

**QLDC Council**  
**1 September 2022**

**Report for Agenda Item | Rīpoata moto e Rāraki take : 10**

**Department: Chief Executive's Office**

**Title | Taitara: Chief Executive's Report**

**PURPOSE OF THE REPORT | TE TAKE MŌ TE PŪRONGO**

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The purpose of this report is to report on items of general interest and to summarise items from recent meetings of standing committees.

**RECOMMENDATION | NGĀ TŪTOHUNGA**

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That Council:

1. **Note** the contents of this report;

Proxy Vote, Queenstown Airport Corporation ('QAC) Board of Directors

2. **Direct** the Chief Executive to complete the instrument appointing the Mayor as a proxy to exercise the Council's voting rights at the 2022 QAC Annual General Meeting to be held on Friday, 28 October;
3. **Note** that the Mayor may only vote as directed by the Councillors;

Delegation to the CE interregnum powers following the election

4. **Authorise** the Chief Executive to make decisions in respect of urgent matters, in consultation with the Mayor-Elect, from 9 October 2021 (that is, the day after the declaration of preliminary results by the Electoral Officer) until the new Council is sworn in on 20 October 2022;
5. **Note** that any decisions made under this delegation will be reported to the first Ordinary Meeting of the new Council;

Delegation to Appoint a Registrar

6. **Delegate** to the Chief Executive the power to appoint a Registrar under the Local Government Act 2002 (S54G) to compile and maintain the Elected Member's Register of Interests and provide advice and guidance to members on making annual returns.

Prepared by:



Name: Mike Theelen

Title Chief Executive

16/08/2022

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### **Proxy Vote, Queenstown Airport Corporation ('QAC) Board of Directors**

1. For reasons of practicality and efficiency, QLDC appoints a proxy to attend Shareholder meetings/ AGMs and exercise its voting rights in accordance with the section 14.3 of the QAC Constitution.
2. The 2022 QAC Annual General Meeting is being held on Friday, 28 October, and an instrument appointing the Mayor as a proxy has been prepared to be signed by the Chief Executive and delivered to QAC in advance of the minimum 48 hours as required by the QAC Constitution.
3. The matters that require a resolution at the 2022 QAC Annual General Meeting are the appointment of auditors and receiving the annual accounts. Final details will be circulated to Councillors in advance of the meeting, noting that the Mayor may only vote as directed by the Councillors once they have considered the matters to resolve.

### **Delegation to the CE interregnum powers following the election**

4. The time between the ending of an outgoing council and the swearing in of a new Council is referred to as the interregnum period.
5. An incoming Council cannot make decisions or undertake matters of business until they have been sworn in at the Inaugural Meeting. Under the Local Government Act 2002 there are specific time frames that must be met in relation to the notification of the first, or Triennial, meeting at which this swearing in takes place, which along with logistical considerations contribute to the existence and length of the interregnum period.
6. On occasion issues can occur which require an urgent decision during this period when the elected members are not yet able to operate in a decision-making capacity.
7. LGNZ recommends that a time-limited delegation is provided to the Chief Executive to make any decisions of this nature within this period, to ensure that urgent or emergency matters are able to be addressed. It is expected that the Chief Executive will consult with the Mayor-Elect prior to any final decision being made.

### **Delegation to Appoint a Registrar**

8. The Local Government (Pecuniary Interests Register) Amendment Act 2022 passed on 20 May 2022 and will come into force on 20 November 2022. It inserts a new set of

requirements and obligations into the Local Government Act 2002, all of which relate to members' pecuniary interests.

9. The purpose of the new provisions is to increase transparency, trust and confidence in local government by keeping and making publicly available, information about members' pecuniary interests. Every council will be required to keep a register of its members' pecuniary interests, and to make a summary of it publicly available. QLDC already publishes a register of interests on its website however these new requirements provide new guidance and clarity on what must be recorded and published, and the timelines by which this process is governed.
10. Under this amendment to the Act, each council must appoint a Registrar who is responsible for compiling and maintaining the register and provide advice and guidance to members (noting the obligation is with elected members to make annual returns and corrections as necessary, not the Registrar to ensure accuracy of information). The power to appoint the Registrar sits with the Full Council but may be delegated to the Chief Executive.
11. Any potential offending by elected members (due to any failure to comply with the new obligations), would be directly addressed by the Register, it is therefore prudent that elected members are not closely involved in the appointment of the Registrar. This is to avoid any potential suggestion of the Registrar being seen as favourable to members.
12. It is recommended that the Council agree to delegate to the Chief Executive the power to appoint a Registrar under the Local Government Act 2002 (S54G)<sup>1</sup>

### **Committee Meetings of the Previous Round**

#### Wānaka Community Board – Mr Barry Bruce (4 August 2022)

Information:

- 1 Road Naming Application – Orion Place
- 2 Chair's Report

#### Community & Services Committee – Councillor Ferguson (10.00am, 18 August 2022)

Recommendation:

- 1 Tree Replacement Requests – Kelvin Peninsula Golf Course and Jardine Park

#### Planning & Strategy Committee – Councillor Clark (1.00pm, 18 August 2022)

Information:

- 1 Northlake Private Plan Change
- 2 Request to Mediate RM210202
- 3 Update on Appeals relating to Resource Consent Decisions
- 4 Update on Appeals relating to Proposed District Plan Decisions

*Item 2-4 were considered with the public excluded.*

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<sup>1</sup> Note, section 54G comes into force on 20 November 2022 under the Local Government (Pecuniary interests Register) Amendment Act 2022

Infrastructure Committee – Councillor Smith (10.00am, 25 August 2022)

Information:

- 1 Lakeview Temporary Carpark Provisions
- 2 Mode Shift Plan



**QUEENSTOWN LAKES DISTRICT COUNCIL**  
**INSTRUMENT APPOINTING A PROXY**

I Michael Theelen of Queenstown being the Chief Executive Officer of Queenstown Lakes District Council, duly authorised by resolution of the Council dated 1 September 2022, hereby appoint his/her Worship the Mayor of the Queenstown Lakes District \_\_\_\_\_ as our proxy to vote for us on our behalf at the Annual Meeting of the company to be held on Friday, 28 October 2022 and at any adjournment of any such meeting.

Signed this \_\_\_\_\_ day of September 2022

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Michael Theelen

Chief Executive Officer

Queenstown Lakes District Council