

Kaupapataka Agenda

NOTICE OF A MEETING

OF

COUNCIL

Date: Wednesday 26 February 2025

Time: 9:30 am

Venue: Council Chamber

MEMBERSHIP

Chair Mayor Tapsell

Members

Cr Barker Cr Kai Fong (Deputy Chair)

Cr Kereopa Cr Maxwell
Cr Lee Cr Brown
Cr Wang Cr O'Brien
Cr Waru Cr Paterson

Quorum 6

Andrew Moraes Chief Executive

NGĀ TUKUNGA HAEPAPA A TE KAUNIHERA COUNCIL DELEGATIONS

Type of Committee	Council Committee
Subordinate to	N/A
Subordinate Committees Legislative Basis Purpose Reference	 District Licencing Committee Audit and Risk Committee Schedule 7 s30 (1) (A), Local Government Act 2002 Committee delegated powers by the Council as per Schedule 7, S32, Local Government Act 2002 The purpose of the Council is to make decisions on all matters that cannot be delegated, that it has not delegated or that it has had referred to it by staff or a committee. 01-15-016
Membership	Mayor (Chair) Deputy Mayor (Deputy Chair) All elected members
Quorum	6
Meeting frequency	Monthly
Delegations	 the power to make a rate the power to borrow money, or purchase or dispose of assets, other than in accordance with the Long-term Plan the power to adopt a long-term plan, annual plan, or annual report the power to appoint a chief executive the power to adopt policies required to be adopted and consulted on under the LGA 2002 in association with the long-term plan, or developed for the purpose of the local governance statement the power to adopt a remuneration and employment policy the power to set and support strategies in measures related to emergency matters. all the powers, duties and discretions under the Civil Defence Act for the proper operation and administration of the approved Civil Defence Plan; such delegation to be executed solely within the defined policy guidelines as determined from time to time by the Council and subject to the Financial limits imposed by the approved Council estimates. Additional responsibilities retained by the Council committee: Advise and support the mayor on the development of the long-term plan and annual plans Approval of long-term plan or annual plan consultation documents, and supporting information and consultation process prior to consultation Approval of a draft bylaw prior to consultation

	 Resolutions required to be made by a local authority under the Local Electoral Act 2001, including the appointment of the electoral officer Adoption of, and amendment to the Committee Terms of Reference, Standing Orders and Code of Conduct Relationships with the Te Tatau o te Arawa board, including the funding agreement Monitor the overall financial management and performance of the council Make financial decisions required outside of the annual plan budgeting processes Approve the council's insurance strategy and annual insurance placement for Council Write-offs Acquisition of property in accordance with the Long-term Plan Disposals in accordance with the Long-term Plan Review the Chief Executive's performance annually and establish performance targets for each year Undertake a performance review at the end of the first term of appointment as required by Schedule 7, clause 35 of the Local Government Act 2002. Undertaken no less than 6 months before the date on which the chief executive's contract of employment for the first term expires. 	
Relevant Statutes	All the duties and responsibilities listed above must be carried out in accordance with the relevant legislation.	
Limits to Delegations	Powers that cannot be delegated to committees a per the Local Government Act 2002 Schedule 7 S32.	

Order of Business

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1 KARAKIA WHAKAPUAKI – OPENING KARAKIA

TŪTAWA MAI TŪTAWA MAI

Tūtawa mai i rungaI summon from aboveTūtawa mai i raroI summon from belowTūtawa mai i rotoI summon from within

Tūtawa mai i waho I summon the surrounding environment

Kia tau ai te mauri tū The universal vitality and energy to infuse and

Te mauri ora, ki te katoa enrich all present

Hāumi e. Hui e. Tāiki e! Enriched, unified and blessed

2 NGĀ WHAKAPĀHA – APOLOGIES

The Chair invites notice from members of:

- 1. Leave of absence for future meetings of the Council; or
- 2. Apologies, including apologies for lateness and early departure from the meeting, where leave of absence has not previously been granted.

3 WHAKAPUAKITANGA WHAIPĀNGA – DECLARATIONS OF INTEREST

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

4 NGĀ TAKE WHAWHATI TATA KĀORE I TE RĀRANGI TAKE – URGENT ITEMS NOT ON THE AGENDA

Items of business not on the agenda which cannot be delayed

The Chair will give notice of items not on the agenda as follows:

Matters Requiring Urgent Attention as Determined by Resolution of Rotorua Lakes Council

The Chair shall state to the meeting.

- 1. The reason why the item is not on the agenda; and
- 2. The reason why discussion of the item cannot be delayed until a subsequent meeting.

The item may be allowed onto the agenda by resolution of the Rotorua Lakes Council. s.46A (7), LGOIMA

Discussion of minor matters not on the agenda.

Minor Matters relating to the General Business of the Rotorua Lakes Council. The Chair shall state to the meeting that the item will be discussed, but no resolution, decision, or recommendation may be made in respect of the item except to refer it to a subsequent meeting of the Rotorua Lakes Council for further discussion s.46A (7), LGOIMA

5 TE WHAKAŪ I NGĀ MENETI – CONFIRMATION OF MINUTES

5.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 11 DECEMBER 2024

RECOMMENDATION

1. That the minutes of the Ordinary Council Meeting held 11 December 2024 be confirmed as a true and correct record.

Minutes (Draft)

Council meeting held Wednesday 11 December 2024 at 9:30 am Council Chamber, Rotorua Lakes Council

MEMBERS PRESENT: Mayor Tapsell (Chair)

Cr Barker, Cr Lee, Cr Maxwell, Cr Kai Fong, Cr Brown, Cr O'Brien,

Cr Paterson, Cr Wang, Cr Waru.

Cr Kereopa

APOLOGIES: Cr Kereopa.

IN ATTENDANCE: Marlon Bridge, Chief Technical Advisor, Department of Internal Affairs;

David Hawkins, Strategic Advisor, Department of Internal Affairs;

Dave Foster, Consultant;

Vaughan Payne, Managing Director, Kāhu Manawa.

STAFF PRESENT: A Moraes, Chief Executive;

T Collé, Chief Financial Officer;

J-P Gaston, Group Manager, Destination Development; S Michael, Group Manager, Infrastructure and Assets;

P Warbrick, Manahautū Te Arawa Hourua;

D Jensen, Chief Executive Officer; M Overbeek, Director of Finance;

G Kieck, Manager - Governance, Strategy & Compliance;

I Tiriana, Communications Manager;

N Michael, Executive of Communications, Mayor's Office;

S Kelly, Housing, Growth & Partnerships Manager;

E Cawte, Manager, Infrastructure Networks Performance;

R Brelsford-Smith, Strategic Financial Planner; D Journeaux, Intermediate Business Partner; R George, Director, Infrastructure & Environment; D Cossar, Governance & Democracy Manager; R Griffith, Governance & Democracy Advisor.

The meeting opened at 9.30am.

The Mayor welcomed elected members, media, staff and members of the public.

1 KARAKIA WHAKAPUAKI – OPENING KARAKIA

Cr Waru opened the meeting with a Karakia.

2 NGĀ WHAKAPĀHA – APOLOGIES

RESOLVED C 24/12-001

Moved: Cr Kai Fong Seconded: Cr Wang

1. That the apologies from Cr Kereopa be accepted.

CARRIED

3 WHAKAPUAKITANGA WHAIPĀNGA – DECLARATIONS OF INTEREST

Nil.

4 NGĀ TAKE WHAWHATI TATA KĀORE I TE RĀRANGI TAKE – URGENT ITEMS NOT ON THE AGENDA

The Chair noted that there is an urgent item that has been brought before the meeting.

The reason for the item not being on the agenda is because the commercial opportunity was received too late for a report to be prepared before the public agenda was published.

The reason the item cannot be delayed is due to the urgency of the commercial opportunity.

RESOLVED C 24/12-081

Moved: Cr Brown Seconded: Cr Kai Fong

1. That the item 'Property Development Opportunity' be dealt with at this meeting in public excluded.

CARRIED

- 5 TE WHAKAŪ I NGĀ MENETI CONFIRMATION OF MINUTES
- 5.1 MINUTES OF THE EXTRAORDINARY COUNCIL MEETING HELD ON 18 NOVEMBER 2024, COUNCIL HEARING HELD ON 25 NOVEMBER & ORDINARY COUNCIL MEETING HELD ON 27 NOVEMBER 2024

RESOLVED C 24/12-082

Moved: Cr Wang Seconded: Cr Kai Fong

- 1. That the minutes of the Extraordinary Council Meeting held 18 November 2024 be confirmed as a true and correct record.
- 2. That the minutes of the Council Hearing held 25 November 2024 be confirmed as a true and correct record.
- 3. That the minutes of the Ordinary Council Meeting held 27 November 2024 be confirmed as a true and correct record.

CARRIED

6 TE PAPA KŌRERO MŌ TE TŪMATAWHĀNUI – PUBLIC FORUM

Jared Adams – Standing Orders: 3.3; 4.3; 18; and 19.

7 HE PUKA INOI TŪMATAWHĀNUI – PUBLIC PETITIONS

Nil.

8 NGĀ WHAKAMŌHIOTANGA MŌTINI – NOTICES OF MOTION

Nil.

- 9 NGĀ TĀPAETANGA PRESENTATIONS
- 9.1 ROTORUA RURAL COMMUNITY BOARD DEVOLVED FUNDING

Colin Guyton spoke to a presentation titled 'Rotorua Rural Community Board – Devolved Funding Update' (DOC ID: 21053129).

9.2 LOCAL WATER DONE WELL – DEPARTMENT OF INTERNAL AFFAIRS

The Chair ruled that the item would be taken after item 10.10 Te Arawa Partnership.

10 PŪRONGO KAIMAHI – STAFF REPORTS

10.1 FINALISING THE NEW LEASE FOR THE SPRINGFIELD GOLF COURSE

RESOLVED C 24/12-083

Moved: Cr Kai Fong Seconded: Cr Brown

1. That the report 'Finalising the New Lease for the Springfield Golf Course' be received.

CARRIED

Thomas Collé overviewed the report.

RESOLVED C 24/12-084

Moved: Mayor Tapsell Seconded: Cr Kai Fong

- 2. That Council notes previous information provided, and the previous Council resolutions and direction given, to offer a lease to the Springfield Golf Club.
- 3. That Council note Springfield Golf Club has executed the attached lease which includes the terms and conditions outlined in the previous resolutions.
- 4. That Council directs the Chief Executive to execute the lease on behalf of Council as the landlord

In Favour: Mayor Tapsell, Cr Barker, Cr Maxwell, Cr Kai Fong, Cr Brown, Cr O'Brien, Cr Wang

and Cr Waru

Against: Cr Lee and Cr Paterson

CARRIED 8/2

Meeting adjourned at 10.36am. Meeting reconvened at 10.50am.

10.2 APPROACH TO DEVELOPMENT OF NEW HOUSING PLAN

RESOLVED C 24/12-085

Moved: Cr Waru Seconded: Cr Brown

1. That the report 'Approach to Development of New Housing Plan' be received.

Jean-Paul Gaston, Stephanie Kelly and Mayor Tapsell overviewed the report and spoke to a presentation titled 'Draft Rotorua Housing Plan – Development and Next Steps' (DOC ID: 21073911).

Cr Waru acknowledged the passing of Dr Angus Macfarlane CNZM FRSNZ.

RESOLVED C 24/12-086

Moved: Cr Kai Fong Seconded: Cr Wang

2. That the Council endorse the key priorities and areas of focus in the draft Rotorua Housing Plan.

In Favour: Mayor Tapsell, Cr Barker, Cr Maxwell, Cr Kai Fong, Cr Brown, Cr Paterson, Cr Wang

and Cr Waru

Against: Cr Lee and Cr O'Brien

CARRIED 8/2

10.3 NON-FINANCIAL PERFORMANCE REPORT - QUARTER 1 2024/25

RESOLVED C 24/12-087

Moved: Cr Barker Seconded: Cr Kai Fong

1. That the report 'Non-Financial Performance Report - Quarter 1 2024/25' be received.

CARRIED

Greg Kieck and Andrew Moraes overviewed the report.

10.4 TE ARAWA PARTNERSHIP

The Chair ruled that the item would be taken after item 10.10 Te Arawa Partnership Progress Report.

10.5 RETURN OF 35 TAREWA ROAD PŪRURU RESERVE SOUTH

RESOLVED C 24/12-088

Moved: Cr Waru Seconded: Cr O'Brien

1. That the report 'Return of 35 Tarewa Road Pūruru Reserve South' be received.

RESOLVED C 24/12-089

Moved: Cr Wang Seconded: Cr O'Brien

2. That the Council resolve to vest the land 35 Tarewa Road Pūruru Reserve South to Taharangi Marae Trust.

CARRIED

10.6 ADOPTION OF MUSEUM EXHIBITION STEERING GROUP TERMS OF REFERENCE

RESOLVED C 24/12-090

Moved: Cr Wang Seconded: Cr O'Brien HE TŪTOHUNGA RECOMMENDATION

1. That the report 'Adoption of Museum Exhibition Steering Group Terms of Reference' be received.

CARRIED

Thomas Collé overviewed the report.

RESOLVED C 24/12-091

Moved: Mayor Tapsell Seconded: Cr Kai Fong

- 2. That the Council approves the establishment of a Project Steering Group (PSG) to oversee the Exhibition Project, ensuring effective project governance, quality control, and alignment with Council's objectives.
- 3. That the Council approves the attached Terms of Reference (ToR) for the Project Steering Group, setting out responsibilities, reporting lines, and composition to include Te Pukenga Koeke o Te Whare Taonga o Te Arawa and independent experts.

CARRIED

10.7 ADOPT AN UPDATED CONSTITUTION FOR INFRACORE

RESOLVED C 24/12-092

Moved: Cr O'Brien Seconded: Cr Waru

1. That the report 'Adopt an Updated Constitution for InfraCore' be received.

Thomas Collé overviewed the report.

RESOLVED C 24/12-093

Moved: Cr O'Brien Seconded: Cr Wang

2. That the Council resolves to adopt the updated Constitution for InfraCore.

CARRIED

10.8 BUSINESS CASE - MAYOR'S ATTENDANCE TO SPEAK AT SYDNEY 'CITY NATION PLACE' CONFERENCE AND ATTEND THE ROTORUANZ CHINA ROADSHOW 2025

RESOLVED C 24/12-094

Moved: Cr Maxwell Seconded: Cr Barker

1. That the report 'Business Case - Mayor's Attendance to Speak at Sydney 'City Nation Place' Conference and Attend the RotoruaNZ China Roadshow 2025' be received.

CARRIED

Mayor Tapsell overviewed the report.

RESOLVED C 24/12-095

Moved: Cr Wang Seconded: Cr Maxwell

- 2. That the Council approve, in principle, the \$600 remaining cost for accommodation for Mayor Tapsell to attend the City Place Nation conference 12 to 13 February 2025, and NRL All Stars event 14 February 2025
- 3. That Council approve the \$2750 cost of flights and accommodation for Mayor Tapsell, to attend and promote Rotorua at the China roadshow from 17 February to 1 March 2025.
- 4. That Council note that income generated by hosting international delegates visiting Rotorua Lakes Council is used to cover this travel, so there is no direct cost to ratepayers.

10.9 TE ARAWA PARTNERSHIPS PROGRESS REPORT

RESOLVED C 24/12-096

Moved: Cr Brown Seconded: Cr Barker

1. That the report 'Te Arawa Partnerships Progress Report' be received.

CARRIED

Paul Warbrick overviewed the report.

Meeting adjourned at 12.08pm.

Meeting reconvened at 1.01pm.

10.10 TE ARAWA PARTNERSHIP

RESOLVED C 24/12-097

Moved: Cr Waru Seconded: Cr O'Brien

1. That the report 'Te Arawa Partnership' be received.

CARRIED

Paul Warbrick overviewed the report.

At 1.22 pm, Cr Kereopa arrived at the meeting.

The Chair noted the recommendations are amended from the recommendations in the agenda.

RESOLVED C 24/12-098

Moved: Cr Waru Seconded: Cr O'Brien

2. That the Council approve the establishment of the Te Arawa 2050 Vision Committee, as per schedule 7 section 30(1)(a) of the Local Government Act, including the Terms of Reference and Committee Delegations.

<u>In Favour:</u> Mayor Tapsell, Cr Barker, Cr Kereopa, Cr Maxwell, Cr Kai Fong, Cr Brown, Cr

O'Brien, Cr Paterson, Cr Wang and Cr Waru

Against: Cr Lee

CARRIED 10/1

11 NGĀ TĀPAETANGA – PRESENTATIONS

11.1 LOCAL WATER DONE WELL - DEPARTMENT OF INTERNAL AFFAIRS

Marlon Bridge (Chief Technical Advisor, Department of Internal Affairs), David Hawkins (Strategic Advisor, Department of Internal Affairs) and Dave Foster (Consultant) spoke to a presentation titled 'Local Water Done Well – Helping Rotorua Council Achieve a Successful Outcome for Water Service Delivery' (DOC ID: 21072274).

12 HE WHAKATAUNGA KIA HOKI ATU TE ARONGA O TE HUI HAI HUI TŪMATAWHĀNUI – RESOLUTION TO MOVE INTO PUBLIC EXCLUDED (TO CONSIDER AND ADOPT CONFIDENTIAL ITEMS)

RESOLVED C 24/12-099

Moved: Cr O'Brien Seconded: Cr Wang

1. That Council resolves to exclude the public on the grounds contained in Section 48(1) of the Local Government Official Information and Meetings Act.

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution	
12.1 - Confidential Minutes of the Extraordinary Council Meeting held on 18 November 2024	Please refer to the relevant clause/s in the open meeting minutes.	Good reason for withholding exists under Section 48(1)(a).	
12.2 - Confidential Minutes of the Ordinary Council Meeting held on 27 November 2024	Please refer to the relevant clause/s in the open meeting minutes.	Good reason for withholding exists under Section 48(1)(a).	
12.3 – PRESENTATION – Local Water Done Well – Bay of Plenty	s7(2)(c)(ii) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7	
12.4 – Urgent Item – Property Development Opportunity	s7(2)(h) – the withholding of the information is necessary to enable Council to carry out, without prejudice or	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for	

	disadvantage, commercial activities.	which good reason for withholding would exist under section 6 or section 7
Plain English	Because the information has been provided to Council in confidence, and it is in the public interest that Rotorua Lakes Council does not publicly supply the information at this time.	

Consideration has been given to the public interest in these matters and officers' advice is that the above reasons for confidentiality outweigh the public interest in these matters.

2. That Vaughan Payne be permitted to attend the confidential session for confidential item: 11.3 Presentation – Local Water Done Well – Bay of Plenty. The reasons are due to their knowledge and expertise on the subject matter.

CARRIED

13 TE KARAKIA WHAKAMUTUNGA – CLOSING KARAKIA

Cr Waru closed the meeting with a karakia.

The Meeting closed at 3.58pm

To be confirmed at the Council meeting on 26th February 2025.

Note: Rotorua Lakes Council is the operating name of Rotorua District Council

6 TE PAPA KŌRERO MŌ TE TŪMATAWHĀNUI – PUBLIC FORUM

The Council has set aside time for members of the public to speak in the public forum at the commencement of each Council meeting.

7 HE PUKA INOI TŪMATAWHĀNUI – PUBLIC PETITIONS

Nil

8 NGĀ WHAKAMŌHIOTANGA MŌTINI – NOTICES OF MOTION

Nil

9 NGĀ TĀPAETANGA – PRESENTATIONS

Nil

10 PŪRONGO KAIMAHI – STAFF REPORTS

10.1 FINANCIAL UPDATE - DECEMBER 2024

Doc ID: 21160112

Prepared by: David Jensen, Chief Financial Officer

Approved by: Andrew Moraes, Chief Executive

Attachments: Nil

1. TE PŪTAKE PURPOSE

The purpose of the report is to provide information on Council's financial performance for the six months ended 31 December 2024.

HE TŪTOHUNGA RECOMMENDATION

1. That the report 'Financial Update - December 2024' be received.

2. TE TĀHUHU BACKGROUND

This report covers Council's core operating position as at 31 December 2024, as well as the impact of capital subsidies and development contribution revenue.

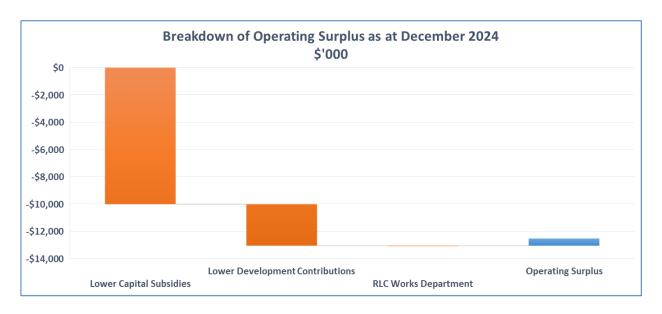
Rate revenue is tracking favourably against budget due to higher than budgeted lump sum rate revenue related to the Rotoiti/Rotomā wastewater scheme. Core user fee revenues are higher than budget due to the income related to the Works Department which has now been incorporated back into Council, offset by higher operating expenses.

Operating expenses are also tracking above budget, Works Department operating expenses now incorporated into Council.

Council's capital expenditure is currently behind the year to date budget at the end of the second financial quarter, driven by delays in the renewal programme and growth-related stormwater.

3. TE MATAPAKI ME NGĀ KŌWHIRINGA DISCUSSION AND OPTIONS

Financial Position as at 31 December 2024



Council has a positive headline operating variance of \$519k as at 31 December 2024, primarily related to strong rate revenue year to date. However within this surplus there is a negative variance of \$301k relating to the RLC Work Department operations as the former Infracore operations are brought in house.

Capital revenues continue to trend below budget with Capital Subsidies \$10m below the year to date budget and Development Contributions \$3m below the year to date budget.

Year to Date Financial Performance

Figures in \$000's	Actual	Budget	Variance - Favorable / (Unfavorable)
Income			
Fees & Charges	11,587	10,672	915
Rates	76,313	73,209	3,105
Investment Income	718	301	417
Development & Financial Contributions	1,980	5,028	(3,048)
Subsidies & Grants - Capital	5,304	15,326	(10,021)
Subsidies & Grants - Operational	3,393	3,443	(50)
Total Income	99,295	107,977	(8,682)
Opex			
Administration Expense	2,157	2,043	(114)
Finance Cost	127	100	(27)
Maintenance	895	1,140	246
Operating Expenses	39,942	38,445	(1,498)
Staff Costs	20,931	19,843	(1,088)
Utilities	1,741	1,636	(105)
Depreciation	23,318	22,352	(966)
Interest Cost	9,859	9,543	(316)
Total Opex	98,970	95,102	(3,868)
Total Operating Surplus / (Deficit)	325	12,875	(12,550)

Income

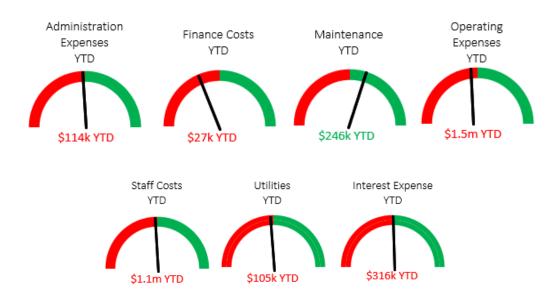


Total Income is tracking unfavourably to budget, with a \$8.7m negative variance to budget. This primarily relates to Capital Grants and Subsidies.

- Fees and charges are direct charges to customers for specific Council services. Council's core fees and charges are \$915k ahead of year-to-date budget, driven primarily by user fee revenue by the RLC Works Department. Building Services and Wastewater are also ahead of budget.
- Rate revenue is \$3.1m higher than year-to-date budget due to lower than budgeted remissions year to date and additional ratepayers paying the Rotoiti/Rotomā Wastewater Capital Rate as a lump sum.
- Investment income is revenue received by Council through dividends, and also interest received
 on term deposits. Investment Income is \$517k ahead of year-to-date budget due to Council prefunding a future debt maturity and placing funds on term deposit at a rate more favourable than
 the debt servicing.

- Operating Subsidies and Grants are funds provided from external parties towards Council's operating expenditure. Operating Subsidies and Grants are largely on budget as at 31 December 2024.
- Financial and Development Contributions is revenue paid by developers towards the capital costs required to enable their development. Financial and Development Contributions are \$3.0m behind of year-to-date budget.
- Capital Subsidies and Grants are funds provided by external parties towards Council's capital projects. Capital Subsidies and Grants are \$10.0m behind year-to-date budget due to the timing of completion of capital works, especially relating to subsidised transport and IAF Stormwater projects.

Operating Expenses

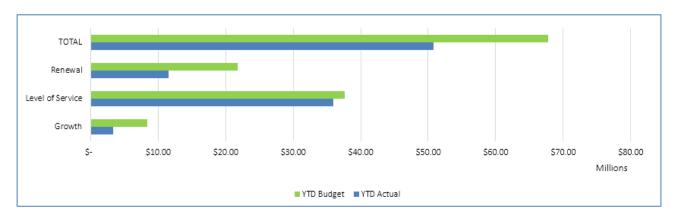


Operating Expenses are tracking to budget, with a \$3.9m negative variance to budget.

- Administration Expenses cover the day-to-day running expenses of Council. Administration Expenses are \$114k ahead of year-to-date budget.
- Finance Costs are the fees payable on banking facilities and debt management. Finance Costs are \$27k over budget year-to-date due to the timing of bank and debt recovery fees.
- Maintenance expenses are the budget provided for planned and reactive maintenance of Council buildings. Maintenance is \$246k under budget year-to-date due primarily to the seasonality of when money is spent on Council buildings and lower demand for reactive maintenance.
- Operating expenses are the costs directly associated with the delivery of Council's operational services. Core operating Expenses are \$1.5k higher than year-to-date budget, driven primarily by RLC Works Department expenses and the additional support given to RotoruaNZ enabling their transition of the Events and Venues function.

- Staff costs cover the salaries and wages of Council employees. Staff Costs were \$1.1m higher than budget as at 31 December 2024 due to RLC Works Department salary costs coming part of core Council.
- Utilities cover the water, power and gas expenses involved in Council operations. Utilities were \$105k over budget as at 31 December 2024 due to the temporary generator requirements for the Energy Events Centre.
- Interest Expense is the external interest payable to Council's lenders. Interest expense is currently \$316k higher than year to date budget due to the timing of interest payable but is forecast to be on budget at year end as loans on higher rates mature. This is also offset by higher interest revenue due to the prefunding of an April maturity put on term deposit.

Capital Expenses



As at 31 December 2024, Council had spent \$50.8m against the full year budget of \$133.5m.

Renewals expenditure is behind budget primarily due to the lower year to date spend on transport renewals, expected to occur later within the financial year.

Level of Service expenditure is largely on budget due to year-to-date expenditure on the Museum project and wastewater projects.

Expenditure on key projects YTD is as follows:

- (i) Wastewater Treatment Plant Upgrade: \$12.4m. Council is engaging in a multi-year project to upgrade major Wastewater Treatment Plant infrastructure with works continuing through 2024/25.
- (ii) Rotorua Museum: \$10.2m. The project has commenced and the building is being wrapped to allow all weather construction access.
- (iii) Tarawera Wastewater Project: \$5.5m. The project is forecast to restart at the end of February after a temporary pause in operations.
- (iv) Stormwater IAF Funded Projects: \$4.3m. Work continues and a variation to the full year programme is pending approval by Central Government.

4. TE TINO AROMATAWAI ASSESSMENT OF SIGNIFICANCE

The decisions or matters of this report are not considered significant in accordance with Council's Significance and Engagement Policy.

5. NGĀ KŌRERA O TE HAPORI ME TE WHAKATAIRANGA COMMUNITY INPUT/ENGAGEMENT AND PUBLICITY

There are no community input/engagement and publicity issues associated with this report.

6. HE WHAIWHAKAARO CONSIDERATIONS

6.1. Mahere Pūtea

Financial/Budget Considerations

There are no financial/budget issues associated with this report.

6.2. Kaupapa Here Me Ngā Hiraunga Whakariterite Policy and Planning Implications

There are no policy or planning considerations associated with this report.

6.3. Te Aromatawai Whakapātanga Ki Te Tāngata Whenua Tāngata Whenua Impact Assessment

There are no Tāngata Whenua considerations associated with this report.

6.4. Tūraru

Risks

There are no risks associated with this report.

6.5. Te Whaimana

Authority

This report is presented to Council in accordance with the Delegated Financial Authority policy.

10.2 DRAFT STATEMENT OF PROPOSAL ON THE LOCAL ALCOHOL POLICY 2025

Doc ID: 21158443

Prepared by: Alexandra Geraghty, Strategic Policy Advisor

Approved by: Greg Kieck, Manager, Governance, Strategy & Compliance

Attachments: 1. Draft Statement of Proposal Local Alcohol Policy 2025 (under separate

cover)

2. Recommended policy options for the SOP Local Alcohol Policy 2025 (under separate cover)

3. Local Alcohol Policy Review Research Report 2025 (under separate

4. Draft Local Alcohol Policy 2025 (under separate cover)

1. TE PŪTAKE PURPOSE

A draft Statement of Proposal (SOP) on a new Local Alcohol Policy (LAP) is presented to Council for its approval. The Council is additionally asked to approve the proposed SOP for formal public consultation.

Accompanying the SOP is a research report providing supplementary information and evidence supporting the proposed SOP, as well as a draft copy of the proposed policy. These documents will be published alongside the SOP during consultation.

HE TŪTOHUNGA RECOMMENDATION

- 1. That the report 'Draft Statement of Proposal on the Local Alcohol Policy 2025' be received.
- 2. That the proposed 'Draft Statement of Proposal on the Local Alcohol Policy 2025 : Draft Local Alcohol Policy 2025' be adopted for consultation.
- 3. That the Council approve the recommended options in the proposed SOP, as outlined in Appendix 2.
- 4. That the 'Local Alcohol Policy Review Research Report 2025' and 'Draft Local Alcohol Policy 2025' be received and approved for publishing alongside the SOP during consultation.
- 5. That the Council approve a public consultation on the proposed 'Draft Statement of Proposal on the Local Alcohol Policy 2025: Local Alcohol Policy 2025' to commence on Friday 28th February 2025 until Monday 31st March 2025.

2. TE TĀHUHU BACKGROUND

The Sale and Supply of Alcohol Act (SASA) 2012 provides the legislative basis for the Council's Local Alcohol Policy (LAP). The SASA 2012 has two primary objectives:

- the sale, supply, and consumption of alcohol occurs safely and responsibly, and
- alcohol-related harm is minimised.

The SASA 2012 gives territorial authorities the ability to meet these objectives and have greater influence on alcohol licensing decisions in their geographic area via the adoption of a LAP.

A LAP can contain provisions on:

- Location of licensed premises with reference to broad areas
- Location by proximity to sensitive sites
- Whether further licences should be issued
- Maximum trading hours
- One-way door restrictions
- Discretionary conditions for licences.

Rotorua has had a LAP since 2019 and as per the requirements of the SASA 2012 it is due for review.

Two workshops have been held with councillors on proposals for a new LAP in September 2024 and February 2025. In the latter workshop, Councillors were shown a variety of alcohol harm evidence including that provided by NZ police and medical officer for health. In addition, a discussion on the proposed policy options was undertaken with guidance sought from Councillors on preferred options.

3. TE MATAPAKI ME NGĀ KŌWHIRINGA DISCUSSION AND OPTIONS

Most of the existing policy provisions within the LAP are proposed to be updated to ensure that Rotorua's LAP is effective as possible at reducing alcohol harm in our community and ensuring the safe and responsible sale, supply and consumption of alcohol.

The specific policy provisions will vary depending on the premise and licence type in question. There are four different types of licences, these are as follows:

- **Off-licence:** the licensee can sell and supply alcohol for consumption on-site. Common on-licence examples include cafés, hotels, taverns, caterers, restaurants, and BYO restaurants.
- **On-licence:** the licensee can sell alcohol for consumption elsewhere. Common off-licence examples include bottle stores and supermarkets.
- **Club-licence:** the licensee can sell and supply alcohol only to authorised customers (who are members or visitors of that club) for consumption there.
- Special licences: these are issued to allow the sale and consumption of alcohol at events or
 occasions on premises that are unlicensed, or premises for which the event timing would be
 outside their normal licence conditions.

During the second workshop, various policy options were presented to Councillors specifically where it was recommended to update the existing provisions, the broad categories discussed were:

- Density
- Trading hours
- Discretionary conditions
- Sensitive sites

Councillors indicated their preferences on the various policy options split by the different licence types. The recommended policy options for each licence type are as follows:

Off-licence recommended options

Density

Temporary freeze on any new off-licence applications for three years and a presumption against new off-licences thereafter. This policy includes supermarkets and grocery stores.

Trading hours

Trading hours for off-licences to become 07:00 – 21:00.

Discretionary conditions

Update the conditions on all off-licence premises with the following requirements:

Mandatory provisions: Social responsibility policy, including detail on staff training, not serving minors, delivery of alcohol etc; maintenance of an alcohol-related incidents book; no buy now, pay later schemes, and no advertising of alcohol on store or any chattels—only brand name and logo.

Consideration by the DLC based on size, risk and compliance: CCTV; Crime Prevention Through Environment Design (CPTED) principles including: the provision of effective lighting and location of point of sale; restrictions on single sales of beers/ciders and shots etc, and restrictions on the display of alcohol at store entrance or windows.

Sensitive sites

Keep current requirement that no new off-licences to open within 200m of an education facility or a marae outside the inner city, however additionally require new premises to conduct pre-application engagement with places of worship, residential areas, youth centre, hospitals, addiction treatment facilities, community facilities, urupā and cemeteries.

On-licence recommended options

Density

This was not specifically discussed; however it is recommended that there is no restriction on the number or location of on-licence premises.

Trading hours

Trading hours for on-licences are:

- 08:00 02:00 inner city and
- 08:00-01:00 outside city.

Discretionary conditions

The current discretionary conditions remain which includes:

- Crime Prevention through Environmental Design (CPTED) principles.
- Host responsibility policy Transport options, food available and availability of low and no alcohol drinks.

Sensitive sites

No restrictions where an on-licence premise can open in relation to any sensitive sites.

One way door restrictions

This was not specifically discussed, but we are proposing to keep this the same as current requirements which means: Premises within the Inner City trading after midnight may be required to have a one-way door restriction, effective 1 hour prior to the end of the licensed hours, subject to the DLC.

Club-licence recommended options

Density

This was not specifically discussed; however it is recommended that there is no restriction on the number or location of club-licence premises.

Trading hours

This was not specifically discussed, but we are proposing to keep the same trading hours for club-licences, this means trading hours are:

- Sunday to Friday: 08:00 to midnight, and
- Saturday and public holidays: 08:00 to 01:00.

Discretionary conditions

The current discretionary conditions remain which includes:

- Crime Prevention through Environmental Design (CPTED) principles.
- Host responsibility policy Transport options, food available and availability of low and no alcohol drinks.

Sensitive sites

No restrictions where an on-licence premise can open in relation to any sensitive sites.

Special licence recommended options

Density

This was not specifically discussed, but we recommend not to put a cap on the number of special licences granted.

Trading hours

This was not specifically discussed, but we recommended the hours to remain unchanged, this means trading hours for special events could be:

08:00 to 04:00

Discretionary conditions

The current discretionary conditions remain which includes:

Requiring certain types of food to be available based on the duration of the event.

Sensitive sites

• This was not specifically discussed, however we recommend that there are no restrictions where a special-licence can operate in relation to any sensitive sites.

See Appendix 2 for the full list of proposed policy options for the SOP.

4. TE TINO AROMATAWAI ASSESSMENT OF SIGNIFICANCE

This section assesses the significance of adopting the proposed SOP LAP 2025 for consultation against the Council's Significance and Engagement (SE) Policy. Under the SE policy, it is deemed to have high significance under the criterion 'Community Interest'.

During the pre-consultation engagement on a new LAP, a short community survey was held asking members of the public for their perceptions on alcohol use and its impacts in Rotorua. This survey generated substantial interest (600+ responses) suggesting that this consultation will attract the same level of attention. Respondents generally had strong views on this topic, and as this policy has the potential to impact on licensed business owners it is likely this consultation will be divisive.

Furthermore, a recent application for a new off-licence proposed in Rotorua's CBD attracted approx. 650 objections, the highest ever received in New Zealand. This suggests there is already a significant interest by the public in this topic prior to consulting.

5. NGĀ KŌRERA O TE HAPORI ME TE WHAKATAIRANGA COMMUNITY INPUT/ENGAGEMENT AND PUBLICITY

A special consultative procedure will be carried out in line with section 83 of the Local Government Act (LGA) 2002. The consultation is proposed to run between Friday 28th February to Monday 31st March 2025.

To meet Council's legal obligations as stipulated in the LGA 2002, the proposed SOP will be publicly notified in newspaper and directly emailed to all licensed premises. The consultation will be a largely digital campaign to elicit responses from the general public as well as several targeted stakeholder meetings with those who will be primarily impacted by this policy including: all licenced owners, iwi, health providers, police, inspectors and community groups.

6. HE WHAIWHAKAARO CONSIDERATIONS

6.1. Mahere Pūtea

Financial/Budget Considerations

All costs have been accounted for within the existing 'Governance, Strategy and Compliance' budget relating to the renewal of the LAP, including consultation.

6.2. Kaupapa Here Me Ngā Hiraunga Whakariterite Policy and Planning Implications

The SASA 2012 requires Councils to review their LAP every six years. Rotorua's LAP came into force in 2019, therefore Council must finalise a review of its current policy in 2025. A consultation on the proposed SOP is due to take place in February and March, following this, hearings will take place ahead of formal adoption in May.

6.3. Te Aromatawai Whakapātanga Ki Te Tāngata Whenua Tāngata Whenua Impact Assessment

During pre-consultation engagement with Te Tatau O Te Arawa and various kaupapa Māori healthcare providers it was highlighted that this consultation will have significant interest from iwi. Targeted engagement with iwi during the consultation process, with support and advice from Te Tatau O Te Arawa, will ensure any views and impacts of any proposed policies are fully understood.

6.4. Tūraru

Risks

There is a legal risk that a new LAP will be subject to judicial review if the appropriate procedures and processes of consultation and implementation are not carried out, and if the provisions within the policy are deemed unreasonable in light of the act.

In recent years, LAPs across the country have been subject to immense legal challenge, primarily driven by large supermarket and grocery chains, contesting elements of provisional LAPs. However, in 2023 the SASA (Community Participation) Amendment Act 2023 came into force removing the ability for anyone to appeal provisional LAPs to the licensing authority and consequently the High court and Supreme court. Therefore, the risk of challenge has been lowered, although not completely removed.

To mitigate against a possible judicial review, the team have sought advice from experience stakeholders and consultants to ensure due process has been followed.

6.5. Te Whaimana Authority

Council has the authority to make, amend or revoke policies and Bylaws.

10.3 RECOMMENDATIONS FROM OTHER COMMITTEES - TE ARAWA VISION 2050 COMMITTEE MEETING 18 FEBRUARY 2025

Doc ID: 21159935

Prepared by: Robert Griffith, Governance and Democracy Advisor

Approved by: Greg Kieck, Manager, Governance, Strategy & Compliance

Attachments: Nil

1. TE PŪTAKE PURPOSE

The purpose of this report is to provide an opportunity for Council to consider recommendations received from the Te Arawa 2050 Vision Committee meeting held 18 February 2025.

Committee Members: Cr Maxwell (Chair), Mr James Hamiora (Deputy Chair) (Te Tatau o Te Arawa),

Mayor Tapsell, Cr Kai Fong, Cr Barker, Mr Potaua Biasiny-Tule (Te Tatau o Te Arawa), Cr Brown, Mrs Waiarangi Hotene (Te Tatau o Te Arawa), Cr Kereopa, Cr Lee, Cr O'Brien, Cr Paterson, Mrs Rangitiaria Tibble (Te Tatau o Te Arawa),

Cr Wang, Cr Waru, and Mr Te Taru White.

HE TŪTOHUNGA RECOMMENDATION

- 1. That the report 'Recommendations From Other Committees Te Arawa Vision 2050 Committee Meeting 18 February 2025' be received.
- 2. That the following recommendations of the Te Arawa 2050 Vision Committee meeting held 18 February 2025 be adopted:

RECOMMENDATION 1

TE ARAWA 2050 VISION COMMITTEE PROJECT FEEDBACK

- 1. That the Committee instruct Council Officers to report back to the Committee with key project information, and overview on the following projects:
 - i. Reo Rua
 - ii. Housing
 - iii. Sustainable Waste Water Management Mauri o te Wai
 - iv. Election Engagement
 - v. Technology & Innovation Connectivity

Future Items:

vi. Engagement

vii.Rangatahi

viii. Stock take of Council Policies & Procedures

ix. Civil Defence Preparedness

2. That the Committee recommends to Council that the identified key projects be adopted as its work programme for 2025.

RECOMMENDATION 2

SCHEDULE OF MEETINGS FOR THE TE ARAWA 2050 VISION COMMITTEE – 1 JANUARY 2025 – 31 AUGUST 2025

1. That the Committee recommends to Council the adoption of the schedule of meetings for the Te Arawa 2050 Vision Committee for the period 1 January 2025 – 31 August 2025.

Reports and attachments relating to the above recommendations were included in the agenda for the Te Arawa 2050 Vision Committee meeting held 18 February 2025. The agenda is available for viewing on Council's website under Meetings & Livestream - Rotorua Lakes Council.

10.4 APPOINTMENT OF CHAIRPERSON AND DEPUTY CHAIRPERSON TO THE TE ARAWA 2050 VISION COMMITTEE

Doc ID: 21159898

Prepared by: Debbie Cossar, Governance and Democracy Lead

Approved by: Greg Kieck, Manager, Governance, Strategy & Compliance

Attachments: Nil

1. TE PŪTAKE PURPOSE

The purpose of this report is to table the names of the chairperson and deputy chairperson appointed by the Mayor to the Te Arawa 2050 Vision Committee, as required under the Local Government Act 2002 (*LGA 2002, 41A(3)*).

HE TŪTOHUNGA RECOMMENDATION

1. That the report 'Appointment of Chairperson and Deputy Chairperson to the Te Arawa 2050 Vision Committee' be received.

2. TE TĀHUHU BACKGROUND

At the inaugural meeting of the Te Arawa 2050 Vision Committee on 18 February 2025, Mayor Tapsell appointed committee members Cr Trevor Maxwell as Chairperson of the Committee and Chairman of Te Tatau o Te Arawa Board James Hamiora, as Deputy Chairperson of the Committee.

The appointments satisfy the requirements of the Local Government Act 2002, in regard to the role and powers of the Mayor Clause 3 section 41A.

- 1. To establish committees of the territorial authority.
- 2. To appoint the chairperson of each committee established and make the appointment before the other members of the committee are determined.
- 3. May appoint himself or herself to the committees.

And the requirements of section 5.1 in the Standing Orders:

"A Mayor may appoint the deputy Mayor, the chairperson and the members of each committee of the territorial authority. The names of any appointments made by the Mayor must be tabled at the first meeting of the council after the appointments are made. The Mayor may also appoint themselves." LGA 2002, s 41A(3)

3. TE TINO AROMATAWAI ASSESSMENT OF SIGNIFICANCE

The decisions or matters of this report are not considered significant in accordance with the Council's Significance and Engagement Policy.

4. NGĀ KŌRERA O TE HAPORI ME TE WHAKATAIRANGA COMMUNITY INPUT/ENGAGEMENT AND PUBLICITY

The Local Government Act 2002 mandates the authority of the Mayor to appoint the Chairperson and Deputy Chairperson to the Te Arawa 2050 Vision Committee.

5. HE WHAIWHAKAARO CONSIDERATIONS

5.1. Mahere Pūtea

Financial/Budget Considerations

There are no financial implications of this decision.

5.2. Kaupapa Here Me Ngā Hiraunga Whakariterite Policy and Planning Implications

The establishment of the Te Arawa 2050 Vision Committee and the appointment of a Chairperson and Deputy Chairperson to the Committee is consistent with Council's policies and plans.

5.3. Te Aromatawai Whakapātanga Ki Te Tāngata Whenua Tāngata Whenua Impact Assessment

The appointment of a Chairperson and Deputy Chairperson to the Te Arawa 2050 Vision Committee contributes to the commitment of both Council and the Te Tatau o Te Arawa Board to the Te Arawa Partnership Agreement and to the Te Arawa Vision 2050.

5.4. Tūraru

Risks

There are no major risks associated with this decision.

5.5. Te Whaimana Authority

Clause 3 section 41A of the Local Government ACT 2002 provides the powers to the Mayor to appoint the Chairperson and Deputy Chairperson.

10.5 ROTORUA LAKES COUNCIL LOCAL GOVERNANCE STATEMENT UPDATE

Doc ID: 21158523

Prepared by: Debbie Cossar, Governance and Democracy Lead

Approved by: Greg Kieck, Manager, Governance, Strategy & Compliance

Attachments: 1. Updated Local Governance Statement (under separate cover)

1. TE PŪTAKE PURPOSE

The purpose of this report is to approve changes to the Rotorua Lakes Council Governance Statement 2022-2025, to include the delegations of the Te Arawa 2050 Vision Committee.

HE TŪTOHUNGA RECOMMENDATION

1. That the report 'Rotorua Lakes Council Local Governance Statement Update' be received.

2. That the Council resolves to approve the addition of the delegations of the Te Arawa 2050 Vision Committee in the Rotorua Lakes Council Local Governance Statement 2022-2025.

2. TE TĀHUHU BACKGROUND

In December 2024 the Rotorua Lakes Council approved the establishment of the Te Arawa 2050 Vision Committee as well as the associated Terms of Reference and Delegations of that Committee.

The Local Government Act 2002 requires all local authorities to prepare and make publicly available a Local Governance Statement within six months following a triennial election. The Local Governance Statement provides information about the processes that Council uses to engage with residents, outlines how Council makes decisions and shows how residents can influence Council decisions and processes.

The Local Governance Statement also includes the delegations of the Council and each of its committees. As a new committee of Rotorua Lakes Council, it is a requirement of the Local Government Act 2022 that the delegations of the Te Arawa 2050 Vision Committee be included in the Local Governance Statement.

3. TE TINO AROMATAWAI ASSESSMENT OF SIGNIFICANCE

The decisions or matters of this report are not considered significant in accordance with Council's Significance and Engagement Policy.

4. NGĀ KŌRERA O TE HAPORI ME TE WHAKATAIRANGA COMMUNITY INPUT/ENGAGEMENT AND PUBLICITY

Not applicable

5. HE WHAIWHAKAARO CONSIDERATIONS

5.1. Mahere Pūtea

Financial/Budget Considerations

Not applicable.

5.2. Kaupapa Here Me Ngā Hiraunga Whakariterite Policy and Planning Implications

Not applicable

5.3. Te Aromatawai Whakapātanga Ki Te Tāngata Whenua Tāngata Whenua Impact Assessment

The establishment of the Te Arawa 2050 Vision Committee marks a significant step towards strengthening the relationship between Rotorua Lakes Council and Te Tatau o Te Arawa. The delegations empower the Te Arawa 2050 Vision Committee to effectively deliver on its mandate, fostering a cooperative approach to achieving shared goals, benefitting the community.

5.4. Tūraru

Risks

Not applicable.

5.5. Te Whaimana Authority

The Local Governance Statement is a requirement of the Local Government Act 2002.

11 HE WHAKATAUNGA KIA HOKI ATU TE ARONGA O TE HUI HAI HUI TŪMATAWHĀNUI – RESOLUTION TO MOVE INTO PUBLIC EXCLUDED (TO CONSIDER AND ADOPT CONFIDENTIAL ITEMS)

PUBLIC EXCLUDED

- 1. Exclusion of the Public
- 2. The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

RECOMMENDATION

That Council resolves to exclude the public on the grounds contained in Section 48(1) of the Local Government Official Information and Meetings Act:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
11.1 - Confidential Minutes of the Ordinary Council Meeting held on 11 December 2024	Please refer to the relevant clause/s in the open meeting minutes.	Good reason for withholding exists under Section 48(1)(a).
11.2 - Te Ngae Road Property Development	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
Plain English	Commercial Activities	,

Consideration has been given to public interest in these matters and officers' advice is that the above reasons for confidentiality outweigh the public interest in the matters.

12 TE KARAKIA WHAKAMUTUNGA – CLOSING KARAKIA

Kia whakairia te tapu Restrictions are moved aside Kia wātea ai te ara So the pathway is clear

Kia turuki whakataha ai To return to every day activities
Kia turuki whakataha ai To return to every day activities
Hāumi e. Hui e. Tāiki e! Allied, enriched, unified, and blessed