
Thursday, 14 September 2023

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council
Council Meeting

Kaupapataka

Agenda

Te Rā Hui:
Meeting date: **Thursday, 14 September 2023**

Te Wā:
Time: **1.00pm**

Te Wāhi:
Venue: **Council Chamber
Ground Floor
Civic Administration Building
Lyndon Road East
Hastings**

Te Hoapā:
Contact: **Democracy and Governance Services
P: 06 871 5000 | E: democracy@hdc.govt.nz**

Te Āpiha Matua:
Responsible
Officer: **Chief Executive - Nigel Bickle**

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Thursday, 14 September 2023

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Hastings District Council

Council Meeting

Kaupapataka

Agenda

Tiamana

Chair: Mayor Sandra Hazlehurst

Mematanga:

Membership:

Ngā KaiKaunihera

Councillors: Ana Apatu, Marcus Buddo, Alwyn Corban, Malcolm Dixon, Michael Fowler, Damon Harvey, Henry Heke, Kellie Jessup, Tania Kerr (Deputy Mayor), Eileen Lawson, Renata Nepe, Simon Nixon, Ann Redstone, Wendy Schollum and Kevin Watkins

Tokamatua:

Quorum:

8 members

Apiha Matua

Officer Responsible:

Chief Executive – Nigel Bickle

*Te Rōpū Manapori me te
Kāwanatanga*

Democracy and

Governance Services:

Louise Stettner (Extn 5543)

Te Rārangi Take

Order of Business

1.0 Opening Prayer – *Karakia Whakatūwheratanga*

2.0 Apologies & Leave of Absence – *Ngā Whakapāhatanga me te Wehenga ā-Hui*

At the close of the agenda no apologies had been received.

Leave of Absence had previously been granted to Councillor Jessup

3.0 Conflict of Interest – *He Ngākau Kōnatunatu*

Members need to be vigilant to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to scan the agenda and assess their own private interests and identify where they may have a pecuniary or other conflict of interest, or where there may be perceptions of conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the relevant item of business and withdraw from participating in the meeting. If a Member thinks they may have a conflict of interest, they can seek advice from the General Counsel or the Manager: Democracy and Governance (preferably before the meeting).

It is noted that while Members can seek advice and discuss these matters, the final decision as to whether a conflict exists rests with the member.

4.0 Confirmation of Minutes – *Te Whakamana i Ngā Miniti*

Minutes of the Council Meeting held Thursday 17 August 2023.

(Previously circulated)

5.0 Consultation on Long Term Plan Amendment 2021-31 (Cyclone Gabrielle - Voluntary Residential Property and Property Rights Purchase) 7

6.0 Hawke's Bay Regional Council Land Categorisation Process 23

7.0 Three Waters Reform Update 25

8.0 Proposed Amendments to Schedule of Meetings **29**

9.0 Minor Items – *Ngā Take Iti*

10.0 Urgent Items – *Ngā Take Whakahihiri*

11.0 Recommendation to Exclude the Public from Items 12, 13 and 14 **31**

12.0 Hawke's Bay Crown Funding Agreement

13.0 Impacts of Land Categorisation Decisions relating to Category 2A Land

14.0 Category 3 Voluntary Buy Out Policy

15.0 CE Performance Review and Planning
(Supplementary agenda to be circulated separately)

Thursday, 14 September 2023

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Item 5

Te Rārangi Take

Report to Council

Nā: Lex Verhoeven, Strategy Manager
From: Bruce Allan, Deputy Chief Executive

Te Take: Consultation on Long Term Plan Amendment 2021-31 (Cyclone Gabrielle - Voluntary Residential Property and Property Rights Purchase)
Subject:

1.0 Executive Summary – Te Kaupapa Me Te Whakarāpopototanga

- 1.1 The purpose of this report is to present to Council the feedback received on the consultation process for the proposed Amendment to the 2021-2031 Long Term Plan (LTP). That Amendment contained a proposal for the introduction of a new activity for Council titled “Cyclone Gabrielle – Voluntary Residential Property and Property Rights Purchase”. The LTP Amendment along with the Consultation Document contained an outline of the Crown funding offer that had been received and its consequential impact on the Hastings District Council undertaking this new activity.
- 1.2 There are several linked reports and decisions on this Council agenda. The recommended order in which to assess these various matters is as follows:
 - i. Consider submissions on the LTP Amendment proposal and make decisions;
 - ii. Receive the HBRC Category 3 categorisation report;
 - iii. Subject to the outcome of the above consider the draft agreement with the Crown;
 - iv. Consider report on impacts of land categorisation decisions relating to Category 2A land;
 - v. Subject to the outcomes of the above consider the feedback and recommendations as to the proposed policy framework for category 3 property purchase.
- 1.3 The Council adopted the LTP Amendment and Consultation Document on 17 August 2023 and the consultation process commenced on 18 August 2023. As part of that report the Council resolved to take advantage of the Severe Weather Emergency Legislation Act 2023 provisions which enabled Council to manage the consultation process required for a Long-Term Plan Amendment in the most time efficient way, providing certainty to those most effected as soon as practically possible. That legislation provides for a minimum 14-day consultation timeframe – the Council’s process running from 18 August to the feedback closing date of 5 September providing a 19-day consultation window, in compliance with the legislative provisions. The Napier City Council running a similar process in respect of the amendment to their Long-Term Plan for similar reasons.

- 1.4 The Severe Weather legislation also provided flexibility as to how Council could hear and obtain community views on the proposal put forward. An outline of the process followed is contained in the body of the report. In summary; the Council received 119 pieces of feedback in terms of on-line or written submissions (as attached), with feedback also received via 4 drop-in sessions hosted by various Councillors in multiple locations as well as a Facebook live session. The body of the report also contains a record of the feedback received from those sessions. Elected members that attended those sessions may wish to share any further observations with councillors as part of the decision-making process.
- 1.5 Councillors have been circulated the submissions received to inform their consideration of community views on the proposal put forward and to inform their decision making. An officer summary of the reoccurring themes and other matters is detailed in section 3.12 of the report. These are reoccurring themes only which are presented in summary form only and are intended to support the process but are not intended to dilute the detail contained within individual submissions presented to Council.
- 1.6 The Council also considered the requirements of section 82(1) (b) of the Local Government Act 2002 in respect of “persons who will or may be affected by, or have an interest in, the decision or matter should be encouraged by the local authority to present their views to the local authority”. Property owners provisionally in Category 3, 2A and 2P also received letters with links to the consultation material, but also more specifically feedback questions on the proposed development of a policy framework to be used in the property purchase process (and encouraged to provide feedback on that), should the LTP Amendment be adopted. A separate report addresses the policy framework and the feedback received from the consultation process undertaken.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That Council receive the report titled Consultation on Long Term Plan Amendment 2021-31 (Cyclone Gabrielle - Voluntary Residential Property and Property Rights Purchase) dated 14 September 2023.
- B) That Council adopts the amended Long Term Plan incorporating the amendment for Cyclone Gabrielle – Voluntary Residential Property and Property Rights Purchase.
- C) That Council receives the submissions to the Long-Term Plan Amendment 2021-31 (Cyclone Gabrielle – Voluntary Residential Property and Property Rights Purchase).
- D) That the decisions and any amendments made at this meeting be incorporated into the Long-Term Plan Amendment 2021-31 (Cyclone Gabrielle – Voluntary Residential Property and Property Rights Purchase).
- E) That a minor addition to the Council’s Treasury Policy is made to address the delegations required to give effect to Council’s property purchase implementation approach.
- F) That the Chief Executive be delegated the authority to finalise any documentation amendments to give effect to Council decisions as outlined in resolutions C & D above.
- G) That Council resolves, in terms of Section 82 (3) of the Local Government Act 2002, that the principles set out in that section have been observed in such a manner that the Hastings District Council considers, in its discretion, is appropriate for the decisions made during the course of this meeting.
- H) That officers forward replies to all submitters that thank them for their submission and advise of Council decisions in response to submissions received.

3.0 Background – *Te Horopaki*

- 3.1 Council resolved on August 17th to undertake community consultation on the Crowns offer received in terms of financial support towards the impacts of Cyclone Gabrielle. To unlock the Crown's offer for Hawke's Bay of circa \$556m (approximately \$350m for Hastings) there is a requirement for Council to undertake a new activity; that being the introduction of voluntary residential property and property rights purchase. The introduction of that new activity triggered the requirement for Council to amend its Long-Term Plan 2021-31 (LTP), and the Revenue and Financing Policy contained within the LTP. The August 17th Council Report contains a comprehensive overview of the various considerations made by Council prior to resolving to take the proposed LTP Amendment to community consultation.
- 3.2 The process of undertaking an LTP amendment ordinarily comes with a prescribed process as set out in the Local Government Act 2002 which includes amongst other things the extent to which Councils are obliged to consult and hear submissions and a robust audit process.
- 3.3 In April 2023 the Government introduced the Severe Weather Emergency Legislation Act 2023 (SWERLA) with the principal purpose to assist communities and local authorities affected by the severe weather events to respond to, and recover from, the impacts of those events.
- 3.4 As part of that legislation, it has made amendments to the Local Government Act and in particular to sections that specified consultative processes for Long Term Plan amendments. The key elements of those SWERLA provisions that the Council previously resolved to take advantage of include:
- A shortened consultation period of 14 days
 - Undertaking a LTP Amendment without the need for an audit
 - More flexible arrangements in considering community views (and not holding a formal hearing)
- 3.5 **Long Term Plan Amendment – Consultation Process**
- 3.6 The Council's consultation process ran from 18 August 2023 to 5 September 2023 (19 days), exceeding the minimum legislative requirement of 14 days.
- 3.7 The following consultation initiatives were put in place to ensure a wide coverage of the community through the shortened consultation period.
- Extensive engagement through Council's digital channels which provide reach to a diverse segment of the community including access to 37 community facebook groups.
 - Traditional print including the full consultation document with hard copies available from HDC facilities, a full broadsheet on 19th August in the HB Today and a double-sided flyer distributed to 30,500 letterboxes.
 - Further advertising placed on radio, outdoor advertising billboards and roadside signs in over 20 locations across the district.
 - Drop-in sessions hosted by councillors held in Taradale, Esk Valley , Hastings, Havelock North and Flaxmere as well as a Facebook live session focussed on the districts rural area.
 - The full consultation and submission material was available to view online as well as hard copies made available at Council libraries and the customer service centre. On-line submission opportunities were also provided.
 - Affected property owners provisionally in Category 3, 2A and 2P were also contacted directly and provided links to relevant material along with a questionnaire seeking their views on the formulation of a policy framework in respect of property purchases.

3.8 Long Term Plan Amendment – Consultation Overview

3.9 The consultation overview below is provided to support the process but is not intended to dilute the detail within the full submissions as presented to Council, or any further observations elected members that attended the sessions may wish to share with councillors.

3.10 Public Drop-in Sessions – Feedback Themes

Taradale Library – 12 attendees

- Ōmarunui resident wanted information on future stockbank plans.
- Taradale resident wanted information and assurances on future stockbank protection.
- Questions in respect of approach to insured and non-insured properties, and how many potentially affected property owners there were.
- View that Central Government should do more as they have the broader fiscal mechanisms.
- View that the category classification process and process more broadly needs urgency and timing certainty.
- Views that the funding offer was very much take it or leave it, and that Council had little choice but to take it.
- View that Council needs to stick to its core business considering the cyclone fiscal impact.
- Concern from a property owner in Pakowhai as to the equity and fairness of the classification process, proposed property purchase approach and impacts on their family. Questions were also raised about previous river mouth cleanout activity and the issuing of consents to build in the area from Council.

Esk Valley – approximately 24 attendees

- Support for the introduction of the new LTP activity focused on cyclone property purchase.
- Specific questions on various properties regarding the status and impact of the categorisation process.
- Concern and clarity requested as to the classification of the Tangoio subdivision and how they would be treated under the proposed property purchase policy framework and criteria if they were to be Category 3 – both for new owners of sections and the developer of the subdivision.
- Three attendees took away submission forms to take the opportunity to provide feedback directly to Council via the submission process.
- A number of attendees were within the Napier City Council territorial boundary and had discussions with Napier City Council staff and elected members. The key themes being:
 - Support for the LTP amendment;
 - Site specific issues in the CAT 3 area with a particular concern as to what the future of the land would be post buyout. This was a consistent theme from all the Cat 3 landowners who attended;
 - How uninsured people would be dealt with;
 - How much land would the buyout purchase in rural residential setting;
 - How land (without dwellings) owners fit into the buyout.

Hastings Library – 5 attendees

- Support for proposal to assist impacted properties but felt government needed to fund more of the cyclone recovery.

- Concern around the affordability of the cyclone recovery, rates increases and the cost of living.
- Request for Council to tighten its belt and look for efficiencies as part of the funding solution.
- Questions in respect of the approach toward insured and uninsured properties.

Facebook Live Session – total audience reach approximately 3,000

- This session was focused particularly on the rural community. The session ran through the frequently asked questions information on the Council website by way of an overview of the various aspects of the proposal and as a record for future viewers. Questions were addressed in respect of what happens if category 3 properties opt out, who owns the property after the buyout, and what private insurance has got to do with property buy outs.

Havelock North Library -14 attendees

- The focus of questions from attendees at this session centred on the Havelock North flood event, responsibilities of both HDC and HBRC in respect of streams, dams and flood mitigation.
- Some comment was received as to the affordability of cyclone recovery and where Council would be looking to make savings in response. The approach as to insured and non-insured properties was also raised.
- One attendee questioned the consultation approach as the government’s position was seen as a done deal.

Flaxmere Library – 7 attendees

- Why buying insured properties?
 - Those without insurance need it more
 - Those that have recently moved into category 3 areas should look after themselves.
- Why is Council putting so much money into this?
- Why do this now when we won’t be able to do this in the future?
- Council shouldn’t be buying properties in Cat 3, personal responsibility.
 - If you don’t have insurance, shouldn’t be helping.
 - Concerned about other costs from the Recovery and the impact on rates especially for those on fixed incomes – Affordability!
- Forestry is to blame – where is HBRC?
- What is happening to whenua Maori?
- This is a proposal of kindness, and we should be doing it
 - The community coming together to support each other.
- Just keen to understand how it all works and exploring how the rates neutral position works.

3.11 **Written Submission Feedback Themes**

3.12 The full detail of written submissions has been provided to Council to inform its decision making. Some of the reoccurring themes and other matters have been outlined below in summary form:

- Support/Conditional Support for the LTP amendment proposal – Approximately 45% of submissions outline either support or conditional support for the proposal. Many submitters have

commented on the “take it or leave it” nature of the government offer and that there should be room for further government consideration and support. Other support comes conditional on Council expenditure control and looking for efficiencies. Other points raise concern about the precedent that’s being set, questions as to the overall vision for the land that is purchased as well as putting performance targets in place for the implementation of the property purchase process. The criteria for eligibility of voluntary property purchase offers is also raised across a number of submissions.

- Valuation and equity of property purchase offers – Approximately 15% of submissions comment or make suggestions as to what would represent fair valuation and settlement via the voluntary property purchase process, recognising that many different property circumstances exist. Questions as to the approach to insured versus uninsured properties are also raised.
- Not Support - affordability and rates increases – Approximately 15% of submissions raise concern over cyclone costs and impact on rates/affordability or the uncertainty of the costs and therefore their objection to the LTP amendment proposal;
- Not Support - Enhanced government funding – Approximately 10% of submissions feel that the government funding of the costs of property purchase should be either enhanced or fully funded by government.

The remaining 15% of submissions cover a range of matters as follows:

- Tangoio subdivision – impacted property owners in the Tangoio subdivision raise concerns as to how the property purchase policy will be applied to their circumstances. (Note: a separate report on the policy framework addresses this matter further).
- Pakowhai – property owners in Pakowhai question the level of investment in stock bank defences and maintenance along with their cyclone classification. A protection plan for Pakowhai is sought and the premise that there is risk to life in the area is questioned.
- Esk Valley – a submitter comments on flood mitigation investment in the Esk , along with CDEM inquiries and river mouth maintenance.
- Ōmahū/Waiohiki – Some submitters comment on the Maori perspective on the event and its impacts and the proposed response of organisations - particularly in Omahu and Waiohiki areas.
- Other – Comments have also been received in respect of Te Awanga coastal erosion, the rebuilding and timeframe for the Puketapu Bridge, the impact of forestry slash and need for better environmental policies, and supporting local business via procurement processes.

3.13 Minor addition to Long Term Plan Treasury Policy

- 3.14 Officers consider it prudent to make a small addition to the Council’s Treasury Policy contained in the Long-Term Plan. This addition will address the delegations required to give effect to Council’s property purchase implementation approach, which understandably were not envisioned when the policy was written pre the cyclone event.
- 3.15 The change will allow the Council (or any other entity the Council delegates) to administer the process from initial offer to final settlement. Section 2.0 of the Treasury Policy “Management Responsibilities” will contain an additional clause to make this delegation exception to the standard policy wording.

4.0 Next steps – *Te Anga Whakamua*

- 4.1 The outcomes from the Council consultation process are outlined in this report and its attachments. The Council has followed the prescribed process and can now make decisions on the proposal contained in the LTP Amendment, with consideration to the views obtained from the community.

There are several linked reports and decisions on this Council agenda. The recommended order in which to assess these various matters is as follows:

- i. Consider submissions on the LTP Amendment proposal and make decisions;
- ii. Receive the HBRC Category 3 categorisation report;
- iii. Subject to the outcome of the above consider the draft agreement with the Crown;
- iv. Consider report on impacts of land categorisation decisions relating to Category 2A land;
- v. Subject to the outcomes of the above consider the feedback and recommendations as to the proposed policy framework for category 3 property purchase.

Attachments:

| | | | |
|----|---|---------------|----------------------------|
| 1 | LTP - Cyclone Gabrielle Amendment Submissions - Cristine Bayliss | CP-11-4-23-2 | Under Separate Cover |
| 2 | LTP - Cyclone Gabrielle Amendment Submissions - Bonnie Hughes | CP-11-4-23-3 | Under Separate Cover |
| 3 | LTP - Cyclone Gabrielle Amendment Submissions - K Tait | CP-11-4-23-4 | Under Separate Cover |
| 4 | LTP - Cyclone Gabrielle Amendment Submissions - Andrew Reyngoud | CP-11-4-23-5 | Under Separate Cover |
| 5 | LTP - Cyclone Gabrielle Amendment Submissions - Kate Molineaux | CP-11-4-23-6 | Under Separate Cover |
| 6 | LTP - Cyclone Gabrielle Amendment Submissions - Shalako Ells | CP-11-4-23-7 | Under Separate Cover |
| 7 | LTP - Cyclone Gabrielle Amendment Submissions - Tenna Moody | CP-11-4-23-8 | Under Separate Cover |
| 8 | LTP - Cyclone Gabrielle Amendment Submissions - Karl Goodchild | CP-11-4-23-9 | Under Separate Cover |
| 9 | LTP - Cyclone Gabrielle Amendment Submissions - Xan Harding | CP-11-4-23-10 | Under Separate Cover |
| 10 | LTP - Cyclone Gabrielle Amendment Submissions - Phil Elms | CP-11-4-23-11 | Under Separate Cover |
| 11 | LTP - Cyclone Gabrielle Amendment Submissions - Sharryn Pettitt | CP-11-4-23-12 | Under Separate Cover |
| 12 | LTP - Cyclone Gabrielle Amendment Submissions - Peter Stockwell | CP-11-4-23-13 | Under Separate Cover |
| 13 | LTP - Cyclone Gabrielle Amendment Submissions - Stuart Knauf | CP-11-4-23-14 | Under Separate Cover |

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|----|---|---------------|----------------------|
| 14 | LTP - Cyclone Gabrielle Amendment Submissions - Liz Payne | CP-11-4-23-15 | Under Separate Cover |
| 15 | LTP - Cyclone Gabrielle Amendment Submissions - Murray Wilkinson | CP-11-4-23-16 | Under Separate Cover |
| 16 | LTP - Cyclone Gabrielle Amendment Submissions - Robert Sykes | CP-11-4-23-17 | Under Separate Cover |
| 17 | LTP - Cyclone Gabrielle Amendment Submissions - Reuben Thickpenney | CP-11-4-23-18 | Under Separate Cover |
| 18 | LTP - Cyclone Gabrielle Amendment Submissions - Max Marshall | CP-11-4-23-19 | Under Separate Cover |
| 19 | LTP - Cyclone Gabrielle Amendment Submissions - Hugh McPhail | CP-11-4-23-20 | Under Separate Cover |
| 20 | LTP - Cyclone Gabrielle Amendment Submissions - Bernard Hickey | CP-11-4-23-21 | Under Separate Cover |
| 21 | LTP - Cyclone Gabrielle Amendment Submissions - Peter Cottier | CP-11-4-23-22 | Under Separate Cover |
| 22 | LTP - Cyclone Gabrielle Amendment Submissions - Kevin Bayliss | CP-11-4-23-23 | Under Separate Cover |
| 23 | LTP - Cyclone Gabrielle Amendment Submissions - Michael Wong | CP-11-4-23-24 | Under Separate Cover |
| 24 | LTP - Cyclone Gabrielle Amendment Submissions - Steven Nichols | CP-11-4-23-25 | Under Separate Cover |
| 25 | LTP - Cyclone Gabrielle Amendment Submissions - Beverley Peterson | CP-11-4-23-26 | Under Separate Cover |
| 26 | LTP - Cyclone Gabrielle Amendment Submissions - Ray Daly | CP-11-4-23-27 | Under Separate Cover |
| 27 | LTP - Cyclone Gabrielle Amendment Submissions - Maurice Smith | CP-11-4-23-28 | Under Separate Cover |
| 28 | LTP - Cyclone Gabrielle Amendment Submissions - Austen Chittock | CP-11-4-23-29 | Under Separate Cover |
| 29 | LTP - Cyclone Gabrielle Amendment Submissions - Gaylyn Bullock-Ackley | CP-11-4-23-30 | Under Separate Cover |
| 30 | LTP - Cyclone Gabrielle Amendment Submissions - Sue Baillie | CP-11-4-23-31 | Under Separate Cover |

| | | | |
|----|--|---------------|----------------------|
| 31 | LTP - Cyclone Gabrielle Amendment Submissions - Steven Bailey | CP-11-4-23-32 | Under Separate Cover |
| 32 | LTP - Cyclone Gabrielle Amendment Submissions - Joseph Pearson | CP-11-4-23-33 | Under Separate Cover |
| 33 | LTP - Cyclone Gabrielle Amendment Submissions - Duncan Darroch | CP-11-4-23-34 | Under Separate Cover |
| 34 | LTP - Cyclone Gabrielle Amendment Submissions - Brian Horspool | CP-11-4-23-35 | Under Separate Cover |
| 35 | LTP - Cyclone Gabrielle Amendment Submissions - Kelly Diack | CP-11-4-23-36 | Under Separate Cover |
| 36 | LTP - Cyclone Gabrielle Amendment Submissions - John Holye | CP-11-4-23-37 | Under Separate Cover |
| 37 | LTP - Cyclone Gabrielle Amendment Submissions - Vanessa Price | CP-11-4-23-38 | Under Separate Cover |
| 38 | LTP - Cyclone Gabrielle Amendment Submissions - Carol Kizilay | CP-11-4-23-39 | Under Separate Cover |
| 39 | LTP - Cyclone Gabrielle Amendment Submissions - Lisa Guillemot | CP-11-4-23-40 | Under Separate Cover |
| 40 | LTP - Cyclone Gabrielle Amendment Submissions - Sally Gunn | CP-11-4-23-41 | Under Separate Cover |
| 41 | LTP - Cyclone Gabrielle Amendment Submissions - Denis Gunn | CP-11-4-23-42 | Under Separate Cover |
| 42 | LTP - Cyclone Gabrielle Amendment Submissions - Aaron Lawrence | CP-11-4-23-43 | Under Separate Cover |
| 43 | LTP - Cyclone Gabrielle Amendment Submissions - Bruce Allen | CP-11-4-23-44 | Under Separate Cover |
| 44 | LTP - Cyclone Gabrielle Amendment Submissions - Lachlan Crawford | CP-11-4-23-45 | Under Separate Cover |
| 45 | LTP - Cyclone Gabrielle Amendment Submissions - Dean Diack | CP-11-4-23-46 | Under Separate Cover |
| 46 | LTP - Cyclone Gabrielle Amendment Submissions - Glenn Ford | CP-11-4-23-47 | Under Separate Cover |
| 47 | LTP - Cyclone Gabrielle Amendment Submissions - Andrew O'Connor | CP-11-4-23-48 | Under Separate Cover |

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|----|--|---------------|----------------------|
| 48 | LTP - Cyclone Gabrielle Amendment Submissions - Polly Zachan | CP-11-4-23-49 | Under Separate Cover |
| 49 | LTP - Cyclone Gabrielle Amendment Submissions - Adrienne Hastings | CP-11-4-23-50 | Under Separate Cover |
| 50 | LTP - Cyclone Gabrielle Amendment Submissions - Katerina Te Huia | CP-11-4-23-51 | Under Separate Cover |
| 51 | LTP - Cyclone Gabrielle Amendment Submissions - Grant Edmonds | CP-11-4-23-52 | Under Separate Cover |
| 52 | LTP - Cyclone Gabrielle Amendment Submissions - Natalia Rik | CP-11-4-23-53 | Under Separate Cover |
| 53 | LTP - Cyclone Gabrielle Amendment Submissions - Russell Nettingham | CP-11-4-23-54 | Under Separate Cover |
| 54 | LTP - Cyclone Gabrielle Amendment Submissions - Maria Mettam | CP-11-4-23-55 | Under Separate Cover |
| 55 | LTP - Cyclone Gabrielle Amendment Submissions - Charles Daugherty | CP-11-4-23-56 | Under Separate Cover |
| 56 | LTP - Cyclone Gabrielle Amendment Submissions - Arlo Armstrong | CP-11-4-23-57 | Under Separate Cover |
| 57 | LTP - Cyclone Gabrielle Amendment Submissions - Rebecca Armstrong | CP-11-4-23-58 | Under Separate Cover |
| 58 | LTP - Cyclone Gabrielle Amendment Submissions - Patrick Maloney | CP-11-4-23-59 | Under Separate Cover |
| 59 | LTP - Cyclone Gabrielle Amendment Submissions - Ian Hosford | CP-11-4-23-60 | Under Separate Cover |
| 60 | LTP - Cyclone Gabrielle Amendment Submissions - Heather Matthews | CP-11-4-23-61 | Under Separate Cover |
| 61 | LTP - Cyclone Gabrielle Amendment Submissions - Rabek Zielinski | CP-11-4-23-62 | Under Separate Cover |
| 62 | LTP - Cyclone Gabrielle Amendment Submissions - Nicholas Dobson | CP-11-4-23-63 | Under Separate Cover |
| 63 | LTP - Cyclone Gabrielle Amendment Submissions - Francis Spencer | CP-11-4-23-64 | Under Separate Cover |
| 64 | LTP - Cyclone Gabrielle Amendment Submissions - Tony Corp | CP-11-4-23-65 | Under Separate Cover |

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|----|---|---------------|----------------------|
| 65 | LTP - Cyclone Gabrielle Amendment Submissions - Paul O'Regan | CP-11-4-23-66 | Under Separate Cover |
| 66 | LTP - Cyclone Gabrielle Amendment Submissions - Deana Pochin | CP-11-4-23-67 | Under Separate Cover |
| 67 | LTP - Cyclone Gabrielle Amendment Submissions - Gary Williams | CP-11-4-23-68 | Under Separate Cover |
| 68 | LTP - Cyclone Gabrielle Amendment Submissions - Phil Carson | CP-11-4-23-69 | Under Separate Cover |
| 69 | LTP - Cyclone Gabrielle Amendment Submissions - Jacqueline Siegenthaler | CP-11-4-23-70 | Under Separate Cover |
| 70 | LTP - Cyclone Gabrielle Amendment Submissions - Leo Leader | CP-11-4-23-71 | Under Separate Cover |
| 71 | LTP - Cyclone Gabrielle Amendment Submissions - Bruce Conaghan | CP-11-4-23-72 | Under Separate Cover |
| 72 | LTP - Cyclone Gabrielle Amendment Submissions - Jeanne Clayton-Greene | CP-11-4-23-73 | Under Separate Cover |
| 73 | LTP - Cyclone Gabrielle Amendment Submissions - David Pratt | CP-11-4-23-74 | Under Separate Cover |
| 74 | LTP - Cyclone Gabrielle Amendment Submissions - Troy Duncan | CP-11-4-23-75 | Under Separate Cover |
| 75 | LTP - Cyclone Gabrielle Amendment Submissions - June McCarthy | CP-11-4-23-76 | Under Separate Cover |
| 76 | LTP - Cyclone Gabrielle Amendment Submissions - Graham Kidd | CP-11-4-23-77 | Under Separate Cover |
| 77 | LTP - Cyclone Gabrielle Amendment Submissions - William Gray | CP-11-4-23-78 | Under Separate Cover |
| 78 | LTP - Cyclone Gabrielle Amendment Submissions - Stephen Fookes | CP-11-4-23-79 | Under Separate Cover |
| 79 | LTP - Cyclone Gabrielle Amendment Submissions - Paul Baker | CP-11-4-23-80 | Under Separate Cover |
| 80 | LTP - Cyclone Gabrielle Amendment Submissions - Terence O'Connor | CP-11-4-23-81 | Under Separate Cover |
| 81 | LTP - Cyclone Gabrielle Amendment Submissions - Roger Fannin | CP-11-4-23-82 | Under Separate Cover |

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|----|--|---------------|----------------------|
| 82 | LTP - Cyclone Gabrielle Amendment Submissions - Tim Averill | CP-11-4-23-83 | Under Separate Cover |
| 83 | LTP - Cyclone Gabrielle Amendment Submissions - Trina Bergloff-Howes | CP-11-4-23-84 | Under Separate Cover |
| 84 | LTP - Cyclone Gabrielle Amendment Submissions - Matthew Demanser | CP-11-4-23-85 | Under Separate Cover |
| 85 | LTP - Cyclone Gabrielle Amendment Submissions - David Cormack | CP-11-4-23-86 | Under Separate Cover |
| 86 | LTP - Cyclone Gabrielle Amendment Submissions - Suzanne Wigmore | CP-11-4-23-87 | Under Separate Cover |
| 87 | LTP - Cyclone Gabrielle Amendment Submissions - James Brownlie | CP-11-4-23-88 | Under Separate Cover |
| 88 | LTP - Cyclone Gabrielle Amendment Submissions - Tania Huata | CP-11-4-23-89 | Under Separate Cover |
| 89 | LTP - Cyclone Gabrielle Amendment Submissions - Joseph Te Rito | CP-11-4-23-90 | Under Separate Cover |
| 90 | LTP - Cyclone Gabrielle Amendment Submissions - Jenny Corban | CP-11-4-23-91 | Under Separate Cover |
| 91 | LTP - Cyclone Gabrielle Amendment Submissions - Dave Fellows | CP-11-4-23-92 | Under Separate Cover |
| 92 | LTP - Cyclone Gabrielle Amendment Submissions - Mike Barham (Joan Fernie Charitable Trust) | CP-11-4-23-93 | Under Separate Cover |
| 93 | LTP - Cyclone Gabrielle Amendment Submissions - Ian Walker | CP-11-4-23-94 | Under Separate Cover |
| 94 | LTP - Cyclone Gabrielle Amendment Submissions - Diane Thompson | CP-11-4-23-95 | Under Separate Cover |
| 95 | LTP - Cyclone Gabrielle Amendment Submissions - Ian Thompson | CP-11-4-23-96 | Under Separate Cover |
| 96 | LTP - Cyclone Gabrielle Amendment Submissions - Ernest Williams | CP-11-4-23-97 | Under Separate Cover |
| 97 | LTP - Cyclone Gabrielle Amendment Submissions - Cyrus Ramori | CP-11-4-23-98 | Under Separate Cover |
| 98 | LTP - Cyclone Gabrielle Amendment Submissions - Isabel Rahui | CP-11-4-23-99 | Under Separate Cover |

| | | | |
|-----|---|----------------|----------------------|
| 99 | LTP - Cyclone Gabrielle Amendment Submissions - Richard Graham | CP-11-4-23-100 | Under Separate Cover |
| 100 | LTP - Cyclone Gabrielle Amendment Submissions - Darryl Mason | CP-11-4-23-101 | Under Separate Cover |
| 101 | LTP - Cyclone Gabrielle Amendment Submissions - Sandra Ousley | CP-11-4-23-102 | Under Separate Cover |
| 102 | LTP - Cyclone Gabrielle Amendment Submissions - Marcus Hyde-Hills | CP-11-4-23-103 | Under Separate Cover |
| 103 | LTP - Cyclone Gabrielle Amendment Submissions - Stephanie Jeffries | CP-11-4-23-104 | Under Separate Cover |
| 104 | LTP - Cyclone Gabrielle Amendment Submissions - Alexander Cox | CP-11-4-23-105 | Under Separate Cover |
| 105 | LTP - Cyclone Gabrielle Amendment Submissions - Stewart Horn | CP-11-4-23-106 | Under Separate Cover |
| 106 | LTP - Cyclone Gabrielle Amendment Submissions - Consuella Lilley | CP-11-4-23-107 | Under Separate Cover |
| 107 | LTP - Cyclone Gabrielle Amendment Submissions - Rhea Dasent (Federated Farmers) | CP-11-4-23-108 | Under Separate Cover |
| 108 | LTP - Cyclone Gabrielle Amendment Submissions - Murray Pryce | CP-11-4-23-109 | Under Separate Cover |
| 109 | LTP - Cyclone Gabrielle Amendment Submissions - John Berry | CP-11-4-23-110 | Under Separate Cover |
| 110 | LTP - Cyclone Gabrielle Amendment Submissions - Sarah Landon-Lane | CP-11-4-23-111 | Under Separate Cover |
| 111 | LTP - Cyclone Gabrielle Amendment Submissions - Lorine Waetford | CP-11-4-23-112 | Under Separate Cover |
| 112 | LTP - Cyclone Gabrielle Amendment Submissions - Fiona Dick | CP-11-4-23-113 | Under Separate Cover |
| 113 | LTP - Cyclone Gabrielle Amendment Submissions - Ian Jones | CP-11-4-23-114 | Under Separate Cover |
| 114 | LTP - Cyclone Gabrielle Amendment Submissions - Robert Wong | CP-11-4-23-115 | Under Separate Cover |
| 115 | LTP - Cyclone Gabrielle Amendment Submissions - Tracy Pryce | CP-11-4-23-116 | Under Separate Cover |

| | | | |
|------|--|----------------|----------------------|
| 116⇒ | LTP - Cyclone Gabrielle Amendment Submissions - Johnny Harley | CP-11-4-23-117 | Under Separate Cover |
| 117⇒ | LTP - Cyclone Gabrielle Amendment Submissions - John McNair Pamela Rawle | CP-11-4-23-118 | Under Separate Cover |
| 118⇒ | LTP - Cyclone Gabrielle Amendment Submissions - Mardi Thompson | CP-11-4-23-119 | Under Separate Cover |

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

[Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*](#)

This proposal promotes that all the wellbeings of communities in the present and for the future are considered through this report. The adoption of the Consultation Document and the draft Long Term Plan Amendment and the consultation which has supported decision making enables the full unlocking of the Crowns offer which benefits the wider region through enhanced flood mitigation, category 3 residential property and property rights purchase and roading recovery upgrades.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

While collectively and individually confronted with significant cyclone impacts, Māori entities (local hapū, Taiwhenua, Post-Settlement Governance Entities, marae, Māori land trusts) are working hard to position themselves to realise the opportunities that the cyclone recovery has presented.

In doing so, Māori entities are exercising practical expressions of kaitiakitanga (stewardship), rangatiratanga (right to exercise authority) and mana motuhake (self-determination).

The majority of the region's Māori entities have been very active in developing the response and recovery to Cyclone Gabrielle; others who were not as impacted have supported a tikanga Māori and kinship approach through their support and partnership approach to recovery.

The Crown (Department of the Prime Minister and Cabinet [DPMC], Te Arawhiti – Office for Māori Crown Relationships, Treasury) indicated that it would undertake to engage with Māori communities impacted by Cyclone Gabrielle with respect to 'whenua Māori' or Māori title land.

The HDC Pou Ahurea Team, including Council's newly established Pou Hono (Community Connectors) together with the Inter-Council Te Kupenga Māori Relationships Team are also working closely with the Crown to engage with whenua Māori owners/beneficiaries in a more effective and efficient manner to meet equitable outcomes, acknowledge appropriate processes and implement methodologies respective to whenua Māori entities.

Affected Māori properties or whenua Māori include multiply owned Māori land that takes in a range of residential, economic, environmental, and cultural purposes. While these properties are occupied by individual whānau and or Māori residents, much of this land also has relatively complex governance and ownership structures, and statutory requirements, compared to general title land.

Interestingly, Māori/Māori entities are also owners of general titled land where such titles may have been subject to the Māori Affairs Amendment Act 1967, which introduced compulsory conversion of Māori freehold land with four or fewer owners into general land. This Act increased the powers of the Māori Trustee to compulsorily acquire and sell so-called uneconomic interests in Māori land. Early engagement with such communities tells us that Category 3 properties that fall into the above two classifications (Māori land and general land owned by Māori) will require specific methodologies co-constructed by the Crown and affected parties in terms of recovery, support and compensation.

Sustainability - *Te Toitūtanga*

n/a

Financial considerations - *Ngā Whakaarohanga Ahumoni*

The financial context of the Crown's offer and the implications on Council finances are addressed in the consultation material that was made available to the community and within previous Council reports. Fundamentally the \$50m capped financial imposition from participating and delivering voluntary residential property and property rights purchase is offset by additional funding secured from the Crown for the roading recovery upgrades.

Significance and Engagement - *Te Hiranga me te Tūhonotanga*

This decision/report has been assessed under the Council's Significance and Engagement Policy as being of high significance. In accordance with that assessment the Council have undertaken consultation in accordance with the requirements of both the Local Government Act 2002 and Severe Weather Emergency Recovery Act.

Consultation – internal and/or external - *Whakawhiti Whakaaro-ā-roto / ā-waho*

As per Significance and Engagement section above.

Risks

Opportunity: The opportunity presented through the consultation process undertaken enabled the community to have a positive and constructive consultation and engagement process with Council on the issue at hand.

Risks: The consultation process took advantage of the SWERLA provisions which allow affected Councils to undertake consultation through a Special Consultative Process with reduced requirements including shortened consultation timeframes, reduced hearings and no audit requirements. Council must ensure itself that while these provisions enable a Special Consultative Process to be undertaken with haste, that it is undertaken appropriately. To mitigate that risk Council has sought legal advice throughout and engaged with its appointed Auditor to seek guidance and assurance of the processes undertaken.

Rural Community Board – *Te Poari Tuawhenua-ā-Hapori*

N/A

Thursday, 14 September 2023

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Bruce Allan, Deputy Chief Executive

Te Take:
Subject: Hawke's Bay Regional Council Land Categorisation Process

1.0 Purpose and summary - *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to receive from the Hawke's Bay Regional Council information on how they have undertaken the land categorisation process following Cyclone Gabrielle.
- 1.2 Of particular interest for Council is the categorisation of Category 3 properties with the direct implication that this has on Hastings District Council and the imposition of the Category 3 Voluntary Residential Property Buyout Programme.
- 1.3 On May 1st 2023 the Crown released the following land categorisations definitions:

| Category | Definitions | Examples |
|----------|---|--|
| 1 | Repair to previous state is all that is required to manage future severe weather risk event. | Minor flood damage to repair but no need for significant redesign/retrofitting. |
| 2C* | The outcome of quality assurance of existing stop bank rebuilds may see the categorisation change to a 1, which has the following definition: 'Repair [dwelling] to previous state is all that is required to manage future severe weather risk event.' | As above. |
| 2C | Community level interventions are effective in managing future severe weather risk event. | Local government repairs and enhances flood protection schemes to adequately manage the risk of future flooding events in the face of climate change effects. |
| 2P | Property level interventions are needed to manage future severe weather event risk, including in tandem with community level interventions. | Property specific measures are necessary e.g. improved drainage, raising houses is necessary. Benefits accrue to property owners but some may face affordability issues. |
| 2A | Potential to fall within 2C/2P but significant further assessment required. | Interventions may be required/possible but insufficient information to provide initial categorisation (these may subsequently move between "2" and categories or to categories 1/3). |
| 3 | Future severe weather event risk cannot be sufficiently mitigated. In some cases some current land uses may remain acceptable, while for others there is intolerable risk of injury or death. | In the face of enhanced climate risks the property may face unacceptable risk of future flooding. Other property could be subject to unstable land that poses an ongoing risk. |

- 1.4 At the time of writing this agenda the report from HBRC had not been received and will therefore be circulated and attached to the agenda separately when received.

1.5 Council is receiving this report for information purposes as an important adjunct to the decisions being required from this agenda.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That Council receive the report titled Hawke's Bay Regional Council Land Categorisation Process dated 14 September 2023.
- B) That Council receives the report from the Hawkes Bay Regional Council on their land categorisation process following Cyclone Gabrielle.

Attachments:

There are no attachments for this report.

Thursday, 14 September 2023

Item 7

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Carly Price, 3 Waters Transition Manager

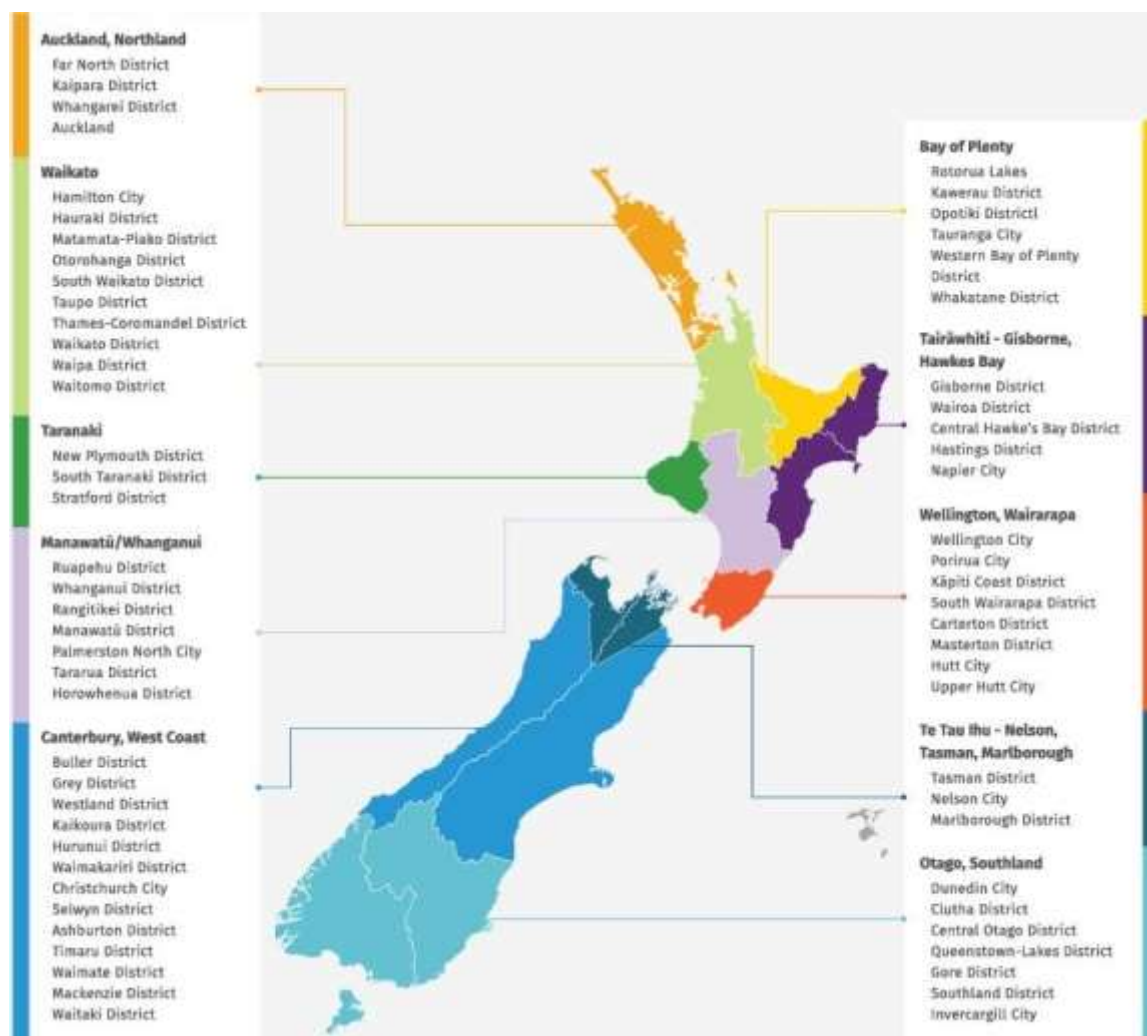
Te Take:
Subject: Three Waters Reform Update

1.0 Executive Summary – *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 Legislation that gives effect to the Government’s reform of water services delivery has passed through Parliament.
- 1.2 The legislation provides the framework for establishing 10 water services entities across Aotearoa, including their functions, powers, and tools for their work. It also includes arrangements for the transition to the new system.
- 1.3 The legislation has been introduced through multiple Bills, which are outlined in the table below.

| # | Bill introduced to Parliament | Date it became law | Scope of Legislation |
|---|---|--------------------|--|
| 1 | Water Services Entities Bill | 15 December 2022 | Original legislation introduced to establish reforms, including 4 entities, transition is 1 July 2024, assets, liabilities, and staff transfer to new entity. |
| 2 | Water Services Legislation Bill | 30 August 2023 | Technical detail around the functional duties of entities, and stormwater and development processes, and “back of house” functions like billing, amongst many other technical details |
| 3 | Water Services Economic Efficiency and Consumer Protection Bill | 30 August 2023 | Establishing economic regulation of water industry |
| 4 | Water Services Entities Amendment Bill | 22 August 2023 | Amendment that adjusts first bill to 10 entities and a rolling transition day with only Entity A (Auckland) going on 1 July 2024. Other Entities’ transition dates to be set by Order in Council to be operational by 1 July 2025. |

1.4 Under the final legislation, Hastings District will be part of Entity F, which covers from Central Hawkes Bay up to Tairāwhiti/Gisborne.



1.5 Since the passing of the legislation, the Minister provided his proposed preliminary recommendation for transition dates for each entity, to allow for planning. The Minister is yet to issue the Order in Council to confirm the transition timing, but the preliminary recommendation for Entity F transition timing is 1 October 2024. **(Attachment 1)**

1.6 As the law stands today, on this transition date, all services, assets and liabilities associated with council-operated three waters services will be transferred to the new Water Services Entity F. This includes debt, staff, contracts, assets in the ground, regulatory obligations, funding and charging mechanisms, and asset management obligations.

1.7 Council officers are working with the transition unit to confirm the programme and resourcing needs to ensure that the transition and BAU service provision can occur as smoothly as possible for our community, our staff affected, and Council's wider operations. Officers will report on progress on the transition work stream to the appropriate Council Committees.

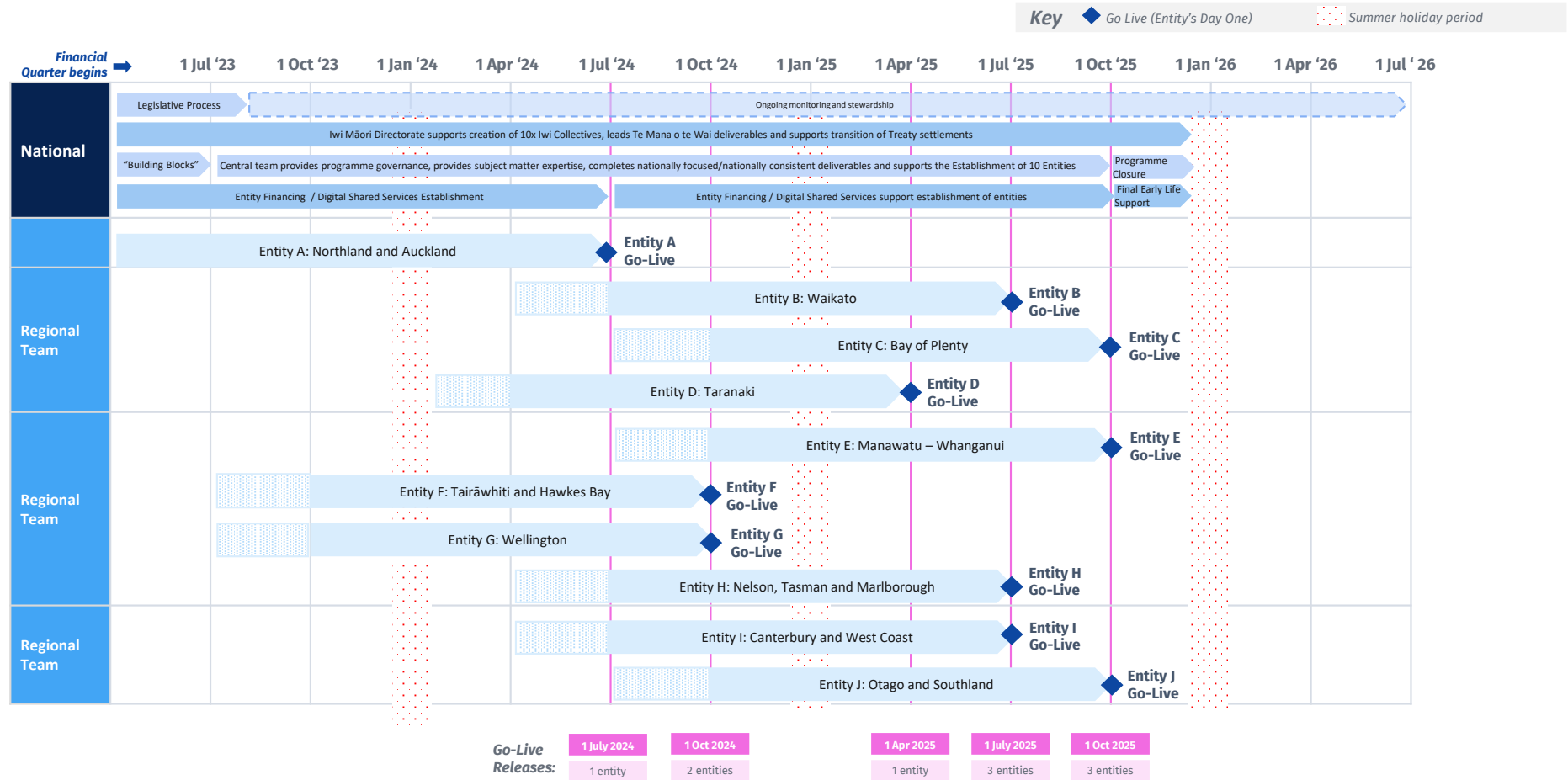
2.0 Recommendations - *Ngā Tūtohunga*

That Council receive the update titled Three Waters Reform Update dated 14 September 2023.

Attachments:

- 1 [↓](#) Preliminary recommended schedule - Establishment PRJ22-29-0017
Dates

Preliminary recommended schedule: Establishment Dates



Thursday, 14 September 2023

Item 8

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Louise Stettner, Manager, Democracy & Governance Services

Te Take:
Subject: Proposed Amendments to Schedule of Meetings

1.0 Purpose and summary - Te Kaupapa Me Te Whakarāpopototanga

1.1 The purpose of this report is to consider amendments to the schedule of Council and Committee Meetings for the 2023 Meetings Calendar which was adopted by Council on 2 March 2023.

This report recommends that the 2023 Meeting Schedule as amended below be adopted.

The Local Government Act 2002, Schedule 7, Clause 19 states:

“A local authority must hold meetings at the times and places that it appoints”.

If a local authority adopts a schedule of meetings-

a) The schedule-

i) may cover any future period that the local authority considers appropriate, and

ii) may be amended.

Although a local authority must hold the ordinary meetings appointed, it is competent for the authority at a meeting to amend the schedule of dates, times and number of meetings to enable the business of the Council to be managed in an effective way.

1.2 It is proposed that the meeting schedule be amended as outlined in the recommendations of this report.

2.0 Recommendations - Ngā Tūtohunga

- A) That Council receive the report titled Proposed Amendments to Schedule of Meetings dated 14 September 2023.
- B) That Council adopt changes to the 2023 Schedule of Meetings as follows:

| | | |
|-------------------------------|-------------|---|
| Council | New Meeting | Tuesday October 10, 2023, at 1pm |
| Strategy and Policy Committee | Postponed | From Tuesday 24 October 2023 1pm to Thursday 2 November 2023 at 1pm |
| Strategy and Policy Committee | Cancelled | Tuesday 28 November at 1pm |

Attachments:

There are no attachments for this report.

HASTINGS DISTRICT COUNCIL

COUNCIL MEETING

THURSDAY, 14 SEPTEMBER 2023

Item 11

RECOMMENDATION TO EXCLUDE THE PUBLIC

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

THAT the public now be excluded from the following part of the meeting, namely:

- 12 Hawke's Bay Crown Funding Agreement
- 13 Impacts of Land Categorisation Decisions relating to Category 2A Land
- 14 Category 3 Voluntary Buy Out Policy
- 15 CE Performance Review and Planning

The general subject of the matter to be considered while the public is excluded, the reason for passing this Resolution in relation to the 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 is as follows:

| <i>GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</i> | <i>REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER, AND PARTICULAR INTERESTS PROTECTED</i> | <i>GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF EACH RESOLUTION</i> |
|--|--|---|
| 12 Hawke's Bay Crown Funding Agreement | Section 7 (2) (i) The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). To protect Council's position with regard to final negotiations and the terms and conditions of this agreement.. | Section 48(1)(a)(i) Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act. |

13 Impacts of Land Categorisation Decisions relating to Category 2A Land

Section 7 (2) (a)

The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.

Section 7 (2) (i)

The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). Protect the privacy of individuals implicated and to allow Council to continue negotiations with the Crown.

Section 48(1)(a)(i)

Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.

14 Category 3 Voluntary Buy Out Policy

Section 7 (2) (i)

The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). Section 7 (2) (h) – enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)..

Section 48(1)(a)(i)

Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.

15 CE Performance Review and Planning

Section 7 (2) (a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.

Section 48(1)(a)(i)

Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.