
Regional Development and Operations Committee

OPEN MINUTES

Minutes of a meeting of the Regional Development and Operations Committee held in the Reception Lounge Level 2, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 6 December 2012 at 10.07am.

PRESENT

Chairperson	Cr Ann Hartley, JP	
Deputy Chairperson	Cr Sandra Coney, QSO	
Members	Cr Anae Arthur Anae	From 10:09am item 5.1
	Mayor Len Brown, JP	
	Cr Dr Cathy Casey	
	Cr Alf Filipaina	
	Cr Hon Chris Fletcher, QSO	
	Cr Michael Goudie	
	Deputy Mayor Penny Hulse	
	Cr Mike Lee	From 10:27am item 6.1
	Cr Des Morrison	
	Cr Richard Northey, ONZM	
	Cr Calum Penrose	
	Cr Noelene Raffills, JP	
	Cr Sharon Stewart, QSM	Until 10:54am item 9
	Member David Taipari	
	Member Patience Te Ao	
	Cr Sir John Walker, KNZM, CBE	From 10:15am item 5.1
	Cr Wayne Walker	
	Cr Penny Webster	
	Cr George Wood, CNZM	

APOLOGIES

Cr Dick Quax
Cr Cameron Brewer

IN ATTENDANCE

Peter Skelton	Chairman, Mangere-Otahuhu Local Board
Christine O'Brien	Deputy Chair, Mangere-Otahuhu Local Board
Julia Parfitt	Chair, Hibiscus and Bays Local Board
John Kirikiri	Member, Hibiscus and Bays Local Board
Greg Sayers	Member, Hibiscus and Bays Local Board

1 Apologies

Resolution number RDO/2012/239

MOVED by Cr MA Hartley, seconded Cr C Casey:

That apologies from Councillors Cameron Brewer and Dick Quax for non-attendance, Councillors Christine Fletcher, and Mike Lee and Sharon Stewart for early departure, be accepted.

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number RDO/2012/240

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the minutes of the Regional Development and Operations Committee held on Thursday, 15 November 2012, be confirmed as a true and correct record.

CARRIED

4 Petitions

There were no petitions.

5 Public Input

5.1 Greg McKeown - Ports of Auckland Review

Mr Greg McKeown and Alex Swney addressed the Regional Development and Operations Committee in regards to item 10: Independent ports technical study final report.

Cr Anae entered the meeting at 10:09 am.

Cr Walker entered the meeting at 10:14 am.

Resolution number RDO/2012/241

MOVED by Cr MA Hartley, seconded Cr GS Wood:

That the Regional Development and Operations Committee:

a) thanks Greg McKeown and Alex Swney for their presentation.

CARRIED

6 Local Board Input

6.1 Julia Parfitt, Hibiscus and Bays Local Board - Silverdale Marae

Julia Parfitt, Chairperson and members Greg Sayers and John Kirikiri of the Hibiscus and Bays Local Board addressed the Regional Development and Operations Committee in regards to the Silverdale Marae.

Cr Lee entered the meeting at 10:27 am.

Deputy Mayor Hulse exited the meeting at 10:28 am.

Resolution number RDO/2012/242

MOVED by Cr C Casey, seconded Cr MA Hartley:

That the Regional Development and Operations Committee:

- a) **thanks Julia Parfitt, Chairperson, Greg Sayer and John KiriKiri of the Hibiscus and Bays Local Board for their presentation.**
- b) **requests officers to report to the Social and Community Development Forum on options for the Silverdale marae.**

CARRIED

7 Extraordinary Business

There was no extraordinary business.

8 Notices of Motion

There were no notices of motion.

9 Auckland region-wide swimming pool pricing policy operational guidelines

Further information was tabled on this matter.

A copy of the information is attached to the original of these minutes and is available on the Auckland Council website.

Cr Filipaina exited the meeting at 10:32 am.

Cr Webster arrived at 10.36am

Cr Filipaina returned to the meeting at 10:37 am.

Deputy Mayor Hulse returned to the meeting at 10:42 am.

Cr Stewart retired from the meeting at 10:54 am.

Resolution number RDO/2012/243

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the Regional Development and Operations Committee:

- a) **endorses the Auckland region-wide swimming pool pricing policy operational guidelines, attached as appendix one to this report, which will guide the implementation of the policy whereby children 16 years and under will have universal free access at council-owned aquatic facilities.**
- b) **requests officers report to the Strategy and Finance Committee on options for reduced charges regionally for disabled pool users and/ or their carers be prepared for consideration for the Annual Plan.**

CARRIED

Cr C Penrose moved an amendment to the original recommendation, seconded by Cr Wood

That the Regional Development and Operations Committee:

- a) Endorses the Auckland region-wide swimming pool pricing policy operational guidelines, attached as appendix one to this report, which will guide the implementation of the policy whereby children 16 years and under will have universal free access at council-owned aquatic facilities subject to the following amendment:
 - i) that free pool usage for disability users and supervising adults be provided for from April 2013.
- b) Requests officers report back on the levels of participation, particularly in the legacy Manukau City Council area, after a 12 month period.

- c) Notes the Manurewa Local Board feedback expressing:
 - i) disappointment with the Maori Impact Statement contained in the report on the region-wide swimming pool pricing policy where children 16 years and under will have universal free access at council-owned aquatic facilities as there is:
 - 1) no reference to any feedback from Maori;
 - 2) there is no substantial comment on the potential negative impact on Maori, particularly in the area comprising the Southern Initiative
 - ii) concern that the cost of implementation of the region-wide swimming pool pricing policy has the potential to result in a loss of service levels.
- d) requests officers to provide a financial breakdown of the compliance costs incurred by Manukau Leisure Services to implement the region-wide swimming pool pricing policy.

Secretarial note: Under Standing Order 3.3.2, the Chairperson ruled the amendment out of order.

10 Independent ports technical study final report

A presentation was given in support of the report

A copy of the presentation is attached to the original of these minutes and is available on the Auckland Council website.

Cr Anae exited the meeting at 11:22 am.

Cr Anae returned to the meeting at 11:29 am.

Cr Fletcher exited the meeting at 11:45 am.

Cr Lee exited the meeting at 11:54 pm.

Cr Fletcher returned to the meeting at 11:54 am.

Cr Raffills exited the meeting at 12:00 pm.

Cr Webster exited the meeting at 12:00 pm.

Cr Penrose exited the meeting at 12:02 pm.

Cr Webster returned to the meeting at 12:07 pm.

Cr Raffills returned to the meeting at 12:13 pm.

Cr Penrose returned to the meeting at 12:14 pm.

Cr Lee returned to the meeting at 12:18 pm.

Resolution number RDO/2012/244

MOVED by Cr MA Hartley, seconded Cr AJ Anae:

That the Regional Development and Operations Committee:

- a) **receives the final report of the independent ports technical study by PricewaterhouseCoopers (PwC), which has been sponsored by the Upper North Island Strategic Alliance, as provided at Attachment A of the report.**

CARRIED

Resolution number RDO/2012/245

MOVED by Cr MA Hartley, seconded Cr AJ Anae:

b) notes that:

- i. **the Upper North Island seaports, including the associated road, rail and logistics network, are vitally important to the current and future economic prosperity of the Upper North Island and New Zealand.**

- ii. the independent port technical study by PwC has concluded that the Port of Auckland can meet projected freight demand over the next 30 years through efficiency gains, some additional berth and storage development, including some reclamation, although this would not need to be to the extent previously contemplated by Ports of Auckland Limited.
- iii. when this infrastructure is required is dependent on the timing of any operating efficiencies, the timing of any release of Captain Cook and Marsden wharfs, and spikes in demand.
- iv. the above conclusions assume that the Port of Auckland is able to achieve significantly improved container berthage and storage efficiencies.
- v. officers are of the view that having regard to the uncertainty involved in future economic projections for port activities, a reasonable foreseeable planning horizon for port-related planning is 30 years.
- vi. Port Management Area 1A anticipates a range of activities within it, which include maneuvering, berthing and dredging, as well any potential reclamation activity.
- vii. Ports of Auckland Limited have no active proposals for additional reclamations in Port Management Area 1A beyond that which is already consented. Any additional reclamations would require resource consent and would most likely be publicly notified.

CARRIED

Councillor W Walker wished his vote against be recorded.

Councillor Lee wished his vote against Item 10 b) ii. be recorded.

Resolution number RDO/2012/246

MOVED by Cr MA Hartley, seconded Cr AJ Anae:

c) having regard to resolutions b) above:

- i. advises Ports of Auckland Ltd (POAL) that the provisions in the Unitary Plan for activities within Port Management Area 1A, in particular as they relate to potential reclamation, and any relevant landward zonings, will be reviewed by the Council.
- ii. notes in the appropriate places, in the draft Unitary Plan for release in March 2013, that the provisions within Port Management Area 1A, in particular as they relate to potential reclamation activities, are under review.
- iii. requests POAL, once they have considered the independent port technical study by PwC, present to the council by March 2013 on potential options for port development within Port Management Area 1A, including as they relate to any potential reclamation activities, over the next 30 years.
- iv. requests officers to work with POAL on a mutually agreed Port Development Plan for the Port of Auckland, for completion by June 2013.
- v. advises POAL that the Port Development Plan should take into account the conclusions of the PwC independent technical study and council's response to the potential options referred to in c)iii. above.
- vi. directs council officers to include in the notified Unitary Plan for formal public consultation in September 2013, the results of the process in c) iii) - v).

CARRIED

Councillor Casey wished her vote against be recorded.

Councillor Coney wished her vote against be recorded.

Councillor W Walker wished his vote against be recorded.

Resolution number RDO/2012/247

MOVED by Cr MA Hartley, seconded Cr AJ Anae:

- d) in the follow up to the UNISA port study, give consideration to the timing of the Stage 2 report including to scope and undertake an examination of options for freight movement through Auckland including consideration of the relationship between the port and Auckland's urban form and the opportunity cost of each option.
- e) agrees that Auckland Council's Economic Development Department considers as part of the scoping of Stage 2 on the ports study, a study on the economic, environmental and cultural impacts for Maori.

CARRIED

Councillor Casey wished her vote against be recorded.

Cr Casey moved a procedural motion under Standing Order 3.13.1 (b), seconded by Cr Coney:

That item b) i) – vii) and c), d) and e) lie on the table until after a workshop, then presented at the Governing Body on 20 December 2012.

LOST

Mayor Len Brown retired from the meeting at 12.48pm

The meeting adjourned at 12:48pm

The meeting reconvened at 1:13pm.

Councillors Anae, Goudie and Raffills and Member David Taipari were not in attendance when the meeting reconvened.

11 Recommendations from the Parks, Recreation and Heritage Forum meeting of 13 November 2012

Member Taipari returned to the meeting at 1:18 pm.

Resolution number RDO/2012/248

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the Regional Development and Operations Committee:

1. Karekare Surf Life Saving Club Access

- a) approves the lodgement of an application by the Manager, Regional and Specialist Parks for resource consent to realign the mouth of the Karekare stream, for a five-year period to ensure the public, and Karekare Surf Life Saving Club can continue to access their clubrooms and provide surf life saving services on Karekare beach, whilst ensuring the lagoon's ecology is sustained.
- b) agrees that in preparing the assessment of environmental effects for the application for resource consent; that the Karekare community and Te Kawerau a Maki are consulted on the proposal and measures to protect the environment, and that the outcomes of this consultation are provided with the application for resource consent.
- c) agrees that the Manager, Regional and Specialist Parks requests that the

application is publically notified, given the level of community interest.

Resolution number RDO/2012/249

MOVED by Cr MA Hartley, seconded Cr W Walker:

2. Sports Field Development Capacity Programme

That the Regional Development and Operations Committee:

- a) approves the Sports Field Capacity Development funded draft long-term programme and confirms the 2013/14 programme.
- b) agrees that council officers be given the discretion to deliver the programme within the budget envelope set for each year and to make any necessary project scheduling changes to the programme in instances where projects are delayed.
- c) allocates funding to the relevant Local Board on an annual basis, on approval of the following year's projects.
- d) agrees that a programme delivery approach be taken when implementing the projects, which will involve and require a level of budget re-alignment throughout the year and that officers be given discretion to deliver the projects within the budget envelope set for each year.

CARRIED

12 East Tamaki Business Precinct Plan

Resolution number RDO/2012/250

MOVED by Cr GS Wood, seconded Cr RJ Northey:

That the Regional Development and Operations Committee:

- a) adopts the East Tamaki Business Precinct Plan.

CARRIED

13 Extension of Regional Pest Management Strategy Expiry Date

Resolution number RDO/2012/251

MOVED by Cr CE Fletcher, seconded Cr S Coney:

That the Regional Development and Operations Committee:

- a) rescinds resolution RDO/2012/205 item 2 (of 18 October 2012) that the Auckland Regional Pest Management Strategy be publicly notified for review
- b) extends the expiry date of the Auckland Regional Pest Management Strategy by 12 months from 17 December 2012 to 17 December 2013.

CARRIED

14 Application to Submit on the Environmental Protection Authority's Reassessment of Organophosphate and Carbamate-based Plant Protection Insecticides

Cr Raffills returned to the meeting at 1:22 pm.
Cr Goudie returned to the meeting at 1:23 pm.
Cr Goudie retired from the meeting at 1:26 pm.
Cr Anae exited the meeting at 1:32 pm.

Resolution number RDO/2012/252

MOVED by Cr GS Wood, seconded Cr P Webster:

That the Regional Development and Operations Committee:

- a) **approves Auckland Council presenting a submission paper on the Environmental Protection Authority's (EPA's) reassessment of organophosphate and carbamate-based plant protection insecticides.**
- b) **agrees that the Chair of the Regional Development and Operations Committee and Councillors Coney, Morrison and W Walker authorise the final submission before the closing date of 22 January 2013.**

CARRIED

The meeting was adjourned at 1.34pm

The meeting was reconvened at 1.36pm

Cr Hulse left the meeting at 1:36pm
Cr Anae left the meeting at 1:36pm

15 Wilsher Village

Resolution number RDO/2012/253

MOVED by Cr GS Wood, seconded Cr P Webster:

That the Regional Development and Operations Committee:

- a) **endorses engagement with the market/third sector housing providers via an Expressions of Interest (EOI) process to seek responses on possible partnership opportunities for the redevelopment of the Wilsher Village site based on the existing resource consent.**
- b) **seeks a report back from officers, following the Expressions of Interest process, on potential partnership opportunities and confirm the council's requirements for the redevelopment of the Wilsher Village site for inclusion in a Request for Proposal process.**

CARRIED

16 Classification of Pukekiwiriki Paa Historic Reserve

Resolution number RDO/2012/254

MOVED by Cr C Penrose, seconded Cr JG Walker:

That the Regional Development and Operations Committee:

- a) **classifies Pukekiwiriki Paa, Papakura as a historic reserve in accordance with its powers held under section 16 (2A) (a) of the Reserves Act 1977.**
- b) **forwards this resolution to the Department of Conservation in accordance with section 16 (2B) of the Reserves Act 1977 for their consideration of the Pukekiwiriki Paa management plan.**

CARRIED

17 Recommendation from the Social and Community Development Forum - Auckland Libraries Future Directions 2013-2023

A presentation was given in support of the report

A copy of the presentation is attached to the original of these minutes and is available on the Auckland Council website.

Member Taipari exited the meeting at 1:50 pm.

Cr Filipaina exited the meeting at 1:55 pm.

Member Taipari returned to the meeting at 1:59 pm.

Cr Webster exited the meeting at 2:01 pm.

Resolution number RDO/2012/255

MOVED by Cr C Casey, seconded Cr GS Wood:

That the Regional Development and Operations Committee:

- a) **approves the document, 'Auckland Libraries' Te Kauroa – Future Directions 2013-2023'.**

CARRIED

18 Proposed Plan Change 16 to Auckland Council District Plan (Papakura Section): Additions to the Schedule of Trees and Areas of Landscape to be Protected

Cr Filipaina returned to the meeting at 2:05 pm.

Cr Hulse returned to the meeting at 2:05 pm

Resolution number RDO/2012/256

MOVED by Cr GS Wood, seconded Cr C Penrose:

That the Regional Development and Operations Committee:

- a) **approves in accordance with the decision released on Proposed Plan Change 16, Proposed Plan Change 16 to the Auckland Council District Plan: Papakura Section to be made operative pursuant to Clause 17 of the First Schedule of the Resource Management Act 1991**
- b) **authorises the Manager, Planning South to complete the statutory processes required to make Proposed Plan Change 16 to the Auckland Council District Plan: Papakura Section operative pursuant to Clause 20 of the First Schedule of the Resource Management Act 1991.**

CARRIED

Precedence of Business

Resolution number RDO/2012/257

MOVED by Cr MA Hartley, seconded Cr A Filipaina:

That Item No. 25 be accorded precedence at this time.

CARRIED

25 Proposed Private Plan Change 8 to the Auckland Council District Plan (Papakura Section) : Pararekau Island Countryside Living Zone - To be made Operative

Cr Webster returned to the meeting at 2:06pm

Deputy Mayor Hulse exited the meeting at 2:09 pm.

Resolution number RDO/2012/258

MOVED by Cr MA Hartley, seconded Cr C Penrose:

That the Regional Development and Operations Committee:

- a) **approves, in accordance with the Consent Orders issued by the Environment Court, Proposed Private Plan Change 8 to the Auckland Council District Plan: Papakura Section to be made operative pursuant to Clause 17 of the First Schedule to the Resource Management Act 1991.**
- b) **authorises the Manager Planning South to complete the statutory processes required to make Proposed Private Plan Change 8 to the Auckland Council District Plan: Papakura Section operative pursuant to Clause 20 of the First Schedule of the Resource Management Act 1991, including determination of the operative and notification date.**

CARRIED

19 Decision on Plan Modification 196A: Newmarket Growth Area Structure Plan (61-73 Davis Crescent)

Resolution number RDO/2012/259

MOVED by Cr GS Wood, seconded Cr P Webster:

That the Regional Development and Operations Committee:

- a) **approves Plan Change 196A (Newmarket Growth Area Structure Plan) (61-73 Davis Crescent, Newmarket) to the Auckland Council District Plan (Isthmus Section) 2011, by removing the building at 61-73 Davis Crescent from the list of character buildings in Appendix B D09-62.**
- b) **effects approval by affixing the council seal to the decision on Plan Change 196A (Newmarket Growth Area Structure Plan) to the Auckland Council District Plan (Isthmus Section).**
- c) **authorises the Manager Central/Islands Planning to complete the statutory process required to make the decision on Plan Change 196A to the Auckland Council District Plan (Isthmus Section) operative under Clause 20 of the First Schedule of the Resource Management Act 1991, including the determination of the operative date and the notification of that date.**

CARRIED

20 Consideration of a Request for a Private Plan Change by Atlas Concrete Limited – Proposed Private Change 39 to the Auckland Council District Plan (North Shore Section)

Deputy Mayor Hulse returned to the meeting at 2:16 pm.

Resolution number RDO/2012/260

MOVED by Cr GS Wood, seconded Cr P Webster:

That the Regional Development and Operations Committee:

- a) **accepts for processing, pursuant to clause 25(2)(b) of the First Schedule to the Resource Management Act 1991, the request by Atlas Concrete Ltd for a Private Plan Change to amend the Auckland Council District Plan (North Shore Section) to rezone six lots on Wairau and Thornton Roads, Milford, from Residential 7 and Residential 4a to Business 9, and that the request be publicly notified in accordance with clause 26 of the First Schedule of the Resource Management Act 1991.**
- b) **gives delegation to the Manager North West Planning to complete the statutory processes required to notify the private plan change request by Atlas Concrete Ltd to the Auckland Council District Plan (North Shore Section), including the determination of the notification date.**

CARRIED

21 Proposed Change 18 to the Auckland Regional Policy Statement and Proposed Change 2 to the Auckland Council Regional Plan (Air, Land and Water) to be made Operative

Resolution number RDO/2012/261

MOVED by Cr GS Wood, seconded Cr P Webster:

That the Regional Development and Operations Committee:

- a) **approves Proposed Change 18 to the Auckland Regional Policy Statement and Proposed Change 2 to the Auckland Council Regional Plan (Air, Land and Water) to be made operative in accordance with Clause 17(1) of the First Schedule of the Resource Management Act 1991 with resulting amendments to Map Series 1 of the Auckland Council Regional Policy Statement and Map Series 1 and Map Series 1A of the Auckland Council Regional Plan: Air, Land and Water as shown in Attachments B and C of the report.**
- b) **delegates the Manager, Planning South to complete the statutory processes required to make Proposed Change 18 to the Auckland Regional Policy Statement and Proposed Change 2 to the Auckland Council Regional Plan (Air, Land and Water) operative in accordance with Clause 20 of the Resource Management Act 1991, including the determination of the operative date and notification date.**

CARRIED

22 Request to make Plan change 296 (321 Rosebank Road, Avondale) operative in the Auckland Council District Plan (Auckland City Isthmus Section)

Resolution number RDO/2012/262

MOVED by Cr NM Raffills, seconded Cr S Coney:

That the Regional Development and Operations Committee:

- a) approves Plan change 296 (321 Rosebank Road, Avondale) to the Auckland Council District Plan (Auckland City Isthmus Section) in accordance with the Hearings Panel decision of 1 June 2011
- b) effects the approval by affixing the council seal to Plan change 296 (321 Rosebank Road, Avondale) to the Auckland Council District Plan (Auckland City Isthmus Section)
- c) authorises the Manager Central/Islands Planning to complete the statutory process required to make Plan change 296 to the Auckland Council District Plan (Auckland City Isthmus Section) operative under Clause 20 of the First Schedule of the Resource Management Act 1991, including the determination of the operative date and the notification of that date.

CARRIED

23 Plan Change 25 (Corban Estate Special Area) to the Auckland Council District Plan (Waitakere Section) to be approved and made operative.

Resolution number RDO/2012/263

MOVED by Cr JG Walker, seconded Cr GS Wood:

That the Regional and Development Operations Committee:

- a) approves Plan Change 25 – Corban Estate Special Area to the Auckland Council District Plan (Waitakere Section) to be made operative under Clause 17 of the First Schedule of the Resource Management Act 1991.
- b) effects its approval by affixing the council seal to Plan Change 25 – Corban Estate Special Area to the Auckland Council District Plan (Waitakere Section).
- c) authorises the Manager Planning - North / West to complete the statutory processes required to make Proposed Plan Change 25 – Corban Estate Special Area to the Auckland Council District Plan (Waitakere Section) operative under Clause 20 of the First Schedule of the Resource Management Act 1991, including the determination of the operative date and notification date.

CARRIED

24 Approval of Plan Change 127 - Huapai North: Introduction of Special 29 Zone to the Auckland Council District Plan (Rodney Section) 2011

Resolution number RDO/2012/264

MOVED by Cr P Webster, seconded Cr DM Morrison:

That the Regional Development and Operations Committee:

- a) **approves Plan Change 127 to the District Plan, as set out in Attachment A to this report, pursuant to Clause 17 of the First Schedule of the Resource Management Act 1991.**
- b) **authorises the Manager Planning North/West to complete the statutory processes under Clause 20 of the First Schedule of the Resource Management Act 1991 to make Plan Change 127 operative in the District Plan.**

CARRIED

26 Presentation on the Trans-Pacific Partnership and Free Trade Agreements - Recommendation from the Economic Forum

Deputy Mayor Hulse exited the meeting at 2:22 pm.

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the Regional Development and Operations Committee:

- a) encourages the government to conclude negotiations on the Trans-Pacific Partnership and Free Trade Agreements in a way that provides net positive benefits for Auckland and New Zealand.

Resolution number RDO/2012/265

MOVED by Cr MA Hartley, seconded Cr W Walker:

Cr Northey moved an amendment, by way of addition to the original recommendation, seconded by Cr Casey:

- a) ..., that is, provided the Partnership and Agreements achieve the following objectives:
 - i. Continues to allow the Auckland Council and other councils, if they so choose, to adopt procurement policies that provide for a degree of local preference; to choose whether particular services or facilities are provided in house, by council-controlled organisations (CCOs) or by contracting out; or to require higher health and safety, environmental protection, employment rights and conditions, community participation, animal protection or human rights standards than national or international minimum standards.
 - ii. Maintains good diplomatic and trade relations and partnerships for Auckland and New Zealand with other major trading partners not included in the agreement, including with China.
 - iii. Provides substantially increased access for our agriculture exports, particularly those from the Auckland region into the US market;
 - iv. Does not undermine PHARMAC, raise the cost of medical treatments and medicines or threaten public health measures, such as tobacco control;
 - v. Does not give overseas investors or suppliers any greater rights than domestic investors and suppliers, such as through introducing Investor-State Dispute Settlement, or reduce our ability to control overseas investment or finance;
 - vi. Does not expand intellectual property rights and enforcement in excess of current law;

- vii. Does not weaken our public services, require privatisation, hinder reversal of privatisations, or increase the commercialisation of government or of Auckland Council or other local government organisations;
- viii. Does not reduce our flexibility to support local economic and industry development and encourage good employment and environmental practices and initiatives like Council Cadetships, COMET and the Mayor's Taskforce for Jobs which enable marginalised young people to develop their skills and transition into meaningful employment;
- ix. Contains enforceable labour clauses requiring adherence to core International Labour Organisation conventions and preventing reduction of labour rights for trade or investment advantage;
- x. Contains enforceable environmental clauses preventing reduction of environmental standards for trade or investment advantage;
- xi. Has general exceptions to protect human rights, the environment, the Treaty of Waitangi, and New Zealand's economic and financial stability;
- xii. Has been negotiated with real public consultation including regular public releases of drafts of the text of the agreement, and ratification being conditional on a full social, environmental and economic impact assessment including public submissions.

A division was called for, voting on which was as follows:

For:

Councillors: Dr Cathy Casey
 Sandra Coney
 Alf Filipaina
 Ann Hartley
 Mike Lee
 Richard Northey
 David Taipari
 Patience Te Ao
 Wayne Walker

Against:

Councillors: Hon Chris Fletcher
 Des Morrison
 Calum Penrose
 Noelene Raffills
 Sir John Walker
 Penny Webster
 George Wood

Cr Anae Arthur Anae, Cr Cameron Brewer, Mayor Len Brown, Cr Michael Goudie, Deputy Mayor Penny Hulse, Cr Dick Quax and Cr Sharon Stewart were not in the room at the time of voting.

The division was declared CARRIED by 9 votes to 7.

CARRIED

The substantive motion was put:

Resolution number RDO/2012/266

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the Regional Development and Operations Committee:

- a) **encourages the government to conclude negotiations on the Trans-Pacific Partnership and Free Trade Agreements in a way that provides net positive benefits for Auckland and New Zealand, that is, provided the Partnership and Agreements achieve the following objectives:**
 - i. **Continues to allow the Auckland Council and other councils, if they so choose, to adopt procurement policies that provide for a degree of local preference; to choose whether particular services or facilities are provided in house, by council-controlled organisations (CCOs) or by contracting out; or to require higher health and safety, environmental protection, employment rights and conditions, community participation, animal protection or human rights standards than national or international minimum standards.**

- ii. Maintains good diplomatic and trade relations and partnerships for Auckland and New Zealand with other major trading partners not included in the agreement, including with China.
- iii. Provides substantially increased access for our agriculture exports, particularly those from the Auckland region into the US market;
- iv. Does not undermine PHARMAC, raise the cost of medical treatments and medicines or threaten public health measures, such as tobacco control;
- v. Does not give overseas investors or suppliers any greater rights than domestic investors and suppliers, such as through introducing Investor-State Dispute Settlement, or reduce our ability to control overseas investment or finance;
- vi. Does not expand intellectual property rights and enforcement in excess of current law;
- vii. Does not weaken our public services, require privatisation, hinder reversal of privatisations, or increase the commercialisation of government or of Auckland Council or other local government organisations;
- viii. Does not reduce our flexibility to support local economic and industry development and encourage good employment and environmental practices and initiatives like Council Cadetships, COMET and the Mayor's Taskforce for Jobs which enable marginalised young people to develop their skills and transition into meaningful employment;
- ix. Contains enforceable labour clauses requiring adherence to core International Labour Organisation conventions and preventing reduction of labour rights for trade or investment advantage;
- x. Contains enforceable environmental clauses preventing reduction of environmental standards for trade or investment advantage;
- xi. Has general exceptions to protect human rights, the environment, the Treaty of Waitangi, and New Zealand's economic and financial stability;
- xii. Has been negotiated with real public consultation including regular public releases of drafts of the text of the agreement, and ratification being conditional on a full social, environmental and economic impact assessment including public submissions.

CARRIED

Cr Fletcher exited the meeting at 2:44 pm.

27 Final copy of the Maui's dolphin Threat Management Plan Submission to DOC and MPI

Resolution number RDO/2012/267

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the Regional Development and Operations Committee:

- a) approves the final submission on the Maui's dolphin Threat Management Plan (TMP), which was lodged with the Department of Conservation and Ministry for Primary Industries on 12 November 2012.

CARRIED

Deputy Mayor Hulse returned to the meeting 2:45pm

28 Auckland Council Trade Mission to the Republic of Korea and Taiwan - October 2012 - post mission report

Resolution number RDO/2012/268

MOVED by Cr W Walker, seconded Cr M Lee:

That the Regional Development and Operations Committee:

- a) receives the report.

CARRIED

29 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

30 Procedural motion to exclude the public

Resolution number RDO/2012/269

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the public be excluded from the following part(s) of the proceedings of this meeting.

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 follows.

This resolution 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 which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

C1 Acquisition of Land for Local Purpose Reserve, Otahuhu

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). In particular, the report contains information on property values.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

C2 Acquisition of Land for Local Purpose Reserve, Umupuia

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). In particular, the report contains information on property values.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

C3 Confidential Recommendation of the 13 November 2012 Parks, Recreation & Heritage Forum - Auckland Racing Club – Ellerslie racecourse inner field

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(b)(ii) - The withholding of the information is necessary to protect information where the making available of the information 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)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains information concerning Auckland Racing Club's possible development plans for the site, as well as possible options for negotiating access to the site.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C4 Proposal to acquire land in Papatoetoe

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular because it contains information on property values which could impact on property negotiations with landowners.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C5 Proposal to acquire open space at Hobsonville for the purpose of sports fields

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of</p>	<p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on,</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely</p>

information for which good reason for withholding exists under section 7.	without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). In particular, the report contains information on property values, if published, could be prejudicial to ongoing negotiations between the parties.	to result in the disclosure of information for which good reason for withholding exists under section 7.
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- B. That Peter Skelton, Chairman and Christine O'Brien, Deputy Chair of the Mangere-Otahuhu Local Board be permitted to remain for item C1 after the public has been excluded, as the Mangere-Otahuhu Local Board have considered this matter and resolved for the Chair to present a deputation to the Regional Development and Operations Committee.**

CARRIED

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

2.46pm The public was excluded .

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

After consideration of the above items it was resolved:

Resolution number RDO/2012/270

MOVED by Cr MA Hartley, seconded Cr W Walker:

That the meeting be reopened to the public.

CARRIED

4.00pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Acquisition of Land for Local Purpose Reserve, Otahuhu

Confirms there be no restatement of the confidential report, attachments or resolutions for the acquisition of residual land (approximately 0.3503 ha) at Otahuhu.

C2 Acquisition of Land for Local Purpose Reserve, Umupuia

Confirms there be no restatement of the confidential report, attachments or resolutions for the acquisition of approximately 1.7217 hectares of land at Umupuia.

C3 Confidential Recommendation of the 13 November 2012 Parks, Recreation & Heritage Forum - Auckland Racing Club – Ellerslie racecourse inner field

That the Regional Development and Operations Committee:

- a) authorises officers to continue discussions with Auckland Racing Club Inc, with the view to reaching, in principle, agreement on how the infield can be secured for use by Auckland Council to develop as sports fields.
- b) requests that officers report back to the Parks, Recreation and Heritage Forum and the Regional Development and Operations Committee with recommendations on any future arrangements between Auckland Council and Auckland Racing Club Inc.
- d) confirms that the above report and decision remain confidential until after it has been considered by the Regional Development and Operations Committee.

Secretarial note: As per resolution c) above, this decision has been released into the Open minutes. A copy of the report is attached to the original of these minutes and is available on the Auckland Council website.

C4 Proposal to acquire land in Papatoetoe

Confirms that there be no restatement of the confidential report for the acquisition of land in Papatoetoe, or the resolutions of the Regional Development and Operations Committee until settlement of the purchase and only then is the resolution to be restated.

C5 Proposal to acquire open space at Hobsonville for the purpose of sports fields

Confirms that there be no restatement of the confidential report, attachments and resolutions for the acquisition of open space in Hobsonville.

4.00 pm

The Chairperson thanked members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD
AT A MEETING OF THE REGIONAL
DEVELOPMENT AND OPERATIONS COMMITTEE
HELD ON

DATE:.....

CHAIRPERSON:.....