
REPORT 5
(1215/11/IM)

**Report of the Regulatory Processes Committee
Meeting of Wednesday 13 February 2008**

Members: Mayor Prendergast, Councillors Gill (Chair), Best, Cook, Goulden, Pannett and Wain.

THE COMMITTEE RECOMMENDS:

1. **ITEM 004/08RP ROAD STOPPING AND DISPOSAL – LOCAL GOVERNMENT ACT 1974: LEGAL ROAD ADJOURNING 217 EVANS BAY PARADE, HATAITAI**
(1215/53/IM) (REPORT 1)

THAT Council:

1. *Pursuant to Section 40 of the Public Works Act 1981:*
 - (a) *Agree that approximately 210m² (subject to survey) of unformed legal road (Kio Road) adjoining 217 Evans Bay Parade, Hataitai is not required for a Public Work.*

Note: 217 Evans Bay Parade, Hataitai is described as Lot 2 DP 48270, being Computer Freehold Register WN18D/245.

- (b) *Authorise Council officers to commission a section 40 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.*

2. **ITEM 005/08RP ROAD STOPPING AND DISPOSAL – LOCAL GOVERNMENT ACT 1974: LEGAL ROAD ADJACENT TO 13 TANNADYCE STREET, STRATHMORE**
(1215/53/IM) (REPORT 2)

THAT Council:

1. *Pursuant to Section 40 of the Public Works Act 1981 (PWA):*
 - (a) *Agree that approximately 160m² (subject to survey) of unformed legal road adjoining 13 Tannadyce Street, Strathmore is not required for a Public Work.*

Note: 13 Tannadyce Street, Strathmore is described as Lot 136 DP 15452, being Computer Freehold Register WN15B/657.

- (b) Authorise Council officers to commission a section 40 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.*

Leonie Gill
Chair