

ITEM NUMBER: 18.1

CONFIDENTIAL REPORT

QUESTION ON NOTICE – KAURI COMMUNITY AND SPORTS CENTRE – CR BRADSHAW

Pursuant to Section 83(5) of the Local Government Act 1999 the Report attached to this agenda and the accompanying documentation is delivered to the Council Members upon the basis that the Council consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Council will receive, discuss or consider:

- d. **commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and would, on balance, be contrary to the public interest.**

Recommendation – Exclusion of the Public – Section 90(3)(d) Order

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer and Staff in attendance at the meeting in order to consider Report No: 47/22 Question on Notice - Kauri Community and Sports Centre – Cr Bradshaw in confidence.
 2. That in accordance with Section 90(3) of the *Local Government Act 1999* Council is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 47/22 Question on Notice - Kauri Community and Sports Centre – Cr Bradshaw on the following grounds:
 - d. pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected
 - to prejudice the commercial position of the person who supplied the information, or
 - to confer a commercial advantage on a third party.

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.
 3. The Council is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.
-

Item No: 18.1

Subject: **QUESTION ON NOTICE – KAURI COMMUNITY AND SPORTS CENTRE – CR BRADSHAW**

Date: 8 March 2022

QUESTION

Councillor Bradshaw asked the following question:

Please advise how negotiations are progressing regarding the ongoing management of the Kauri Community and Sports Centre?

If it's decided to terminate the agreement with Belgravia, what notice is required under the terms of their current lease?

ANSWER – General Manager, Strategy and Corporate

There have been numerous discussions with the three clubs involved in the ongoing management of the Kauri Community and Sports Centre. The purpose of these discussions has been to understand the effectiveness of the current management arrangement, possible models for the ongoing management of Centre and the position of the clubs in relation to their involvement in the ongoing management of the Centre.

Administration will be presenting to Council, at a workshop on 8 March 2022, options for the ongoing management of the Centre. The purpose of the Centre in the long term is the key decision required by Council.

In the event it is decided to terminate the current agreement with Belgravia there is no requirement to provide notice under the terms of the lease.

ADMINISTRATION COMMENT

For the Question on Notice to be retained in confidence, the following clause will need to be endorsed:

That having considered Agenda Item 18.1 Report No: 47/22 Question on Notice – Kauri Community and Sports Centre – Cr Bradshaw in confidence under section 90(2) and (3) (d) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act orders that the minutes be retained in confidence until further notice and the Chief Executive Officer is authorised to release the documents when the matter is concluded, giving due consideration to any relevant commercial transactions, and that this order be reviewed every 12 months.