



Planning & Strategy Committee

19 March 2020

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Minutes of a meeting of the Planning & Strategy Committee held in the Ego Alley Meeting Room, first floor, 11-17 Church Street, Queenstown on Thursday 19 March 2020 commencing at 10.05am

Present

Councillor Penny Clark (Chairperson), Councillor John MacDonald, Councillor Calum MacLeod, Councillor Niamh Shaw (via Skype) and Councillor Quentin Smith (via Skype)

In Attendance

Mr Tony Avery (General Manager, Planning and Development) Mr Ian Bayliss (Planning Policy Manager), Ms Fiona Blight (Resource Consent Manager), Ms Heidi Baillie (Senior Legal Counsel) Mr Kenny Macdonald (Principal Planner – Resource Consents) and Ms Jane Robertson (Senior Governance Advisor)

Ms Blight advised that Mr Macdonald was attending the meeting to observe in his capacity as Acting Principal Planner.

Apologies

An apology was received from Councillor Miller (on approved leave of absence).

Declarations of Conflicts of Interest

Councillor MacLeod declared a conflict of interest in relation to item 1: 'Hogan Gully Farming Ltd' (in which he had acted as a Commissioner) and for the same reason in relation to RM181097 (Varina Pty Limited), an update on whose appeal was covered in Item 2: 'Update on Resource Consent Appeals before the Court'. He undertook not to take part in discussion on either item.

There was further discussion about what represented a conflict of interest. The Senior Governance Advisor noted that under Section 19.8 of the QLDC Standing Orders, conflicts should only be raised where members had determined that they had a conflict of interest. Further, Standing Orders stated that it was not the role of the Chair or the meeting to rule on whether a member had a conflict in relation to the matter being discussed. Mr Avery noted that various committee members had been involved in early aspects of the Proposed District Plan, but more at the level of the broader planning framework. He therefore did not consider that this involvement represented a conflict and did not need to be raised going forward.

Public Forum

There were no speakers in the public forum.

Confirmation of agenda

On the motion of Councillors MacDonald and Clark the Planning & Strategy Committee resolved to confirm the agenda without addition or alteration.

Confirmation of minutes

On the motion of Councillors MacDonald and Clark the Planning & Strategy Committee resolved that the public part of the minutes of the Planning and Strategy meeting held on 5 February 2020 be confirmed as a true and correct record.

Resolution to exclude the public

The general subject of the matters to be discussed while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under Section 48(1)(a) of the Local Government Information and Meetings Act 1987 for the passing of this resolution is as follows:

Confirmation of Minutes:

General subject to be considered:	Reason for passing this resolution:	Grounds under Section 7:
Draft Planning & Strategy Committee Minutes 5 February 2020	<p><i>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:</i></p> <ul style="list-style-type: none"> • maintain legal professional privilege • enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) 	<p>S 7(2)(g) S 7(2)(i)</p>

Agenda Items:

General subject to be considered:	Reason for passing this resolution:	Grounds under Section 7:
<p>1: Request to mediate in relation to the appeal by Hogans Gully Farming Ltd against the decline of resource consent RM180497</p>	<p><i>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:</i></p> <ul style="list-style-type: none"> • maintain legal professional privilege • enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) 	<p>S 7(2)(g) S 7(2)(i)</p>
<p>2: Update on resource consent appeals before the Court</p>	<p><i>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:</i></p> <ul style="list-style-type: none"> • maintain legal professional privilege • enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) 	<p>S 7(2)(g) S 7(2)(i)</p>

<p>3: Update on appeals relating to Council's decisions on the Proposed District Plan</p>	<p><i>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:</i></p> <ul style="list-style-type: none"> • maintain legal professional privilege • enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) 	<p>S 7(2)(g) S 7(2)(i)</p>
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This recommendation is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act or Section 6 or Section 7 or Section 9 of the Official Information Act 1982 as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as shown above with respect to each item.

The meeting when into public excluded at 10.15am.

The meeting came out of public excluded and concluded at 11.18am.

CONFIRMED AS A TRUE AND CORRECT RECORD

CHAIRPERSON

DATE