

SOUTH WAIRARAPA DISTRICT COUNCIL

20 SEPTEMBER 2012

AGENDA ITEM C3

EXECUTION OF COUNCIL COMMON SEAL

Purpose of Report

To seek approval to ratify the application of the common seal to leases and agreements.

Recommendations

Officers recommend that:

1. *The Council receives the information.*
2. *That Council resolves to ratify the affixation of the Common Seal to the following:*
 - a. *The Local Government NZ Registration Document – Rule Amendment 2012 (as unanimously agreed at the LGNZ 15 July 2012 AGM).*

1. Execution under Seal

The Council seal needs to be applied to the agreement as described in the recommendation as per paragraph 3.6 of the Common Seal Policy.

The rule amendment changes were unanimously agreed at the LGNZ AGM on the 15 July 2012. Extracts from the LGNZ Business Papers for the AGM are included in Appendix 1.

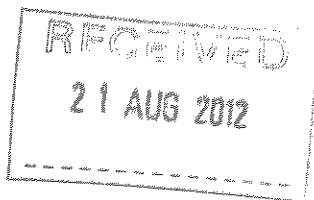
2. Appendices

Appendix 1 – Extract from LGNZ AGM Papers

Contact Officer: Suzanne Clark, Committee Secretary

Reviewed By: Paul Crimp, Group Manager Corporate Support

Appendix 1 – Extract From LGNZ AGM Papers



17 August 2012

Partner Reference
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South Wairarapa District Council
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For: Barbara Gavan

Local Government New Zealand Registration Document - Rule Amendment 2012

1. Further to our discussions on Friday 17 August 2012, we confirm that we act for Local Government New Zealand and are attending to the registration of the recent amendment to the Rules of Local Government New Zealand.
2. The Incorporated Societies Act 1908 requires that the rules amendment be signed by three members and then registered with the Registrar of Incorporated Societies. Consequently, please find enclosed the document amending the Local Government New Zealand Rules. I also attach an extract from the Local Government New Zealand Business Papers for the AGM which sets out a brief explanation of the changes. The changes were agreed to unanimously at the AGM on 15 July 2012.
3. As discussed, could you please arrange for the Council's common seal to be affixed and witnessed in the usual manner in the South Wairarapa District Council signing part of the amendment document.
4. Once signed, could you please return the amendment document to me (by fast post if possible) at the following address:

Vivienne Wilson
Simpson Grierson
P O Box 874
CHRISTCHURCH 8140
5. Please contact me if you have any queries. Thank you for helping with this process.

Yours faithfully
SIMPSON GRIERSON

Vivienne Wilson
Senior Associate

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**New Zealand Local Government Association
Incorporated**

WN/374615

We, the local authorities named below, being members of the New Zealand Local Government Association Incorporated ("LGNZ"), confirm that the following changes to the rules of LGNZ were made in accordance with Part K of the Rules of LGNZ at the Annual General Meeting held on 15 July 2012.

(1) Rule A2: Delete the definition of "Elected Member" and substitute the following definition:

'ELECTED MEMBER' means an elected member of a member authority and includes –

- (a) A person holding office as Chairperson, Mayor, or Councillor of a member authority;
- (b) A person holding office as a member of a local board or governing body established under section 10 of the Local Government (Auckland Council) Act 2009.

(2) Rule D2: Delete paragraph (a) and substitute the following paragraph:

- (a) Zone One – All member authorities within the area bounded by the Northland Regional Council and the Auckland Council.

(3) Rule D2(b): Delete the words "but excluding any part of the Franklin District Council".

(4) Rule D16: Delete the words ", and must hold an annual meeting before the end of each financial year of *Local Government New Zealand*."

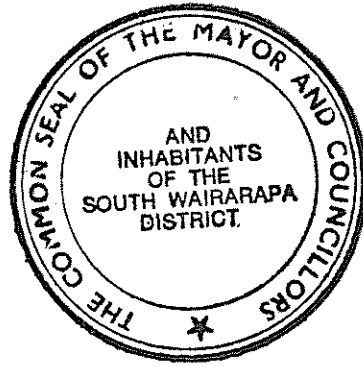
SIGNED this _____ day of _____ 2012

The COMMON SEAL of)
HASTINGS DISTRICT)
COUNCIL)
was affixed in the presence of)

.....

.....

The COMMON SEAL of)
SOUTH WAIRARAPA)
DISTRICT COUNCIL)
was affixed in the presence of)



Adrienne Lee Staples

Adrienne Lee Staples
.....

The COMMON SEAL of)
OPOTIKI DISTRICT)
DISTRICT COUNCIL)
was affixed in the presence of)

.....

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Agenda Item 10

Notice of Proposed Amendments to Local Government New Zealand Rules

CONSTITUTIONAL AMENDMENTS FOR APPROVAL AT THE AGM 15 JULY 2012

CONSOLIDATION OF AUCKLAND COUNCILS

At the National Council board meeting on 25 May 2012 the following resolutions were approved:

Resolutions:

That National Council **AGREED** to the proposed constitutional changes and requested that they be forwarded to members in time for consideration at the forthcoming Annual General Meeting.

1. Rule A2: Delete the definition of "Elected Member" and substitute the following definition:

'ELECTED MEMBER' means an elected member of a member authority and includes –

- (a) A person holding office as Chairperson, Mayor, or Councillor of a member authority;
- (b) A person holding office as a member of a local board or governing body established under section 10 of the Local Government (Auckland Council) Act 2009.

2. Rule D2: Delete paragraph (a) and substitute the following paragraph:

Zone One – All member authorities within the area bounded by the Northland Regional Council and the Auckland Council.

3. Rule D2(b): Delete the words "but excluding any part of the Franklin District Council".


In designing a solution to this issue, we sought to work within the existing rules of *Local Government New Zealand*. The proposed changes will accommodate the new very large Auckland council with minimum disruption to the status quo rights and entitlements of other members.

ABOLITION OF SECTOR AGM's

At the AGM in July 2011 it was agreed and approved that *Local Government New Zealand* would abolish Sector AGMs.

At their meeting on 25 May 2012 that National Council **APPROVED** the proposed amendment to the LGNZ constitution concerning the abolition of sector AGM's and requested that the proposed wording be formally approved at the 2012 Annual General Meeting.

4. Rule D16: Delete the words ", and must hold an annual meeting before the end of each financial year of *Local Government New Zealand*."

A handwritten signature in black ink, appearing to read 'Malcolm Alexander', written in a cursive style.

Malcolm Alexander
Chief Executive
Local Government New Zealand