

Meeting of the Hawke's Bay Regional Council

Date: 25 October 2023
Time: 1.30pm
Venue: Council Chamber
 Hawke's Bay Regional Council
 159 Dalton Street
 NAPIER

Agenda

Item	Title	Page
1.	Welcome/Karakia/Apologies/Notices	
2.	Conflict of interest declarations	
3.	Confirmation of Minutes of the Regional Council meeting held on 27 September 2023	
4.	Call for minor items not on the Agenda	3
Decision Items		
5.	2022-2023 Annual Report	5
6.	Election of Corporate and Strategic Committee Chair	9
7.	Affixing of Common Seal	13
Information or Performance Monitoring		
8.	Report from the Cyclone Recovery Committee	15
9.	Report from the Regional Planning Committee	17
10.	Report from the Clifton to Tangoio Coastal Hazards Strategy Joint Committee	19
11.	Discussion of minor items not on the Agenda	
Decision Items (Public Excluded)		
12.	Investment Strategy	21
13.	Application to obtain credit rating	23
14.	Sale of Raffles Street building	25
15.	Risk and Audit Committee Chair remuneration	27
16.	Confirmation of Public Excluded Minutes	29

Subject: Call for minor items not on the Agenda

Reason for Report

1. This item provides the means for councillors to raise minor matters relating to the general business of the meeting they wish to bring to the attention of the meeting.
2. Hawke's Bay Regional Council standing order 9.13 states:
 - 2.1. *A meeting may discuss an item that is not on the agenda **only** if it is a minor matter relating to the general business of the meeting and the Chairperson explains at the beginning of the public part of the meeting that the item will be discussed. However, the meeting may not make a resolution, decision or recommendation about the item, except to refer it to a subsequent meeting for further discussion.*

Recommendations

3. That Council accepts the following *Minor items not on the Agenda* for discussion as Item 11.

Topic	Raised by

Leeanne Hooper
Governance Team Leader

Desiree Cull
Strategy & Governance Manager

Subject: 2022-2023 Annual Report

Reason for Report

1. This item presents the Hawke's Bay Regional Council Annual Report for the 2022-2023 financial year for adoption.

Officers' recommendations

2. Staff recommend that the Council adopts the Annual report for the 2022-2023 financial year, noting specific feedback from Ernst and Young and the qualified audit opinion.

Executive Summary

3. Under the Local Government Act 2020 (the Act), the Annual Report and Summary are statutory requirements and required to be audited by an independent auditor. Ernst & Young (EY) are the appointed auditors for HBRC.
4. A qualified audit opinion with an emphasis of matter will be issued. These are in relation to the valuation of infrastructure assets and inherent uncertainty associated with quantifying GHC emissions.
5. This is the first time in three years that the adoption date is before 31 October. The previous two years have had an extension to 31 December due to Covid-19 and auditor availability.
6. Auditing of Hawke's Bay Regional Investment Company Ltd's (HBRIC) accounts has been completed separately and received an unmodified audit opinion.
7. An Annual Report 2022-2023 Summary publication will be produced within 30 days of adoption. The Summary will be audited by EY and will include consolidated accounts. It does not require Regional Council adoption but is instead authorised by the Chief Executive.

Background

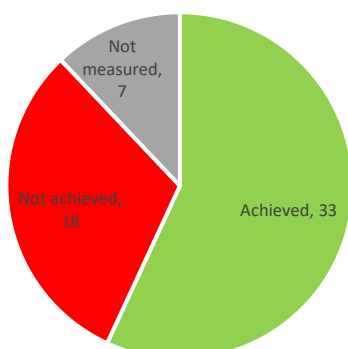
8. The purposes of the Annual Report are to:
 - 8.1. compare actual financial and service performance against intended performance as set out in the Annual Plan 2022-2023 and year 2 of the Long Term Plan 2021-2031.
 - 8.2. promote accountability to the community for the decisions made throughout the year by the Regional Council.
9. Schedule 10 of the Act prescribes what must be included in the Annual Report.
10. The summary must represent, fairly and consistently, the information regarding the major matters dealt with in the Annual Report. It must not include any new information (not included in the full document) but does offer the opportunity to engage more effectively with the community.

Discussion points

11. This is the second Annual Report undertaken with our current auditors, Ernst & Young (EY).
12. Interim levels of service measures were presented to the Corporate & Strategic Committee on 20 September 2023. Draft financial results were shared at a Council briefing meeting.

Non-financials

13. Of the 58 levels of service measures, 33 (57%) were achieved and 18 (31%) were not achieved. Seven (12%) were not measured or not due to be measured in this year of the Long-Term Plan 2021-2031.



Financials

14. The qualification of the audit report relates to the valuation of the Council's infrastructure assets. As HBRC did not undertake a valuation of infrastructure assets for the 2022-2023 year and did not complete a comprehensive assessment of impairment of the assets at 30 June 2023, the auditors were not able to determine if infrastructure asset values are materially accurate at 30 June 2023.
15. The emphasis of matter paragraph draws readers attention to the inherent uncertainty associated with quantifying GHC emissions which is one of our performance measures we report on.
16. As part of their audit procedures the audit identified 5 audit adjustments that have been agreed to and corrected by management.
17. The production of the Annual Report 2022-2023 financial information has been a time-pressured process for staff due to additional workload during the year resulting from Cyclone Gabrielle, late adoption of the Annual Plan and tightened annual report adoption timeframe following extensions in the previous two years.
18. The Annual Report 2022-2023 includes a reclassification of internal loans debit balance from restricted reserves to accumulated funds so that it is offsetting against the internal loans credit balance.
19. Council has made an operating loss of \$14.2m compared to a budget surplus of \$4.3m. Some significant expenditure contributors to this were \$8m on HBRC emergency response to Cyclone Gabrielle, \$3.4m CDEM response to Cyclone Gabrielle not yet covered by external funding and \$2.3m on gravel expenditure that had been budgeted as capital expenditure. Dividend and interest revenue were also \$6.5m down on budget.
20. These results reflect \$4m of insurance proceeds related to Cyclone Gabrielle as the value of claims approved prior to 30 June 2023. The majority of insurance receipts related to Cyclone Gabrielle will therefore be recognised in 2023-2024 (and future years) as they are processed.
21. Including other comprehensive income and expense, Council made a loss of \$55.3m driven primarily by the \$16m impairment of Infrastructure assets, drop in share price of Napier Port Holdings and drop in carbon credit valuation. For the 12-month period Napier Port shares went down from \$2.75 to \$2.50 per share.
22. It is important to recognise that this loss is primarily driven by a non-cash accounting entry. This means that our investment value only has decreased (equity values) and does not require

additional cash to balance.

23. The Balanced Budget benchmark was not met because our expenditure was greater than our revenue. The main reason for this is the expenditure incurred as a result of Cyclone Gabrielle that has not been funded by external revenue at 30 June 2023. It is expected that some of this will be recovered in future years as insurance claims are processed.
24. The Debt Control Benchmark was not met. This benchmark measures actual net debt against planned net debt. HBRC has borrowed to pay for cyclone related spend for both capital works and our increased operational costs.

Next steps

25. Following Council adoption, and in line with section 98 of the Local Government Act 2002, both the 2022-2023 Annual Report and the 2022-2023 Annual Report Summary will be made publicly available within one month. Both will be published on the HBRC website ([hbrc.govt.nz](https://www.hbrc.govt.nz), search: #annualreports), and a limited number of the Annual Report Summaries will be printed.

Decision Making Process

26. The Regional Council and its committees are required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded that because the Annual Report is a statutory report required to be adopted by Council under Section 98 of the Act, the other decision-making provisions do not apply.

Recommendations

That Hawke's Bay Regional Council:

1. Receives and considers the *2022-2023 Annual Report* staff report.
2. Adopts the Hawke's Bay Regional Council *2022-2023 Annual Report* for publication.

Authored by:

Sarah Bell
Team Leader Strategy and Performance

Chelsea Spencer
Senior Group Accountant

Chris Comber
Chief Financial Officer

Approved by:

Susie Young
Group Manager Corporate Services

Attachment/s

- 1 HBRC 2022-2023 Annual Report - subject to final Audit Under Separate Cover

Subject: Election of Corporate and Strategic Committee Chair

Reason for report

1. This item provides the means for the election of the Chairperson of the Corporate and Strategic Committee as the result of the role of Chair becoming vacant.

Officers' recommendations

2. Council staff recommend that System B is resolved for the election of the Corporate and Strategic Committee Chair.

Executive Summary

3. The LGA prescribes the voting requirements for the election of committee chairs and deputy chairs, including that Council's choice of voting system to be used must be determined by resolution. This means that Council needs to resolve the system of voting before the election of the Chair can take place.

Background

4. The Corporate and Strategic Committee is a long-standing committee of council, responsible for considering, among other things, quarterly financial and non-financial organisational performance reporting including HBRIC and HB Tourism, the effectiveness of Council's resource consent, compliance and enforcement activities, and recommending the adoption of the Annual Plan and Annual Report to Council.
5. Corporate and Strategic Committee meetings are held quarterly, aligned to financial and operational performance reporting timeframes, and is a committee of the whole with one appointed member each from the Māori Committee and the Regional Planning Committee both with voting rights.

Options assessment

6. The LGA prescribes the voting requirements for the election of committee chairs and deputy chairs, including that Council's choice of voting system to be used must be determined by resolution. This means that Council needs to resolve the system of voting before the elections of the committee chairs and deputy chairs can take place.

Section 25

Voting systems for certain appointments—

(1) *This clause applies to—*

(a) *the election . of the chairperson and deputy chairperson of a regional council; and*

(b) *....*

(c) *the election or appointment of the chairperson and deputy chairperson of a committee; and*

(2) *If this clause applies, a local authority or a committee (if the local authority has so directed) must determine by resolution that a person be elected or appointed by using one of the following systems of voting:—*

(a) *the voting system in subclause (3) (system A):*

(b) *the voting system in subclause (4) (system B).*

7. The choices of voting system are:

System A —

- 7.1. *has the following characteristics:—*

- 7.1.1. *there is a first round of voting for all candidates; and*
- 7.1.2. *if no candidate is successful in that round there is a second round of voting from which the candidate with the fewest votes in the first round is excluded; and*
- 7.1.3. *if no candidate is successful in the second round there is a third, and if necessary subsequent, round of voting from which, each time, the candidate with the fewest votes in the previous round is excluded; and*
- 7.1.4. *in any round of voting, if 2 or more candidates tie for the lowest number of votes, the person excluded from the next round is resolved by lot.*

System B —

- 7.2. *has the following characteristics:*

- 7.2.1. *there is only 1 round of voting; and*
- 7.2.2. *if 2 or more candidates tie for the most votes, the tie is resolved by lot.”*

Voting options assessment

8. If System A is adopted the actual vote will be conducted as follows.

- 8.1. Nominations for the position of Chairperson will be called for, which must be supported by a seconder (being a different person). A Councillor may nominate or second themselves, and may also nominate more than one person.
- 8.2. Once the call for nominations results in no further nominees, nominations will be closed.
- 8.3. Each nominee may then be allowed up to 5 minutes to make a presentation.
- 8.4. The first round of voting will then be undertaken by show of hands and with only one vote per Councillor (i.e. 11 in total).
- 8.5. If there are three or more nominees and a majority of Councillors (i.e. 6) does not support one nominee then the candidate with the fewest votes will be excluded from the next round.
- 8.6. If 2 or more candidates tie for the lowest number of votes, the person excluded from the next round will be resolved by lot. In this instance the names of the tied candidates will be placed in a suitable container and the Council's Electoral Officer will draw a name from the container and this person will be excluded from the next round of voting.
- 8.7. A second and further round(s) of voting will be conducted if necessary, in the same way as described above.

9. If System B is adopted the actual vote will be conducted as follows.

- 9.1. Nominations for the position of Chairperson will be called for, which must be supported by a seconder (being a different person). A Councillor may nominate or second themselves, and may also nominate more than one person.
- 9.2. Once the call for nominations results in no further nominees, nominations will be closed.
- 9.3. Each nominee may then be allowed up to 5 minutes to make a presentation.
- 9.4. The only round of voting will then be undertaken by show of hands and with only one vote per Councillor (i.e. 11 in total).
- 9.5. If 2 candidates tie for the most votes, the tie is resolved by lot. In this instance the names of the tied candidates will be placed in a suitable container and the Council's Electoral

Officer, Leeanne Hooper, will draw a name from the container. The candidate whose name is NOT drawn will be declared to be the committee chair.

Decision-making process

10. Council and its committees are required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
 - 10.1. Council may appoint (LGA sch.7 cl. 30(1)(a)) the committees, subcommittees, and other subordinate decision-making bodies that it considers appropriate
 - 10.2. Council can exercise its discretion and make these decisions without consulting directly with the community or others having an interest in the decision.

Recommendations

That Hawke's Bay Regional Council:

1. Receives and considers the *Election of Corporate and Strategic Committee Chair* staff report.
2. Agrees that Council can exercise its discretion and make decisions on this issue without conferring directly with the community or persons likely to have an interest in the decision.
3. Adopts voting system A or B for the election of the Chair of the Corporate and Strategic Committee as detailed in Schedule 7 Part 1 Section 25(3) of the Local Government Act 2002.
4. ___ nominates ___ for C&S chair, seconded by ___
5. ___ nominates ___, for C&S chair seconded by ___
6. ___ votes for _____ and ___ votes for _____
7. Appoints _____ as Corporate and Strategic Committee chair

Authored by:

Leeanne Hooper
Team Leader Governance

Approved by:

Nic Peet
Chief Executive

Attachment/s

There are no attachments for this report.

Subject: Affixing of Common Seal

Reason for Report

- The Common Seal of the Council has been affixed to the following documents and signed by the Chair or Deputy Chair and Chief Executive or a Group Manager.

		Seal No.	Date
1.1	Leasehold Land Sales		
	1.1.1 Lot 216 DP 6598 CT C2/336 - Agreement for Sale and Purchase	4567	3 October 2023
	1.1.2 Lot 32 DP 6391 CT E2/1447 - Agreement for Sale and Purchase	4571	17 October 2023
1.2	Staff Warrants		
	1.2.1 J. Garcia M. Carter N. Pettersson S. Cupido H. Zhang N. Bunn <i>(Delegations under Resource Management Act 1991 (Sections 34A(1) and 38(1); Maritime Transport Act 1994 (Section 33G(a); Building Act 2004 (Section 317B); Biosecurity Act 1993 (Sections 103 and 105); Civil Defence Emergency Management Act 2002 (s.86-92) and Local Government Act 2002 (Section 177))</i>	4560 4561 4562 4563 4564 4565	21 September 2023 21 September 2023 21 September 2023 21 September 2023 21 September 2023 21 September 2023
	1.2.2 L. Cahalin M. Anderson B. Leslie <i>(Delegations under Resource Management Act 1991 (Sections 34A(1) and 38(1); Soil Conservation and Rivers Control Act 1941; Land Drainage Act 1908; Local Government Act 2002 (section 177)) and Civil Defence Emergency Management Act 2002 (s.86-92) and Local Government Act 2002 (s.177))</i>	4566 4569 4570	3 October 2023 11 October 2023 12 October 2023
	1.2.3 H. Duncan <i>(Delegations under the Civil Defence Emergency Management Act 2002 (s.86-92 inclusive) and Local Government Act 2002 (section 177))</i>	4568	4 October 2023

2. The Common Seal is used twice during a Leasehold Land Sale, once on the Sale and Purchase Agreement and once on the Land Transfer document. More often than not, there is a delay between the second issue (Land Transfer document) of the Common Seal per property. This delay could result in the second issue of the Seal not appearing until the following month.
3. As a result of sales, the current numbers of Leasehold properties owned by Council are:
 - 3.1 No cross-lease properties were sold, with 62 remaining on Council's books.
 - 3.2 No single leasehold property was sold, with 77 remaining on Council's books.

Decision-making Process

4. Council is required to make every decision in accordance with the provisions of Sections 77, 78, 80, 81 and 82 of the Local Government Act 2002 (the Act). Staff have assessed the requirements contained within these sections of the Act in relation to this item and have concluded the following:
 - 4.1 Sections 97 and 88 of the Act do not apply.
 - 4.2 Council can exercise its discretion under Section 79(1)(a) and 82(3) of the Act and make a decision on this issue without conferring directly with the community or others due to the nature and significance of the issue to be considered and decided.
 - 4.3 That the decision to apply the Common Seal reflects previous policy or other decisions of Council which (where applicable) will have been subject to the Act's required decision-making process.

Recommendations

That Hawke's Bay Regional Council:

1. Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted Significance and Engagement Policy, and that Council can exercise its discretion and make decisions on this issue without conferring directly with the community or persons likely to have an interest in the decision.
2. Confirms the action to affix the Common Seal.

Authored by:

Diane Wisely
Executive Assistant

Vanessa Fauth
Finance Manager

Approved by:

Nic Peet
Chief Executive

Attachment/s

There are no attachments for this report.

Subject: Report from the Cyclone Recovery Committee

Reason for Report

1. The following matters were considered by the Cyclone Recovery Committee on 16 August 2023 and are now presented for the Council's information alongside any additional commentary the Committee Chair wishes to offer.

Agenda Items

2. The **Policy and Regulation work programmes** item provided an update on the Policy, Consents, Policy Implementation and Compliance work programmes of the Policy and Regulation Group with a focus on how these work programmes were changing as a consequence of the effects of Cyclone Gabrielle as well as Council's own regulatory requirements from evolving central government priorities and direction.
3. The **Biodiversity Hawke's Bay presentation** included a breakdown of the way that Biodiversity Hawke's Bay works within the community and explained the ongoing need for the organisation for operational funding from the Council.
4. The **HBRC Recovery update** item provided a general update on all active internal recovery workstreams carried out by teams across council as well as a verbal update on the Land Categorisation process to date.
5. The **Recovery updates from central government** item provided a summary of Severe Weather Recovery-related Orders in Council relating to HBRC's activities including those in effect and proposed.
6. The **Nature-Based Solutions** verbal item updated the Committee on two successful applications from HBRC to the Ministry for the Environment for feasibility studies in upper Tukituki and Heretaunga Plains looking at a range of nature-based solutions to keep water in the catchment for longer and the aim to cooperate with other Regional Councils who had also received this funding to maximise efficiencies.
7. The **Manaaki Whenua - Rapid assessment of land damage** item presented the findings so far by Manaaki Whenua – Landcare Research from their Rapid Assessment of Land Damage following Cyclone Gabrielle highlighting the extent of damage caused by the Cyclone and that in Northern Hawke's Bay and Gisborne exotic forest was less effective at preventing landslides than expected.
8. The **Telemetry Review** item presented updates on two reports into the performance of the flood monitoring telemetry system operated by the Council during Cyclone Gabrielle as well as explaining improvements already made in response to the event.

Decision-making Process

9. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision-making provisions do not apply.

Recommendation

That Hawke's Bay Regional Council receives and notes the *Report from the Cyclone Recovery Committee*.

Authored by:

**Allison Doak
Governance Advisor**

Approved by:

**Nic Peet
Chief Executive**

Attachment/s

There are no attachments for this report.

Subject: Report from the Regional Planning Committee

Reason for report

1. This item provides a summary of discussions at the 16 August 2023 Regional Planning Committee (RPC) meeting and the opportunity for the Co-Chair to add additional context as they wish.

Agenda items for information

2. The following agenda items were provided to the RPC for information only as summarised following.
3. The **Clifton to Tangoio Coastal Hazards Strategy and its Mātauranga Māori workstream updates** item presented an update on the progress of Clifton to Tangoio Coastal Hazards Strategy and the development of its Mātauranga Māori workstream which aimed to ensure that the strategy was informed by Mātauranga Māori.
4. The **Kotahi Plan update** item noted that work on this project had been paused due to the impacts of the Cyclone Gabrielle and provided an update on Orders in Council and proposals for Orders in Council with a direct impact on the Policy and Regulation work programme. An update on the development of Council's Resilience Plan Edition 2 was also provided.
5. The **Update on Government's proposed resource management system reforms** item provided an update on the progress of proposed resource management system reforms through legislative drafting and Parliamentary debate processes. The Spatial Planning Bill and Natural and Built Environment Bill had progressed through their final readings on 24 October.
6. The **Kotahi Plan verbal update** item noted that work on this project had been paused due to the impacts of the Cyclone Gabrielle response and recovery on the community and on staff resourcing.
7. The **July 2023 Policy Projects Update** provided an outline of Council's various resource management projects underway including appeals and mediation on the TANK Plan Changes and Plan Change 7, the implementation of the National Policy Statement on Urban Development 2020 and Cyclone Recovery Planning/
8. The **July 2023 Statutory Advocacy update** item presented updates on statutory advocacy projects Council is currently engaged in. This included national legislative and policy proposals, the Central Hawke's Bay District Plan review and other resource management proposals.

Decision-making process

9. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision-making provisions do not apply.

Recommendations

That Hawke's Bay Regional Council receives and notes the *Report and recommendations from the Regional Planning Committee*.

Authored by:

Jack Smith-Ballingall
Manager, Central & Internal Relationships

Allison Doak
Governance Advisor

Approved by:

Katrina Brunton
Group Manager Policy & Regulation

Attachment/s

There are no attachments for this report.

Subject: Report from the Clifton to Tangoio Coastal Hazards Strategy Joint Committee

Reason for report

1. The following matters were considered by the Clifton to Tangoio Coastal Hazards Strategy Joint Committee (Joint Committee) on 22 September 2023 and are now presented for the Council's consideration alongside any additional commentary the Joint Committee Chair wishes to offer.

Agenda items

2. The **Current Coastal Projects** paper provided an update on the Rangatira Revetment project, work on the Maraetotara river at Te Awanga, the Tonkin + Taylor Coastal Inundation Report and other relevant projects.
3. The **Project Managers Report** identified only one key project risk in relation to project timelines given delays in progressing the Strategy to notification. Opportunities for the Joint Committee to engage in central government policy were highlighted, in particular the Environmental Select Committee's Inquiry into climate adaptation (submissions period closes 1 November 2023), and the National Policy Statement for Natural Hazard Decision-Making (submissions period closes 20 November 2023). Officials from the Ministry for the Environment had been invited to meet with the Joint Committee for an informal discussion following the meeting where these opportunities and interaction more broadly were further explored. It was agreed that the Technical Advisory Group (TAG) would advise the Joint Committee on how best to engage in these processes alongside the work of the Councils who may be preparing their own submissions.
4. The **Communications and Engagement Plan 2023-2024 Report** identified the strategic elements of the plan for engaging with key stakeholders between now and notification of the Strategy in August 2024. A key outcome is to ensure that the Strategy when notified is broadly understood to support effective engagement on the document. This plan is now in place and guiding the actions of TAG. Next steps are to fine tune activity and costings for key engagement tactics and to commence engagement activity in accordance with the Plan.
5. The **Hawke's Bay Climate Change Adaptation Initiatives Stocktake** presented a first draft of a stock take exercise to identify current governance structures and projects related to climate adaptation across the Councils. While preliminary and focused on coastal areas only, the exercise has highlighted the wide range of initiatives and projects currently underway. In some cases, it may be beneficial to improve coordination of work programmes and interconnectivity.

Decision-making process

6. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision-making provisions do not apply.

Recommendation

That Hawke's Bay Regional Council receives and notes the *Report from the Clifton to Tangoio Coastal Hazards Strategy Joint Committee*.

Authored by:

Simon Bendall
Coastal Hazards Strategy Project Manager

Approved by:

Chris Dolley
Group Manager Asset Management

Attachment/s

There are no attachments for this report.

Hawke's Bay Regional Council

25 October 2023

Item 12

Subject: Investment Strategy

1. That Hawke's Bay Regional Council excludes the public from this section of the meeting, being Agenda Item 12 *Investment Strategy* with the general subject of the item to be considered while the public is excluded. The reasons for passing the resolution 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:

General subject of the item to be considered	Reason for passing this resolution	Grounds under section 48(1) for the passing of the resolution
Investment Strategy	<p>s7(2)(b)(ii) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of that information is necessary to protect information which otherwise would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.</p> <p>s7(2)(i) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to enable the local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>s7(2)(j) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage.</p>	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

2. That Scott Hamilton participates in the Public Excluded session as subject matter expert and Council advisor.

Authored by:

Scott Hamilton
Rautaki

Approved by:

Susie Young
Group Manager Corporate Services

Hawke's Bay Regional Council

25 October 2023

Item 13

Subject: Application to obtain credit rating

That Hawke's Bay Regional Council excludes the public from this section of the meeting, being Agenda Item 13 *Application to obtain credit rating* with the general subject of the item to be considered while the public is excluded. The reasons for passing the resolution 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:

General subject of the item to be considered	Reason for passing this resolution	Grounds under section 48(1) for the passing of the resolution
Application to obtain credit rating	s7(2)(i) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to enable the local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

Authored by:

Jess Bennett
Senior Manager - Finance Recovery

Susie Young
Group Manager Corporate Services

Approved by:

Nic Peet
Chief Executive

Hawke's Bay Regional Council

25 October 2023

Item 14

Subject: Sale of Raffles Street building

That Hawke's Bay Regional Council excludes the public from this section of the meeting, being Agenda Item 14 *Sale of Raffles Street building* with the general subject of the item to be considered while the public is excluded. The reasons for passing the resolution 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:

General subject of the item to be considered	Reason for passing this resolution	Grounds under section 48(1) for the passing of the resolution
Sale of Raffles Street building	s7(2)(i) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to enable the local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

Authored by:

Hugh Reyburn
Corporate Project Manager

Approved by:

Susie Young
Group Manager Corporate Services

Hawke's Bay Regional Council

25 October 2023

Item 15

Subject: Risk and Audit Committee Chair remuneration

That Hawke's Bay Regional Council excludes the public from this section of the meeting, being Agenda Item 15 *Risk and Audit Committee Chair remuneration* with the general subject of the item to be considered while the public is excluded. The reasons for passing the resolution 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:

General subject of the item to be considered	Reason for passing this resolution	Grounds under section 48(1) for the passing of the resolution
Risk and Audit Committee Chair remuneration	s7(2)(a) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to protect the privacy of natural persons.	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

Authored by:

Susie Young
Group Manager Corporate Services

Approved by:

Nic Peet
Chief Executive

Hawke's Bay Regional Council

25 October 2023

Item 16

Subject: Confirmation of Public Excluded Minutes

That Hawke's Bay Regional Council excludes the public from this section of the meeting being Agenda Item 16 *Confirmation of Public Excluded Minutes* with the general subject of the item to be considered while the public is excluded. The reasons for passing the resolution 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:

General subject of the item to be considered	Reason for passing this resolution	Grounds under section 48(1) for the passing of the resolution
Recommendation from the Corporate & Strategic Committee - HBRIC Chairperson Appointment	s7(2)(a) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to protect the privacy of natural persons	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

Authored by:

Leeanne Hooper
Team Leader Governance

Approved by:

Desiree Cull
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