

9. Exclusion of the Public

Report 10.416

That the Committee

1. *Exclude the public from the following part of the proceedings of this meeting namely:*
 1. *Public excluded minutes from the 4 May 2010 meeting of the Regional Sustainability Committee*
 2. *Land purchase option*
 3. *Property opportunities*

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:

| <i>General subject of each matter to be considered:</i> | <i>Reason for passing this resolution in relation to each matter</i> | <i>Ground under section 48(1) for the passing of this resolution</i> |
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| <i>1. Public excluded minutes from the 4 May 2010 meeting of the Regional Sustainability Committee</i> | <i>The information contained in this report relates to Greater Wellington Regional Council tendering the electricity supply agreement for the key wholesale water supply sites and The Regional Council Centre. Having this part of the meeting open to the public would be likely to prejudice the Council's ability to obtain the best price when tendering as it would reveal their bottom line. 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.</i> | <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 out, without prejudice or disadvantage, negotiations).</i> |
| <i>2. Land purchase option</i> | <i>The information contained in this report relates to Greater Wellington considering entering into a Memorandum of Understanding for a purchase</i> | <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</i> |

agreement for a piece of land. Negotiations for the purchase agreement are at a critical stage. Having this part of the meeting open to the public would be likely to result in the disclosure of information that would disadvantage the Council's ability to carry on, without prejudice or disadvantage, commercial negotiations for the land. The paper also includes information related to the commercial strategy of AgResearch. 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.

which good reason for withholding would exist under section 7(2)(i) and 7(2)(b)(ii) of the Local Government Official Information and Meetings Act 1987 (i.e. to enable Greater Wellington to carry out, without prejudice or disadvantage, negotiations

And

to 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).

3. *Property opportunities*

The information contained in this report relates to Greater Wellington considering entering into a land purchase agreement for a piece of land. Having this part of the meeting open to the public would disadvantage the Council if further 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 that 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 out, without prejudice or disadvantage, negotiations).

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.

2. *Permits Peter O'Brien and Jozsef Bogнар to remain at this meeting, while the Council considers Reports PE 10.397 entitled Land purchase option and PE 10.406 entitled Property opportunities, after the public has been excluded, because of their knowledge of*

the properties. 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 subject of the reports.