

## 17. Exclusion of the Public

Report 09.491

*That the Council*

1. *Exclude the public from the following part of the proceedings of this meeting namely:*
  1. *Public excluded minutes of Council, 30 June 2009*
  2. *Public excluded minutes of Council, 30 July 2009*
  3. *Appointment of non-local government member to Wellington Regional Strategy Committee*
  4. *Appointment of non-Councillor members of the Natural Resource Management Plan Development Committee*
  5. *Refinancing the \$44 million debt*
  6. *Purchase of property*

*The general subject of each matter to be considered while the public is excluded, the reasons 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 are as follows:*

<b><i>General subject of each matter to be considered:</i></b>	<b><i>Reason for passing this resolution in relation to each matter</i></b>	<b><i>Ground under section 48(1) for the passing of this resolution</i></b>
<b><i>1. Real Time Information</i></b>	<b><i>The information in this report relates to the Real Time Information project. Release of this information would disadvantage the Council in its negotiations with potential providers as a contract has not yet been entered into and it would reveal Greater Wellington's negotiation strategy. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice.</i></b>	<b><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 for which good reason for withholding would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e to enable Greater Wellington to carry on without prejudice or disadvantage negotiations).</i></b>

2. *Real Time Information* *The information in this report relates to the Real Time Information project. Release of this information would disadvantage the Council in its negotiations with potential providers as a contract has not yet been entered into and it would reveal Greater Wellington's negotiation strategy. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice.* *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 for which good reason for withholding would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e to enable Greater Wellington to carry on without prejudice or disadvantage negotiations).*
3. *Appointment of non-local government member to Wellington Regional Strategy Committee* *The information contained in this report relates to the proposed appointment of a member to the Wellington Regional Strategy Committee. Release of this information would prejudice the proposed member's privacy by disclosing the fact that they are being considered, and have expressed interest, in becoming a member of the Wellington Regional Strategy Committee. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override the privacy of the individual concerned.* *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 for which good reason for withholding would exist under section 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e to protect the privacy of natural persons)*
4. *Appointment of non-Councillor members of the Natural Resource Management Plan Development* *The information contained in this report relates to the proposed appointment of seven members to the Natural Resource Management Plan Development Committee. Release of this information would prejudice the* *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 for which good reason for*

- Committee* proposed members' privacy by disclosing the fact that they are being considered, and have expressed interest, in becoming members of the Natural Resource Management Plan Development Committee. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override the privacy of the individuals concerned. withholding would exist under section 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e to protect the privacy of natural persons)
5. *Refinancing the \$44 million debt* The information contained in this report relates to Greater Wellington's refinancing of the loan with Commonwealth Bank of Australia. The report outlines terms of the proposed refinancing. Having this part of the meeting open to the public would reveal Commonwealth Bank of Australia's proposed refinancing offer to WRC Holdings Ltd. The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice to their commercial position. 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 for which good reason for withholding would exist under sections 7(2)(b)(ii) of the Local Government Official Information and Meetings Act 1987 (i.e to protect information where the making available of that information would be likely unreasonably to prejudice the commercial position of the person who supplied or is the subject of the information).
6. *Purchase of property* of The information contained in this report relates to Greater Wellington entering into a land purchase agreement for a piece of land. The agreement has not yet been entered into. The report outlines terms of the proposed purchase which may still be negotiated. Having this part of the meeting open to the public would disadvantage the Council if further 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 for which good reason for withholding would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act

*negotiations were to take place as it would reveal the Council's negotiation strategy. The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice.* 1987 (i.e to enable Greater Wellington to carry on without prejudice or disadvantage negotiations).

2. *Permits Peter O'Brien to remain at this meeting, while the Council considers Report 09.495 entitled Purchase of property, after the public has been excluded, because of his knowledge of the of the purchase. This knowledge, which will be of assistance in relation to the matters to be discussed, is relevant to those matters because it relates directly to the subjects of the reports.*

*This resolution is made in reliance on section 48(1) 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 the relevant part of the proceedings of the meeting in public are as specified above.*