



Report 10.242
Date 3 May 2010
File SP/04/03/03

Committee Annual Plan Hearing Committee
Author Tim Henwood, Policy Analyst

Process for considering submissions on the Proposed Annual Plan 2010/11

1. Purpose

To brief the Committee on the process for handling submissions, both at this meeting and following the consideration of submissions.

2. Significance of the decision

The adoption of the Annual Plan 2010/11 is a decision for which the Council is required to follow the special consultative procedure set out in section 83 of the Local Government Act 2002. This procedure includes public notification of the Proposed Annual Plan 2010/11 and a formal submission process.

3. Background

3.1 Public Consultation

This meeting completes the public consultation phase on the Council's Proposed Annual Plan 2010/11. The Committee must consider all oral and written submissions it receives at this meeting, and decide if it wishes to recommend to Council consequent changes to the Proposed Annual Plan 2010/11.

3.2 Submissions received

Greater Wellington received 119 submissions on the Proposed Annual Plan 2010/11. Report 10.249 - Summary of Submissions received on the Proposed Annual Plan 2010/11 - provides a summary of these submissions.

3.3 General Managers' responses to submissions

Submissions have been circulated to the relevant General Managers for their response. General Managers prepared their responses based on current Council policy. It is envisaged that these responses will form the basis of the Council's replies to submitters. However, the responses are not intended to preclude

Council from making different or additional comments: all decisions rest with Council.

3.4 Distribution of submissions and managers' responses

Two sets of documents are associated with this report. They are:

- copies of the submissions (previously provided); and
- print-outs of the summaries of the submissions and General Managers' responses from the submission database (provided separately).

These will be made available to the public on request, unless there is good reason to withhold them or any part of them under the Local Government Official Information and Meetings Act 1987.

4. Comment

4.1 Submission process

4.1.1 Oral presentations

A key purpose of this meeting is to hear oral submissions in support of written submissions. 48 submitters requested in their written submission that they be heard. However, this number has been greatly reduced as many submitters have subsequently indicated that they are happy to appear in support of the Fluoride Action Network NZ (Inc) submission without speaking individually. Each submitter has been allocated ten minutes, with additional time allocated for organisations. This allows approximately five minutes for the submitter to present their key points and five minutes for Councillors to ask questions of clarification. The preliminary timetable for the hearing oral submissions is included as **Attachment 1** to this report. As some changes to the timetable may be required a final timetable will be available at the start of the meeting.

4.1.2 Written submissions

The Committee must consider all written submissions, regardless of whether or not an oral submission has been made. It is suggested that written submissions are taken as read by the Committee, and that Councillors only discuss those submissions on which they want to make a particular comment or make changes to General Managers' responses.

4.1.3 Consideration of issues raised in submissions

The principles of consultation, set out in section 82 of the Local Government Act 2002, apply to the submission process. It is important that Committee members retain an open mind in the consideration of submissions. Members must be present for the hearings and deliberations in order to participate in the decision-making of the Committee. There will be an opportunity to discuss the issues raised in both written and oral submissions once all submissions have been heard.

4.2 Process after consideration of submissions

After considering all submissions, the Committee may propose that specific matters be further considered by the Council at its meeting on 8 June 2010. It is desirable to seek management advice on funding, resource and workload implications. It is suggested that the Chief Executive be asked to report on these matters, as well as on any other matters that could impact on overall rate requirements.

It is proposed that formal replies be sent to submitters on the basis of General Managers' responses, or as otherwise directed by the Committee and Council, following the formal adoption of the Annual Plan 2010/11. It is appropriate that these replies should originate from the Council Chair. Under the Local Government Act 2002, reasons must be given for decisions made, including a decision not to take any action.

It is proposed that Council adopt the Annual Plan 2010/11 at its meeting on 29 June 2010.

5. Concurrent consultation

5.1 Proposed new legal entity for Creative HQ Ltd

Concurrent with the Proposed Annual Plan 2010/11, the Council sought submissions on the proposed establishment of a new Council-Controlled Organisation in the form of a company which is a subsidiary of Grow Wellington Ltd, to be the governance entity for the ownership, management and future development of the business incubator known as Creative HQ.

Submissions on that proposal have been referred to the Wellington Regional Strategy Committee for consideration.

6. Recommendations

That the Committee:

1. **Receives** the report.
2. **Notes** the content of the report.
3. **Considers** all written and oral submissions in the manner set out in section 4 of this report.
4. **Notes** the responses from General Managers on the submissions.
5. **Asks** the Chief Executive to further report on the implications of any proposals that it considers warrant further consideration at the Council meeting on 8 June 2010 as well as on any matters which may impact on rate requirements.

6. *Agrees that the Council Chair sign the formal replies to all submitters on the basis of General Managers' replies, or as otherwise recommended by the Committee and determined by Council, following formal adoption of the Annual Plan 2010/11.*

Report prepared by:

Report approved by:

Report approved by:

Tim Henwood
Policy Analyst

Francis Ryan
Manager,
Democratic Services

Jane Davis
General Manager, Strategy
and Community Engagement

Attachment 1: Timetable of Oral Submissions

Attachment 1: Timetable of Oral Submissions on Proposed Annual Plan 2010/11

Wednesday 12 May

Time	Submitter number	Name
9:50	104	Federated Farmers of New Zealand - Brigid Buckley
10:00	101	Anders and Emily Crofoot
10:10	88	Iona Pannett
10:20	20	Kate and Barry Malcolm
10:30-10:45 Morning Tea		
10:45	55	Fluoride Action Network NZ (Inc) - Mary Byrne (30 min video)
11:15-11:25	55	Fluoride Action Network NZ (Inc) - Mary Byrne
11:25-11:35	64	Tony Mueller
11:35-11:45	18	Kurt Shanly
11:45-11:55	28	Deb Gully
11:55-12.05	62	Will Moore
12:05 – 1pm Lunch		
1:00	73	Friends of the Otaki River - Max Lutz
1:10	91	Frank Cook

Thursday 13 May

Time	Submitter number	Name
9:40	72	Paula Warren
9:50	77	Living Streets Wellington - Paula Warren
10:00	86	Matti Givon
10:10	93	Michael Taylor
10:20		<i>Awaiting confirmation</i>
10:30- 10:45 Morning Tea		
10:45	66	Porirua City Council – Roger Blakeley
11.05	115	Hutt City Council - Mayor Ogden
11.25	53	Upper Hutt City Council – Max Pedersen
11.45	95	Wellington Chamber of Commerce - Jeremy Harding and Charles Finny

11.55	89	Les Brown
12:05 – 1pm Lunch		
1:00	100	Chris Horne
1.10	106	Johnsonville Progressive Association - Tony Randle
1.20	87	Friends of the Waikanae River Inc - Ferial Falconer