

---

**MINUTES**

**FRIDAY 16 JUNE 2006**

**9.16AM**

**Committee Room 1  
Ground Floor, Council Offices  
101 Wakefield Street  
Wellington**

---

**PRESENT:**

Councillor Gill (Chair)  
Councillor Armstrong  
Councillor Cook (9.17 – 9.35am)  
Councillor Goulden  
Councillor Pepperell  
Councillor Shaw (in Mayor Prendergast's absence)

**APOLOGIES:**

Mayor Prendergast  
Councillor Foster  
Councillor Morrison  
Councillor Wade-Brown

024/06RP **APOLOGIES**  
(1215/53/IM)

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

- 1. Accept apologies for absence from Mayor Prendergast and Councillors Foster, Morrison and Wade-Brown.*

025/06RP **CONFLICT OF INTEREST DECLARATIONS**  
(1215/53/IM)

**NOTED:**

There were no conflicts of interest declared.

026/06RP **MINUTES FOR CONFIRMATION**  
(1215/53/IM)

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Approve the minutes of the ordinary meeting held on Tuesday 9 May 2006, having been circulated, be taken as read and confirmed as an accurate record of the meeting.*

027/06RP **PUBLIC PARTICIPATION**  
(1215/53/IM)

**NOTED:**

There was no public participation.

(Councillor Cook joined the meeting at 9.17am.)

028/06RP **PROPERTY FOR DISPOSAL UNDER PUBLIC WORKS ACT 1981:  
LEGAL ROAD ADJOINING 50 VICTORIA STREET AND PART OF  
CHEWS LANE**

Report of Lisa Black – Road Stopping Adviser, Property and Parking Services.

(1215/53/IM)

(REPORT 1)

**RESOLVED AND RECOMMENDED TO COUNCIL:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
2. *Recommends that the Council, pursuant to section 116 of the Public Works Act 1981:*
  - a) *Agree that the area of airspace above the unformed legal road adjoining 50 Victoria Street and part of Chews Lane (refer to Appendices 1, 2 and 3 of the officer's report) is not required for a Public Work.*

- b) *Authorise Council officers to request that Land Information New Zealand, by notice in the Gazette, declare the airspace stopped.*
- 3. *Notes that if Land Information New Zealand consents to the stopping, the area will be included in the 250 year lease of the Chews Lane Precinct.*
- 4. *Note that this stopping conforms with the development license agreed between the developer and the Council at the time of sale.*

**NOTED:**

The resolution differs from the recommendations in the officer's report as follows:

- 1. The Committee added the text in **bold**.

029/06RP **PROPERTY FOR DISPOSAL UNDER PUBLIC WORKS ACT 1981 AND THE LOCAL GOVERNMENT ACT 1974: LEGAL ROAD ADJOINING 32 NEWPORT TERRACE, SEATOUN**

Report of Lisa Black – Road Stopping Adviser, Property and Parking Services.

(1215/53/IM)

(REPORT 2)

**RESOLVED AND RECOMMENDED TO COUNCIL:**

*THAT the Regulatory Processes Committee:*

- 1. *Receive the information.*
- 2. *Recommend that Council pursuant to s40 of the Public Works Act 1981 and s342 and s345 of the Local Government Act 1974:*
  - c) *Agree that the area of unformed legal road adjoining 32 Newport Terrace, Seatoun is not required for a Public Work (Appendix 1 of the officer's report).*
  - d) *Authorise Council officers to commission the s40 report from suitably qualified consultants to identify whether the land must be offered back to its former owner or their successor, or whether an exemption from offer back applies.*
- 3. *Note that once the s40 report has been received, a report will be presented to the Chief Executive Officer for approval under delegated authority to either offer the land back to its former owner or their successor, or to approve the exemption from offer back.*
- 4. *Approve in principle the proposed road stopping provided:*
  - a. *all statutory and Council requirements are met, and*

- b. *no objections to the stopping are received.*
- 5. *Note that if objections are received and the proponent wishes to continue with the road stopping, a further report will be presented to Committee for consideration.*
- 6. *Authorise the **Chief Executive Officer** to negotiate and complete terms of sale.*

**NOTED:**

The resolution differs from the recommendations in the officer's report as follows:

- 1. The Committee added the text in **bold**.

030/06RP **PROPERTY FOR DISPOSAL UNDER SECTION 40 PUBLIC WORKS ACT 1981 (PWA) – STAGE 2 (ROAD STOPPING): 69 PITT STREET, WADESTOWN**

Report of Lisa Black – Road Stopping Adviser, Property and Parking Services.

(1215/53/IM)

(REPORT 3)

**NOTED:**

The report was withdrawn by officers.

The meeting concluded at 9.35am.

Confirmed: \_\_\_\_\_

Chair

/ /