mayor Cr Crystal Beavis Cr C Eyre Cr Eugene Patterson Cr Kandi Ngataki
Meeting frequency:	As and when required
Quorum:	A majority of members (including vacancies)

Purpose and Terms of Reference

Purpose

- I. To assist the Chief Executive and officers to make timely decisions on any matters relating to the hearings on submissions and further submissions on the Proposed Waikato District Plan (including Stages 1, 2 and any variations) (“the Proposed District Plan”) and any appeals or other proceedings relating to Council’s decisions on the Proposed District Plan.

The Subcommittee is delegated the following powers to act:

- I. To make decisions in relation to any direction sought by the Chief Executive and/or officers in relation to any matters relating to:
 - a) The hearings on submissions and further submissions on the Proposed District Plan; and
 - b) Any appeals or other proceedings relating to Council’s decisions on the Proposed District Plan.

NOTE: The authority under paragraphs I a) and b) includes the power to direct the Chief Executive or officers to engage any expert or legal counsel.

2. To determine an approach for resolving any appeals or other proceedings on Council’s decisions on the Proposed District Plan.

3. To delegate to the Chief Executive or any officer participating in an alternative disputes resolution process (“ADR process”) (as defined in section 268(4) of the Resource Management Act 1991) in relation to any Environment Court proceeding arising from Schedule 1 of the Act or any other ADR process directed in any other proceedings), the authority to make decisions on behalf of Council, within any parameters given by the Subcommittee, on any matters that may reasonably be expected to arise in the ADR process.
4. To authorise the Chief Executive, or his delegate, together with any other member of the Executive Leadership Team, to jointly consider and approve, within any parameters given by the Subcommittee, the content of any draft consent order to be submitted to the Environment Court to resolve any appeal on Council’s decisions on the Proposed District Plan.
5. To report to the Policy & Regulatory Committee on a quarterly basis (as a minimum) with a summary of the matters considered and decisions made by the Subcommittee.

To	Proposed District Plan Subcommittee
Report title	Exclusion of the Public
Date:	12 October 2023
Report Author:	Lynette Wainwright, Democracy Advisor
Authorised by:	Gaylene Kanawa, Democracy Manager

1. Staff recommendations

Tuutohu-aa-kaimahi

- a. THAT the public be excluded from the following parts of the proceedings of this meeting.

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
<p>Item PEX 1.1 Appeals to the Proposed Waikato District Plan:</p> <p>a. Hamilton City Council</p>	<p>Good reason to withhold exists under Section 6 or Section 7 Local Government Official Information and Meetings Act 1987</p>	<p>Section 48(1)(a)</p>

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, as follows:

Item No.	Section	Interest
<p>Item PEX 1.1 Appeals to the Proposed Waikato District Plan:</p> <p style="padding-left: 20px;">a. Hamilton City Council</p>	<p>7(2)(g)</p> <p>7(2)(i)</p>	<p>To protect legally privileged information.</p> <p>To enable negotiations to carry on without prejudice or disadvantage.</p>

- b. THAT Mrs Bridget Parham and Mrs Carolyn Wratt be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of the Proposed District Plan process. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter to inform and advise the Subcommittee members.

2. Attachments

Ngaa taapirihanga

There are no attachments for this report.
