

Report 15.383  
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File CCAB-8-100

Committee Council  
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## Agreement to the continuation of joint committees

### 1. Purpose

For the Council to agree to the continuation of joint committees established under the Local Government Act 2002.

### 2. Background

Amendments to the Local Government Act (the Act), which came into effect on 8 August 2014, require local authorities that established joint committees prior to 8 August 2014 to enter into an agreement relating to those committees by no later than 8 August 2015. If an agreement is not entered into by 8 August 2015 the affected joint committees are deemed to be discharged.

Clause 30A of Schedule 7 of the Act requires that the following matters be specified in the agreement:

- (a) the number of members each local authority or public body may appoint to the committee; and*
- (b) how the chairperson and deputy chairperson of the committee are to be appointed; and*
- (c) the terms of reference of the committee; and*
- (d) what responsibilities (if any) are to be delegated to the committee by each local authority or public body; and*
- (e) how the agreement may be varied.*

### **3. Joint committees requiring an agreement**

The Council is an appointing body for two joint committees that are subject to this new statutory requirement:

- (a) Porirua Harbour and Catchment Joint Committee (for which Porirua City Council is the administrative body). Porirua City Council, Wellington City Council and Greater Wellington Regional Council appoint members to this joint committee.
- (b) Wellington Water Committee (for which Hutt City Council is the administrative body). Hutt City Council, Porirua City Council, Upper Hutt City Council, Wellington City Council and Greater Wellington Regional Council appoint members to this joint committee.

The Council is also an appointing body for the Civil Defence Emergency Management Group joint committee. That committee is not subject to the new provisions of the Act as it exists under the statutory framework of the Civil Defence Emergency Management Act 2002.

### **4. Agreement provisions**

Each Council that appoints members to the Porirua Harbour and Catchment Joint Committee, and to the Wellington Water Committee must enter into an agreement by 8 August 2015 for each joint committee to continue to exist. The terms of reference for these joint committees largely cover the matters that are required to be addressed in the agreement. The matters relating to each joint committee requiring agreement are set out in **Attachment 1**. The current terms of reference for the Porirua Harbour and Catchment Joint Committee are in **Attachment 2** and for the Wellington Water Committee in **Attachment 3**.

### **5. Consultation**

The matters addressed in this report have been discussed with those local authorities that appoint members to each joint committee. The local authorities will be informed of the Council's decision.

### **6. The decision-making process and significance**

The matters requiring decision in this report have been considered by officers against the requirements of Part 6 of the Local Government Act 2002.

#### **6.1 Significance of the decision**

Officers have considered the significance of the matter, taking into account the Council's significance and engagement policy and decision-making guidelines. Due to the procedural nature of this decision officers recommend that the matter be considered to have low significance.

Officers do not consider that a formal record outlining consideration of the decision-making process is required in this instance.

#### **6.2 Engagement**

No external engagement is required as a result of this report.

## 7. Recommendations

*That the Council:*

1. ***Receives*** the report.
2. ***Notes*** the content of the report.
3. ***Notes*** that the agreement of all the local authorities that appoint members to the Porirua Harbour and Catchment Joint Committee and the Wellington Water Committee will be required by 8 August 2015 for each of these joint committees to continue in existence.
4. ***Adopts*** the information set out in Attachment 1 to this report for the purposes of an agreement with the local authorities that appoint members to the relevant joint committees.
5. ***Resolves***, in the event that all the relevant local authorities do not reach agreement relating to the current joint committees by 8 August 2015, to:
  - a. *re-establish the Porirua Harbour and Catchment Joint Committee and the Wellington Water Committee*
  - b. *adopt the terms of reference for each committee as set out in Attachments 2 and 3*
  - c. *appoint the Council's current member on each committee to the relevant re-established committee*
  - d. *adopt the information set out in Attachment 1 to this report for the purposes of an agreement with the local authorities that appoint members to the relevant joint committees.*

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**Attachment 1:** Provisions for agreement relating to joint committees

**Attachment 2:** Terms of reference for Porirua Harbour and Catchment Joint Committee

**Attachment 3:** Terms of reference for Wellington Water Committee