Far North District Council



Te Kaunihera o Tai Tokerau ki te Raki

AGENDA

Ordinary Council Meeting

Thursday, 24 June 2021

Time: Location: 10.00 am Council Chamber Memorial Avenue Kaikohe

Membership:

Mayor John Carter - Chairperson Deputy Mayor Ann Court Cr David Clendon Cr Dave Collard Cr Felicity Foy Cr Mate Radich Cr Rachel Smith Cr Kelly Stratford Cr Moko Tepania Cr John Vujcich

| Name | Responsibility (i.e. Chairperson etc) | Declaration of Interests | Nature of Potential Interest | Member's Proposed Management Plan |
|---------------------------------|-----------------------------------------------------------------|-----------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|
| Hon Mayor John Carter QSO | Board Member of the Local Government Protection Programme | Board Member of the Local Government Protection Program | | |
| | Carter Family Trust | | | |
| Deputy Mayor Ann | Waipapa Business Association | Member | | Case by case |
| Court | Warren Pattinson Limited | Shareholder | Building company. FNDC is a regulator and enforcer | Case by case |
| | Kerikeri Irrigation | Supplies my water | | No |
| | District Licensing | N/A | N/A | N/A |
| | Ann Court Trust | Private | Private | N/A |
| | Waipapa Rotary | Honorary member | Potential community funding submitter | Declare interest and abstain from voting. |
| | Properties on Onekura Road, Waipapa | Owner Shareholder | Any proposed FNDC Capital works or policy change which may have a direct impact (positive/adverse) | Declare interest and abstain from voting. |
| | Property on Daroux Dr, Waipapa | Financial interest | Any proposed FNDC Capital works or policy change which may have a direct impact (positive/adverse) | Declare interest and abstain from voting. |
| | Flowers and gifts | Ratepayer 'Thankyou' | Bias/ Pre- determination? | Declare to Governance |
| | Coffee and food | Ratepayers sometimes 'shout' food and beverage | Bias or pre- determination | Case by case |
| | Staff | N/A | Suggestion of not being impartial or pre-determined! | Be professional, due diligence, weigh the evidence. Be thorough, thoughtful, considered impartial and balanced. Be fair. |
| | Warren Pattinson | My husband is a builder and may do work for Council staff | | Case by case |
| Ann Court - Partner | Warren Pattinson Limited | Director | Building Company. FNDC is a regulator | Remain at arm's length |
| | Air NZ | Shareholder | None | None |

COUNCIL MEMBERS REGISTER OF INTERESTS

| Name | Responsibility (i.e. Chairperson etc) | Declaration of Interests | Nature of Potential Interest | Member's Proposed Management Plan |
|-------------------------------|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------|
| | Warren Pattinson Limited | Builder | FNDC is the consent authority, regulator and enforcer. | Apply arm's length rules |
| | Property on Onekura Road, Waipapa | Owner | Any proposed FNDC capital work in the vicinity or rural plan change. Maybe a link to policy development. | Would not submit. Rest on a case by case basis. |
| David Clendon | Chairperson – He Waka Eke Noa Charitable Trust | None | | Declare if any issue arises |
| | Member of Vision Kerikeri | None | | Declare if any issue arrises |
| | Joint owner of family home in Kerikeri | Hall Road, Kerikeri | | |
| David Clendon – Partner | Resident Shareholder on Kerikeri Irrigation | | | |
| David Collard | Snapper Bonanza 2011 Limited | 45% Shareholder and Director | | |
| | Trustee of Te Ahu Charitable Trust | Council delegate to this board | | |
| Felicity Foy | Flick Trustee Ltd | I am the director of this company that is the company trustee of Flick Family Trust that owns properties Seaview Road – Cable Bay, and Allen Bell Drive - Kaitaia. | | |
| | Elbury Holdings Limited | This company is directed by my parents Fiona and Kevin King. | This company owns several dairy and beef farms, and also dwellings on these farms. The Farms and dwellings are located in the Far North at Kaimaumau, Bird Road/Sandhills Rd, Wireless Road/ Puckey Road/Bell Road, the Awanui Straight and Allen Bell Drive. | |
| | Foy Farms Partnership | Owner and partner in Foy Farms - a farm on Church Road, Kaingaroa | | |
| | Foy Farms Rentals | Owner and rental manager of Foy Farms Rentals for 7 dwellings on Church Road, | | |

| Name | Responsibility (i.e. Chairperson etc) | Declaration of Interests | Nature of Potential Interest | Member's Proposed Management Plan |
|---------------------------|---------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------|------------------------------------------------------------------------|
| | | Kaingaroa and 2 dwellings on Allen Bell Drive, Kaitaia, and 1 property on North Road, Kaitaia, one title contains a cell phone tower. | | |
| | King Family Trust | This trust owns several titles/properties at Cable Bay, Seaview Rd/State Highway 10 and Ahipara - Panorama Lane. | These trusts own properties in the Far North. | |
| | 112 Commerce Street Holdings Ltd | Owner of commercial property in Commerce Street Kaitaia. | | |
| | Foy Property Management Ltd | Owner of company that manages properties owned by Foy Farms Rentals and Flick Family Trust. | | |
| | Previous employment at FNDC 2007-16 | I consider the staff members at FNDC to be my friends | | |
| | Shareholder of Coastline Plumbing NZ Limited | | | |
| Felicity Foy - Partner | Director of Coastal Plumbing NZ Limited | | | |
| | Friends with some FNDC employees | | | |
| Mate Radich | No form received | | | |
| Rachel Smith | Friends of Rolands Wood Charitable Trust | Trustee | | |
| | Mid North Family Support | Trustee | | |
| | Property Owner | Kerikeri | | |
| | Friends who work at Far North District Council | | | |
| | Kerikeri Cruising Club | Subscription Member | | |
| | Vision Kerikeri | Financial Member | | |
| Rachel | Property Owner | Kerikeri | | |
| Smith (Partner) | Friends who work at Far North District Council | | | |
| | Kerikeri Cruising Club | Subscription Member and Treasurer | | |
| | Vision Kerikeri | Financial Member | | |
| | Town and General Groundcare Limited | Director, Shareholder | | |
| Kelly Stratford | KS Bookkeeping and Administration | Business Owner, provides book keeping, administration and development of environmental management plans | None perceived | Step aside from decisions that arise, that may have conflicts |

| Name | Responsibility (i.e. Chairperson etc) | Declaration of Interests | Nature of Potential Interest | Member's Proposed Management Plan |
|------|-------------------------------------------------------|--------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|
| | Waikare Marae Trustees | Trustee | Maybe perceived conflicts | Case by case basis |
| | Bay of Islands College | Parent Elected Trustee | None perceived | If there was a conflict, I will step aside from decision making |
| | Karetu School | Parent Elected Trustee | None perceived | If there was a conflict, I will step aside from decision making |
| | Māori title land – Moerewa and Waikare | Beneficiary and husband is a shareholder | None perceived | If there was a conflict, I will step aside from decision making |
| | Sister is employed by Far North District Council | | | Will not discuss work/governance mattes that are confidential |
| | Gifts - food and beverages | Residents and ratepayers may 'shout' food and beverage | Perceived bias or predetermination | Case by case basis |
| | Taumarere Counselling Services | Advisory Board Member | May be perceived conflicts | Should conflict arise, step aside from voting |
| | Sport Northland | Board Member | May be perceived conflicts | Should conflict arise, step aside from voting |
| | He Puna Aroha Putea Whakapapa | Trustee | May be perceived conflicts | Should conflict arise, step aside from voting should they apply for funds |
| | Kawakawa Returned Services Association | Member | May be perceived conflicts | Should conflict arise, step aside from voting should they apply for funds |
| | Whangaroa Returned Services Association | Member | May be perceived conflicts | Should conflict arise, step aside from voting should they apply for funds |
| | National Emergency Management Advisor Committee | Member | | Case by case basis |
| | Te Rūnanga ā Iwi o Ngāpuhi | Tribal affiliate member | As a descendent of Te Rūnanga ā Iwi o Ngāpuhi I could have a perceived conflict of interest in Te Rūnanga ā Iwi o Ngāpuhi Council relations | Declare a perceived conflict should there appear to be one |

| Name | Responsibility (i.e. Chairperson etc) | Declaration of Interests | Nature of Potential Interest | Member's Proposed Management Plan |
|----------------------|------------------------------------------------|-------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| | Te Rūnanga ā lwi o Ngāti Hine | Tribal affiliate member | Could have a perceived conflict of interest | Declare a perceived conflict should I determine there is a conflict |
| | Kawakawa Business and Community Association | Member | | Will declare a perceived conflict should there appear to be one |
| Kelly | Chef and Barista | Opua Store | None perceived | |
| Stratford Partner | - Māori title land – Moerewa | Shareholder | None perceived | If there was a conflict of interest I would step aside from decision making |
| Moko Tepania | Teacher | Te Kura Kaupapa Māori o Kaikohe. | Potential Council funding that will benefit my place of employment. | Declare a perceived conflict |
| | Chairperson | Te Reo o Te Tai Tokerau Trust. | Potential Council funding for events that this trust runs. | Declare a perceived conflict |
| | Tribal Member | Te Rūnanga o Te Rarawa | As a descendent of Te Rarawa I could have a perceived conflict of interest in Te Rarawa Council relations. | Declare a perceived conflict |
| | Tribal Member | Te Rūnanga o Whaingaroa | As a descendent of Te Rūnanga o Whaingaroa I could have a perceived conflict of interest in Te Rūnanga o Whaingaroa Council relations. | Declare a perceived conflict |
| | Tribal Member | Kahukuraariki Trust Board | As a descendent of Kahukuraariki Trust Board I could have a perceived conflict of interest in Kahukuraariki Trust Board Council relations. | Declare a perceived conflict |
| | Tribal Member | Te Rūnanga ā-Iwi o Ngāpuhi | As a descendent of Te Rūnanga ā-Iwi o Ngāpuhi I could have a perceived conflict of interest in Te Rūnanga ā- Iwi o Ngāpuhi Council relations. | Declare a perceived conflict |
| John Vujcich | Board Member | Pioneer Village | Matters relating to funding and assets | Declare interest and abstain |

| Name | Responsibility (i.e. Chairperson etc) | Declaration of Interests | Nature of Potential Interest | Member's Proposed Management Plan |
|------|------------------------------------------|-----------------------------------------|-------------------------------------------------------------------------------------------|-----------------------------------------|
| | Director | Waitukupata Forest Ltd | Potential for council activity to directly affect its assets | Declare interest and abstain |
| | Director | Rural Service Solutions Ltd | Matters where council regulatory function impact of company services | Declare interest and abstain |
| | Director | Kaikohe (Rau Marama) Community Trust | Potential funder | Declare interest and abstain |
| | Partner | MJ & EMJ Vujcich | Matters where council regulatory function impacts on partnership owned assets | Declare interest and abstain |
| | Member | Kaikohe Rotary Club | Potential funder, or impact on Rotary projects | Declare interest and abstain |
| | Member | New Zealand Institute of Directors | Potential provider of training to Council | Declare a Conflict of Interest |
| | Member | Institute of IT Professionals | Unlikely, but possible provider of services to Council | Declare a Conflict of Interest |

Far North District Council Ordinary Council Meeting will be held in the Council Chamber, Memorial Avenue, Kaikohe on: Thursday 24 June 2021 at 10.00 am

Te Paeroa Mahi / Order of Business

| 1 | Karakia | ı Timatanga – Opening Prayer | 11 |
|---|--------------------------------------------------------------------------|-----------------------------------------------------------------------------|-----|
| 2 | Ngā Whakapāha Me Ngā Pānga Mema / Apologies and Declarations of Interest | | |
| 3 | Deputa | tion | 11 |
| 4 | Ngā Kō | rero A Te Koromatua / Mayoral Announcements | 11 |
| 5 | Confirm | nation of Previous Minutes | 12 |
| | 5.1 | Confirmation of Previous Minutes | 12 |
| 6 | Reports | 5 | 34 |
| | 6.1 | Petition from Margo Taituha and Geoff Reid - Stop the Seawalls and Dredging | 34 |
| | 6.2 | Adoption of the 2021-31 Long Term Plan | 156 |
| | 6.3 | Setting of Rates, due dates and penalties for 2021-2022 | 162 |
| | 6.4 | Northland Inc Shareholding | 172 |
| 7 | Karakia | ı Whakamutunga – Closing Prayer | 220 |
| 8 | Te Kapi | inga Hui / Meeting Close | 220 |

1 KARAKIA TIMATANGA – OPENING PRAYER

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

Members need to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to review the matters on the agenda and assess and identify where they may have a pecuniary or other conflict of interest, or where there may be a perception of a conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the meeting or of the relevant item of business and refrain from participating in the discussion or voting on that item. If a Member thinks they may have a conflict of interest, they can seek advice from the Chief Executive Officer or the Team Leader Democracy Support (preferably before the meeting).

It is noted that while members can seek advice the final decision as to whether a conflict exists rests with the member.

3 DEPUTATION

No requests for deputations were received at the time of the Agenda going to print.

4 NGĀ KŌRERO A TE KOROMATUA / MAYORAL ANNOUNCEMENTS

5 CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS MINUTES

| File Number: | A3052372 |
|--------------|-----------------------------------------------|
| Author: | Casey Gannon, Meetings Administrator |
| Authoriser: | Aisha Huriwai, Team Leader Democracy Services |

PURPOSE OF THE REPORT

The minutes are attached to allow Council to confirm that the minutes are a true and correct record of previous meetings.

RECOMMENDATION

That Council confirms the minutes of the Council meeting held 13 May 2021 as a true and correct record.

1) BACKGROUND

Local Government Act 2002 Schedule 7 Section 28 states that a local authority must keep minutes of its proceedings. The minutes of these proceedings duly entered and authenticated as prescribed by a local authority are prima facie evidence of those meetings.

2) DISCUSSION AND OPTIONS

The minutes of the meetings are attached.

Far North District Council Standing Orders Section 27.3 states that no discussion shall arise on the substance of the minutes in any succeeding meeting, except as to their correctness.

Reason for the recommendation

The reason for the recommendation is to confirm the minutes are a true and correct record of the previous meetings.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

ATTACHMENTS

1. 2021-05-13 Council Unconfirmed Minutes - A3195144 🗓 🛣

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

- 1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
- 2. This section is subject to Section 79 Compliance with procedures in relation to decisions.

| Compliance requirement | Staff assessment |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| State the level of significance (high or low) of the issue or proposal as determined by the <u>Council's</u> <u>Significance and Engagement Policy</u> | This is a matter of low significance. |
| State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision. | This report complies with the Local Government Act 2002 Schedule 7 Section 28. |
| State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought. | It is the responsibility of each meeting to confirm their minutes therefore the views of another meeting are not relevant. |
| State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. | There are no implications for Māori in confirming minutes from a previous meeting. Any implications on Māori arising from matters included in meeting minutes should be considered as part of the relevant report. |
| Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example, youth, the aged and those with disabilities). | This report is asking for minutes to be confirmed as true and correct record, any interests that affect other people should be considered as part of the individual reports. |
| State the financial implications and where budgetary provisions have been made to support this decision. | There are no financial implications or the need for budgetary provision arising from this report. |
| Chief Financial Officer review. | The Chief Financial Officer has not reviewed this report. |

MINUTES OF FAR NORTH DISTRICT COUNCIL ORDINARY COUNCIL MEETING HELD AT THE COUNCIL CHAMBER, MEMORIAL AVENUE, KAIKOHE ON THURSDAY, 13 MAY 2021 AT 10.00 AM

- PRESENT: Mayor John Carter (HWTM), Deputy Mayor Ann Court, Cr David Clendon, Cr Dave Collard, Cr Felicity Foy, Cr Mate Radich, Cr Rachel Smith, Cr Kelly Stratford, Cr Moko Tepania, Cr John Vujcich
- **IN ATTENDANCE:** Emma Davis (Kaikohe-Hokianga Community Board Deputy Chairperson), Adele Gardner (Te Hiku Community Board Chairperson), Belinda Ward (Bay of Islands-Whangaroa Community Board)

STAFF PRESENT: Shaun Clarke (Chief Executive Officer), Andy Finch (General Manager Infrastructure and Asset Management), Dean Myburgh (General Manager District Services), William J Taylor, MBE (General Manager Strategic Planning and Policy - Acting), Jacine Warmington (General Manager -Corporate Services - Acting)

1 KARAKIA TIMATANGA – OPENING PRAYER

His Worship the Mayor commenced the meeting with the Council prayer.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

Nil

3 DEPUTATION

Nil.

4 NGĀ KŌRERO A TE KOROMATUA / MAYORAL ANNOUNCEMENTS

Taituarā award presentation to Far North District Council Staff that contributed to the Nothing But Net Intiative. Ana Mules accepted the award on behalf of all staff involved including: Sheryl Gavin, Catherine Langford, Matt McCambridge, Bill Lee, Helen Cumming, Damon Campbell, Tanya Reid, Rob Cottrell, Guy du Toit, Thomas van Dalen, Roxanne Harrison and Sarah Benikowsky.

5 REPORTS

5.1 CONFIRMATION OF CAPITAL PROGRAMME AMENDMENTS FOR THE 2021-2031 LONG TERM PLAN

Agenda item 5.1 document number A3183651, pages 12 - 18 refers.

MOTION

Moved: Mayor John Carter Seconded: Deputy Mayor Ann Court

That Council:

- a) approve the following capital budget adjustments as detailed in the report and attachment:
 - i. the addition of \$975,000 in 2021-22 for new projects previously not identified for the 2021-2031 Long Term Plan and further amendments to budgets from 2022-23 to 2026-27;

- ii. the addition of \$1.2m in 2021-22 for the Mid North Water project (MN10) that relates specifically to the water agreement for Kaikohe water resilience.
- iii. the reforecast of budgets totalling \$7,759,985 from 2020-21 to 2021-22 to 2023-24 for projects that will not now be completed in the current financial year;
- iv. the movement of \$2,495,080 for existing projects in the 2021-2031 Long Term Plan that now need to be re-timed
- v. the movement of \$2,937,389 from 2020-21 to 2021-22 for the Council committed funding for PGF and externally supported projects; and
- vi. the movement of \$17,411,238 from 2020-21 to 2021-22 for the externally funded portion of the PGF and externally supported projects; and
- vii. the addition of capital budgets for the Kaitaia Airport of \$577,316 in 2021/22 and \$1,129,370 in 2022/23.

AMENDMENT

Moved: Cr David Clendon Seconded: Cr Kelly Stratford

- iv. that the \$1.4m allocated for Ratcliffs Bay in existing projects be reduced to \$500,000 and that the budget available for Rangitane be removed.
- In Favour: Crs David Clendon, Mate Radic, Rachel Smith, Kelly Stratford and Moko Tepania
- <u>Against:</u> Mayor John Carter, Deputy Mayor Ann Court, Crs Dave Collard, Felicity Foy and John Vujcich

LOST

AMENDMENT

Moved: Cr Moko Tepania Seconded: Cr John Vujcich

- viii. to re-time the Kaikohe Civic Hub project in the capital programme for the 2021-2031 Long Term Plan from years 1 to 3 to years 2 to 4 leaving a \$50k provision in year 1.
- In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

The amendment became the substantive motion.

RESOLUTION 2021/16

Moved: Mayor John Carter Seconded: Deputy Mayor Ann Court

That Council:

- a) approve the following capital budget adjustments as detailed in the report and attachment:
 - i. the addition of \$975,000 in 2021-22 for new projects previously not identified for the 2021-2031 Long Term Plan and further amendments to budgets from 2022-23 to 2026-27; and
 - ii. the addition of \$1.2m in 2021-22 for the Mid North Water project (MN10) that relates specifically to the water agreement for Kaikohe water resilience; and

- iii. the reforecast of budgets totalling \$7,759,985 from 2020-21 to 2021-22 to 2023-24 for projects that will not now be completed in the current financial year; and
- iv. the movement of \$495,080 for existing projects in the 2021-2031 Long Term Plan that now need to be re-timed; and
- v. the movement of \$2,937,389 from 2020-21 to 2021-22 for the Council committed funding for PGF and externally supported projects; and
- vi. the movement of \$17,411,238 from 2020-21 to 2021-22 for the externally funded portion of the PGF and externally supported projects; and
- vii. the addition of capital budgets for the Kaitaia Airport of \$577,316 in 2021/22 and \$1,129,370 in 2022/23; and
- viii. to re-time the Kaikohe Civic Hub project in the capital programme for the 2021-2031 Long Term Plan from years 1 to 3 to years 2 to 4 leaving a \$50k provision in year 1.

CARRIED

- In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich
- Against: Nil

Note: Elected Members request a report be presented to the Infrastructure Committee on the Kaitaia Airport which provides a copy of the signed lease and details on the planned capital expenditure costs.

5.2 LONG TERM PLAN 2021-31 DELIBERATIONS

Agenda item 5.2 document number A3123105, pages 19 - 69 refers.

MOTION

Moved: Mayor John Carter Seconded: Deputy Mayor Ann Court

1. Key issues

1.1 Housing for the Elderly

1.1a) That Council instructs the Chief Executive Officer to commence the process of identifying one or more Community Housing Providers to purchase Far North District Council's Housing for the Elderly assets.

At 11:16 am, Deputy Mayor Ann Court left the meeting. At 11:17 am, Deputy Mayor Ann Court returned to the meeting.

AMENDMENT

Moved: Cr John Vujcich Seconded: Cr Moko Tepania

1. Key issues

1.1a) That Council instructs the Chief Executive Officer to commence the process of identifying one or more providers that would enable the best option for partially or fully divesting Far North District Council's Housing for the Elderly assets; and that,

i. The Chief Executive Office report back to Council (including next steps); and that,

ii. with strict requirements to protect existing tenant arrangements, and maintain or increase the number of units and level of service available in the District, over time.

In Favour: Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich Rachel Smith, Moko Tepania and John Vujcich

Against: Deputy Mayor Ann Court and Cr Kelly Stratford

CARRIED

The amendment became the substantive motion.

RESOLUTION 2021/17

Moved: Cr John Vujcich Seconded: Cr Moko Tepania

1.1a) That Council instructs the Chief Executive Officer to commence the process of identifying one or more providers that would enable the best option for partially or fully divesting Far North District Council's Housing for the Elderly assets; and that,

- i. The Chief Executive Office report back to Council (including next steps); and that,
- ii. with strict requirements to protect existing tenant arrangements, and maintain or increase the number of units and level of service available in the District, over time.

In Favour: Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Moko Tepania and John Vujcich

Against: Deputy Mayor Ann Court and Cr Kelly Stratford

CARRIED

RESOLUTION 2021/18

Moved: Mayor John Carter Seconded: Cr Kelly Stratford

1.2 Enable sustainable economic development

1.2a) That Council agrees to become an equal shareholder in Northland Inc (resulting in Northland Inc becoming a Council Controlled Organisation of Far North District Council), subject to:

- committing to financial contributions of \$82,000 in year one to \$500,000 in year 10 of the 2021-2031 Long Term Plan
- Kaipara District Council confirming their equal shareholding and funding commitment
- Northland Regional Council and Kaipara District Council confirming their equal shareholding.

1.2b) That Council requests the Chief Executive Officer implement all necessary steps to enact the decision above so that it is effective from 1 July 2021, the start of the financial year.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford and John Vujcich

Against: Crs Mate Radich, Moko Tepania

CARRIED

| MOTION | | |
|--------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| Moved: Mayor John Carter Seconded: Cr John Vujcich | | |
| 1.3 Fairer and | d simpler rates | |
| | ouncil transition to calculating the general rate on land value to capital value in 10% nents over the next 10 years. | |
| <u>In Favour:</u> | Deputy Mayor Ann Court, Crs Felicity Foy, Kelly Stratford, Moko Tepania and John Vujcich | |
| <u>Against:</u> | Mayor John Carter, Crs David Clendon, Dave Collard, Mate Radich and Rachel Smith | |
| | LOST | |
| 1.3b) That Co | ouncil retains the Uniform Annual General Charge. | |
| In Favour: | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford and John Vujcich | |
| <u>Against:</u> | Cr Moko Tepania CARRIED | |
| 1 3c) That Co | buncil retains the current roading Uniform Annual General Charge and differentials. | |
| In Favour: | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, | |
| | Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich | |
| <u>Against:</u> | Nil | |
| | CARRIED | |
| , | ouncil retains the commercial differential at 2.75. | |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Moko Tepania and John Vujcich | |
| <u>Against:</u> | Cr Kelly Stratford | |
| 1 20) That Co | CARRIED buncil retains the scheme-based targeted rating of water and wastewater. | |
| | | |
| <u>In Favour:</u> | Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Kelly Stratford and John Vujcich | |
| <u>Against:</u> | Deputy Mayor Ann Court, Crs Rachel Smith and Moko Tepania | |
| | CARRIED | |
| 1.3f) That Council retains the current availability rate for water and wastewater connections at 100%. | | |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford and John Vujcich | |
| <u>Against:</u> | Crs David Clendon, Mate Radich and Moko Tepania | |
| | CARRIED | |
| • | ouncil increases the targeted rate for stormwater so that 90% of urban stormwater ied on urban ratepayers based on capital value and the remainder funded through ate. | |

| , | 5 5 |
|---------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| In Favour: | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Moko Tepania and John Vujcich |
| Against: | Crs Mate Radich, Kelly Stratford |
| Abstained: | Cr Rachel Smith |
| | CARRIED |
| and retains | Council removes SUIPs for the charging of Uniform Annual General Charges SUIPs for charging the ward rate and small targeted rates for up to five removing SUIPs altogether. |
| NOTE: 1.3h v | was removed due to 1.3a being carried. |
| AMENDMEN | т |
| | r Rachel Smith r Kelly Stratford |
| 1.3i) That Co | uncil further investigates its rating system, including introduction of differentials. |
| <u>In Favour:</u> | Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich |
| <u>Against:</u> | Deputy Mayor Ann Court |
| | CARRIED |
| At 12:01 pm, the meeting. | , Cr Kelly Stratford left the meeting. At 12:04 pm, Cr Kelly Stratford returned to |
| AMENDMEN | т |
| | layor John Carter eputy Mayor Ann Court |
| | uncil introduces a public good charge of \$15 per rateable property for water and ble property for wastewater. |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs Felicity Foy, Rachel Smith, Kelly Stratford and Moko Tepania |
| Against: | Crs David Clendon, Dave Collard, Mate Radich and John Vujcich |
| | CARRIED |
| The amendm | ents became the substantive motion. |
| RESOLUTIO | N 2021/19 |
| | layor John Carter r John Vujcich |
| 1 3 Fairer an | d simpler rates |

1.3 Fairer and simpler rates

1.3a) That Council retains the Uniform Annual General Charge.

1.3b) That Council retains the current roading Uniform Annual General Charge and differentials.

1.3c) That Council retains the commercial differential at 2.75.

1.3d) That Council retains the scheme-based targeted rating of water and wastewater.

1.3e) That Council retains the current availability rate for water and wastewater connections at 100%

1.3f) That Council increases the targeted rate for stormwater so that 90% of urban stormwater costs are levied on urban ratepayers based on capital value and the remainder funded through the general rate.

1.3g) That Council further investigates its rating system, including introduction of differentials.

1.3h) That Council introduces a public good charge of \$15 per rateable property for water and \$15 per rateable property for wastewater.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

At 12:01 pm, Cr Kelly Stratford left the meeting. At 12:04 pm, Cr Kelly Stratford returned to the meeting.

The meeting was adjourned from 12.30 pm to 1.00 pm.

RESOLUTION 2021/20

Moved: Mayor John Carter Seconded: Cr Mate Radich

2. Other items consulted on

2.1 Fees and charges

2.1a) That Council adopts the schedule of fees and charges for 2021/22 proposed.

2.1b) That Council delegate the CEO authority to make any final minor edits to the fees and charges prior to publication.

2.2 Rating policies

2.2a) That Council adopt the amended Rate Relief Policies, including the amendments to R21/01, R21/02 and the revocation of R21/03 following the enactment of the Rating of Whenua Māori Amendment Bill.

2.3 Significance and Engagement Policy

2.3a) That Council adopts the Significance and Engagement policy with the following amendment:

Section 9 Matters of Significance, criteria for items 'Of specific interest to Maori' threshold to read:

The proposal has a major and long-term impact on the wellbeing of iwi/hapū/whanau and their culture and traditions with their ancestral land, water, sites, wāhi tapu, valued flora and fauna, and other taonga.

2.3b) That Council delegate the CEO authority to make any final minor edits to the policy prior to its publication.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

<u>Against:</u>

Nil

CARRIED

MOTION

Moved: Mayor John Carter Seconded: Cr John Vujcich

- 3. Roading and footpaths
- 3.1 Kerikeri road network

3.1a) That Council note the submissions but that no change be made to the 2021-2031 Long Term Plan.

AMENDMENT

Moved: Cr Rachel Smith Seconded: Deputy Mayor Ann Court

3.1a) That Council requests the CEO, in accordance with previous resolutions of Council, provide a report to the Infrastructure Committee, in the first quarter of the 2021/22 financial year, on options to deliver the Kerikeri Central Business District bypass within the first 3 years of the 2021-2031 Long Term Plan.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Cr Mate Radich

CARRIED

AMENDMENT

Moved: Cr David Clendon Seconded: Cr Kelly Stratford

And that Council note the submissions, responds positively to community submissions, and as a matter of urgency bring forward investment into the Kerikeri road network including development of infrastructure supporting active transport modes.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford and Moko Tepania

Against: Crs Mate Radich and John Vujcich

CARRIED

AMENDMENT

Moved: Cr Rachel Smith Seconded: Cr John Vujcich

3.2 Footpaths and Walkways

3.2a) That Council requests the Northland Transport Alliance work with the Kaikohe-Hokianga Community Board to undertake an investigation into pedestrian road safety in Rawene.

Note: subject to Waka Kotahi (New Zealand Transport Agency) deliberations.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

CARRIED

<u>Against:</u> Nil

3.3 Road sealing, dust control and unsealed road maintenance

3.3a) That Council notes the submissions but that no change be made to the 2021-2031 Long Term Plan.

3.4 Twin Coast Cycle Trail

3.4a) That Council amends the budget for community pump tracks adjacent to Pou Herenga Tai to \$61,500 in 2021/22 and \$61,500 in 2022/23.

3.4b) That Council removes the \$100,000 allocated for pipe removal from the capital programme at this time and reconsiders it alongside any extension planned for cycle trail work in the future.

3.4c) That Council approves diverting funding for the Imms Road Bridge cycle trail project to the upgrades and safety lighting for the Kaikohe rail tunnel.

3.4d) That Council reviews future investment in cycle trails for the District and retains the current timing of the \$14.6 million provided in the 2021-2031 Long Term Plan.

3.5 Other roading issues

3.5a) That Council notes these submissions but makes no change to the 2021-2031 Long Term Plan.

AMENDMENT

Moved: Cr Rachel Smith Seconded: Cr Kelly Stratford

3.5a) That Council notes these submissions and request an update report to the Infrastructure committee in the 2021/22 financial year on the potential alternatives to the use of glyphosate and other toxic sprays on road reserves; and that,

3.5b) \$30,000 for the maintenance of the full length of the Ahipara seawall be added in year 1.

In Favour: Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Deputy Mayor Ann Court

CARRIED

The amendments became the substantive motion.

RESOLUTION 2021/21

Moved: Mayor John Carter Seconded: Cr John Vujcich

3. Roading and footpaths

3.1a) That Council:

- i) request the CEO, in accordance with previous resolutions of Council, provide a report to the Infrastructure committee in the first quarter of the 2021/22 financial year, on options to deliver the Kerikeri Central Business District bypass within the first 3 years of the 2021-2031 Long Term Plan; and that,
- ii) note the submissions, responds positively to community submissions, and as a matter of urgency bring forward investment into the Kerikeri road network including development of infrastructure supporting active transport modes.

3.2a) That Council requests the Northland Transport Alliance work with the Kaikohe-Hokianga Community Board to undertake an investigation into pedestrian road safety in Rawene.

3.2b) That Council notes the submissions but that no change be made to the 2021-2031 Long Term Plan 2021-2031.

Note: subject to Waka Kotahi (New Zealand Transport Agency) deliberations.

3.3 Road sealing, dust control and unsealed road maintenance

3.3a) That Council notes the submissions but that no change be made to the 2021-2031 Long Term Plan.

3.4 Twin Coast Cycle Trail

3.4a) That Council amends the budget for community pump tracks adjacent to Pou Herenga Tai to \$61,500 in 2021/22 and \$61,500 in 2022/23.

3.4b) That Council removes the \$100,000 allocated for pipe removal from the capital programme at this time and reconsiders it alongside any extension planned for cycle trail work in the future.

3.4c) That Council approves diverting funding for the Imms Road Bridge cycle trail project to the upgrades and safety lighting for the Kaikohe rail tunnel.

3.4d) That Council reviews future investment in cycle trails for the District and retains the current timing of the \$14.6 million provided in the 2021-2031 Long Term Plan.

Note: Moving forward we have clear timelines and fair and equitable distribution of funding for the North.

3.5 Other roading issues

3.5) That Council:

- i) notes these submissions and request an update report to the Infrastructure committee in the 2021/22 financial year on the potential alternatives to the use of glyphosate and other toxic sprays on road reserves; and that,
- ii) \$30,000 for the maintenance of the full length of the Ahipara seawall be added in year 1.
- In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

MOTION

Moved: Mayor John Carter Seconded: Cr John Vujcich

4. Water supply

4.1 General water

4.1a) That Council note the submissions but that not change be made to the 2021-2031 Long Term Plan.

AMENDMENT

Moved: Cr Moko Tepania

Seconded: Cr Kelly Stratford

4.1a) That Council note the submissions and commit to increasing public communications empowering water tank installation on private property by private owners.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

The amendment became the substantive motion.

RESOLUTION 2021/22

Moved: Cr Moko Tepania Seconded: Cr Kelly Stratford

4.1a) That Council note the submissions and commit to increasing public communications empowering water tank installation on private property by private owners.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

MOTION

Moved: Cr Rachel Smith Seconded: Mayor John Carter

- 5. Wastewater
- 5.1 General wastewater

5.1a) That Council note the submissions and continue to investigate wastewater and water infrastructure options for the Waipapa area in alignment with the Kerikeri/Waipapa Structure Plan, and report findings to the Infrastructure committee in the first 3 years of the 2021-2031 Long Term Plan.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith and Moko Tepania

Against: Crs Kelly Stratford and John Vujcich

CARRIED

AMENDMENT

Moved: Cr Felicity Foy Seconded: Mayor John Carter

That Council add \$75,000 per annum to years 1 and 2 2021-2031 Long Term Plan to resource investigating water and waste water infrastructure options in the Waipapa area as per resolution 5.1a).

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy and Rachel Smith

Against: Crs Kelly Stratford and John Vujcich

Abstained: Crs Mate Radich and Moko Tepania

CARRIED

The amendment became the substantive motion.

RESOLUTION 2021/23

Moved: Cr Rachel Smith Seconded: Mayor John Carter

5. Wastewater

5.1 General wastewater

5.1a) That Council note the submissions and continue to investigate wastewater and water infrastructure options for the Waipapa area in alignment with the Kerikeri/Waipapa Structure Plan, and report findings to the Infrastructure committee in the first 3 years of the 2021-2031 Long Term Plan.

5.1b) That Council add \$75,000 per annum to years 1 and 2 2021-2031 Long Term Plan to resource investigating water and waste water infrastructure options in the Waipapa area as per resolution 5.1a).

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy and Rachel Smith

Against: Crs Kelly Stratford and John Vujcich

Abstained: Crs Mate Radich and Moko Tepania

RESOLUTION 2021/24

Moved: Cr Kelly Stratford Seconded: Mayor John Carter

6 Solid Waste Management

6.1 General solid waste management

6.1a) That Council notes the submissions but makes no change to the 2021-2031 Long Term Plan.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Mate Radich, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

CARRIED

At 2:42 pm, Cr Mate Radich left the meeting.

RESOLUTION 2021/25

Moved: Mayor John Carter Seconded: Cr Kelly Stratford

7. District Facilities

7.1 Sporting facilities

7.1a) That Council notes the submissions but makes no change to the 2021-2031 Long Term Plan.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich Nil

<u>Against:</u>

MOTION

Moved: Mayor John Carter Seconded: Cr John Vujcich

7.2 Broadwood Swing Bridge

7.2a) That Council engage with the Broadwood community to review their design and costings for a repairs/replacement bridge and help them to secure funding for the project.

AMENDMENT

Moved: Cr Moko Tepania Seconded: Cr John Vujcich

That \$100,000 be retained for the Broadwood Swing Bridge.

<u>In Favour:</u> Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

The amendment became the substantive motion.

RESOLUTION 2021/26

Moved: Cr Moko Tepania Seconded: Cr John Vujcich

7.2 Broadwood Swing Bridge

7.2a) That Council:

- i) engage with the Broadwood community to review their design and costings for a repairs/replacement bridge and help them to secure funding for the project; and that,
- ii) retain \$100,000 for the Broadwood Swing Bridge.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

AMENDMENT

Moved: Cr Felicity Foy Seconded: Cr Dave Collard

7.3 Public toilets

That \$200k for toilets be included in year 3 of the 2021-2031 Long Term Plan to avoid adverse environmental effects from high tourism activities and high use. The funding and location of the toilets at Ahipara shall be agreed to with Department of Conservation and local mana whenua.

At 3:08 pm, Cr Rachel Smith left the meeting. At 3:11 pm, Cr Rachel Smith returned to the meeting.

In Favour: Mayor John Carter, Crs Dave Collard, Felicity Foy and Moko Tepania

CARRIED

Deputy Mayor Ann Court, Crs David Clendon, Kelly Stratford and John Vujcich Against: Abstained: Cr Rachel Smith The Mayor used casting vote in favour. CARRIED The amendment became the substantive motion. **RESOLUTION 2021/27** 7.3 Public toilets 7.3a) That Council i. notes the submissions; and that, ii. \$200k for Ahipara toilets be included in year 3 of the 2021-2031 Long Term Plan to avoid adverse environmental effects from high tourism activities and high use. The funding and location of the toilets at Ahipara shall be agreed to with Department of Conservation and local mana whenua. In Favour: Mayor John Carter, Crs Dave Collard, Felicity Foy and Moko Tepania Against: Deputy Mayors Ann Court, Crs David Clendon, Kelly Stratford and John Vujcich Abstained: Cr Rachel Smith The Mayor used casting vote in favour.

RESOLUTION 2021/28

Moved: Mayor John Carter Seconded: Cr Felicity Foy

7.4 General District Facilities

7.4a) That Council approves the re-timing of funding for the Opononi War Memorial Hall from years four and five to years one and two of the 2021-2031 Long Term Plan.

7.4b) That Council notes all other submissions but makes no change to the 2021-2031 Long Term Plan.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

CARRIED

The meeting was adjourned from 3.12 pm to 3.25 pm.

AMENDMENT

Moved: Mayor John Carter Seconded: Deputy Mayor Ann Court

7.5 Far North Holdings Limited

7.5a) That Council approve the following capital works amendments:

- Taipa seawall \$90,000 in year two of the 2021-2031 Long Term Plan

In Favour: Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Moko Tepania and John Vujcich

Against: Deputy Mayor Ann Court and Cr Kelly Stratford

| | CARRIED |
|-------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|
| | ipapa Landing carpark additional funding of \$110,000 in year two of the 2021-2031 Ig Term Plan |
| In Favour: | Mayor John Carter, Crs David Clendon and Felicity Foy |
| <u>Against:</u> | Deputy Mayor Ann Court, Crs Dave Collard, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich |
| | LOST |
| | xenui carpark retiming of \$381,000 in year two of the 2021-2031 Long Term Plan to r one of the 2021-2031 Long Term Plan |
| <u>In Favour:</u> | Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Moko Tepania and John Vujcich |
| Against: | Deputy Mayor Ann Court and Cr Kelly Stratford |
| | CARRIED |
| | ngitane maritime additional funding of \$157,500 in year one of the 2021-2031 Long m Plan. |
| In Favour: | Mayor John Carter |
| <u>Against:</u> | Deputy Mayor Ann Court, Crs Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich |
| Abstained: | Crs David Clendon, Dave Collard and Felicity Foy |
| | LOST |
| | nents became the substantive motion. |
| RESOLUTIO | |
| | Aayor John Carter Deputy Mayor Ann Court |
| 7.5 Far Nort | h Holdings Limited |
| 7.5a) That C | ouncil approve the following capital works amendments: |
| – Tai | pa seawall \$90,000 in year two of the 2021-2031 Long Term Plan |
| | kenui carpark retiming of \$381,000 in year two of the 2021-2031 Long Term Plan year one of the 2021-2031 Long Term Plan |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich |
| Against: | Nil |
| | CARRIED |
| MOTION | |
| | /layor John Carter Cr John Vujcich |
| 8. Communit | y Boards |
| 8.1 Te Hiku | |
| | Council notes the submission from the Te Hiku Community Board and commits to Ilaboration towards achieving the aspirations of the Board. |

AMENDMENT

Moved: Cr Felicity Foy Seconded: Mayor John Carter

That a \$15,000 allocation be made in year one of the 2021-2031 Long Term Plan for the Mangonui Information Centre.

In Favour: Mayor John Carter, Crs Dave Collard, Felicity Foy, Kelly Stratford and Moko Tepania

Against: Deputy Mayor Ann Court, Crs David Clendon, Rachel Smith and John Vujcich

CARRIED

8.2 Bay of Islands-Whangaroa

8.2a) That Council notes the submission from the Bay of Islands-Whangaroa Community Board and commits to continued collaboration towards achieving the aspirations of the Board.

In Favour: Mayor John Carter, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Deputy Mayor Ann Court

CARRIED

The amendment became the substantive motion.

RESOLUTION 2021/30

Moved: Mayor John Carter Seconded: Cr John Vujcich

8. Community Boards

8.1 Te Hiku

8.1a) That Council:

- i. notes the submission from the Te Hiku Community Board and commits to continued collaboration towards achieving the aspirations of the Board; and that,
- ii. an allocation of \$15,000 be made in year one of the 2021-2031 Long Term Plan for the Mangonui Information Centre.

8.2 Bay of Islands-Whangaroa

8.2a) That Council notes the submission from the Bay of Islands-Whangaroa Community Board and commits to continued collaboration towards achieving the aspirations of the Board.

In Favour: Mayor John Carter, Crs Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Deputy Mayor Ann Court

Abstained: Cr David Clendon

CARRIED

MEETING DURATION 2021/31

Moved: Mayor John Carter Seconded: Cr Kelly Stratford

That Council agrees that the meeting continue beyond the six hour duration in Standing Order 4.2 - Meeting Duration, to discuss the remaining items left on the agenda.

CARRIED

MOTION

Moved: Cr Kelly Stratford Seconded: Cr Moko Tepania

9. District Services

That Council include \$400,000 per year for years 1,2 and 3 of the 2021-2031 Long Term Plan capital programme to address the renewals and investment in the Far North Tsunami network.

In Favour: Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Mayor John Carter and Deputy Mayor Ann Court

CARRIED

9.1 Dog control and amenities

9.1a) That Council note the submissions but that no change be made to the 2021-2031 Long Term Plan.

The amendment became the substantive motion.

RESOLUTION 2021/32

Moved: Cr Kelly Stratford Seconded: Cr Moko Tepania

9. District Services

9.1 Far North Tsunami Network

9.1a) That Council include \$400,000 per year for years 1, 2 and 3 of the 2021-2031 Long Term Plan capital programme to address the renewals and investment in the Far North Tsunami network.

9.2 Dog control and amenities

9.2a) That Council note the submissions but that no change be made to the 2021-2031 Long Term Plan.

<u>In Favour:</u> Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

RESOLUTION 2021/33

Moved: Cr Rachel Smith Seconded: Cr Kelly Stratford

10. Strategic Planning & Policy

10.1 General Strategic Planning & Policy

10.1a) That Council note the submissions and commit to reviewing the policy and establishing charges to give effect to the Far North District Council Development Contributions policy, to be consulted on through a 2021-2031 Long Term Plan amendment in year 1 of the 2021-2031 Long Term Plan.

At 4:11 pm, Mayor John Carter left the meeting and Deputy Mayor took the Chair.

| , | | |
|-----------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| In Favour: | Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich | |
| Against: | Deputy Mayor Ann Court | |
| | CARRIED | |
| RESOLUTIO | DN 2021/34 | |
| | Deputy Mayor Ann Court Cr Rachel Smith | |
| 10.2 Fundin | g requests | |
| • | Council approve an operating grant for the Turner Centre of \$50,000 in year one 2031 Long Term Plan. | |
| Note: An am | endment was withdrawn. | |
| At 4:18 pm, the meeting | Cr Kelly Stratford left the meeting. At 4:21 pm, Cr Kelly Stratford returned to | |
| Ų | Mayor John Carter returned to the meeting and resumed as the Chair. | |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich | |
| <u>Against:</u> | Nil | |
| | CARRIED | |
| RESOLUTIO | DN 2021/35 | |
| | Cr Felicity Foy Cr Dave Collard | |
| 10.2 Fundin | g requests | |
| 10.2b) That Council approve an operating grant for the Te Ahu Charitable Trust of \$50,000 in year one of the 2021-2031 Long Term Plan. | | |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich | |
| <u>Against:</u> | Nil | |
| | CARRIED | |
| RESOLUTIO | DN 2021/36 | |
| | Mayor John Carter Cr Felicity Foy | |
| 10.2 Fundin | g requests | |
| - | Council instruct the Chief Executive to commence the development of a Operational Funding Policy and Framework within the next calendar year. | |
| <u>In Favour:</u> | Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich | |
| Against: | Nil | |
| | | |

CARRIED

RESOLUTION 2021/37

Moved: Cr Moko Tepania Seconded: Cr John Vujcich

11. Corrections and updates

11.1 Okaihau Playcentre

11.1a) That Council acknowledges that work will continue to identify a legal solution to enable a new use to clear the site and enter into a new lease with a new user.

11.1b) That a report on findings and possible solutions is presented to the Kaikohe/Hokianga Community Board once potential solutions have been identified.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

RESOLUTION 2021/38

Moved: Cr Felicity Foy Seconded: Cr Moko Tepania

11.2 Funding for land disposal consents

11.2 That Council approve the addition of \$330k to the operational budget for wastewater in year 1 of the 2021-2031 Long Term Plan to enable staff to review the options for disposal to land for Kaikohe and Kaitaia.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

RESOLUTION 2021/39

Moved: Cr Felicity Foy Seconded: Cr John Vujcich

11.3 Amendments as a result of Whenua Māori rating changes

11.3 That Council acknowledge the amendments made to the rating base and operational budgets in response to the changes to the Local Government (Rating) Act 2002 arising from the Rating of Whenua Māori Amendment Bill.

At 5:09 Pm, Cr Kelly Stratford left the meeting.

11.4 Budget requirement for Māori participation

11.4a) That Council approve \$50,000 in year one of the 2021-2031 Long Term Plan to enable the operationalisation of the resolutions to establish Māori wards and enable Māori participation in Council committees and Community Boards.

At 5:12 pm, Cr Kelly Stratford returned to the meeting.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

MOTION

RESOLUTION 2021/40

Moved: Mayor John Carter Seconded: Cr Ann Court

That Council request the Chief Executive Officcer prepare a report by the end of July2021 outlining the capacity to deliver on the capital programme and strategies identified in the resolution passed at deliberations 13 May 2021.

In Favour: Mayor John Carter, Deputy Mayor Ann Court, Crs David Clendon, Dave Collard, Felicity Foy, Rachel Smith, Kelly Stratford, Moko Tepania and John Vujcich

Against: Nil

CARRIED

Councillors acknowledged staff for their hard work during deliberations and the extensive amount of work that has been undertaken on the Long Term Plan and the Rating Review.

6 KARAKIA WHAKAMUTUNGA – CLOSING PRAYER

Cr Moko Tepania closed the meeting with a karakia.

7 MEETING CLOSE

The meeting closed at 5:32 pm.

The minutes of this meeting will be confirmed at the Ordinary Council meeting to be held on 24 June 2021.

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CHAIRPERSON

6 REPORTS

6.1 PETITION FROM MARGO TAITUHA AND GEOFF REID - STOP THE SEAWALLS AND DREDGING

File Number:A3212375Author:Kim Hammond, Meetings AdministratorAuthoriser:Aisha Huriwai, Team Leader Democracy Services

TAKE PŪRONGO / PURPOSE OF THE REPORT

To receive the petitions presented to Council from Margo Taituha and Geoff Reid asking Council and Far North Holdings to 'Stop the Seawalls and Dredging' for a development project in Paihia.

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- There are two petitions being presented to the Council Margo Taituha's petition and Geoff Reids online petition (our.actionstation.org.z/petitions/stop-the-paihia-seawalls-1).
- Margo Taituha has a total of 857 signatures across two different petitions.
- Geoff Reids online petition currently has 3,167 signatures and still remains open online and is being signed.

TŪTOHUNGA / RECOMMENDATION

That Council receive the petitions from Margo Taituha and Geoff Reid – 'Stop the Seawalls and Dredging'.

1) TĀHUHU KŌRERO / BACKGROUND

Petitions may be presented to the FNDC or any of its committees or community boards.

Petitions concerning a local issue should generally be referred to community boards to facilitate local consultation and input. Petitions concerning a district wide issue should be referred directly to the relevant committee. The final decision lies with the Chief Executive.

The petitions meet Far North District Council's guidelines in which petition must contain at least 20 signatures and the request must consist of fewer than 150 words.

This petition has not been presented to the Bay of Islands-Whangaroa Community Board who will have an interest due to time constraints and staff will direct the attention of those Members to this report with advice that comments should be directed through their Chairperson, Councillor or Mayor.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

The petitions are addressed to both the Far North District Council and Far North Holdings Limited. The petitioners presented copies of the petitions to Far North Holdings Limited at a meeting on Monday 17 May 2021.

This report is to provide the petition formally to Council to receive.

Staff are working on a subsequent report to give Council the opportunity to reconsider the approach in light of the petition as a second step to ensure that any decision made by Council is done so with sufficient information to satisfy the decision making requirements in the Local Government Act.

Take Tūtohunga / Reason for the recommendation

To formally receive the petitions requesting Council and Far North Holdings Limited to 'Stop the Seawalls and Dredging' for a development project in Paihia.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or need for budgetary provision in requesting a report.

ĀPITIHANGA / ATTACHMENTS

- 1. Stop the Paihia Sea Walls Petition Margo Taituha Petition A3200959 🗓 🖾
- 2. Stop the Paihia Sea Walls Petition Geoff Reid Online Petition A3212348 🞍 🛣

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

- 1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
- 2. This section is subject to Section 79 Compliance with procedures in relation to decisions.

| He Take Ōkawa / Compliance Requirement | Aromatawai Kaimahi / Staff Assessment |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| State the level of significance (high or low) of the issue or proposal as determined by the <u>Council's</u> <u>Significance and Engagement Policy</u> | Receiving the petitions is of low significance. |
| State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision. | There is an legislation or community outcomes specific to petitions. Far North District Council has a guideline and a section in Standing Orders to give advice about what is considered a petition and how they can be received. |
| State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought. | This petition is of interest to the Bay of Islands- Whangaroa Community Board. It is a project that sits outside their delegations. The view of the Community Board should be sought however time constraints have prevented this from happening formally. |
| State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. | Receiving a petition is not of particular interest to Māori. The issue that the petition is looking to address is a matter of high interest to Māori. There is reference in one of the pages of the petition from hapū representation from iwi/hapū in the area. |
| Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities). | This report is to simply provide the petition to Council for information. There will be a later opportunity for Council to give full consideration to the request that the petition is making. |
| State the financial implications and where budgetary provisions have been made to support this decision. | There are no financial implications or budgetary provisions associated with this report. |
| Chief Financial Officer review. | The Chief Financial Officer has not reviewed this report. |



To: Andy Nock, CE of Far North Holdings and Mayor of Far North District Council, John Carter.

We, the undersigned, oppose the Far North Holding seawalls between the Bluff and Motu Maire and Kulamokemoke Island (Taylor island). We also oppose the seabed dredging around the southern side of Kulamokemoke Island.

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| Jerry kelen | 7 Pouhia Road | Jerryk@ hohmail.com | 0273631 45 | ~ | |
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| Rory | 8 Te Karowha Parade. | r.gt 200 82 live | 0211830292 | ~ | |

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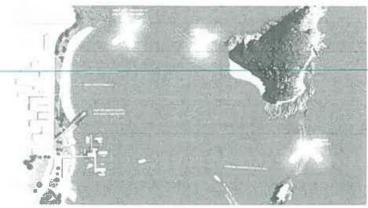
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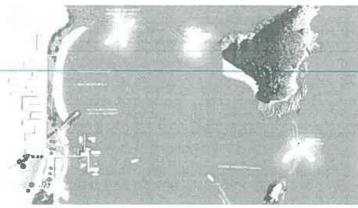
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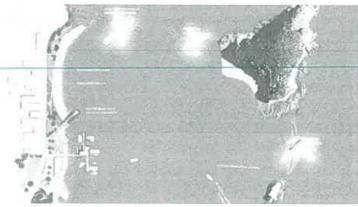
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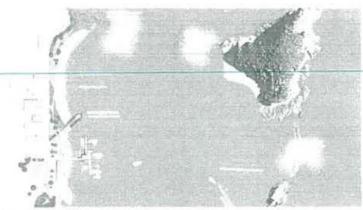
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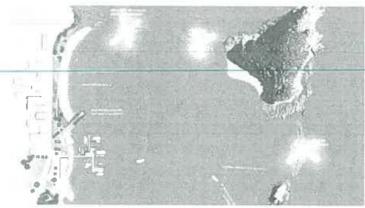
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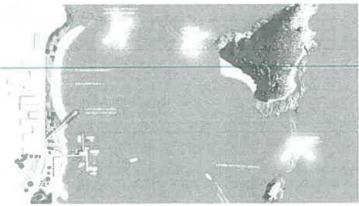
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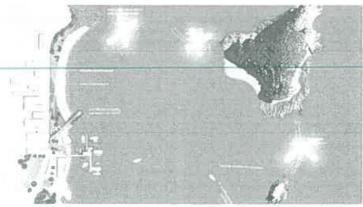
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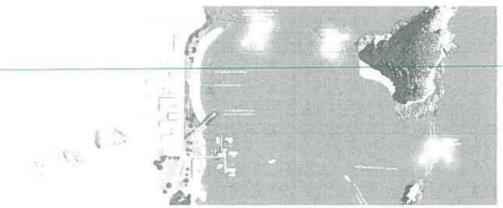
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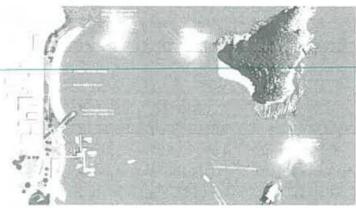
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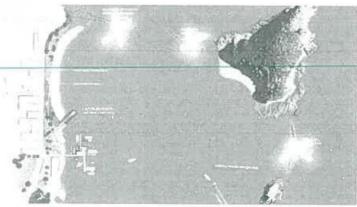
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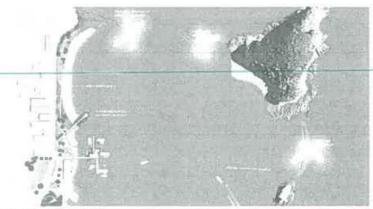
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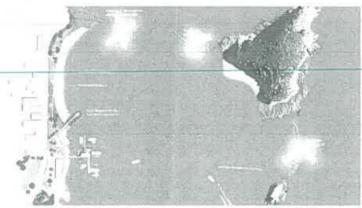
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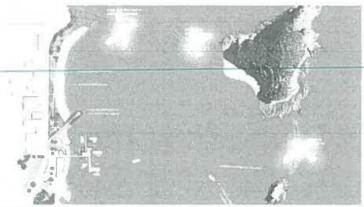
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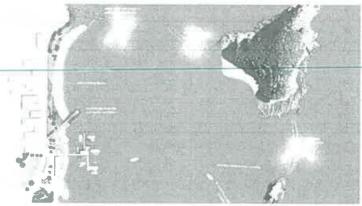
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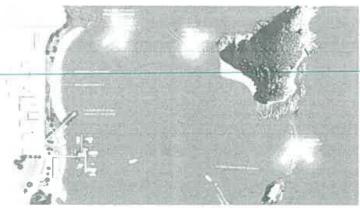
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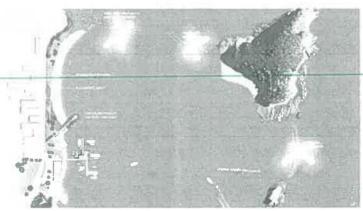
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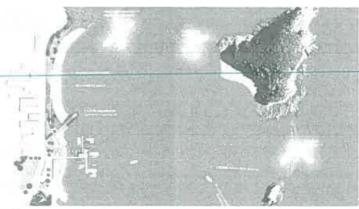
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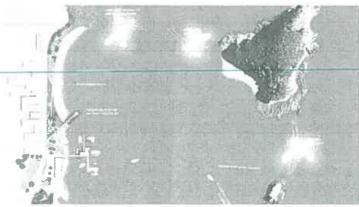
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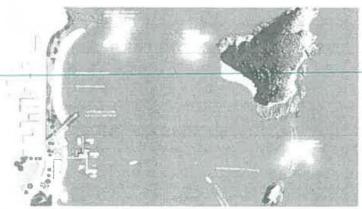
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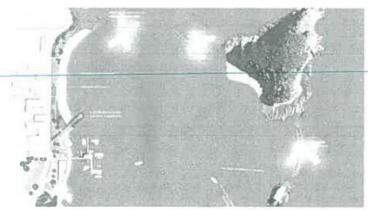
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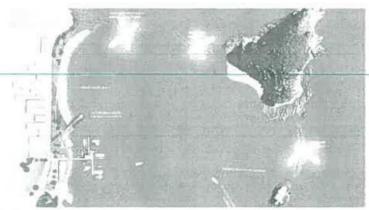
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To: Andy Nock, CE of Far North Holdings and Mayor of Far North District Council, John Carter.

We, the undersigned, oppose the Far North Holding seawalls between the Bluff and Motu Maire and Kuiamokemoke Island (Taylor island). We also oppose the seabed dredging around the southern side of Kuiamokemoke Island.

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These die not all supped The emphasis is not on the number of signatures, the emphasis is on, who And represent. are calling for the area 000 1012 petitions, there are more out in the community ini are the owners of the largest estate in 95% have signed Tapu propessed Whence supertures. to be left as is ģ the octition against the Service its th of May 2021

| Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council. We, the undersigned, oppose The Far North District Council sea walls between the Bluff and Moth Maire and Kulamokemoke Island (Taylor Island). We also oppose the seabed dredging around the southern side of Kulamokemoke Island. me Contact Local IWI / HAPU Signature Galaxies me Contact Local WI / HAPU Signature Galaxies me Contact Local WI / HAPU Signature Galaxies me Contact Mathue / Mathue Mathue me Contact Mathue Mathue me Contresson Mathue <td< th=""><th></th><th>stared were</th><th>Stop To: Andy Nock, CEO of Fa We, the undersigned, oppo Maire and Kuiamokemoke</th></td<> | | stared were | Stop To: Andy Nock, CEO of Fa We, the undersigned, oppo Maire and Kuiamokemoke |
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| th Holding and John Carter Mayor of The The Far North District Council sea walls be nd (Taylor Island). We also oppose the see outhern side of Kuiarnokemoke Island. | To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Mo Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around t southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nume 021212913911 Namokemoke Island Nume 02121913911 Namokemoke Island Name 021087621 Namokemoke Island | To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Counting We, the undersigned, oppose The Far North District Council sea walls between the Bluff and Mc Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around t Southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nume 0212912912332 Nume 02107296589 Nod Kruin Nod Kruin 021082260594 02108226071 Nod Kruin 021082260594 Nod Kruin Nod Kruin 021052260594 Nod Kruin Nod Kruin 021052260595 Nod Kruin Nod Kruin 021052260595 Nod Kruin Nod Kruin 0210526942044 Nod Kruin Nod Kruin 02105269595 Nod Kruin Nod Kruin 02105269595 Nod Kruin Nod Kruin 0210526959586 Nod Kruin Nod Kruin Num Nod Kruin Nod Kruin< | Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around the southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nicol 0210214019415 Nicol 021022401846 021021401941 Nicol 021022401846 021021401941 Nicol 021022401846 021021401941 Nicol 021022401846 021021401941 Nicol 021022401846 Nicol 021021401941 021022401846 Nicol Nicol 02102401846 Nicol Nicol 02102401846 Nicol Nicol 0210404 Nicol Nicol 0210404 Nicol Nicol 0210404 Nicol Nicol 0210404 Nicol Nicol | Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around the southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nume 02123413333 Maine and Kuiamokemoke Island. Name Contact Local IWI / HAPU 0210272413333 Maine and Kuiamokemoke Island. Name 0210272413333 Maine and Kuiamokemoke Island. Name 0210272413333 Maine and Kuiamokemoke Island. Local IWI / HAPU 0210272413333 Maine and Kuiamokemoke Island. Name 0210272403834 Name Name 0210272413333 Maine and Kuiamokemoke Name 0210272414353 Maine and Kuiamokemoke Name 0210273413333 Maine and Kuiamokemoke Name 021073413333 Maine and Kuiamokemokemoke Name 021073413333 </th <th>Marian.</th> <th>MARIA WERT WART BON</th> <th>0610010000</th> <th>CARDINA UNAME</th> | Marian. | MARIA WERT WART BON | 0610010000 | CARDINA UNAME |
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| To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Mc We, the undersigned, oppose The Far North District Council sea walls between the Bluff and Mc Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around t Name Contact Local IWI / HAPU Neol 0212912433 Noneke Island. Neol 0212912433 Noneke Island. Name Contact Local IWI / HAPU Neol 0212912433 Noneke Island. Neol 0212912433 Noneke Island. Name Contact Local IWI / HAPU Neol 02107290589 Noneke Island. Neol 0210729589 Noneke Island. Name 0210729589 Nonekerus Nonekerus 0210729129124333 Nonekerus | To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Mo Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around t southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nume 0210212912323 Nanokemoke Island Nume 02102290589 Nanokemoke Island Name 02102290589 Nanokemoke Island Name 021072912323 Nanokemoke Island Name 021072912453 Nanokemoke Island Name 021072912453 Nanokemoke Island Name 021072912453 Nanokemoke Island Name 021072912453 Nanokemoke Island Name 02107291240589 Nanokemoke Island Name 02107291240539 Nanokemoke Island Name 02107291240589 Nanokemoke Island Name 021072912405940 Nanokemoke Island Name 021072912405940 Nanokemoke Island Name 021072914353 Nanokemoke Island | To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Mo We, the undersigned, oppose The Far North District Council sea walls between the Bluff and Mo Maire and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around t Nome Contact Local IWI / HAPU Nome 021291333 Namokemoke Island Nume Contact Local IWI / HAPU Nume 02107391333 Numokemoke Island. Nume 02107390333 Numokemoke Island. Nume 020043534 Numokemoke Nume 020043535 Numokemoke Nume 02004353 <td>Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Muare and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around the southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nucod 0.210/12/91/25/26/28 9 Nach Alt Harve Nucod 0.210/12/91/26/14 Nach Alt Harve Nucod 0.210/12/91/26/14 Nach Alt Harve Name Contact Local IWI / HAPU Name 0.210/27/90/25/95/9 Nach Alt Harve Name 0.210/27/90/25/95/9 Nach Alt Harve Nach Alt Harve 0.22/06/87/6/21 Nach Alt Harve Nach Alt Harve 0.21/06/87/6/21<td>Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Count We, the undersigned, oppose The Far North District Council sea walls between the Bland (Taylor Island). We also oppose the seabed dredging around the southern side of Kulamokemoke Island. Name Contact Local IWI / HAPU Nume 0210224038 Namokemoke Island Nume 0210224038 Namokemoke Island Nume Contact Local IWI / HAPU 0210224038 Namokemoke Island Namokemoke Island Namokemokem</td><td>Assurant.</td><td>TITING L.</td><td>and callen</td><td></td></td> | Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Council sea walls between the Bluff and Muare and Kuiamokemoke Island (Taylor Island). We also oppose the seabed dredging around the southern side of Kuiamokemoke Island. Name Contact Local IWI / HAPU Nucod 0.210/12/91/25/26/28 9 Nach Alt Harve Nucod 0.210/12/91/26/14 Nach Alt Harve Nucod 0.210/12/91/26/14 Nach Alt Harve Name Contact Local IWI / HAPU Name 0.210/27/90/25/95/9 Nach Alt Harve Name 0.210/27/90/25/95/9 Nach Alt Harve Nach Alt Harve 0.22/06/87/6/21 Nach Alt Harve Nach Alt Harve 0.21/06/87/6/21 <td>Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Count We, the undersigned, oppose The Far North District Council sea walls between the Bland (Taylor Island). We also oppose the seabed dredging around the southern side of Kulamokemoke Island. Name Contact Local IWI / HAPU Nume 0210224038 Namokemoke Island Nume 0210224038 Namokemoke Island Nume Contact Local IWI / HAPU 0210224038 Namokemoke Island Namokemoke Island Namokemokem</td> <td>Assurant.</td> <td>TITING L.</td> <td>and callen</td> <td></td> | Stop The Paihia Seawalls To: Andy Nock, CEO of Far North Holding and John Carter Mayor of The Far North District Count We, the undersigned, oppose The Far North District Council sea walls between the Bland (Taylor Island). We also oppose the seabed dredging around the southern side of Kulamokemoke Island. Name Contact Local IWI / HAPU Nume 0210224038 Namokemoke Island Nume 0210224038 Namokemoke Island Nume Contact Local IWI / HAPU 0210224038 Namokemoke Island Namokemoke Island Namokemokem | Assurant. | TITING L. | and callen | |
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| 250660022 | Sam | Romeyn | 0200 | |
| 250660028 | Ollie | Langridge | 7196 | |
| 250660303 | Holly | Ormond | 6011 | |
| 250660556 | Zarah | Ş | 0200 | |
| 250660601 | Angela | White | 2025 | |
| 250661094 | Manaia | Puklowski | 0620 | |
| 250661176 | Jane | cunningham | 0112 | |
| 250661317 | Laurel | Maddren | 0475 | |
| 250661383 | Scarlett | Bodnar | 0200 | |
| 250662228 | Elizabeth | Glover | 0204 | |
| 250662939 | Rumona | Robinson | 1072 | |
| 250663128 | Mere | Taylor-Tuiloma | 0447 | |
| 250663718 | Christina | | | |
| | Ethan | Kupa-Wichman | 0112 | |
| 250664077 | | King | 0200 | |
| 250664472 | Peter | Royal | 8022 | |
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| 250670637 | Judy | Willis | 0294 | |
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| 250671268 | Patricia | Barker | 0200 | |
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| 250671725 | Rangimaria | Phillips | 0176 | |
| 250671770 | Carol | Senior | 0200 | |
| 250671900 | Wini | Bowman | | Because this like many other Council and Far north holding projects are either money grabbing or just plain down right theft of Public land and or Maori protected land. Something needs to be done about John carter and Andy nock there both devils in disguise. |
| 250672777 | Janie | Cinzorl | 0473 | |
| 250672817 | Tohe | Ashby | 211008038 | |
| 250672909 | Timoti | Swete | 0440 | |
| 250672956 | John | Davies | 3682 | |
| 250672960 | Deliah | Quedec | 0184 | |
| 250673029 | Mereawaroa | Davies | O200 | |
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| 250673450 | Ngairi | Davies | 3682 | |
| 250673461 | John | Wood | 0200 | |
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| 250673666 | Madeline | Adams | 0230 | |
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| 250674223 | Melanie | Hawke | 0204 | |
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| 250674646 | Te-Arahi | Carrington | 0210 | |
| 250674878 | Kimberley | Phillips | D283 | |
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| 250675021 | Jan | Henry | 0210 | |
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| 250675510 | Alexandra | Griffin | 0204 | |
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| 250675935 | Catherine | Bew | 0230 | |
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| 250676025 | | Anderson | 1022 | |
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| 250676040 | Chery | Taylor | | |
| 250676088 | jackie | simeon | 0610 | |
| 25067615 9 | Teina | Rihari | 0153 | |
| 250676292 | Tracee | Bayer | 0295 | |
| 250676301 | Jemma | Burling | 0210 | |
| 250676444 | Jessie | McVeagh | 0443 | |
| 250676488 | Tania | Cook | 0230 | |
| 250676512 | Harley | Robb | . 0626 | |
| 250676582 | Melody | Krebs | 0283 | |
| 250676592 | Ali | Edwards | 0200 | |
| 250677011 | Anna | Routley | 0200 | |
| 250677400 | Shona | Fothergill | 0000 | |
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| 250677459 | Teresa | Taylor | 0473 | |
| 250678303 | Emma | Pirini | 0310 | |
| 250678403 | Uwe | Schmutzler | 0272 | |
| 250678518 | Joseph | Moore | 0420 | |
| 250678606 | Te Aroha | Kanuta | 0294 | |
| 250678878 | Kitty | Brundell | 0294 | |
| 250679030 | Suzanne | Marsh | 0230 | |
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| 250679659 | Suellen | Frith | 0420 | |
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| 250680467 | Christy | Lacroix | 0475 | |
| 250682317 | Sonja | Koerner | 2604 | |
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| 250682606 | JHB | Edmonds | 3334 | |
| 250682748 | Nathan | Brown | 0211 | _ |
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| 250683308 | Georgina | Tipene | 0211 | |
| 250692850 | Eugene | Donovan | 0282 | |
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| 250695562 | Nicola | Clark | 0110 | |
| 250696165 | Pamela | Pope | 7011 | |
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| 250696887 | Kiri | Nield | 0443 | |
| 250696978 | Rebecca | Wentworth | 0200 | |
| 250697480 | Teena | Finlay | 7608 | |
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| 250698702 | Val | Scott | 0110 | |
| 250698914 | Hayley | Mayes | 0293 | |
| 250699071 | Bessie | Mutu | 0293 | |
| | Anita | | 0243 | |
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| 250700147 | Sasha | Joura | 0000 | |
| 250700365 | Allen | Tripp | 0281 | - |
| 250700610 | Jamie | Colvin | 9300 | |
| 250700982 | terry | davis | 0612 | Te taea te whakaae tena. I don't agree to this plan. |
| 250701079 | Phill | Hunt | 0000 | |
| 250701097 | Teruma | Brown | 0211 | Its just wrong no iwi consultationsFNH have taken enough land they say its theirs and lease it back to maori |
| 250701217 | Joanne | Mitchell | 0410 | |
| 250701217 | Marcus | Liddell | 0340 | |
| 250701312 | Bruce | Henderson | 5581 | |
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| 250701380 | Roddy | Pihema | 0110 | |
| 250702141 | Sonja | Elwood | 0000 | |
| 250702168 | Dawn | Dyer | 0475 | |
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| 250703090 | Marie | Davies-Takimoana | 0112 | |
| 250703125 | Willie | Cotton | 0112 | |
| 250703210 | Catherine | | 0200 | |
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| 250703520 | Josh | Power | 1041 | |
| 250703924 | Michelle | Fogarty | 0975 | |
| 250704015 | Karla | Shadbolt | 0588 | |
| 250704016 | Brad | Senf-Jay | 0630 | |
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| | | Cherrington | 0210 | |
| 250704605 | Jenny | Knox | UB96EH | |
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| 250704897 | Jarred | Crosbie | 0987 | |
| 250705019 | Christian | Waddingham | 0630 | |
| 250705040 | Fraser | Falconer | 0622 | |
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| 250705148 | craig | reynolds | 0573 | |
| 250705318 | Ursula | Medusa | 0295 | |
| 250705493 | J | Metcalfe | 0141 | |
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| 250705584 | Celine | Lye | 0505 | |
| 250705818 | Maryann | Fowlie | 0112 | |
| 250706028 | Jessica | Douglas | 0200 | |
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| 0706091 | Ami | Coughlan | 4072 | |
| 50706451 | Bryony | Miller | 9810 | |
| 0706532 | Errol | Tipene | 2024 | |
| 0707325 | Jan | Roberts | 0204 | |
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| 50708736 | chay | cotter | 8013 | |
| 50714971 | Patricia | Hutson | 0000 | |
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| | Doug | Bogardus | 0472 | |
| 50717004 | Jackie | du Toit | 0624 | |
| 50717021 | Anihaera | Wharerau | 0230 | |
| 50718039 | Elsie-May | Dowling | 0573 | |
| 50720037 | Wilkie | Peihopa | 0478 | |
| 50720303 | Caroline | Murchie | 5512 | |
| 50720556 | Hare | George | 0210 | |
| 50721061 | Kate | Lang | 0204 | |
| 50721317 | Tammy | Webb | | |
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| 50721449 | Lois | Myshrall | 0472 | |
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| 50721893 | Tania | Mitchell | 0473 | |
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| 50722127 | Kirsty | Joiner | 0473 | |
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| 50722407 | Luc | Tutugoro | 0600 | |
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| And and a second second | | | | |
| 50722843 | Johanne | Freeman | 0000 | |
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| 250826248 | Rob | Purkis | 0110 | |
| 250829049 | Danika | | 2580 | |
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| 250831024 | Paul | Hayman | 0437 | |
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| 250831189 | Mary | Steven | 0200 | |
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| 250831507 | Michelle | Beattie | | |
| 250831507 | Te Awatea | the second se | 1021 | |
| 250831623 | | Proctor | 0202 | |
| | Donna | Wallett | 0200 | |
| 250831629 | Judah | Hapurona | 0112 | |
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| 250832306 | Zyran | Scharf | 2013 | |
| 250832765 | Meredith | Graham | 3484 | |
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| 250833006 | Mcgraff | Leuluai | | |
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| | | | 0629 | |
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| | - | | | |
| 250590281 | vera | h | 0626 | |
| 250590451 | Pearl | Cieland-Liea | 6011 | |
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| 250593920 | Paul | Roberts | 4110 | |
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| 250594124 | Moana | Cross | | stop the environmental damage and access to our wahi tapu |
| 250594285 | Matt | Couldrey | 9810 | |
| 250594292 | Desiree | Sunde | 0473 | |
| 250594366 | Ken | Sparks | 1142 | |
| 250594409 | Mahinerangi | Wihapi | 2015 | |
| 250594582 | Helen | Flight | 0374 | |
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| 250597890 | Jessica | Parsons | 1071 | |
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| 250598091 | Michael | Sewell | 1010 | |
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| and the second se | the second se | | | |
| 250598240 | Marjolein | Visser | 3116 | |
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| | Charlotte | Hardie | | |

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| 50602684 | Amanda | Machiela | 0294 | |
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| 50603459 | Shane | Brunton | 2018 | |
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| 50603516 | Tunisia | Tohu | 0210 | |
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| 50604342 | Martin | Blanchard | 0475 | |
| 50604414 | Sue | Boyde | 5032 | |
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| 50604604 | Christopher | Copsey | 0230 | |

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|-----------|---------------|------------------|----------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 250604609 | Lynnie | Kelly-heta | 0211 | It will.effect out wildlife sea life and humans of courseyou can't beat nature by any meanslike they saywater can move mountainsso wha makes you thunk that these walls are gonna stop ithow dum _{in} not in for these walls at all |
| 250604674 | Jan | Tana | 0291 | |
| 250604751 | Hannah | Casey | 2121 | |
| 250604787 | Sharlotte | Angell | 2023 | |
| 250604799 | Anna | Vreede | 0204 | |
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| 250604864 | Kate | Crawford | 0293 | |
| 250604304 | Janet | horn | 2017 | |
| 250604923 | Corrina | Tenboom | 2017 | |
| 250604931 | | Masuda | 1023 | |
| | Ayano | | | |
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| | - | | | |
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| 250617222 | Tracey | Rihari | 0210 | |
| 250617715 | Mark | Trimble | 0475 | |
| 250617861 | Shelley | Goldie | 0475 | |
| | Samantha | and a state of the | and the second s | |
| 250619297 | | Caldwell | 0204 | |
| 250619667 | Carolyn | Radford | 0173 | |
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| 250644425 | Craig | Salmon | 0204 | |
| 250644563 | Soli | Hemara | 0240 | |
| 250645676 | Bev | Holdsworth | 0405 | |
| | | | | This is a ripoff of the seafront and the first stage of stealing it for a marine. These property developers are taking the waterfront for themselves and |
| 250646028 | Angus | Rabsan | | making us pay for It! |
| 250646066 | Thera | Van Poppel | 0247 | |
| | | | 0247 | |
| 250646589 | Robyn | De Villiers | 0247 | |
| 250646589 250647835 | Fraser | De Villiers Calvert | | |
| | | | 0294 | |
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| | 1 | Bougen | 5018 | |
| 250843094 | Marta | Ribo | 0620 | |
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| 250932159 | TID | КАРА | 2110 | |
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| 250947666 | Andrew | Sporle | 1011 | |
| | | Gillianwalsh33@gmail.c | 1011 | |
| 250947707 | Gillian | | 7014 | |
| | | om | 2014 | |
| 250950116 | Jack | Davis | 0283 | |
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| 250954491 | Ebony | Kapa | 0211 | |
| 250954501 | Sarah | Davis | 0293 | |
| 250954512 | Paranihia | Cooper | 0211 | |
| 250954946 | Samuel | Chia | 0000 | |
| | - | | | |
| 250955295 | Sophie | Chmiela | 2000 | |
| 250955549 | Maxine | Whautere | 0200 | |
| 250962375 | Linda | Tiatoa | 0293 | |
| 250962746 | Lynnore | P | 0200 | |

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| 250963081 | Mahaki | Cook | 2024 | |
| 250964344 | Katarina | Kirnerova | 0200 | |
| 250966410 | Jacqueline | Cartyle | 0200 | |
| 250968757 | Diana | Murray | 0200 | |
| 250972044 | Nick | Corliss | 0986 | |
| 250975777 | Hari | Makiha | 6112 | |
| 250976827 | Elise | H | | |
| 250976915 | Esther | | 0200 | |
| 250979215 | | Cook | 0230 | |
| | Shakti Dasi | Ashby | 0200 | |
| 250993376 | Melanie | Smith | 2010 | |
| 251012956 | Sharee | Tito | 0200 | |
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| 251029465 | Vanya | Bailey-Taurua | 4818 | |
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| 251031695 | Chloe | Davies | | |
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| - | Charlie | Wickborn | 6012 | |
| 251036673 | Ross | Thorby | 1011 | |
| 251050062 | Phyllis | Thorby | 1050 | |
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| 251116451 | Terry | Goodall | 0294 | |
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| 251161592 | Raphael | Polson | 0210 | |
| 251171825 | Barton | Acres | 9010 | |
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| 251173429 | Alison | Martin | 9231 | |
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| 251174231 | Diane | Hopkinson | 4310 | |
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| 251174562 | Matt | H | 8024 | |
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| 251174770 | Becky | Dodunski | 4322 | |
| 251174919 | Karyn | Burgess | 5810 | |
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| | Rusty | Edwards | 0021 | |
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| | Reino | Grundling | 6023 | |

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| 251177893 | Robert | Noke | 1010 | |
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| 251178137 | Marian | Hlavacka | 0272 | |
| 251178931 | Kate | Fogarty | 6011 | |
| 251179041 | Dave | Stringer | 0200 | |
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| 251180318 | JD | Oakes | 3152 | |
| 251181165 | Jaco de | Villiers | 1052 | |
| 251181764 | Nikita | Harris | 3872 | |
| 251182323 | Laura | Fifield | 8011 | |
| 251182368 | Kevin | Beardsmore | 9360 | |
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| 251186692 | Vanessa | Vujcich | 4388 | |
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| 251189136 | Sam | MacLean | 0626 | |
| 251190334 | Sonya | Ribari | 1081 | |
| 251191044 | Lucy | Pastershank | 0000 | |
| 251215472 | Sali | Matthews | 7910 | |
| 251218401 | John | | | |
| | | Rimaha | 3112 | |
| 251223176 | Rebecca | Cookson | 1024 | |
| 251224831 | Brenda | Strathern | 2123 | |
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| 251244460 | Steve | Richel | 0204 | |
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| 51253489 | Aklesha | Morrison | 0172 | |
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| 251256443 | Joseph | JUDD | 0612 | |
| 251258540 | Jeannie | Scott | 0118 | |
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| \$1262486 | Rochelle | Nafatali | 0204 | |
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| 51385428 | William | Young | 0293 | |
| 51386777 | Michelle | В | 0200 | |
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| 51455929 | Ripeka | Read | | |
| 51458688 | Te Awhina | Pounamu-Waikaramihi | 1042 | |
| 51467520 | Leona | | 9016 | |
| | | Burrell | 0230 | |
| 51476490 | Claudia | Tewhata-Allen | 0000 | |
| 51487761 | Alastair | Barclay | 3116 | |
| 51495366 | Josephine | Clifton | 0110 | |
| 51499765 | Christine | Rose | 0891 | |
| 51501269 | Daniel | Neville | 8041 | |
| 51507009 | Jake | Muss | 4383 | |
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| 51516566 | Steph Mike | Whitfield | 0630 | |
| 51526750 | | McGreevy | 0932 | |

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| 251536267 | Paige | Deverson | 3118 | |
| 251594595 | Sam | Smersh | 1010 | |
| 251642275 | Charlotte | Stanley | 0472 | |
| 251643343 | Aroha | Cope | 0202 | |
| 251644537 | Josh | Parata | 6022 | |
| 251645694 | Phil | Ashby | 0472 | |
| 251654583 | Толу | Harris | 0479 | |
| 251657238 | Tamia | Eruera | 1071 | |
| 251672033 | Finn | Topzand | 0468 | |
| 251680642 | Francis | | | |
| 251755508 | Colleen | Pou Halliday | 2110 | |
| | | | 0112 | The aim is to protect private investment with public money. The origina hydrographic report flawed and takes no account of tidal flow, the Waitangi River or climate change. It risks the dynamics of the existing |
| 251784887 | Pete | Richards | 0200 | beaches to correct a problem created the last time the environment was interfered with, the wharf reclamation which started the erosion of the beach. |
| 251789397 | Georgina | Rewha | 3800 | |
| 251857728 | Pauline | Nathan | 2020 | |
| 251863583 | Maria | Neho | 3700 | |
| 251900421 | Dawn | Prime | 0472 | |
| 251907805 | Ineka | Halse | 0282 | |
| 251922570 | Jonni | Te waa | 0000 | |
| 251932856 | Giulio | Pozzuto | 1021 | |
| 251947038 | Romana | Tarau | 0281 | |
| 251955078 | Mackenzie | Ashby | 0116 | |
| 251980996 | Hiku | Mackey | | |
| 251990544 | Mike | Yorke | 0185 | |
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| 252024183 | Marg | Denington | 0000 | |
| 252025084 | Murray | Cooper | 0200 | |
| 252026135 | Simon | Hanson | 0000 | |
| 252074553 | Waru | Ashby | 0310 | |
| 252089775 | Melissa | Troup | 0200 | |
| 252107651 | Renee | Ludewig | 0295 | |
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| 252128405 | Shannon | | 2025 | |
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| 252129224 | Hilary | Macrae | 0110 | |
| 252129326 | Eden | Hakaraia | 0110 | |
| 252129344 | Alexis | Chapman | 0210 | |
| 252129380 | Angela | Banfield | 2120 | |
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| 252129755 | Michelle | Norris | 0626 | |
| 252129758 | Margie | Grant | 0799 | |
| 252129806 | Karen | Saunders | 1081 | |
| 252130005 | Melanie | Holdsworth | 3214 | |
| 252130142 | Rene | Wilson | | |
| 252130308 | Megan | Greenwood | 0204 | |
| | | AT PPI WORLD | | |

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|-----------|---------------|----------------|----------|---------|
| 246871226 | Geoff | Reid | 0794 | |
| 248587882 | Erana | Thompson | 0612 | |
| 248591940 | Aurora | Greging Groll | 0000 | |
| 248594770 | BjC8rn SC8lve | Hundsnes Groll | 0000 | |
| 248636911 | Eliot | Pryor | 1021 | |
| | | | | |
| 250244595 | Rowan | Nicholson | 1041 | |
| 250244746 | Grant | Nicholson | 0792 | |
| 250245082 | Robert | Reid | 2578 | |
| 250246054 | Nick | Regal | 0622 | |
| 250246325 | Jordan | Barnett | 0630 | |
| 250247288 | Matthew | Francis | 0634 | |
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| 250259581 | | M | 0630 | |
| | Ryan | | | |
| 250260039 | Shontelle | Kennedy | 0910 | |
| 250260482 | Teresa | Moore | 0630 | |
| 250265485 | Karen | Field | 0202 | |
| 250266844 | Matthew | Vandeputte | 0000 | |
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| 250284562 | Nick | HIII | 0622 | |
| 250284914 | Bianca | Scott | 8062 | |
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| | | | | |
| 250288001 | Daniel | Pearson | 0632 | |
| 250291494 | Simon | Pierce | 4310 | |
| 250293068 | Daniel | Metcalf | 1010 | |
| 250293922 | Hannah | Fromont | 3432 | |
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| 250355075 | Nadine | Autet | 0325 | |
| 250432201 | Chris | Cain | 0200 | |
| | | | | |
| 250433851 | Susi | Newborn | 1081 | |
| 250433860 | Ulla | Noriander | 0202 | |
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| 250434119 | Andrea | Oldfield | 0202 | |
| 250434162 | Claudie | Avenel | 0272 | |
| 250434282 | Anne-Marie | D | 0000 | |
| 250434299 | Colin | Warner | 0202 | |
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| 250434935 | Asta | Wistrand | 0481 | |
| | | | | |
| 250434971 | Cath | B | 0272 | |
| 250435082 | Dell | Coyte | 0272 | |

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| 252130519 | Grace | Smith | 0184 | |
| 252130532 | Emir | de Souza | 6035 | |
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| 252130658 | Archie | Stewart | 0282 | |
| 252130860 | Paul | Collier | 0272 | |
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| 252131661 | Tepara | Cooper | 0294 | |
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| 252132576 | Elizabeth | Coe | 0293 | |
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| 252134333 | Dwan | Cherrington | 0210 | |
| 252134945 | Te Awhi | Ashby | 0472 | |
| 252135500 | Andrew | Menzies | 0610 | |
| 252135711 | Faith | Gardiner | 0110 | |
| 252136279 | Chevaye | Hobson | 0472 | |
| | 1 . | | | |
| 252136291 | Carol | Dutton | 0000 | |
| 252139588 | Eric | Raharuhi | 0483 | |
| 252139631 | Jason | Higginson | 0000 | |
| | | | | |
| 252140210 | Demarzio | Takimoana-Wharemate | 0200 | |
| 252142390 | Roslyn | Andrews | 0473 | |
| 252145497 | Ro | Hita | 0204 | |
| 252145744 | Rhonda | Renton | 0210 | |
| 252147551 | Lee | Dickens | 0480 | |
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| 252152025 | Eileen | Kopec | 0202 | |
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| 252153108 | Janine | | 0310 | |
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| 252156253 | Joseph | Lewer | 0410 | |
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| 252158422 | Carol | Robertson | 0504 | |
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| 252158764 | Liz | Gibson | 0211 | |
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| 252159354 | Tina | Ruwhiu | 0200 | |
| 252159527 | llse | Seldel | 0230 | |
| 252159729 | Fiona | Jahnson | 0283 | |
| 252159755 | Mihi | H-S | 0405 | |
| COLUMN TWO IS NOT THE OWNER. | Cassandra | Booth | 8042 | |
| 252159859 | | Hookway | 0230 | |
| | Dave | FIUUKWdy | | |
| 252159881 | Dave | | | |
| | Dave Sweetie Danielle | Tautari Biddle | 0110 0200 | |

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| 252160623 | | Hunter | 5032 | |
| 252160880 | Lou | Matthews | 0211 | |
| 252160971 | Jeff | Young | 1081 | |
| 252161088 | Barbara | Tepania | 0210 | |
| 252161096 | | Wharerau | 0230 | |
| 252161346 | | Hoult | 6037 | |
| | | | | |
| 252161434 | | Fong | 0293 | |
| 252161473 | 17.11- | Boyed | 0478 | |
| 252161528 | | Sutherland | 0573 | |
| 252161558 | Lia | TG | 1022 | |
| 252161582 | Lynette | Tasker | 0112 | |
| 252161682 | Dominic | Bilich-petersen | 0114 | |
| 252161707 | Каеа | Neville | 0114 | |
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| 252161961 | Renee | Gilmore | 0263 | |
| | | | | |
| 252162207 | | Egan | 0210 | |
| 252162224 | | Tane | 1050 | |
| 252162303 | The second design of the secon | Goldsmith | 0483 | |
| 252162645 | Selwyn | Graham | 0112 | |
| 252162681 | Shiralee | Beazley | 0200 | |
| 252162721 | Liz | Welch | 0112 | |
| 252162965 | Andrew | Snowden | 0112 | |
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| | | the second se | | |
| 252163405 | peter | clarkson | 0247 | |
| 252163512 | Courtney | Brown | 0204 | |
| 252163696 | Alisa | Lunty | 0000 | |
| 252163753 | Fiona | Tariton | 1071 | |
| 252163866 | Maureen | Tepania | 0211 | |
| 252163916 | Josephine | Lawrence | 0483 | |
| 252163921 | Billie-Jade | Tattersall | 0410 | |
| 252163968 | wilfred | peterson | 0494 | |
| 252164331 | Kim | Schwarz | 2020 | |
| 252164351 | Bridgid | Lazarus | 0484 | |
| | - | | | |
| 252164397 | lsaac | Ika | 0405 | |
| 252164446 | Jo | Кетр | 0211 | |
| 252164462 | Lillian | Karaitiana | 3216 | |
| 252164748 | Tracey | Ostick | 0200 | |
| 252164800 | Helayna | Tane | 0112 | |
| 252165088 | maria | van eyk | 0211 | |
| 252165156 | 2hillippa | Kelly | 7196 | |
| 252165223 | Ihapera | Tamehana | 0000 | |
| 252165317 | Jo | | 0401 | |
| | | Harry | | |
| 252165585 | tricia | clarkson | 0247 | |
| 252165617 | Andrew | Harrison | 3216 | |
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| 252167302 | Sienna | Grady | 0000 | |

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| 252167417 | Nathan | Tuhiwai | 3420 | |
| 252167428 | Brigitte | Baker | 2025 | |
| 252167537 | Curly | James | 0110 | |
| 252167564 | Hoana | Paul | 0110 | |
| 252167594 | Taimania | Russ | 0200 | |
| 252167639 | Harry | Cassidy | 0000 | |
| 252167671 | Molly | Singleton | 0000 | |
| 252167712 | Stephanle | Playfair | 0600 | |
| 252167753 | Helen | Rush | 0200 | |
| 1 I Martin and | | | | |
| 252167825 | Jackie | Noon | 5018 | |
| 252167894 | Sarah | Wightman | 0000 | |
| 252168057 | Agnes | Taurua | 3200 | |
| 252168116 | Grace | Brown | 0930 | |
| 252168130 | Katie | Brown | 2019 | |
| 252168290 | Ellen | Brown | 0112 | |
| 252168294 | Thomas | Anderson | 1050 | |
| 252168357 | Charmaine | Henare | 0000 | |
| 252168385 | Karen | Clifford | 0602 | |
| 252168401 | Anna | Henare | 0112 | |
| 252168430 | Barbara | Morris | 3330 | |
| 252168454 | Martha | Taonui | 0410 | |
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| 252168521 | Jude | Olive | 5512 | |
| 252168529 | Delane | Broughton | 6164 | |
| 252168739 | Julie | Chandelier | 8030 | |
| 252168750 | Boogie | Hau | 0000 | |
| 252168783 | Delwyn | Brown | 0110 | |
| 252168822 | johnpaul | ngaropo | 0112 | |
| 252168880 | Tai | Phillips | 0614 | |
| 252168888 | Josh | Baker | 0420 | |
| 252168915 | Pepe | Reihana | 0011 | |
| 252168918 | Bronson | Takimoana | 0200 | |
| 252169000 | ioe | Cloonan | 0602 | |
| | Brent | | 4414 | |
| 252169202 | | Stephenson | | |
| 252169244 | Deja | Tauranga-Hau | 0000 | |
| 252169307 | Holly | Neill | 5032 | |
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| 252169422 | Fleur | Louise | 0950 | |
| 252169487 | Barbara | Cloonan | 0630 | |
| 252169492 | Jewels | Zee | 0000 | |
| 252169529 | Tukuwai | Lawrence | 0478 | |
| 252169549 | Gael | Black | 3119 | |
| 252169551 | Sasha | Goclowski | 95482 | |
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| | Shanara | | | |
| 252169624 | | Neva | 2025 | |
| 252169632 | Niki | Cadenhead | 0204 | |
| 252169726 | Rachel | Laity | 0772 | |
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| 252169787 | CelestC) | Stephens | 0614 | |
| 252169857 | Joelene | Kiro | 2022 | |
| 252169907 | Wiremu | McCarthy | 0792 | |
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| 252170165 | Samantha | Harper | 0630 | |
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| | | | | |
| 252170434 | Jeffrey | Wilkins | 0405 | |
| 252170568 | Glenda | Waru | 3112 | |
| 252170583 | Jess | McCabe | 4102 | |
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| 250435109 | Maria | Eisel-Klee | 0202 | |
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| 50435903 | Liz | Doknes | 1081 | |
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| 50436397 | Rob | Reihaba | 3010 | |
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| 50436409 | Hone rii | Brooker | 0112 | Tapu area and bad for the locals who rely on the fishing grounds |
| 50436441 | Vicky | Froude | 0272 | and the second received and recy on the rishing grounds |
| 50436466 | Dean | Brown | 1022 | |
| 50436574 | Denise | Ellis | 0202 | |
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| 50436897 | Dean | Paircost Marcon | 0.470 | T |
| 50437031 | Yuin Khai | Baigent-Mercer | | Totally unnecessary waste of money to make Paihia ugly. |
| 50437115 | | Foong | 0620 | |
| | Yazma | Smith | 0479 | |
| 0437210 | Ria | Kemp | 0116 | |
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| 250518379 | | Gunn | 0600 | |
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| 250547778 | Pere | Paratene | 2005 | |
| 250548057 | Jackie | Simons | | |
| 250548068 | Karoraina | and a second | Au 2605 | |
| 250548679 | John | Kalhe | 2205 | |
| | | Grant | 0272 | |
| 250551614 | Ruby | DbEAngelo | 0620 | |
| 250551621 | Jaala | Doherty | 0931 | |
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| 250552430 | Pavel | Loginov | 2014 | |
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| 250557657 | Jan | McPhail | 7175 | |
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| 250557691 | Mitchell | | 2123 | |
| 250557866 | Ana | Waite | 0604 | |
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| 250558766 | Margaret | Hellyer | 0629 | |
| 250559253 | Веллу | Magon | 8022 | |
| 250559559 | Jo | Chapman | 4702 | |
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| 250559677 | Mathew | Tonkin Henwood | 1072 | |
| 250559687 | Matthew | Brajkovich | the second se | |
| 250559837 | Ngaire | Borlase | 2014 | |
| 250559852 | Cushla | Barfoot | 7692 | |
| 250559859 | Jeanette | | 0727 | |
| 250559950 | Glenda | de Montalk | 0472 | |
| 2505559971 | Richard | Fox | 8014 | |
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| a failed of a second seco | | Nihoniho | 0110 | |
| 250560091 | Katie | Thompson | 7081 | |
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| 250560217 | Kate | Hall | 0932 | |
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| 250561375 | Ellie-Rose | Williams | the second se | |
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| 250562472 | Paul | Teixeira | 7730 | |
| 250562585 | Campbell | Hunter | 7873 | |
| 250563025 | Teresa | Sturrock | 0282 | |
| 250563842 | and the second se | Moore | 0630 | |
| Sector and the sector of the s | Holly | McKenzie | 9822 | |
| 250563867 | Judy | Elmslie | 5032 | |
| 250564124 | Charlie | Haldane | 0881 | |
| 250564190 | Joydah | Bernardo | 2010 | |
| 250564549 | Kristina | Bowden | 4010 | |
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| 250564876 | Alison | Gray | 7910 | |
| 250564929 | Charlotte | Borra | 4310 | |
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| 250565071 | Cameron | Tova | 0604 | 4 |
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| 250584901 | Anne | Ecuyer | 0593 | |
| 250584951 | Beth | Greer | 4414 | |
| | | | | Because this is not right the project is wrong not needed and itbB only fo |
| | | | | far north holdings to charge more for a public space and Reck what we |
| 250585117 | Mike | Smith | 0294 | have. |
| 250585186 | Dorothy | McKay | 4312 | |
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| 1.0.000 | | | | |
| 250585441 | Tania | Bramley | 3189 | |
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| 252170762 | Chris | Cain | 8023 | |
| 252170973 | Toka | Sherwin | 0000 | |
| 252171158 | Geoff | Neal | 0610 | |
| 252171312 | Elaine | Rihari | | Leave the whenua alone ya Crooks! |
| 252171314 | Cyprus | Tauhara | 0112 | |
| 252171327 | Jasmin | Albert | 1021 | |
| 252171327 | Susan | Tana | | |
| | | | 3216 | |
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| 252172214 | Monica | Neville | 0110 | |
| 252172227 | hana | judd | 1021 | |
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| 252172420 | Tihema | Saunders | 0110 | |
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| 252172515 | Christine | Dewes | 5018 | |
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| 252173046 | Stephanie | Muller Pallares | 0932 | |
| 252173093 | Aoife | Healy | 1026 | |
| 252173149 | Geneva | Cameron | 0112 | |
| 252173151 | Mura | Тее | 0710 | Lack of consultation with the peoplekore taringa to the experts who hav warned about the negative impactsNgati tahae Whenua is FNH & FNDC without a doubtask any ratepayer, not just the tangata whenua but all |
| | | | | residents of the far north have issues with these muggs |
| 252173168 | Aimee | Kinder | 4220 | |
| 252173174 | Ray | Downing | 0294 | |
| 252173176 | Marissa | Andrew | 0000 | |
| 252173228 | Kerri | Morehu | 7300 | |
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| 252173574 | Teegan | Hazlewood | 0610 | |
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| 252174070 | Anna-Louise | Oliver | W1H 2LL | |
| 252174091 | Gina | Holmes | 4801 | |
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| 252175002 | Lilli | Kolo | 3206 | |
| 252175041 | Tessa | Griffiths | 0200 | |
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| 252175501 | Darryl | Arvidson | 0473 | |
| 252175651 | Numa | Mackenzie | 1071 | |
| 252175693 | Paula | Hohua | 0473 | |
| 252175747 | Gloria | Thompson | 0592 | |
| 252175756 | Julian | Joy | 0794 | This project will follow the many others, in NZ and elsewhere, that show how ignorant such constructions are. |
| 252175801 | Amanda | Signal | 0862 | |
| 252175845 | Kerry | Groome | 0293 | |
| 252175855 | Juressa | Lee | 1026 | |
| 252175875 | Doreen | Blask | 6022 | |
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| 252176086 | Ari | Lenihan | 1022 | |
| | Te Atawhai | | | |
| 252176230 | | Kumar | 5512 | |
| 252176319 | Herewini | Karaitiana | 3193 | |
| 252176399 | Linley | Garrett | 0204 | |
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| 252177823 | Severin | Soder | 1022 | |
| 252177943 | Ruby | Collier | 5032 | |
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| 252178837 | Marijaan | Tane | 1050 | |
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| 252179820 | Lynette-Jovan | Te Tai | 0110 | |
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| 252180000 | Tamsyn | Downes | 0604 | |
| 252180046 | Nikita | Halliday | 0272 | |
| 252180113 | Melissa | Kow | 0932 | |
| 252180162 | Danielle | Hilton | 0000 | |
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| 252180171 | Mark | Osborne | 0931 | |
| 252180604 | Lani | Case | 0110 | |
| 252180857 | Bonnie | Wiremu | 0310 | |
| 252180957 | Karey | Webber | 2120 | |
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| 252181254 | Kate | Van der Drift | 1011 | |
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| 252182040 | Graham | Tipene | 6057 | |
| 252182040 | Gemma | Levy | 0620 | |
| 252182336 | Vivian | Tipene | 6107 | |
| | | | | Destant the entired an inner set |
| 252182603 | Raik | 5chaefer | - | Protect the natural enviroment! |
| 252182768 | Tara | Lanich-LaBrie | 0000 | |
| 252183152 | Andrew | Gale | 8972 | |
| 252183312 | Colleen | Tipene | 2102 | |
| 252183836 | Miranda | Huff | 0000 | |
| 252185087 | Chris | Blandford | 0632 | |
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| 252188485 | Rosana hiki | Pou ferguson | 1051 | |
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| 252193244 | Lynette | Tana | 3330 | |
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| 252193904 | Skye | Waipouri | 0496 | |
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| | Bill | | | |
| 252194242 | | Kearsley | 1052 | |
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| 252194802 | Janette | Fulton | 0110 | |
| 252195083 | Alyssa | Craig | 4110 | |
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| 252195222 | Liz | Gray | 0626 | |
| 252195230 | Corey | Mckeown | 0582 | |
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| 252195332 | Josephine | Apiata | 0472 | |
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| 252195523 | Jessee | M | 33139 | |
| 252195569 | Deborah | Taylor | 0112 | |
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| 252195663 | Danielle | Robinson | 5019 | |
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| 252195721 | Maddy | Brennan | 3210 | |
| 252195755 | Ryan | Finlay | 3281 | |
| 252195779 | Tracey | Stewart | 0975 | |
| 252195779 | Hine maria christine | ROBINSON | 7884 | |
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| 252195842 | | Hamilton | 1060 | |
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| 252196098 | Sharee | Carr | 0200 | |
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| 252196297 | Jen | Sinclair | 5886 | |
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| 252196306 | Gustaf | SjC6strand | 0000 | |
| 252196380 | Regan | Flanigan | 2012 | |
| 252196514 | Roen | Mcleod | 0630 | |
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| 252196534 | Sandra | Neville | 0114 | |

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| 252196618 | К | Breh | 0601 | |
| 252196646 | Rory | Soden | 2583 | |
| 252196679 | Serah | Kavaliku | 2014 | |
| 252196687 | Valora | Gibbs | 0000 | |
| | - | | 1021 | |
| 252196695 | Andy | Craggs | | |
| 252196736 | Tui | Wood | 9016 | |
| 252196765 | Diego | Marangoni | 3118 | |
| 252196774 | Alice | Reade | 7173 | |
| 252196775 | Diane | Smith | 0230 | |
| 252196815 | Eerin | Hardman | 0000 | |
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| 252196872 | Claudia | Williams | 0604 | |
| 252196896 | Cyrus | Broughtan | 0420 | |
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| 252197215 | Jesse | Benbow | 0502 | |
| | + | | | |
| 252197237 | Hana | Holmes | 0210 | |
| 252197304 | Christina | Becker-Fifield | 9300 | |
| 252197338 | Lena | Rihari | 0792 | |
| 252197345 | Katrina | Schrafft | 3206 | |
| 252197392 | Ria | Holmes | 4891 | |
| 252197399 | Litea | Tongamoa | 0264 | |
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| 252197459 | Lucrecia | Barrionuevo | 3591 | |
| 252197495 | Nicole | Nelson | 5024 | |
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| 252197571 | Sharyn | Cooper | 1024 | |
| 252197580 | Kapura | Kaka | 0281 | |
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| 252197920 | Nicole | Olliver | 4310 | |
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| 252198113 | Kira | Milnes | 0604 | |
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| 252198160 | Hannah | Young | 7011 | |
| 2521 9 8227 | Chloe | Hartstone | 3225 | |
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| 252198559 | Cameron | Murray | 0200 | |
| 252198570 | A | SPENCE | 1042 | |
| 252198638 | Margaret | R-B | 0294 | |
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| | Brigitteb28 | de Ronde | 8014 | |
| 252198692 | Esther | Tripp | 9300 | |
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| 252199046 | Katelyn | Clarke | 0602 | |
| 252199052 | Andi | Duckmanton | 7672 | |
| 252199194 | Liya | Yang Nightingill | 1025 | |
| 252199196 | Greg | Stewart | 0295 | |
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| 252199821 | Hazel | Broadley | 6021 | |
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| 252200090 | leigh | Johns | 1060 | |
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| 252201280 | Georgia | w | 7604 | |
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| 252201365 | Sarah | Bingham | 0230 | |
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| 252203505 | Lauren | McGillivray | 3112 | |
| 252203592 | Judith | Brookes | DL8 1QX | |
| 252203638 | Signe | К. | 0000 | |
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| 252204013 | Julie | McLintock | 7011 | |
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| 252205849 | Antony | Kaka | 0281 | |
| 252208078 | Tamsyn | Green | 0000 | |
| 252208537 | Imogen | Taylor | 1025 | |
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| 252211651 | Daniel | Horishny | 0000le102lr | |
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| 252212448 | Manue | Martinez | 0110 | |
| 252212462 | Sophia | Vahry | 1072 | |
| 252213291 | Danielle | Payne | 0620 | |
| 252213574 | Nicole | Haerewa | 2017 | |
| 252214691 | Lauranne | Smolders | 0000 | |
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| 252219137 | Andrew | Todd | 1071 | |
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| | | | | |
| 252220104 | Thomas | Melchior | 53757 | |
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| 252220494 | Adele | Hauwai | 3214 | |
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| 252224418 | Jenni | Beaver | 2014 | |
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| 252227310 | Otto | Mafra | 1026 | |
| 252227384 | Felicia | September | 6014 | |
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| 252232085 | Amelia | M | 1011 | |
| 252232461 | Lisa | Wilson | 4130 | |
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| | | | | |
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| | | Corner | 6120 | |
| 252234202 | Ayla | | | |
| 252234603 | Karen | Curchin | 6110 | |
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| 252235214 | Kerrie-Anna | Tana | 8083 | |
| 252235243 | Chris | Axbey | 9620 | |
| | | · · · | | |
| 252235412 | Lauren | Symmans | 0794 | |
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| 252235758 | Kara | Doyle | 5512 | |
| 252235782 | Thoena | gustafsson | 0610 | |
| 252235811 | Shyarn | Inia | 2023 | |
| 252235971 | justin | Wannenburg | 1010 | |
| 252235972 | toni | maitland | 1021 | |
| 252235996 | Jeremy | Stead | 7010 | |
| 252236002 | Nicolas | Drummer | 0000 | |
| | Conrad | | | |
| 252236036 | - | Gibbs | 0000 | |
| 252236091 | Simon | Lough | 0626 | |
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| 252236360 | Moengaroa | Tana | 0614 | |
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| 252237018 | Kisane | | (| |
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| 252237659 | Кауа | Tobin | 0440 | |
| 252237732 | Destiney | Hetaraka | 0405 | |
| 252238284 | Jennifer | Purdy-Rosengren | 5886 T | his is environmental degradation. |
| 252238441 | Awa | Hook | 0200 | |
| 252238459 | Hərati | Tane | 0211 | |
| 252238725 | Gemma | Clews | 1061 | |
| 252238728 | Daren | | 0211 | |
| | | Tahere | | |
| 252238923 | Anela | Smith | 0000 | |
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| and the second se | | | | |
| 252241024 | Saxon | Mihaere | 1545 | |
| 252241164 | Pablo | Sinclair | 1011 | |
| 252241301 | Natalie | Wilkinson | 0781 | |
| 252241367 | Shem | Semu | 2014 | |
| 252241453 | Ronin | Moosman | 1021 | |
| 252241506 | Gareth | Leaf | 1026 F | or my whenua and tE+puna. |
| 252241734 | Robert | Adams | 0202 | · · · · · · · · · · · · · · · · · · · |
| 252241734 | Cuba | Haslam | 1026 | |
| and the second se | | | | |
| 252241848 | Melissa | Collins | 0000 | |
| 252241882 | Kydene | Sinclair | 1011 | |
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| | Steve | Heremaia | 1025 | |

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| 1 | 252243002 | Suz | Te Tai | 0210 | |
| ł | 252243067 | Katerina | Seligman | 7120 | |
| 1 | 252243079 | Steve | Jepsen | 3200 | |
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| | 252248161 | matthew | naeata | 0000 | |
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| | 252248655 | Georgina | Davis | 2023 | |
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| | 252251187 | Sophia | Kusterko Novaes | 40080004 | |
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| 252263932 | Kyle | Aitken | 0000 | |
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| 252265365 | Jude | Kearns | 6022 | |
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| 252265518 | Ereana | Selwyn | 0627 | |
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| 25226 | 6554 Z | lachary | Peri Paraihe | 2019 | |
| 25226 | 6556 K | (ennedy | Peterson | 0210 | |
| 25226 | 6570 E | Billy | Mulcare | 0291 | |
| 25226 | 6575 L | uke | Gabites | 0604 | |
| 25226 | | Mike | Norman | 6011 | |
| 25226 | | Misty-Blue | Ngere | 3820 | |
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| 25226 | | Cameron | Pine | 0000 | |
| 25226 | | luini | Poutai | 0405 | |
| 25226 | | ovini | Lawson | 0000 | |
| 25226 | | Anita Jane | Sa'u | 0000 | |
| 25226 | | im | Hebert | 0000 | |
| 25226 | | amie | Barnard | 0602 | |
| 25226 | 7278 P | ae J | Hepi | 0405 | |
| 25226 | 7304 0 | Dnjoli | RT | 0630 | |
| 25226 | 7391 A | Aaliyah | Pedro | 0405 | |
| 25226 | 7417 F | rank | Goorhuis | 8013 | |
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| 25226 | | Marie-chanel | Tepania | 0405 | |
| 25226 | | Belle | Keil | 0612 | |
| 25226 | | Ruby | Taylor | 0175 | |
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| 25226 | | lison | Lemon | 0245 | |
| 25226 | | David | Mchugh | 4543 | |
| 25226 | | Vathew | Witana | 2767 | |
| 25226 | | ewel | Heta | 0211 | |
| 25226 | | lannah | Ross | 0211 | |
| | | | | 0112 | |
| 25226 | | Beejay | Kaipo | | |
| 25226 | | harms | Hepi | 1062 | |
| 25226 | | Robin | Norman | 0975 | |
| 25226 | | Matthew | H | 7010 | |
| 25226 | | ayden | Thomas | | Because itbl's the right thing to do |
| 25226 | | an-Marie | Dephoff | 0210 | |
| 25226 | | Morgan | Timperley | 0632 | |
| 25226 | | lummer | Turnbull | 0472 | |
| 25226 | | lessa | Davis | 0202 | |
| 25226 | | Maddie | Cherrington | 0283 | |
| 25226 | | Paige | Baker | 0110 | |
| 25226 | | (acey | Potae | 0211 | |
| 25226 | 8652 5 | Stu | Beresford | 0494 | |
| 25226 | 8713 A | laron | Harris | 3420 | |
| 25226 | 8715 1 | Vila | Mionnet | 0872 | |
| 25226 | | Bronwyn | Toamau | 0110 | |
| - | | 0 | Hooper | 4110 | |
| 25226 | | lan | Milton | 0001 | |
| | 8801 A | NGI1 | 141117011 | 0001 | |
| 25226 | | yla-Maree | Davis-Watling | 0405 | |

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| 252269050 | Tuiala | Bown | 3200 | |
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| 252269094 | Natasha | Vlaardingerbroeks | 0211 | |
| 252269167 | Michaela | Scott | 0281 | |
| | KLM | | | - |
| 252269185 | - | Ward | 5011 | |
| 252269207 | megan | scott | 0282 | - |
| 252269230 | Antonia | Jacob | 1071 | |
| 252269254 | Te Mihinga | Tukariri | 3700 | |
| 252269309 | Ralph | Loughrey | 7196 | |
| 252269393 | Cilla | Brown | 0211 | |
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| 252269474 | Mira | Gray | 0110 | - |
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| 252269485 | Colette | McHugh | 4810 | 4 |
| 252269493 | Teia | Ward | 0600 | |
| 252269620 | Ruth | Bernhardt | 0210 | |
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| 252269771 | Jade | Taranaki | 2578 | |
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| 252270204 | Dominic | Rathke | 0612 | |
| 252270353 | Denise | Rathke | 0612 | |
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| 252270536 | Cloudia | Mionnet-Masutti | 0610 | |
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| 252270554 | Billie | Peita | 0210 | |
| | Sharna | Tamatu | | |
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| 252271228 | Taviah | Pukeroa | 0405 | |
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| 252272311 | Jasmine | L | 0110 | |
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| 252272700 | Trisha | Davis | 0211 | |
| 252272736 | Jacqueline | Murray | 0110 | |
| 252272761 | Anita | Bater | 0000 | |
| | | Adams | | Keep pain is beautiful as it stands |
| 252272778 | Perry | | _ | |
| 252272895 | Carli | Butturini | 8041 | |
| 252272946 | Latasha | Takimoana | 0210 | |
| 252272987 | Desarae | Beattie | 0211 | |
| 252273026 | Victoria | Hobson | 5019 | |
| 252273027 | Sheree | Edge | 4680 | |

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| 252273067 | Phoebe | Rodger | 320 | 0 |
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| 252273339 | Tylah | Matene | 040 | |
| 252273341 | RanaJade | Henare | 040 | |
| 252273369 | Sophia | Schaller | 000 | |
| 252273375 | Kudzai | Chiondere | | |
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| | | Sherwin | 047 | |
| 252273523 | Ashley | Davis | 021 | |
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| 252273905 | Sione | Lavulo | 201 | |
| 252274029 | Erana | Palmer | 3810 | |
| 252274084 | Ciara | Moynihan | | |
| 252274108 | Kiani | The same of the second s | 0622 | |
| | | Te Awa | 040 | |
| 252274109 | David | Park | 0600 | |
| 252274158 | Waiora | WiHongi | 0405 | |
| 252274174 | Ziahr | Руе | 3113 | |
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| 252274472 | Melanie | Gielen | 0473 | 3 |
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| 252274667 | Amy | Francis | 1025 | |
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| LJELIAIN | 1633 | wanoen-nannay | 0772 | |
| 252274811 | Saahia | - | | |
| | Sophie | Takimoana-Wharemate | 0200 | f |
| 252274824 | Toby | Goodridge | WA6 8BE | |
| 252274878 | Justyce | wilcox | 0405 | |
| 252274969 | Cass | Makiha | 2025 | i la |
| 252275005 | Charley | Tipene Thomas | 0211 | |
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| | | Robinson-Wiki | 0210 | |
| 252275802 | Rose | Johnston | 2102 | |
| 252275840 | Mariabeth | Pene | 0210 | |
| 252275931 | Rebecca | Atkinson | 0112 | We dont want these walls. |
| 252275949 | Kim | Keeble | 0200 | |
| 252275989 | Wai | Skipwith | 0112 | |
| 252276008 | Sasha | Hall | 0000 | |
| 252276103 | Waitangi | NATHAN | 0405 | |
| 252276122 | Amy | Alex | 0612 | |
| 252276292 | Carolyne | Anderson | 0812 | |
| | | | | |
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| 252276313 252276632 | Tylah Gina | Downs Boby | 3288 8041 | |

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| 252276755 | Ann-Kathrin | Lohrer | 0000 | |
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| 252278171 | Ngawai | Т | 0112 | |
| 252278173 | Yvonne | Wati (nee Yorke) | 0612 | |
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| 252278660 | Ebony | Margison | 9016 | |
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| 252279088 | Wilson Hona | | 0000 | |
| | | hona | 0000 | |
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| 252279240 | Tivarn | Tipoki | 0405 | |
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| 252283484 | Cherhys | Aipolani-Williams | 0614 | |
| 252286707 | Annette | Beresford | | |
| 252287858 | | the second se | 0000 | |
| | Terina | Altken | 0000 | |
| 252287920 | Daphne | N | 2105 | |
| 252288074 | Ariana | Aitken | 0210 | |
| 252291898 | Nelly | Manase | 1072 | |
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| | | Ngarimu | 4777 | |
| 252300273 | Bailey | Mason | 4371 | |
| 252300326 | Т | Kingi | 9016 | |
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| 252300766 | Dionne | Golf | 0000 | |
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| | | | 0000 | |
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| | Claire | Calkin | 0000 | |
| | Tracey | Sparksman | 1061 | |
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| 252302650 | Manya | Watene | 0281 | |
| 252302732 | Cheri | Luckie | 0000 | |
| | Tautemaria | Silva | 3200 | |
| | Karen | Knight | | |
| | Josh | | 0200 | |
| | and the second se | Wilson | 8014 | |
| | Teaorangi | Blackburn | 2025 | |
| | Mia | Kolo | 0202 | |
| | Luke | Gifford | 0910 | |
| 252304757 | Carys | Burkhardt | 0110 | |
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| | Robert | Golf | | |
| | Rakiah | Pomare | 0000 | |

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| 252305301 | Le | Slade | 0110 | |
| 252305314 | Nikau | Reti-Beazley | 9016 | |
| 252305349 | Corrina | Reid | 0000 | |
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| 252307755 | Joy | Maxwell | 0000 | |
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| 252308333 | Kayla | Bacon | | |
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| 252309377 | Beckie | Leigj | 3494 | |
| 252309397 | Michaela | Chapman | 0112 | |
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| 252311020 | Kaitlyn | Lesa | 1072 | |
| 252311044 | Letasha | Harris | 2113 | |
| 252311164 | Ursula | Walters | | |
| 252311462 | Marara | ONeill | 0410 | |
| 252311432 | Gabriella | | 0202 | |
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| 252313508 | Desiree | cooper | 0211 | |
| 252313523 | Antonio | Smith | 0481 | |

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| and the second se | Megan | Chatfield | 3040 | |
| 252314424 | Fabian | Hohia | 0293 | |
| 252315170 | Lissa | Knight | 1026 | |
| 252315426 | Kaya | Tanoa-Kaivananga | 9016 | |
| 252315550 | bridget | fijma | 0112 | |
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| 252315656 | sammy | park | 6011 | |
| 252315666 | william | olliver | 4310 | |
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| 252315773 | Christine | Crowley | and the second se | |
| 252315783 | Harrison | Bainbridge | 3010 | |
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| 252315878 | | Chapman | 6011 | |
| | Jennifer | Tobin | 0179 | |
| 252316040 | Tony | Drader | 2120 | |
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| 252316211 | Revv | Hau | 7273 | |
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| 252316487 | Louise | Purua | 2678 | |
| 252317041 | Yara | M | and the second se | |
| 252317600 | Anna | Burton | 0110 | |
| 252318126 | Lina | | 0629 | |
| 252318125 | | Leaaetoa | 2102 | |
| the second se | Jenna | F | 0472 | |
| 252318213 | Lashawn | Mason | 2024 | |
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| 252319449 | Ariana | Tarau | 2021 | |
| 252319520 | Esta | Bassett | 0482 | |
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| 252320482 | Jo | W | | |
| 252320965 | Laken | | 0230 | |
| 252321810 | Kahutianui | Skipper | 0622 | |
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| 252322379 | Brittany | Hirst | 0294 | |
| 252322595 | Aquellah | Faigama'a | 0200 | |
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| 252327029 | Ma | Heihei Apiata | 0110 | |
| 252327300 | Okena | Simon | the second se | |
| 252327357 | Rosie | Darrah | 0612 | |
| | A AND DO NOT THE OWNER OF | and the second | 5024 | |
| 252328574 | Eleri | James-Sitters | 7276 | |
| 252328976 | Callum | Ward | 0000 | |
| 252330132 | yol | Pene | 2022 | |
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| 252355276 | Maihi | Tewhata-Ashby | 0114 | |
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| 252359740 | Nataylia | Davis Tarau | 0210 | |
| 252364019 | Apikera | Thomas | 0410 | |
| | Ashley | Inglis | 0112 | |
| | Esther | Pirini | and a construction of the second s | |
| | Helen | | 0247 | |
| and a second | The second s | Maddox | 5012 | |
| | Anneliese | Henare | 3574 | |
| Berner and the second | Emma | Pearce | 0173 | |
| | Shikeska | Johnson | 0112 | |
| 252374448 | Ramari Ana | Bassett | 0410 | |

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| 252375365 | Temabillu | Teikitekahioho-Wolff | 387 | /6 |
| 252375567 | Rose | Lazarus-Spicer | 048 | 34 |
| 252376218 | Katelyn | Baker | 049 | 34 |
| 252376764 | Brittney | Sackfield | 017 | 73 |
| 252377027 | Keeli | Mackereth | 011 | |
| 252377178 | tiaawai | witana | 041 | |
| 252378517 | Lataire | Pepi | | |
| 252379226 | Maioha | A REPORT OF A REPORT | - 011 | |
| 252379893 | Allanah | Ohia | 901 | |
| | | Uatuku | 342 | |
| 252379896 | Kelsie | Crossley | 000 | 10 |
| 252380318 | Devon | Ashcroft | 804 | 41 |
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| | | Isherwood | 0110 | |
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| 252391958 | Paris | Tipene | 0310 | |
| | | Walters | 0112 | |
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| 252392782 | Monica | Lawrence | 4122 | |
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| | Tonicha | Taingahue | 6023 | |
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| 252394024 | Kyla | Muller | 0000 | |
| 252394125 | Abby | Ob@NellI | 0000 | |
| 252394509 | Laura | Lamouric | 0632 | |
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| 252394958 | Te Peehi | Tepania | 0110 | |
| | Juanita | Broughton | 0610 | |
| | Krystal | Edwards-kake | | |
| | Christine | Davies | 0000 | |
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| | | Kemp | 0410 | |
| | violet | beaumont | 7630 | |
| | mya | kelly | 0000 | |
| | Tahlia | Ngarino | 0175 | |
| 252395648 | Jamie | Annas | 2110 | |
| 252395671 | Hannah | Cherry | 4120 | |
| 52395699 | Michelle | Beaumont | 1023 | |
| | ellie | a | 6012 | |
| | John | Cooper | | Car fuck there have be and each an a |
| | Jonyran | Edwards | | Cos fuck those honky land grabber cunts |
| | Shanee | | 0110 | |
| | | Sainty | 0627 | |
| | Madeline | Bilkey | 9064 | |

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| 252395845 | March Contractory of | Hodge | 3420 | |
| and the second design of the s | Alyssa | Aldous | 0000 | |
| 252395863 | Shanna | Harry | 3506 | |
| 252395880 | Zara | Mitchell | 0184 | |
| 252395882 | Alexandra | Turull Perez | 8025 | |
| 252395934 | Mia | Wall | 3200 | |
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| 252396042 | Lea | Clinch | 9011 | |
| 252396044 | Holeigh | Davis | | |
| 252396109 | Devon | Stone | 2120 | |
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| | | McGhie | 3216 | |
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| 252396281 | Mariana | Andreiuolo | 0000 | |
| 252396282 | Maddi | Рапара | 0000 | |
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| 252396395 | Casey | Akuhata-Brown | 4010 | |
| 252396407 | Peace Movement | Hug.hes | and the second design of the s | |
| 252396429 | Mary | Butler | 6141 | |
| 252396460 | The second se | | 0600 | |
| and the second se | Katie | Collecutt | 2016 | |
| 252396485 | Claudia | Riddle | 0230 | |
| 252396509 | Alex | Ough Dealy | 6021 | |
| 252396528 | Rhys | Crook | 0000 | |
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| 252396787 | Cassie | Erskine | 0230 | |
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| 252397466 | hayley | harris | | |
| 252397578 | Trent | Tipene | 3600 | |
| 252397639 | Keely | The function of the second sec | 8053 | |
| 252397039 | | Williams | 3214 | |
| and the second | Maria | Tele | 1021 | |
| 252397744 | Trinatee | Worn | 2120 | |
| | Pat | Broughton | 0000 | |
| | chekayla | winika | 5018 | |
| 252398027 | Emma | Dorreen | 8053 | |
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| 252398301 | Roimata | Mahuta | 0000 | |
| | Nivarna | Te amo | 5019 | |
| the construction and the second second | Connie | Fairbrother | | |
| | | - on or other | 0000 | |

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| | | Mason | 0230 | |
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| 252401949 | Rebekah | Rieck | 0000 | |
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| 252402926 | Temuera | Forbes | 5034 | |
| 252403043 | Maisie | Atchison-Darby | 9016 | |
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| 252405182 | Torl | Coppell | 5024 | |
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| 252406187 | Demi | Hudson | the second se | |
| 252406944 | Maverick | Beauchamp | 0000 | |
| 252407173 | Shelby | Ford | 3186 | |
| 252407239 | Hannah | T | 4010 | |
| 252407259 | harmony | the second se | 4310 | |
| 252407269 | | Edmonds | 0112 | |
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| | Neeve | O'Carroll | 3210 | |
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| 252409132 | Miya | Pene-Johnson | 5010 | |
| 252409280 | Jade | Forrest | 5010 | |
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| the second se | jahdina | Matagi | 5010 | |
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| 252416171 | kaitlyn | smith | 0112 | |
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| 252421328 | Logan | Cave | 0900 | |
| 252421442 | Sarah | Doherty | 0230 | |
| 252421524 | Jesse | Legen | 0173 | |
| 252421610 | Shannon | Rodger | 01/3 | |
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| | Tracey | Ranga | 0210 | |
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| 252426446 | Trish | Horne | 0185 | |
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| 252431512 | Kent | King | 0947 | |
| 252432474 | Ashlee | Bradley | 0310 | |
| 252432546 | Ash | Garvey | 4930 | |
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| 252434655 | Zavia | Bethune | 0610 | |
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| 252437778 | Paige | | 0110 | |
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| | | Deas | 0000 | |
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| 52439320 | Monet | Jamieson | 0626 | |
| 52439490 | Tania | Tua | 0000 | |
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| 52440712 | Caitlan | Harding | 0630 | |
| 52440941 | Tawns | Campbell | 0614 | |

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| 252441912 | Monique | Walker | 0000 | |
| 252442200 | ol | Szkotak | 9300 | |
| 252445567 | Samantha | McKay | 6011 | |
| 252447692 | Abriza | Mad Zin | 0000 | |
| 252452148 | Jade | Moses | 0000 | |
| 252457605 | Elize | Lake | Hp197fw | |
| 252463301 | Jenny | Gilchrist | | |
| 252468912 | Georgia | Bradley | 0202 | |
| 252470795 | Jasmine | - and the second s | 1020 | |
| a final second se | and the second s | Paki | 0000 | |
| 252475534 | Catherine | Worthington | 0230 | |
| 252475853 | Ava | Clapton | 0239 | |
| 252477176 | Ella | Beever | 0185 | |
| 252477357 | James | Oblithea | 0110 | |
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| | | Holm | 0200 | |
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| 252491745 | Rachel | Smeith | 7614 | |
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| 252492427 | Rylee | Gardner | | |
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| 252495584 | Zais | Alvarez | 0602 | |
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| | Monique | Brown | | |
| | Claudia | and a second sec | 0112 | |
| and the second se | | Graham | 0405 | |
| and the second | Jacob | Mason | 0110 | |
| | Robert | Feigel | 0153 | |
| 252500490 | hannah | hogan | 0333 | |
| 252502100 | Caitlin | Osa | 0612 | |
| 22202100 | Sherryann | Ferguson | 0230 | |
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| 252885042 | Rose | Jenkins | 8011 | |

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| | | | | It's time we start healing our planet not fucking it more. I sign so my kids |
| 252904722 | llieta | Love | 3206 | have a chance at a future they deserve, |
| 252909839 | Helen | Dare | 0600 | |
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| 252969236 | Gregory | Cook | 0110 | |
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6.2 ADOPTION OF THE 2021-31 LONG TERM PLAN

File Number: A3223043

Author:Sheryl Gavin, Manager - Corporate Planning & Community DevelopmentAuthoriser:Darren Edwards, General Manager - Strategic Planning and Policy

TAKE PŪRONGO / PURPOSE OF THE REPORT

To adopt the Long Term Plan (LTP) for 2021 – 2031.

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- The Local Government Act 2002 (the Act) requires a Council to have, at all times, an LTP. The LTP must be adopted before commencement of the first financial year to which it relates.
- Council adopted its Consultation Document for the 2021-2031 LTP, along with supporting information including strategies, policies, forecast financial statements and work programmes, in March 2021, and consulted from 6 March 2021 until to 6 April 2021 in accordance with the Special Consultative Procedure.
- 740 submissions were received. Over 100 people spoke to their submissions at public hearings on 20-23 April in Kaitaia and Kaikohe. His Worship the Mayor, Councillors, Community Board Members, the Chief Executive Officer and senior managers attended these hearings.
- The LTP presented for adoption was developed from the supporting information that was previously adopted with the Consultation Document in March (Council's "right debate" with the community) and amended in accordance with the decisions made by Council at the Deliberations meeting on 13 May 2021.
- The Revenue and Financing Policy, which shows how Council proposes to fund its operating and capital expenditures, must be adopted for inclusion in the LTP. The LTP must then be adopted to enable the setting rates for the 2021/2022 financial year.
- This report also recommends a further change to the rating policy ML21-02 (Māori Freehold Land used for the purposes of Papakāinga or other housing purposes subject to occupation licenses or other informal arrangements).

TŪTOHUNGA / RECOMMENDATION

That Council:

- a) adopts the Revenue and Financing Policy contained in the final 2021-31 Long Term Plan.
- b) adopts the Financial Strategy and Infrastructure Strategy contained in the final 2021– 2031 Long Term Plan.
- c) adopts the 2021–2031 Long Term Plan as amended in accordance with the decisions made at the Deliberations meeting held on 13 May 2021 and the final changes notified by Audit New Zealand.
- d) adopts the ML21/2 policy (Māori Freehold Land used for the purposes of Papakāinga or other housing purposes subject to occupation licenses or other informal arrangements) as amended.
- e) authorises the Chief Executive Officer to approve any minor accuracy, grammatical or formatting amendments prior to the Long Term Plan 2021– 2031 and associated documents being published or uploaded onto the Far North District Council website.

1) TĀHUHU KŌRERO / BACKGROUND

The adoption of an LTP is a requirement of Section 93 of the Local Government Act 2002. The process to be followed and / or matters to be taken into account are contained in Part 6 of the Act which encompasses Council's decision making (sections 76 - 81), consultation processes (sections 82 - 90), and planning (sections 93 - 94). Council has followed the necessary Special Consultative Procedure prescribed by the legislation.

In March 2021, Council adopted the Consultation Document and Supporting Information for the 2021–2031 LTP. All items were made publicly available on 6 March 2021. Consultation continued until 6 April 2021. 740 submissions were received, and more than 100 submitters spoke at hearings on 20-23 April in Kaitaia and Kaikohe. With public feedback in mind, Council formally deliberated changes for inclusion in the final LTP on 13 May 2021.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

The 2021-31 LTP presented for adoption was compiled from the supporting information that was previously adopted with the Consultation Document in February (Council's "right debate" with the community) and was amended in accordance with the decisions made by Council at the Deliberations meeting held on 13 May 2021. These decisions were guided by community input gathered through consultation and engagement, the submissions process, and public hearings.

Changes agreed at deliberations are summarised in The Right Debate section of the LTP. Other changes relating to a range of operational issues have also been incorporated into the final LTP as a result of additional or updated information that became available after the adoption of the Consultation Document and its supporting information.

While Councillors have already received the majority of the material presented in the LTP (i.e. the supporting information including strategies, policies, forecast financial statements, work programmes and other material), the front section of the document is new. This section serves to provide structure and includes:

- A message from the Mayor and Chief Executive Officer
- Council, Community Boards and the management and organisational structure
- Strategic direction including community outcomes and strategic priorities
- An overview of Council's approach to working in partnership with Māori
- A summary of what we consulted on and the changes that were made as a result of consultation
- Disclosures requested by Audit NZ.

Key elements of the LTP are:

- A balanced budget in each year, where revenue exceeds expenditure (including depreciation)
- A rate to rate increase of 6.74% in 2021/2022. Note that the Financial Strategy shows the rate increase to be lower than this at 3.44% due to the corresponding reduction in the number of rateable units as the result of the enactment of the Whenua Māori Amendment Bill. Rates increases across the remaining nine years of the plan range between 1.5% and 5.7%
- Net debt forecast from \$159 million in year one to \$331 million by the end of the 2030/31 financial year
- Total annual operating expenditure ranging from \$140 million in 2021 to \$192 million in 2031
- Total annual spend on capital projects ranging from \$96 million to \$140 million.

Further amendment to Rating Policies

At deliberations a resolution to adopt Rate Relief Policies with amendments as a result of consultation and the enactment of the Rating of Whenua Māori Amendment Bill. Part of the resolution

was an amendment to the wording of ML21/02, Māori Freehold Land used for the purposes of Papakāinga or other housing purposes. The policy was updated to reflect the changes in the Bill. On reflection, however, feedback from the Rates team indicates that the amended wording could present issues when applying the policy. The Chief Financial Officer therefore recommends that the wording of the ML21/02 policy be reverted to the original. This will not negatively affect any customer in terms of rates charges. Staff will continue to work on this policy to align it with recent legislative changes prior to the legislative deadline of 1 July 2022.

The Rating Policies are not required content for the LTP. They are a single document available on the Council website. The amended ML21/02 section is attached, marked up to show the reverted changes.

The process from here:

The Local Government Act 2002 requires Council to adopt its LTP by 30 June 2021.

Adoption of the LTP must follow adoption of the Revenue and Financing Policy. The LTP must then be adopted to enable the setting of rates for the 2021/2022 financial year.

Take Tūtohunga / Reason for the recommendation

Section 93 of the Local Government Act 2002 requires a Council to have, at all times, a Long Term Plan. The section prescribes the purpose and the procedure for adopting an LTP as well as specifying that an LTP must be adopted before the commencement of the first year to which it relates, and that an LTP adopted under this section must cover a period of not less than 10 consecutive financial years.

The 2021-2031 LTP meets the statutory requirements of the Act and must be adopted by Council prior to 1 July 2021.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

The 2021-2031 LTP sets in place the Council programme for the next ten years along with the funding required. This document sets the budget for the ten-year period.

ĀPITIHANGA / ATTACHMENTS

- 1. Rating Relief Policies Amended ML21-02 MFL used for Papakainga Marked Up for adoption A3244740 1
- 2. Long Term Plan 2021-2031 Final A3248571 (under separate cover) 🛣
- 3. Draft Audit Opinion A3249244 (under separate cover) 🖺

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

- 1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
- 2. This section is subject to Section 79 Compliance with procedures in relation to decisions.

| He Take Ōkawa / Compliance Requirement | Aromatawai Kaimahi / Staff Assessment |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|
| State the level of significance (high or low) of the issue or proposal as determined by the <u>Council's</u> <u>Significance and Engagement Policy</u> | This decision involves a high degree of significance. |
| State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision. | The Local Government Act 2002. |
| State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought. | District-wide relevance. Community Boards were represented at all workshops and public meetings. Community Board submissions were considered. |
| State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. | Implications were considered within the development process of the LTPA. |
| State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi. | |
| Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities). | The LTP applies to all ratepayers and residents of the District. Feedback received from the public was considered through the decision-making process. |
| State the financial implications and where budgetary provisions have been made to support this decision. | The LTP sets the budgets for the next 10 years. |
| Chief Financial Officer review. | The Chief Financial Officer has reviewed this report. |

Far North District Council | Long Term Plan 2021-31 | Proposed Rating Relief Policies 25

ML21/02 - Māori Freehold Land used for the purposes of Papakainga or other housing purposes subject to occupation licenses or other informal arrangements

Background

Following amendments to the Local Government (Rating) Act 2002 that come into force from 1 July 2021, this policy now applies only in relation to the UAGC and targeted rates, excluding water and wastewater, that would be charged to the apportioned account. Section 98B and 98C of the Local Government (Rating) Act 2002 identify that a UAGC or targeted rate (not service rates) must be apportioned to the separate parts of the unit but cannot exceed the value that would be applied if it were only one rating unit.

The effect of this would be to increase the rates applied to users, which is not the intended outcome of the amendment.

The Far North District Council recognises that occupation licenses, or other informal arrangements, only provide an interim or temporary right to occupy part or all of an area of Māori Freehold Land. This right is only available to the licensee, or informal occupier and does not create an interest that can be transferred or bequeathed as part of an estate. This form of occupation is different to an occupation order, which provides a permanent right to occupy an area of land and can be passed on to future generations.

Occupation licenses are generally used to define a specific area of Māori Freehold Land that the licensee can occupy for the purposes establishing a dwelling. At the termination of the license, the dwelling has to be removed or transferred to the owners of the land.

Informal arrangements are where a person occupies an area of Māori Freehold Land for a period of time; however, has no formal agreement and no rights to permanent occupation.

The occupier of land that is the subject of an occupation license or informal agreement is generally not required to pay any rental to the owners of the land, i.e. it is not a commercial arrangement.

There is a willingness of occupiers of land that is the subject of these types of arrangements to pay rates in respect of the area of land that they occupy. However, there is a concern that these "parts" may become liable for the UAGC and other non-service-related charges assessed on the basis of a separately used or inhabited part of a rating unit.

This policy statement has been prepared to address these issues. It recognises that papakainga and similar housing on Māori Freehold Land are generally occupied by members of owner's families and no rentals are payable.

The policy is consistent in effect to the treatment of multiple housing on general title land, where the separate parts are occupied on a rent-free basis by members of the owner's family.

To assist the occupiers pay the rates of the parts of a rating unit that are the subject of occupation licenses, Council will issue a separate rate assessment for each part as set out in Section 45 (3) and (4) of the Local Government (Rating) Act 2002.

Policy Objectives

- To put in place processes to apply the UAGC and non-service related targeted rates to the balance of land remaining after recognition of the licence to occupy or informal arrangement.
- 2. To assist Māori to establish papakāinga or other housing on Māori Freehold Land.
- 3. To assist Māori to establish an economic base for future development.

<u> 1.4.</u>

Far North District Council | Long Term Plan 2021-31 | Proposed Rating Relief Policies 26

Scope

This policy applies only to Māori Freehold Land.

Policy Statement

The Far North District Council recognises that the imposition of multiple UAGCs or other non-servicerelated charges might act as a disincentive to Māori seeking to occupy Māori Freehold Land for housing purposes.

Council will consider applications for the remission of multiple UAGCs and other charges, Council will charge any UAGC or targeted rates, with the exception of those that are set for the provision of utilities such as water, sewerage etc.<u>in respect of</u> separately used or inhabited parts of a rating unit where these are the covered by occupation licenses, or other informal arrangements.-applicable to the rating unit to the balance of land remaining after the licence to occupy or informal arrangement has been recognised.-

Conditions and Criteria

 The part of the land concerned must be the subject of a licence to occupy or other informal arrangement for the purposes of providing residential housing for the occupier on a rentfree basis.

- The area of land covered by each arrangement must have a separate valuation issued by Council's valuation service providers and will be issued with a separate rate assessment pursuant to Local Government (Rating) Act 2002 Section 45 (3).
- The occupier must agree to pay any rates assessed in respect of the part or division of the rating unit that is the subject of the application.
- 4. No portion of the service charges for utilities will be remitted.
- 5. Council reserves the right to cancel the remission on the portion of a rating unit upon which rates remain unpaid for a period of more than one month after the due date (due date can apply to the instalment date or an agreed payment plan).
- 5.6. Uniform Annual General Charges and other charges on the land will remain in remission so long as the occupation continues to comply with the conditions and criteria of this policy.

6.3 SETTING OF RATES, DUE DATES AND PENALTIES FOR 2021-2022

| File Number: | A3217445 |
|--------------|---------------------------------------|
| Author: | Zakeeda Khan, Financial Planner |
| Authoriser: | Janice Smith, Chief Financial Officer |

PURPOSE OF THE REPORT

The purpose of the report is to allow Council to set the rates, due dates and penalties for the 2021-2022 rating year in accordance with the provisions of the Local Government (Rating) Act 2002.

Now that Council has adopted the Long Term Plan for 2021-2031 it must set the rates for the 2021-2022 rating year.

EXECUTIVE SUMMARY

- Set General Rates
- Set Targeted Rates
- Penalty Dates
- Setting of the Fees in respect of Postponed Rates

RECOMMENDATION

That, pursuant to Section 23 of the Local Government (Rating) Act 2002 (the Act), Council sets the rates as described below for the year commencing 1st July 2021 and concluding 30th June 2022;

All rates are shown inclusive of GST

GENERAL RATE

General Rate

Differentiated on the basis of land use set on all rateable land

| Differential | Basis | Rate |
|-------------------------|----------------------|-------------|
| General Differential | Per \$ of Land Value | \$0.0046648 |
| Commercial Differential | Per \$ of Land Value | \$0.0128282 |

Uniform Annual General Charge (UAGC):

A UAGC of \$450.00 per Separately Used or Inhabited Part (SUIP) on every rateable Rating Unit

TARGETED RATES

ROADING RATES

Uniform Roading Rate

A Uniform Targeted Rate of \$100 per Separately Used or Inhabited Part (SUIP) on every rateable Rating Unit

Differential Roading Rate

Differentiated on the basis of land use set on all rateable land

| Differential | Basis | Rate |
|-----------------|----------------------|-------------|
| Residential | Per \$ of Land Value | \$0.0001041 |
| Lifestyle | Per \$ of Land Value | \$0.0001130 |
| Farming General | Per \$ of Land Value | \$0.0001243 |
| Horticulture | Per \$ of Land Value | \$0.0000776 |
| Dairy | Per \$ of Land Value | \$0.0001803 |
| Forestry | Per \$ of Land Value | \$0.0019579 |
| Commercial | Per \$ of Land Value | \$0.0002810 |
| Industrial | Per \$ of Land Value | \$0.0003402 |
| Mining/Quarry | Per \$ of Land Value | \$0.0087814 |
| Other | Per \$ of Land Value | \$0.0001935 |

Ward Services Rate

Differentiated on the basis of location set on all rateable land in the identified wards

| Differential | Basis | Rate |
|-------------------------|----------|----------|
| BOI - Whangaroa Ward | Per SUIP | \$327.60 |
| Te Hiku Ward | Per SUIP | \$288.40 |
| Kaikohe - Hokianga Ward | Per SUIP | \$373.90 |

Stormwater Rate

10% of the required funding for stormwater is from general rates and the remaining 90% is set on the basis of capital value on all rateable property identified in the rating area maps for the listed urban communities;

| Ahipara | Haruru Falls | Kaikohe | Kawakawa |
|------------|-----------------|-----------------|------------------|
| Awanui | Hihi | Kaimaumau | Karikari |
| East Coast | Houhora/Pukenui | Kaitaia | Kerikeri/Waipapa |
| Kohukohu | Okaihau | Paihia/Te Haumi | Taupo Bay |
| Moerewa | Opononi/Omapere | Rawene | Tauranga Bay |
| Ngawha | Opua/Okiato | Russell | Whangaroa/Kaeo |

| Basis | Rate |
|-------------------------|-------------|
| Per \$ of Capital Value | \$0.0002787 |

DEVELOPMENT RATES

Paihia CBD Development Rate

Differentiated on the basis of land use set on all rateable land identified in the rating area maps

| Differential | Basis | Rate |
|-------------------------|----------|---------|
| General Differential | Per SUIP | \$18.00 |
| Commercial Differential | Per SUIP | \$56.00 |

Kaitaia BID Rate

| Commercial rating units | Basis | Rate |
|--------------------------------|----------------------|-------------|
| defined in the rating area map | Per \$ of Land Value | \$0.0013551 |

BOI Recreation Centre Rate

| Rating Units defined in the | Basis | Rate |
|-----------------------------|----------|--------|
| rating area map | Per SUIP | \$5.00 |

PRIVATE ROADING RATES

Hupara Road Sealing Rates

| Rating Units defined in the | Basis | Rate |
|-----------------------------|----------|----------|
| rating area map | Per SUIP | \$661.73 |

SEWERAGE RATES

Separate sewerage rates are set for each sewerage scheme on every rating unit that is connected to each scheme or to which the scheme is "available".

The additional pan rate is set on the basis of the third and subsequent water closet or urinal within the rating unit. A rating unit used primarily as a residence for a single household will be treated as having a single pan.

Ahipara Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$269.73 |
| Available | Per Rating Unit | \$269.73 |
| Additional Pan Rate | Per additional pan | \$161.84 |

East Coast Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$244.41 |
| Available | Per Rating Unit | \$244.41 |
| Additional Pan Rate | Per additional pan | \$146.65 |

Hihi Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$596.96 |
| Available | Per Rating Unit | \$596.96 |
| Additional Pan Rate | Per additional pan | \$358.18 |

Kaeo Sewerage Capital Rate

| Differential | Basis | Rate |
|--------------|-----------------|----------|
| Connected | Per SUIP | \$587.14 |
| Available | Per Rating Unit | \$587.14 |

| Additional Pan Rate | Per additional pan | \$352.28 |
|-------------------------|--------------------|---------------------|
| | | \$662.20 |

Kaikohe Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$183.02 |
| Available | Per Rating Unit | \$183.02 |
| Additional Pan Rate | Per additional pan | \$109.81 |

Kaitaia and Awanui Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$189.62 |
| Available | Per Rating Unit | \$189.62 |
| Additional Pan Rate | Per additional pan | \$113.77 |

Kawakawa Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$392.13 |
| Available | Per Rating Unit | \$392.13 |
| Additional Pan Rate | Per additional pan | \$235.28 |

Kerikeri Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$698.57 |
| Available | Per Rating Unit | \$698.57 |
| Additional Pan Rate | Per additional pan | \$419.14 |

Kohukohu Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$570.13 |
| Available | Per Rating Unit | \$570.13 |
| Additional Pan Rate | Per additional pan | \$342.08 |

Opononi Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$251.54 |
| Available | Per Rating Unit | \$251.54 |
| Additional Pan Rate | Per additional pan | \$150.92 |

Paihia Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$391.95 |
| Available | Per Rating Unit | \$391.95 |
| Additional Pan Rate | Per additional pan | \$235.17 |

Rangiputa Sewerage Capital Rate

| Differential | Deele | Dete |
|--------------|-------|------|
| Differential | Basis | Rate |
| | | |

| Connected | Per SUIP | \$210.23 |
|---------------------|--------------------|----------|
| Available | Per Rating Unit | \$210.23 |
| Additional Pan Rate | Per additional pan | \$126.14 |

Rawene Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$455.90 |
| Available | Per Rating Unit | \$455.90 |
| Additional Pan Rate | Per additional pan | \$273.54 |

Russell Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$392.48 |
| Available | Per Rating Unit | \$392.48 |
| Additional Pan Rate | Per additional pan | \$235.49 |

Whangaroa Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$477.95 |
| Available | Per Rating Unit | \$477.95 |
| Additional Pan Rate | Per additional pan | \$286.77 |

Whatuwhiwhi Sewerage Capital Rate

| Differential | Basis | Rate |
|---------------------|--------------------|----------|
| Connected | Per SUIP | \$258.42 |
| Available | Per Rating Unit | \$258.42 |
| Additional Pan Rate | Per additional pan | \$155.05 |

Sewerage Public Good Rate is set on every rating unit in the district

| | | - |
|-----------------|---------|---|
| Per Rating Unit | \$15.00 | |

District Wide Sewerage Operating Rate is set on every rating unit connected to a sewerage scheme

| Operating Rate | Basis | Rate |
|-------------------------|--------------------|----------|
| Connected (All schemes) | Per SUIP | \$615.49 |
| Additional Pan Rate | Per additional pan | \$369.30 |

WATER RATES

Separate water rates are set for each water supply scheme differentiated on the basis the supply or availability of supply to each scheme.

Kaikohe Water Capital Rate

| Differential | Basis | Rate |
|--------------|----------|----------|
| Connected | Per SUIP | \$225.62 |

| Available | Per Rating Unit | \$225.62 |
|-----------|-----------------|----------|

Kaitaia Water Capital Rate

| Differential | Basis | Rate |
|--------------|-----------------|----------|
| Connected | Per SUIP | \$260.86 |
| Available | Per Rating Unit | \$260.86 |

Kawakawa Water Capital Rate

| Differential | Basis | Rate |
|--------------|-----------------|----------|
| Connected | Per SUIP | \$334.37 |
| Available | Per Rating Unit | \$334.37 |

Kerikeri Water Capital Rate

| Differential | Basis | Rate |
|--------------|-----------------|----------|
| Connected | Per SUIP | \$135.59 |
| Available | Per Rating Unit | \$135.59 |

Okaihau Water Capital Rate

| Differential | Basis | Rate |
|--------------|-----------------|----------|
| Connected | Per SUIP | \$272.47 |
| Available | Per Rating Unit | \$272.47 |

Omapere/Opononi Water Capital Rate

| Differential | Basis | Rate | |
|--------------|-----------------|----------|--|
| Connected | Per SUIP | \$528.98 | |
| Available | Per Rating Unit | \$528.98 | |

Paihia Water Capital Rate

| Differential | Basis | Rate | |
|--------------|-----------------|----------|--|
| Connected | Per SUIP | \$178.63 | |
| Available | Per Rating Unit | \$178.63 | |

Rawene Water Capital Rate

| Differential | Basis | Rate | |
|--------------|-----------------|----------|--|
| Connected | Per SUIP | \$318.96 | |
| Available | Per Rating Unit | \$318.96 | |

Water Public Good Rate is set on every rating unit in the district

| Per Rating Unit | \$15.00 |
|-----------------|---------|
|-----------------|---------|

District Wide Water Operating Rates

The District wide operating rates are assessed on the basis of the quantity of water supplied as recorded by meter.

Metered Supply rate (all schemes)

| Operating Rate | Basis | Rate |
|-------------------|-----------------------------|--------|
| Potable Water | Per m ³ Supplied | \$3.43 |
| Non-potable Water | Per m ³ Supplied | \$2.23 |

Non Metered Water Supply Rate (Includes 250 M³ Supply)

| Operating Rate | Basis | Rate |
|-------------------|----------|------------|
| Potable Water | Per SUIP | \$1,084.14 |
| Non-potable Water | Per SUIP | \$784.45 |

DRAINAGE RATES are set on all rateable land in the relevant drainage area

| Kaitaia Drainage Area | Basis | Rate |
|-------------------------|-------------|--------|
| Area of land within the | Per hectare | \$9.60 |
| defined rating area | | |

| Kaikino Drainage Area (as defined in the FIS) | | | | | | |
|-----------------------------------------------|--------------------------------|---------|--|--|--|--|
| Differential Basis Rate | | | | | | |
| Differential A | Per hectare | \$19.22 | | | | |
| Differential B | Per hectare | \$9.61 | | | | |
| Differential C | ferential C Per hectare \$3.21 | | | | | |

| Motutangi Drainage Area (as defined in the FIS) | | | | | |
|-------------------------------------------------|-------------|---------|--|--|--|
| Differential Basis Rate | | | | | |
| Differential A | Per hectare | \$90.07 | | | |
| Differential B | Per hectare | \$45.04 | | | |
| Differential C Per hectare \$15.04 | | | | | |

| Waiharara Drainage Area (as defined in the FIS) | | | | | |
|-------------------------------------------------|-------------|---------|--|--|--|
| Differential Basis Rate | | | | | |
| Differential A | Per hectare | \$21.66 | | | |
| Differential B | Per hectare | \$10.83 | | | |
| Differential C | Per hectare | \$3.62 | | | |

And that, pursuant to Section 24 of the Act and with the exception of the targeted rates set for the supply of water pursuant to Section 19 of the Act, Council charges the rates for the 2021-2022 rating year by way of four equal instalments. Each instalment to be paid on or before the due dates set out below;

| Rate Instalment | Due Date | Penalty Date |
|-------------------|------------------|------------------|
| First Instalment | 20 August 2021 | 27 August 2021 |
| Second Instalment | 22 November 2021 | 29 November 2021 |
| Third Instalment | 21 February 2022 | 28 February 2022 |
| Fourth Instalment | 20 May 2022 | 27 May 2022 |

And that, pursuant to Sections 57 and 58 of the Act and with the exception of the targeted rates set for the supply of water pursuant to Section 19 of the Act, Council imposes the following penalties:

A ten percent (10%) penalty on any portion of any instalment of rates assessed in the 2021-2022 financial year that is not paid on or by the due date for payment as detailed above. This penalty will be added on the penalty dates detailed above;

And that the water meters be read and invoiced on a six-month cycle, or more often if required, and the subsequent invoices become due for payment set out overleaf.

And that, pursuant to Sections 57 and 58 of the Act, Council imposes the following penalties in respect of targeted rates set for the supply of water pursuant to Section 19 of the Act:

A ten percent (10%) penalty on any portion of the rate for the supply of water charged pursuant to Section 19 of the Act, as separately invoiced, that is not paid on or by the due date for payment as set out below;

| Scheme | 1 st Invoice | Due Date | Penalty Date | 2 nd Invoice | Due Date | Penalty Date |
|---------------------|-------------------------|------------|-----------------|----------------------------|------------|-----------------|
| Kaikohe | Nov-21 | 20/12/2021 | 27/12/2021 | May-22 | 20/06/2022 | 27/06/2022 |
| Kaitaia | Aug-21 | 20/09/2021 | 27/09/2021 | Feb-22 | 21/03/2022 | 28/03/2022 |
| Kawakawa | Jul-21 | 20/08/2021 | 27/08/2021 | Jan-22 | 21/02/2022 | 28/02/2022 |
| Kerikeri | Sep-21 | 20/10/2021 | 27/10/2021 | Mar-22 | 20/04/2022 | 27/04/2022 |
| Okaihau | Jul-21 | 20/08/2021 | 27/08/2021 | Jan-22 | 21/02/2022 | 28/02/2022 |
| Omapere/ Opononi | Jul-21 | 20/08/2021 | 27/08/2021 | Jan-22 | 21/02/2022 | 28/02/2022 |
| Paihia | Oct-21 | 22/11/2021 | 29/11/2021 | Apr-22 | 20/05/2022 | 27/05/2022 |
| Rawene | Jul-21 | 20/08/2021 | 27/08/2021 | Jan-22 | 21/02/2022 | 28/02/2022 |

And that, pursuant to Section 88 of the Act, Council set Postponement Fees as provided for in the relevant Rates Postponement Policies;

FEES IN RESPECT OF POSTPONED RATES

Pursuant to Section 88 of the Local Government (Rating) Act 2002, Council will charge a postponement fee on all rates that are postponed under any of its postponement policies.

The Postponement fees are as follows: Application Fee: \$300

Administration Fee: \$50 per year

Financing Fee on all Postponements: Currently set at 3.00% pa but may vary to match Council's average cost of funds. At Council's discretion all these fees may be added to the total postponement balance.

1) BACKGROUND

Council has adopted the Long Term Plan 2021 - 2031 and therefore, pursuant to Section 23 of the Local Government (Rating) Act 2002 (the Act), must now formally resolve to set the rates for the year commencing 01 July 2021 and concluding 30 June 2022.

2) DISCUSSION AND OPTIONS

The Act requires Council to formally set the rates for each year after it has adopted the appropriate Annual Plan or Long-Term Plan. It is this resolution which gives Council the power to set and charge rates for the year.

Reason for the recommendation

It is by setting the rates that Council obtains the funding for the forthcoming year. This resolution provides for funding as set out in the Long Term Plan 2021 - 2031 rating year.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

It is by setting the rates that Council obtains the funding for the forthcoming year. This resolution provides funding as is set out in the Long Term Plan 2021 - 2022 rating year.

ATTACHMENTS

Nil

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

- 1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
- 2. This section is subject to Section 79 Compliance with procedures in relation to decisions.

| Compliance requirement | Staff assessment |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------|
| State the level of significance (high or low) of the issue or proposal as determined by the <u>Council's</u> <u>Significance and Engagement Policy</u> | Low. |
| State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision. | Local Government Act 2002, Local Government Rating Act 2002. |
| State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought. | Not applicable. |
| State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. | Not applicable. |
| Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences. | Not applicable. |
| State the financial implications and where budgetary provisions have been made to support this decision. | Not applicable. |
| Chief Financial Officer review. | The Chief Financial Officer has reviewed this report. |

6.4 NORTHLAND INC SHAREHOLDING

| File Number: | A3225999 |
|--------------|-----------------------------------------------------------------|
| Author: | Bill Lee, Special Projects Manager - Te Hono |
| Authoriser: | Darren Edwards, General Manager - Strategic Planning and Policy |

TAKE PŪRONGO / PURPOSE OF THE REPORT

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- Now that Council through the Long Term Plan (LTP) 2021- 31 adoption has agreed to 10 years funding and to becoming an equal shareholder of Northland Inc, Council needs to adopt the Shareholder Agreement, purchase 40 shares from Northland Regional Council (NRC) and nominate a shareholder representative (a requirement under the Companies Act).
- Additionally, there will be a joint decision-making governance committee and Council along with the other shareholders (NRC and Kaipara District Council (KDC)) will nominate 2 Elected Members each (total of 6) to be part of this Committee. Previously, NRC acted as the sole Governance entity.
- With the decisions made, Council will become a shareholder on July 1 2021, along with KDC and NRC, who are making the similar decisions after adopting their respective LTPs.

TŪTOHUNGA / RECOMMENDATION

That Council:

- a) agrees to purchase 40 shares in Northland Inc Limited from Northland Regional Council at a value of \$2 per share and authorises the Chief Executive Officer to sign the Share Sale and Purchase Agreement (Attachment One) and Share Transfer Form (Attachment Two) to execute the purchase on 1 July 2021.
- b) authorises His Worship the Mayor to sign the Northland Inc Limited Shareholder Agreement (Attachment Three) which includes the Constitution of Northland Inc Limited.
- c) authorises the establishment of a Joint Regional Economic Development Committee with Northland Regional Council and Kaipara District Council, pursuant to clause 30(1)(b) and 30A of Schedule 7 of the Local Government Act 2002.
- d) adopts the Terms of Reference for the Joint Regional Economic Development Committee (Attachment Four), delegates those responsibilities and duties to the Joint Regional Economic Development Committee and acknowledges that this fulfils the requirements of 30A(1).
- e) appoints Councillor Vujcich and Councillor Clendon as Council's representatives on the Joint Regional Economic Development Committee and appoints Councillor ______ as the alternative elected member.
- f) appoints Councillor ______ as the shareholder representative for Northland Inc Limited delegating all necessary authority to represent the Council's interest including but not limited to exercising the Council's vote as a shareholder of Northland Inc Limited at all shareholder meetings and in regard to any shareholder resolutions.

1) TĀHUHU KŌRERO / BACKGROUND

Since the initial agreement in principle by FNDC in the 2020/21 Annual Plan, FNDC and KDC agreed to consult on the equal shareholding proposal in each Councils Long Term Plan Consultation Document. WDC has chosen not to continue with the opportunity and did not consult.

To assist with the process of moving to joint ownership, Northland Regional Council established a Regional Economic Development Service Delivery Working Party, consisting of two elected members from each of the three councils (Councillors Vujcich and Clendon represented FNDC). This working party has been supported by staff from each of the three councils. The working party has provided input into the development of the statement of intent of Northland Inc which will become effective 1 July 2021, the appointment of three directors for terms to commence 1 July 2021, and the documents required for joint ownership.

There are a number of decisions required under the Companies Act 1993 and the Local Government Act 2002 needed for the implementation on July 1 2021. These are discussed below.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

Purchase of shares

Council has consulted, deliberated, and agreed to become a joint owner in Northland Inc Limited. For this to occur Council must purchase 40 shares in Northland Inc Limited from Northland Regional Council. Northland Regional Council is selling 40 shares to both Far North District Council and Kaipara District Council and retaining ownership of the remaining 40 shares. These transactions will result in joint and equal ownership of Northland Inc Limited by the three councils. The cost of purchasing these shares is \$80, being 40 shares @ \$2 per share, the price originally paid by Northland Regional Council for the shares.

A Share Sale and Purchase Agreement (**Attachment One**) and a Share Transfer Form (**Attachment Two**) have been prepared. These documents set out the terms under which the share sale and transfer will be made. An important feature is that this will happen on 1 July 2021. Purchasing shares at the beginning of the financial year considerably reduces the financial management and accounting burden.

Shareholders' Agreement

To assist with the move to joint ownership of Northland Inc Limited by the three councils, a Shareholders Agreement has been prepared (**Attachment Three**). The agreement sets out the terms between the parties (the three councils and Northland Inc Limited) in relation to the management and ownership of Northland Inc., its activities, and the rights and obligations of the shareholders. Among other things, the Agreement sets out the rights attached to shares, the appointment of directors, the procedures for board meetings, matters requiring joint committee approval, the issue of new securities and share transfer restrictions. It also includes specific reference to the process by which Whangarei District Council would become a joint owner should it decide to do so later.

Joint committee

As a shareholder in a CCO, a local authority has a number of responsibilities, duties and powers under the Local Government Act 2002. These include:

- a. Receiving a draft Statement of Intent and providing any comments, before receiving the final Statement of Intent;
- b. Agree to the Statement of Intent, or require it to be modified if it does not agree;
- c. The ability to extend a deadline regarding the statement of intent by up to one month;
- d. Adopting a policy that sets out an objective and transparent process for identifying required skills of Directors, appointment and remuneration of Directors;
- e. Requiring the preparation and delivery of additional plans (i.e. an asset management plan, a long-term plan or a thematic plan);

- f. Regularly undertaking performance monitoring of the CCO to evaluate its contributions to achieving the desired results (set out in statement of intent);
- g. The ability to prepare a statement of expectations to specify how the CCO is to conduct its business and any expectations in relation to community engagement and collaboration.

It is proposed to establish a joint committee of the three councils to carry out these functions. The establishment of a joint committee means that only one decision on any matter is required rather than three separate council decisions. In addition, as mentioned above, the Shareholders' Agreement sets out several matters affecting the operation of Northland Inc. Limited that require joint committee approval. These include certain thresholds for financial and contractual commitments, and the remuneration of directors. Furthermore, Northland Regional Council is delegating responsibility for the allocation of funding from its Investment and Growth Reserve (IGR) to the joint committee. The IGR is the pool into which the three council's will be placing their funding commitment to regional economic development as set out in their respective Long Term Plans.

The formation of joint committees is provided for in the Local Government Act 2002 (Clause 30 and 30A Schedule 7). Clause 30A(1) states that a local authority not appoint a joint committee under clause 30(1)(b) unless it has first reached agreement with every other local authority or body that is to appoint members of the committee. Under Clause 30A(2), an agreement under subclause 30A(1) must also specify—

- a. the number of members each local authority or public body may appoint to the committee; and
- b. how the chairperson and deputy chairperson of the committee are to be appointed; and
- c. the terms of reference of the committee; and
- d. what responsibilities (if any) are to be delegated to the committee by each local authority or public body; and
- e. how the agreement may be varied.

The Terms of Reference for the Joint Regional Economic Development Committee (Attachment **Four**) address the requirements above and by each council resolving to adopt the terms of reference the requirements of Clause 30A(1) are considered to be met.

The Terms of Reference establish a joint committee of six members with each council nominating two elected members as full members and one as an alternate 'back-up' in the event that either of the two nominees are unable to attend. A Northland Regional Council member will be elected as the initial Chair. This will be reviewed at the beginning of the next triennium. The committee will endeavour to make all decisions by consensus (100%), but if this cannot be reached then by simple majority vote of those in attendance. Administrative support will be provided by Northland Regional Council.

Shareholder representative

In addition to appointing members to the joint committee, Council is also required to appoint a shareholder representative for Northland Inc. Limited. The main purpose of the representative is to exercise council's vote at all shareholder meetings and in regard to any shareholder resolutions. While the joint committee is a forum in which the shareholders meet and make decisions regarding Northland Inc Limited, it is not a shareholder meeting as defined by the Companies Act. The Companies Act requires certain matters to be decided at a shareholder meeting. Joint Committee meetings are in addition to the required shareholder meetings, not instead of them.

Options

As Council has already made the decisions through the Long Term Plan 2021-31 deliberations and adoption, this report just focuses on the requirements of the Companies Act 1993 and Local Government Act 2002 in relation to forming a Council Controlled Organisation. Many of the attachments are revisions of existing documents to be fit for purpose for 1 July 2021. Much of the preparation and proposed changes have been led by NRC, through legal advice from Wynn Williams along with review and input from both FNDC and KDC legal advisors. Additionally, the Regional

Economic Development Service Delivery Working Group has provided governance oversight of the documents input into the preparation in readiness for adopting or signing by the respective councils.

Take Tūtohunga / Reason for the recommendation

The recommendations allow Council to become an equal shareholder of Northland Inc under the Companies Act 1993 and under the Local Government Act 2002. With these decisions, Northland Inc will become a Council Controlled Organisation of Council, along with NRC and KDC on 1 July 2021.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

Budgetary provision has been made for the next 10 years in the Long Term Plan 2021-31.

ĀPITIHANGA / ATTACHMENTS

- 1. Share Sale and Purchase Agreement between NRC and FNDC A3247144 J 🛣
- 2. Share Transfer Form between NRC and FNDC A3247149 J
- 3. Northland Inc Shareholders Agreement including Constitution A3247152 🗓 🖾
- 4. Terms of Reference for the Joint Regional Economic Development Committee A3247155 1

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

- 1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
- 2. This section is subject to Section 79 Compliance with procedures in relation to decisions.

| He Take Ōkawa / Compliance Requirement | Aromatawai Kaimahi / Staff Assessment |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|
| State the level of significance (high or low) of the issue or proposal as determined by the <u>Council's</u> <u>Significance and Engagement Policy</u> | High. |
| State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision. | Significant issue consulted on as part of the 2021-31 Long Term Plan Consultation Document. |
| State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought. | Both district and regional. |
| State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. | Consulted as part of the 2021-31 Long Term Plan Consultation Document and views consider at deliberations. |
| State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi. | |
| Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities). | Consulted as part of the 2021-31 Long Term Plan Consultation Document and views considered at deliberations. |
| State the financial implications and where budgetary provisions have been made to support this decision. | Budget provision has been made across the 10 years of the 2021-31 Long Term Plan. |
| Chief Financial Officer review. | The Chief Financial Officer has reviewed this report. |

WYNNWILLIAMS

Share Sale and Purchase Agreement

relating to shares on issue in Northland Inc Limited

between

Northland Regional Council Vendor

and

Far North District Council Purchaser

www.wynnwilliams.co.nz AUCKLAND Vero Centre, Level 25, 48 Shortland Street, Auckland 1010 | PO Box 2401, Shortland Street, Auckland 1140, New Zealand CHRISTCHURCH Wynn Williams House, Level 5, 47 Hereford Street, Christchurch | PO Box 4341, DX WX11179, Christchurch 8140, New Zealand

#5293551V2

Share Sale and Purchase Agreement

Dated the day of 2021

Parties

Northland Regional Council (Vendor).

Far North District Council (Purchaser).

Introduction

The Vendor owns the Sale Shares, which comprise one third of the total Shares on issue in the Company.

This agreement sets out the terms on which the Vendor will sell, and the Purchaser will purchase, the Sale Shares.

Agreed Terms

1. Definitions and Interpretation

1.1 Definitions

The following definitions apply in this agreement:

Board means the board of directors of the Company.

Business Day means any day (other than a Saturday, Sunday or public holiday, as that term is defined in section 5(1) of the Holidays Act 2003) on which registered banks are open for general banking business in Northland, New Zealand.

Company means Northland Inc Limited (company number 857377).

Completion means the performance by the Parties of their respective obligations under clause 3, or the time at which such performance is completed.

Completion Date means 1 July 2021 or such other date as the Parties may agree in writing.

Encumbrance means:

- (a) any charge (whether fixed or floating), mortgage, debenture, pledge, lien, hypothecation, title retention, deferred purchase option, right of pre-emption or right of first refusal; and
- (b) any other security interest (as that term is defined in section 17 of the Personal Property Securities Act 1999) or third party right (whether legal or equitable).

Parties means the parties to this agreement and Party means either one of them.

Purchase Price means \$80, being \$2 per Share.

Sale Shares means 40 Shares.

Share Register means the share register of the Company, as kept and maintained in accordance with section 87 of the Companies Act 1993.

Shareholders' Agreement means the shareholders' agreement to be entered into between the Vendor, the Purchaser, Kaipara District Council and the Company in relation to the Company, in the agreed form.

SHARE SALE AND PURCHASE AGREEMENT | SHARES IN NORTHLAND INC LIMITED

PAGE 1

Shares means fully paid ordinary shares in the Company.

Share Transfer Form means a share transfer form for the Sale Shares in a form agreed in writing by the Parties.

1.2 Interpretation

The following rules of interpretation apply in this agreement:

- (a) References to the **Parties** include their respective executors, administrators, successors and permitted assigns.
- (b) References to persons include natural persons, companies, and any other body corporates (wherever incorporated) and unincorporated bodies (wherever formed).
- (c) References to **this agreement** means this agreement, including the **introduction**, as amended and/or replaced from time to time.
- (d) References to clauses are to those in this agreement.
- (e) **Headings** and **subheadings** have been inserted for convenience only and will not affect the interpretation of this agreement.
- (f) References to the words including, include or similar words do not imply any limitation and are deemed to have the words without limitation following them.
- (g) References to a statute or statutory provision means a New Zealand statute or statutory provision as amended, consolidated and/or replaced from time to time.
- (h) A gender includes each other gender and the singular includes the plural and vice versa.
- (i) References to \$ are references to New Zealand dollars.
- (j) References to time and dates are to time and dates in New Zealand.
- (k) References to written or in writing shall include all modes of presenting or reproducing words, figures and symbols in a visible form (including via email).
- (I) No rule of construction (including the contra proferentem rule) applies to the disadvantage of a Party because that Party (or its relevant advisor) was responsible for the preparation of this agreement or any part of it.

2. Sale and Purchase

2.1 Agreement to sell and purchase

On the terms set out in this agreement, the Vendor agrees to sell to the Purchaser, and the Purchaser agrees to purchase from the Vendor, the Sale Shares.

2.2 Terms of sale

The Sale Shares shall be sold by the Vendor to the Purchaser:

- (a) **Completion Date**: on the Completion Date;
- (b) no Encumbrances: free of any Encumbrances; and
- (c) with all rights, benefits and entitlements: with all rights, benefits and entitlements that attach to the Sale Shares as at Completion.

SHARE SALE AND PURCHASE AGREEMENT | SHARES IN NORTHLAND INC LIMITED

2.3 Consideration

In consideration of the Vendor agreeing to sell the Sale Shares to the Purchaser on the terms of this agreement, the Parties agree that the Purchaser will pay to the Vendor the Purchase Price.

3. Completion

3.1 Time and date

Completion is to take place before 5.00pm on the Completion Date.

3.2 Transfer of title

On Completion, the legal and beneficial title to the Sale Shares shall pass from the Vendor to the Purchaser, free of all Encumbrances. Until Completion, all risk of loss and diminution of value to the Sale Shares remains at the sole risk of the Vendor.

3.3 Vendor's obligations

On the Completion Date, the Vendor shall deliver the following documents to the Purchaser:

- (a) Share Transfer Form: The Share Transfer Form, duly signed by the Vendor.
- (b) Shareholders' Agreement: The Shareholders' Agreement duly executed by the Vendor.
- (c) **Board resolution**: A resolution in writing of the Board that directs the name of the Purchaser to be entered into the Share Register as the holder of the Sale Shares, signed by the Directors of the Company.

3.4 Purchaser's obligations

On the Completion Date, the Purchaser will:

- (a) deliver to the Vendor the Share Transfer Form, duly signed by the Purchaser;
- (b) deliver to the Vendor the Shareholders' Agreement duly executed by the Purchaser; and
- (c) pay the Purchase Price to the Vendor in cleared funds.

3.5 Completion simultaneous

The actions of the Vendor under clause 3.3, and the actions of the Purchaser under clause 3.4, are interdependent and must take place, as nearly as possible, simultaneously. If one action does not take place, then there is no obligation on either Party to undertake to perform any of the other actions. To the extent that such actions have already been undertaken, the Parties must do everything reasonably required to reverse those actions.

4. Warranties

4.1 Mutual warranties

Each Party warrants to the other that:

- (a) power and authority: it has full power and authority to enter into this agreement;
- (b) **authorisation and approvals**: all authorisations and approvals that are required of that Party in connection with the signing of this agreement, and the assumption of rights and obligations under it, have been obtained; and
- (c) **no breach**: the signing, delivery and performance of this agreement does not

SHARE SALE AND PURCHASE AGREEMENT | SHARES IN NORTHLAND INC LIMITED

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constitute a breach of any obligation by which that Party is bound.

4.2 Vendor's warranties

The Vendor warrants to the Purchaser that:

- title: it has legal and beneficial title to the Sale Shares, free of any Encumbrances; and
- (b) **capacity**: it has the right and power to sell the Sale Shares on the terms set out in this agreement.

4.3 Date of warranties

Each of the warranties in this clause 4 is given by the relevant Party on the Completion Date.

5. General Provisions

5.1 Entire agreement

This agreement constitutes the entire agreement and understanding of the Parties relating to the matters dealt with in this agreement and supersedes and extinguishes any previous agreement (whether oral or written) between the Parties in relation to such matters. Nothing in this clause 5.1 operates to limit or exclude any liability for fraud.

5.2 Further assurances

Each Party shall, at its own expense, promptly sign and deliver any documents, and do all things, which are reasonably required to give full effect to the provisions of this agreement.

5.3 No merger

The obligations, warranties and representations of the Parties under this agreement, to the extent not already performed by Completion, will not merge on Completion or on the execution or delivery of any document in connection with this agreement, but will remain enforceable to the fullest extent notwithstanding any rule of law to the contrary.

5.4 No waiver

No Party will be deemed to have waived any right under this agreement unless the waiver is given in writing and signed by that Party.

5.5 Amendments

This agreement may not be amended or varied in any way unless such amendment or variation is made in writing and signed by each Party.

5.6 Assignment

No Party will assign or transfer, or purport to assign or transfer, any of their rights or obligations under this agreement without the prior written consent of the other Party (such consent shall not be unreasonably or arbitrarily withheld or delayed).

5.7 Severability

If any provision of this agreement is found by a court or other competent authority to be void or unenforceable, such provision will be deemed to be deleted from this agreement and the remaining provisions of this agreement will continue in full force and effect.

5.8 Rights and remedies

Unless otherwise expressly provided in this agreement, the rights and remedies set forth in this agreement are in addition to, and not in limitation of, any other rights and remedies under or relating to this agreement (whether at law or in equity).

SHARE SALE AND PURCHASE AGREEMENT | SHARES IN NORTHLAND INC LIMITED

5.9 Counterparts

This agreement may be signed and delivered in any number of counterparts, including by way of electronic transmission where a Party signs a counterpart and sends it as a PDF to the other Party by email. All such counterparts, when taken together, shall constitute one and the same instrument and, notwithstanding the date of execution, will be deemed to bear the date of this agreement.

5.10 Electronic signatures

A Party may sign this agreement by way of the application of that Party's electronic signature in accordance with Part 4 of the Contract and Commercial Law Act 2017.

5.11 Governing law and jurisdiction

This agreement, and any claims arising out of or in connection with it or its subject matter or formation (including non-contractual claims), will be governed by and construed in accordance with the laws of New Zealand and the Parties irrevocably submit to the exclusive jurisdiction of the courts of New Zealand for any matter arising under or relating to this agreement or its subject matter or formation or the relationships established by it (including non-contractual claims).

Signatures

Signed by Northland Regional Council as Vendor

Signature

Signed by Far North District Council as Purchaser

Signature

SHARE SALE AND PURCHASE AGREEMENT | SHARES IN NORTHLAND INC LIMITED

Share Transfer Form

For the consideration stated below, the Transferor named below hereby transfers to the Transferee named below the shares in the Company specified below subject to the terms on which such shares are now held by the Transferor, and the Transferee agrees to accept and hold such shares subject to those terms.

| Company | Northland Inc Limited (company number 857377) |
|------------------------------------------|--------------------------------------------------|
| Number and full description of shares | 40 fully paid ordinary shares. |
| Transfer from | Northland Regional Council |
| Transferor | |
| Consideration | NZ\$80 (eighty dollars) |
| Transfer to | Far North District Council |
| Transferee | |

This share transfer may be signed and delivered in any number of counterparts, including by way of electronic transmission where a party signs a counterpart and sends it as a PDF to the other party by email. All such counterparts, when taken together, shall constitute one and the same instrument and, notwithstanding the date of execution, will be deemed to bear the date of this share transfer.

A party may sign this share transfer by way of the application of that party's electronic signature in accordance with Part 4 of the Contract and Commercial Law Act 2017.

For the purposes of section 84(2) of the Companies Act 1993, the Transferor shall procure that this share transfer is delivered to the Company for registration.

Dated the day of 2021

Signed by Northland Regional Council as Transferor

Signature

Signed by Far North District Council as Transferee

Signature

442371.22#5293537v1

Shareholders' Agreement

Northland Inc Limited

www.wynnwilliams.co.nz

AUCKLAND Vero Centre, Level 25, 48 Shortland Street, Auckland 1010 | PO Box 2401, Shortland Street, Auckland 1140, New Zealand CHRISTCHURCH Wynn Williams House, Level 5, 47 Hereford Street, Christchurch | PO Box 4341, DX WX11179, Christchurch 8140, New Zealand

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SHAREHOLDERS' AGREEMENT | NORTHLAND INC LIMITED | COMPANY NUMBER 857377

Shareholders' Agreement

Dated the day of

2021

Parties

Northland Regional Council

Far North District Council

Kaipara District Council

Northland Inc Limited, a limited liability company incorporated and registered in New Zealand with company number 857377.

Introduction

This agreement sets out the terms between the Parties in relation to the management and ownership of the Company and the Activities, and the rights and obligations of the Shareholders. As at the date of this agreement, each of Northland Regional Council, Far North District Council and Kaipara District Council own 40 fully paid up ordinary shares in the capital of the Company.

Agreed Terms

1. Definitions and Interpretation

1.1 Definitions

The following definitions apply in this agreement:

Activities means the activities and purpose to be carried on by the Group, being the implementation of economic development activities and supporting investment in Northland.

Affiliate means any person that directly or indirectly controls a Party, including if that person possesses (directly or indirectly) the power to:

- (a) appoint a majority of the directors or trustees of that Party (or any persons who may carry out a similar function in relation to that Party); or
- (b) direct or cause the direction of the management or affairs of that Party, whether through the ownership of voting securities, by contract or otherwise.

AMINZ means the Arbitrators' and Mediators' Institute of New Zealand Inc., an incorporated society in New Zealand with registered number 379524.

Board means the board of Directors, as constituted from time to time.

Board Quorum means, subject to clause 5.7, not less than one half of the Directors then in office.

Business Day means any day (other than a Saturday, Sunday or public holiday, as that term is defined in section 5(1) of the Holidays Act 2003) on which registered banks are open for general banking business in Northland, New Zealand.

Chairperson means the chairperson of the Board appointed in accordance with clause 5.8.

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Change of Control means any change in the ownership or control of 50% or more of the voting power of a Shareholder.

Companies Act means the Companies Act 1993.

Company means Northland Inc Limited, a limited liability company incorporated and registered in New Zealand with company number 857377.

Confidential Information means any non-public financial, business or commercial information relating to the Activities, any Group Company or any other Party which a Party may receive or obtain as a result of or in connection with this agreement.

Constitution means the constitution of the Company, as set out in schedule 2.

Deed of Accession means a deed of accession in substantially the form set out in schedule 1.

Defaulting Party means any Shareholder that has committed an Event of Default.

Director means any director for the time being of the Company.

Dispute means a dispute or disagreement between any Parties that arises out of or relates to this agreement.

Disputing Parties means any Parties that are involved in a Dispute.

Distribution has the meaning given to that term in section 2(1) of the Companies Act.

Dividend has the meaning given to that term in section 53 of the Companies Act.

Encumbrance means:

- (a) any charge (whether fixed or floating), mortgage, debenture, pledge, lien, hypothecation, title retention, deferred purchase option, right of pre-emption or right of first refusal; and
- (b) any other security interest (as that term is defined in section 17 of the Personal Property Securities Act 1999) or third party right (whether legal or equitable),

but excludes any right of pre-emption or right of first refusal created pursuant to this agreement and/or the Constitution.

Event of Default means any of the events specified at clause 17.1.

Financial Year means a financial accounting period of 12 months commencing on 1 July and ending on 30 June each year.

FMCA means the Financial Markets Conduct Act 2013.

FMCA Disclosure Exemption means an exclusion from the full and detailed disclosure requirements under the FMCA and Financial Markets Conduct Regulations 2014.

Group means the Company and any Related Company of the Company, each member being a Group Company.

Intellectual Property means all intellectual property, proprietary and industrial rights arising in connection with the Activities (whether existing in statute, at common law or in equity), including:

- (a) all copyright (including in source code and object code), know-how, trade secrets, methods (including business methods), technical and non-technical information, processes and procedures (including management processes and procedures), rights in databases, characteristics, trade marks, trade names, business names, domain names, inventions, patent rights, design rights, discoveries, algorithms and formulae;
- (b) all designs (including software and website designs), design details and specifications, concepts, evaluations (including risk evaluations), models and presentation materials, working drawings, sketches and photographs;

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- (c) all improvements, enhancements, modifications or adaptations to any of the foregoing rights, including those created by or on behalf of any Party;
- (d) the right to sue for passing off;
- (e) all allied, similar and associated rights, whether registered or unregistered, registrable or unregistrable; and
- (f) all applications to register, and any renewals of, any of the foregoing rights.

Joint Committee means a joint committee formed by the Shareholders in accordance with section 30 of schedule 7 of the Local Government Act 2002 in relation to the operation of the Company and the Activities.

Management Accounts means unaudited accounts which shall incorporate a profit and loss statement, cash flow statement and balance sheet.

Minimum Transfer Condition means a condition specified by the Transferor in a Transfer Notice that, unless all or not less than a specified number of Transfer Shares are purchased, the Transferor shall not be bound to transfer any of the Transfer Shares.

New Securities means any new Shares or other securities issued by the Company that are convertible into, or that carry the option or right to subscribe for, new Shares.

Offer Expiry Date means the expiry date for an offer of New Securities or Transfer Shares (as applicable) specified in an Offer Notice.

Offer Notice means a written notice given by the Board under:

- (a) clause 9.2 regarding an offer of New Securities; or
- (b) clause 10.3 regarding an offer of Transfer Shares.

Ordinary Resolution has the meaning given to that in section 105(2) of the Companies Act.

Parties means the parties to this agreement from time to time, including those who became or become a party to this agreement by signing a Deed of Accession, and **Party** means any one of them.

Pro-rata Entitlement means, in relation to a Shareholder, an entitlement calculated according to the proportion that such Shareholder's Shares bear to the total number of Shares then on issue in the Company.

Purchase Application means a written application by a Remaining Shareholder to purchase all or any Transfer Shares under clause 10.5.

Quarter means a quarterly period ending on 31 December, 31 March, 30 June and 30 September each year.

Related Company has the meaning given to that term in section 2(3) of the Companies Act, but with that meaning extended by reading section 2(3) of the Companies Act as if "company" included any body corporate (wherever incorporated or formed).

Related Parties means, in relation to a Party:

- (a) any director, officer or employee of, or professional adviser to, that Party;
- (b) any Affiliate of that Party; and
- (c) any Related Company of that Party.

Remaining Shareholders means all Shareholders other than the Transferor in the case of clause 10.

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Shareholder means any person whose name is entered in the Share Register as the holder (whether individually or jointly) for the time being of at least one Share.

Share Register means the share register of the Company, as kept and maintained in accordance with section 87 of the Companies Act.

Shares means fully paid ordinary shares in the Company.

Statement of Intent means a written plan for the Activities approved by the Joint Committee and as may be amended by the Joint Committee from time to time.

Subscription Application means a written application by a Shareholder to subscribe for New Securities under clause 9.4.

Subsidiary has the meaning given to that term in section 5(1) of the Companies Act.

Transfer Notice means a notice given by a Transferor under clause 10.2 regarding the transfer of Transfer Shares.

Transferor means any Shareholder that makes, or proposes to make, a transfer of Shares.

Transfer Shares means any Shares that a Transferor proposes to sell.

Valuer means an independent, suitably qualified person who is experienced in the valuation of companies similar to the Company.

WDC means Whangarei District Council.

1.2 Interpretation

The following rules of interpretation apply in this agreement:

- (a) References to persons include natural persons, companies, and any other body corporates (wherever incorporated) and unincorporated bodies (wherever formed).
- (b) References to the **Parties** include their respective executors, administrators, successors and permitted assignees.
- (c) All headings and subheadings have been inserted for convenience only and will not affect the interpretation of this agreement.
- (d) References to **this agreement** means this agreement, including its schedules and introduction, as amended and/or replaced from time to time.
- (e) References to clauses and schedules are to those in this agreement, except where specified otherwise.
- (f) References to a paragraph in a schedule is to a paragraph of that schedule.
- (g) References to the words **including**, **include** or similar words do not imply any limitation and are deemed to have the words **without limitation** following them.
- (h) A gender includes each other gender and the singular includes the plural and vice versa.
- An obligation not to do anything includes an obligation not to suffer, permit or cause that thing to be done.
- (j) References to time and dates are to time and dates in New Zealand.
- (k) References to a statute or statutory provision means a New Zealand statute or statutory provision as amended, consolidated and/or replaced from time to time.
- References to \$ are references to New Zealand dollars.
- (m) References to written or in writing shall include all modes of presenting or reproducing words, figures and symbols in a visible form (including via email).

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(n) No rule of construction (including the contra proferentem rule) applies to the disadvantage of a Party because that Party (or its relevant advisor) was responsible for the preparation of this agreement or any part of it.

2. The Activities

2.1 Primary objective

The primary objective of the Group is to carry on the Activities.

2.2 Conduct of the Company

The Activities will be conducted in accordance with this agreement and on the basis of the Statement of Intent, noting that the Company is intending to benefit the Northland community and not to make a profit.

2.3 Special resolution to adopt Constitution

The Shareholders hereby revoke the Company's existing Constitution and adopt the Constitution as the constitution of the Company with effect on and from the date of this agreement. This clause 2.3 will take effect as a special resolution in writing for the purposes of sections 32(1) and 122(1) of the Companies Act.

3. Parties' Rights and Obligations

3.1 Rights attaching to Shares

Subject to the provisions of this agreement, the Constitution and the terms on which a Share is issued, a Share confers on the holder:

- (a) **right to vote**: the right to one vote on a poll at a meeting of Shareholders on any resolution, including any resolution to:
 - appoint or remove a Director (subject to clause 4) or an auditor;
 - (ii) adopt a Constitution (if the Company does not have one);
 - (iii) alter the Constitution (if the Company has one);
 - (iv) approve a major transaction (as that term is defined in section 129(2) of the Companies Act);
 - (v) approve an amalgamation under the Companies Act; and
 - (vi) put the Company into liquidation;
- (b) Dividends: the right to an equal share in Dividends authorised in accordance with this agreement; and
- (c) **distribution of surplus assets**: the right to an equal share in the distribution of the Company's surplus assets.

3.2 General obligations

Each Shareholder shall do or cause to be done all things necessary or desirable in its capacity as a Shareholder to carry out this agreement, including (to the extent permitted by law) by:

- voting: exercising (or procuring the exercise of) voting rights at Shareholders' meetings and/or Board meetings (as applicable); and
- (b) signing documentation: signing (or procuring the exercise of) written Shareholders' and/or Board resolutions, consents, waivers or other documents,

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to carry out and to cause to be carried out this agreement. For the avoidance of doubt, in complying with its obligations under this clause 3.2 no Shareholder or Director shall be required to act in breach of any legal or fiduciary duty owed to the Company.

3.3 Obligations of the Company

The Parties acknowledge that the Company has been made a Party in order to bind it to, and allow it to enforce, the provisions of this agreement. Where any provision of this agreement requires the Company to perform and observe obligations, each Shareholder agrees to do all things necessary to cause the Company to perform and observe those obligations.

4. Directors

4.1 Appointment and removal of Directors

All appointments and any removal of a Director shall be made by the Joint Committee for as long as the Joint Committee remains in existence. If there is no Joint Committee all appointments and any removal of a Director will be made by Ordinary Resolution.

4.2 Term of Appointment

Each Director shall be appointed for a term of up to 3 years, subject to removal in accordance with clause 4.1 and at the end of that term will automatically resign.

4.3 Notice requirement

All appointments and removals of Directors pursuant to this clause 4 must be made by written notice to the Company, with a copy of the notice promptly delivered to the Shareholders. No appointment, removal or replacement will become effective until such notice is received by the Company, unless the notice specifies a later time at which the appointment, removal or replacement will take effect.

4.4 Director compliance with this agreement and the Constitution

The Joint Committee must procure that each Director:

- (a) receives this agreement and the Constitution: receives a copy of this agreement and the Constitution; and
- (b) **enforcement**: undertakes to enforce and observe its terms, and the terms of the Constitution, on behalf of the Company in his or her capacity as a Director.

5. The Board

5.1 Powers of the Board

Except as otherwise specifically provided in this agreement, the Board has full power to direct the activities of the Company in the conduct of the Activities.

5.2 Delegated authorities

The Board may grant a set of delegated authorities for the day-to-day operation and management of the Activities.

5.3 Board meetings

If at any time the Company has more than one Director, the Board shall meet at least once every Quarter at such time and place as the Directors may agree to in writing.

5.4 Notice of Board meetings

A Director may convene a Board meeting by giving not less than five Business Days written notice to every Director. The notice must:

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- (a) **postal or email address**: be sent to the postal or email address that the Directors provide to the Company for the purpose of receiving notices;
- (b) date, time and place: specify the date, time and place of the meeting; and
- (c) matters to be discussed: include an indication of the matters to be discussed at the meeting.

Any irregularity in the notice of a Board meeting is waived if all Directors attend the meeting without protest as to the irregularity or if all Directors agree to waive the irregularity.

5.5 Board Quorum

No business may be transacted at a Board meeting unless a Board Quorum is present.

5.6 Manner of holding Board meetings

Board meetings may be conducted by telephone conference, video conference or any similar means of electronic, audio or audio-visual communication. Accordingly, Directors participating in a Board meeting via such means shall be deemed to be present in person at the meeting and shall be entitled to be counted in the Board Quorum and to vote.

5.7 Lack of Board Quorum and adjournment

If the Directors required to constitute a Board Quorum are not present (whether in person or by any of the methods specified in clause 5.6) within 30 minutes after the time appointed for holding the Board meeting, the following shall apply:

- (a) **Adjournment**: The Board meeting shall be adjourned to the next Business Day following that Board meeting at the same time and place.
- (b) Adjourned meeting: If at the adjourned meeting a Board Quorum is not present within 30 minutes after the time scheduled for the meeting, the Directors present shall then constitute a Board Quorum.

5.8 Chairperson

The Board may elect one of the Directors as Chairperson, who shall hold office until he or she resigns or the Board elects another Chairperson in his or her place.

5.9 Voting at Board meetings

Subject to the provisions of this agreement, at Board meetings:

- (a) **simple majority**: any question arising or any resolution proposed must be decided by a simple majority of the votes cast by the Directors present;
- (b) one vote per Director: each Director is entitled to one vote;
- (c) **no casting vote for Chairperson**: the Chairperson (where one has been elected) shall not have a casting (or second) vote in the event of an equality of votes; and
- (d) manner of voting: a Director present is presumed to have agreed to, and voted in favour of, a Board resolution unless that Director expressly abstains from or votes against the resolution.

5.10 Written Board resolutions

- (a) Written resolution in lieu of Board meetings: In accordance with section 7, schedule 3 of Companies Act, a Board resolution in writing, signed or assented to by all Directors then entitled to receive notice of a Board meeting, is valid and effective as if it had been passed at a Board meeting duly convened and held.
- (b) **Assenting by email**: Without limitation, a Director may assent to a written Board resolution by email or other electronic means.

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6. Shareholders' Meetings

6.1 Proceedings at Shareholders' meetings

The provisions of schedule 1 of the Companies Act shall govern proceedings at Shareholders' meetings, provided that no business may be transacted at a Shareholders' meeting unless a quorum of Shareholders (as that term is defined at clause 6.2 below) is present.

6.2 Quorum of Shareholders

For the purposes of clause 6.1, **quorum of Shareholders** means such number of Shareholders who between them are able to pass any resolutions to be submitted at a Shareholders' meeting.

7. Joint Committee Approval

7.1 Matters requiring Joint Committee Approval

The following matters affecting the Company and the Activities shall require Joint Committee Approval before being undertaken, or agreed to be undertaken, by the Company:

- (a) **Significant financial commitments**: The entry into any financial commitment exceeding \$500,000.
- (b) Significant asset acquisitions and disposals: The acquisition or disposition of any assets valued in excess of \$100,000.
- (c) Long term contracts: The entry into any agreements involving a term exceeding 3 years.
- (d) Remuneration of Directors: The remuneration of Directors, and any increase in the remuneration of such persons.
- (e) Changes to the Activities: Any changes to the Activities or the way the Activities are conducted, operated or carried on.
- (f) Loans: The making or providing of any loan or other financial facility.
- (g) **Incurring debt**: The incurring of any indebtedness or obligation in the nature of borrowing under any loan, guarantee or other financial facility.
- (h) **Establishing a subsidiary**: the establishment of a subsidiary as defined in the Companies Act.
- (i) Issuing New Securities: The issue of any New Securities.

7.2 Major transactions

For the avoidance of doubt, the matters requiring Joint Committee Approval under clause 7.1 are in addition to, and not in substitution for, the major transaction provisions under section 129 of the Companies Act.

7.3 Pre-approval in Statement of Intent

If any of the matters set out in clause 7.1 are expressly contemplated in, or proposed to be undertaken by, the Company in the then current Statement of Intent, then the Company may undertake that matter or those matters without having to obtain Joint Committee Approval.

8. Group Governance

8.1 Subsidiaries

The Company may at any time have one or more Subsidiaries. The Parties will procure that the affairs of the Group are carried on in a manner that is consistent with the provisions of this

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agreement.

8.2 Joint Committee Approval in respect of certain actions of Group Companies

The obligation to obtain Joint Committee Approval under clause 7.1 shall, in the event that the Company has any interest in any Subsidiary, be deemed to apply to the business or actions taken by any such Subsidiary as well as by the Company as if references to the Company were also references to each and every Subsidiary.

8.3 The board of Group Companies

The Company will (to the extent permitted by law) procure that the board of directors of each Group Company is the same as the Board (unless the Board resolves otherwise).

9. Issue of New Securities

9.1 Pre-emptive rights

The Shareholders shall have the pre-emptive rights in respect of the issue of New Securities set out in this clause 9.

9.2 Offers of New Securities

If the Company issues or proposes to issue New Securities, the Company must first offer those New Securities to all Shareholders by delivering an Offer Notice containing the following information:

- (a) **Details of the offer**: Details of the number and subscription price of the New Securities on offer.
- (b) Terms of issue: The terms of issue of the New Securities.
- (c) Invitation: An invitation for the Shareholders to make a Subscription Application.
- (d) Offer Expiry Date: The Offer Expiry Date, which must be a reasonable time period as determined by the Board.
- (e) **Pro-rata Entitlement**: The Pro-rata Entitlement of each Shareholder in respect of the New Securities on offer.
- (f) Additional subscription: An invitation for the Shareholders to indicate if they are willing to subscribe for New Securities in excess of their Pro-rata Entitlement, and, if so, the number of additional New Securities that they are willing to subscribe for.
- (g) Competition for New Securities: A statement that, if there is competition among the Shareholders for the New Securities on offer, the Company will allocate the New Securities on the basis set out in clause 9.6.

9.3 FMCA Disclosure Exemption

It may be a condition of any offer of New Securities under this clause 9 that each Shareholder accepting such offer must provide evidence reasonably satisfactory to the Board that an FMCA Disclosure Exemption applies to it. For the avoidance of doubt, any offer which includes this condition will satisfy the pre-emptive requirements in this clause 9 notwithstanding that some Shareholders may not be eligible to accept such offer.

9.4 Subscription Applications

Following receipt of an Offer Notice, any Shareholder may make an irrevocable Subscription Application before the Offer Expiry Date. Each Subscription Application must state the following:

(a) Number of New Securities desired: The number of New Securities that the Shareholder wishes to subscribe for, which may be all or part of the Shareholder's Pro-rata Entitlement.

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(b) Additional New Securities: Whether the Shareholder is willing to subscribe for New Securities in excess of its Pro-rata Entitlement, and, if so, the number of additional New Securities that it is willing to subscribe for.

9.5 Deemed rejection of offer

If no Subscription Application has been received by the Company from a Shareholder by 5.00pm on the Offer Expiry Date, that Shareholder will be deemed to have rejected the offer of New Securities in full.

9.6 Allocation of New Securities

No later than five Business Days after the Offer Expiry Date, the Board must allocate the New Securities to the Shareholders that made a Subscription Application on the following basis:

- (a) Pro-rata Entitlement: The Shareholders that applied for all or less than their Pro-rata Entitlement of New Securities shall be allocated the New Securities applied for in their Subscription Application.
- (b) Additional subscriptions: The Shareholders that stated in their Subscription Application that they wish to purchase a specific number of New Securities in excess of their Pro-rata Entitlement shall be allocated any remaining New Securities that have not been allocated under clause 9.6(a) according to the proportion that such Shareholder's Shares bear to the aggregate number of Shares of all Shareholders that wish to subscribe for New Securities in excess of their Pro-Rata Entitlement, provided that no Shareholder shall be allocated more New Securities than it applied for.
- (c) **Rounding**: Fractional entitlements shall be rounded to the nearest whole number of New Securities.

9.7 Notice of allocation of New Securities

No later than five Business Days after the Board has made the allocations of New Securities under clause 9.6, the Board must notify each Shareholder that has made a Subscription Application of:

- (a) allocation: its allocation of New Securities;
- (b) price payable: the total price payable for those New Securities;
- (c) **subscribers**: the names of the other Shareholders that made a Subscription Application (if any) and the number of New Securities allocated to them; and
- (d) unallocated New Securities: the number of New Securities that are yet to be allocated (if any).

9.8 Issue of New Securities to third parties

Following completion of the procedure set out in clauses 9.2 to 9.7, the Board may issue any New Securities that have not been subscribed for by Shareholders to any third party provided that the terms of issue are no more favourable to that third party than the terms which were offered to the Shareholders, but otherwise on such terms as the Board may determine.

9.9 Deed of Accession

It is a condition precedent to the issue of any Shares by the Company to any person who is not a Party that such person signs and delivers to the Company a Deed of Accession.

9.10 Exclusion of pre-emptive rights

For the purposes of this clause 9, the Constitution and the Companies Act, the pre-emptive rights of the Shareholders in relation to the issue of New Securities shall not apply where:

 unanimous written agreement of all Shareholders: all of the Shareholders agree in writing;

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(b) Share consolidations or subdivisions: the Company issues Shares to all Shareholders for nil consideration under any pro-rata bonus issue of Shares, or any consolidation or subdivision of the Shares, that affects all Shareholders equally.

10. Share Transfer Restrictions

10.1 Pre-emptive rights on the transfer of Shares

The Parties shall have the pre-emptive rights in respect of the transfer of Shares set out in this clause 10. Accordingly, a Transferor may only transfer, or attempt or offer or agree to transfer, any direct, indirect, legal or beneficial interest (whether arising at law or in equity) in any Transfer Shares in accordance with this clause 10.

10.2 Transfer Notice

The Transferor must give an irrevocable Transfer Notice to the Board, which must appoint the Board as the Transferor's agent for the proposed sale and specify the following:

- (a) Number of Transfer Shares: The number of Transfer Shares that it wishes to sell.
- (b) Sale price: The sale price, which must be \$2 per Share.
- (c) Terms: Any terms of sale, which must be set out with sufficient certainty to enable a binding contract to be formed with transferees of the Transfer Shares.
- (d) Minimum transfer: Any Minimum Transfer Condition.
- (e) Existing offers: Whether the Transferor has received any offers or interest regarding the purchase of the Transfer Shares from any person (including, for the avoidance of doubt, from any Shareholder). If so, the Transferor must provide the names of such person or persons and full details of their offer or stated interest.

10.3 Offer of Transfer Shares

Within 10 Business Days of receipt of a Transfer Notice, the Board must give an Offer Notice to all Shareholders (other than the Transferor), which shall include the following:

- (a) Transfer Notice contents: The contents of the Transfer Notice.
- (b) **Pro-rata Entitlements**: The Pro-rata Entitlement of each Shareholder in respect of the Transfer Shares on offer.
- (c) Invitation: An invitation for those Shareholders to:
 - (i) apply to purchase the Transfer Shares at the sale price specified in the Offer Notice; and
 - (ii) indicate if they are willing to purchase Transfer Shares in excess of their Pro-rata Entitlement, and, if so, the number of additional Transfer Shares that they are willing to purchase.
- (d) **Offer Expiry Date**: The Offer Expiry Date, which must be determined by the Board and be at least 20 Business Days after the date of the Offer Notice.
- (e) Competition for Transfer Shares: A statement that, if there is competition for the Transfer Shares among the Shareholders, the Transfer Shares will be allocated on the basis set out in clause 10.7.

10.4 FMCA Disclosure Exemption

It may be a condition of any offer of Transfer Shares under this clause 10 that each Shareholder accepting such offer must provide evidence reasonably satisfactory to the Board that an FMCA Disclosure Exemption applies to it. For the avoidance of doubt, any offer which includes this

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condition will satisfy the pre-emptive requirements in this clause 10 notwithstanding that some Shareholders may not be eligible to accept such offer.

10.5 Purchase Applications

Following receipt of an Offer Notice, any Remaining Shareholder may make an irrevocable Purchase Application to the Board on or before the Offer Expiry Date. Each Purchase Application must state:

- (a) Number of Transfer Shares desired: the number of Transfer Shares that the Remaining Shareholder wishes to purchase, which may be all or part of the Shareholder's Pro-rata Entitlement; and
- (b) Additional Transfer Shareholders: whether the Remaining Shareholder is willing to purchase Transfer Shares in excess of its Pro-rata Entitlement, and, if so, the number of additional Transfer Shares that it is willing to purchase.

10.6 Deemed rejection of offer

If no Purchase Application has been received by the Board from a Remaining Shareholder by 5.00pm on the Offer Expiry Date, that Remaining Shareholder will be deemed to have rejected the offer set out in the Offer Notice in full.

10.7 Allocation of Transfer Shares

No later than five Business Days after the Offer Expiry Date, the Board must allocate the Transfer Shares to the Shareholders that made a Purchase Application on the following basis:

- (a) Pro-rata Entitlement: The Shareholders that applied for all or less than their Pro-rata Entitlement of Transfer Shares shall be allocated the Transfer Shares applied for in their Purchase Application.
- (b) Excess Transfer Shares: The Shareholders that stated in their Purchase Application that they wish to purchase a specific number of Transfer Shares in excess of their Pro-rata Entitlement shall be allocated any remaining Transfer Shares that have not been allocated under clause 10.7(a) according to the proportion that such Shareholder's Shares bear to the aggregate number of Shares of all Shareholders that wish to purchase Transfer Shares in excess of their Pro-Rata Entitlement, provided that no Shareholder shall be allocated more Transfer Shares than it applied for.
- (c) Rounding: Fractional entitlements shall be rounded to the nearest whole number of Transfer Shares.

10.8 Notice of allocation of Transfer Shares

No later than five Business Days after the Board has made the allocations of Transfer Shares under clause 10.7, and provided that the Minimum Transfer Condition (if any) has been satisfied or waived in writing by the Transferor, the Board must notify each Shareholder that has made a Purchase Application of:

- (a) **allocations**: its allocation of Transfer Shares;
- (b) price payable: the total price payable for those Transfer Shares;
- (c) Shareholders that made a Purchase Application: the names of the other Shareholders that made a Purchase Application (if any) and the number of Transfer Shares allocated to them; and
- (d) unsold Transfer Shares: the number of unsold Transfer Shares (if any).

10.9 Company buyback right

Following completion of the procedure set out in clauses 10.1 to 10.8, if not all of the Transfer Shares have been accepted for purchase by the Shareholders in accordance with those provisions,

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or if the Minimum Transfer Condition has not been satisfied, the Company may, subject to the Companies Act and no later than 10 Business Days after the Offer Expiry Date, purchase and cancel or hold as treasury stock, any or all of the Transfer Shares not accepted for purchase at a price of \$2 per Share.

10.10 Transfer to a third party

Following completion of the procedure set out in clauses 10.1 to 10.9, if not all of the Transfer Shares have been accepted for purchase by the Shareholders in accordance with those provisions, or if the Minimum Transfer Condition has not been satisfied, the Transferor may transfer the Transfer Shares to any third party at any time before the expiry of 6 months after the date of the Offer Notice, provided that:

- terms: such transfer is made on terms that are no more favourable to the third party than those set out in the Offer Notice;
- (b) **Board approval**: the Board has approved the transfer in writing (such approval is not to be unreasonably or arbitrarily withheld, conditioned or delayed); and
- (c) **Deed of Accession**: the third party signs and delivers to the Company a Deed of Accession.

10.11 Exclusion of pre-emptive rights

The pre-emptive rights set out in this clause 10 shall not apply:

- (a) **unanimous written agreement of all Shareholders**: where all of the Shareholders agree in writing; or
- (b) **qualifying transfers**: in respect of any transfer of Shares, or any interest in Shares, pursuant to clause 11 (Whangarei District Council).

11. Whangarei District Council

If at any point after the date of this agreement WDC serves a written notice on the Company that they wish to become a shareholder of the Company (**WDC Notice**), each shareholder shall transfer such amount of Shares (being the same amount of Shares for each Shareholder) as required to ensure that WDC becomes an equal shareholder in the Company at a price of \$2 per share (**Transfer**). Subject to WDC providing the Company with a duly executed Deed of Accession, the Transfer will occur on the date that is 10 Business Days from receipt of the WDC Notice.

12. Completion of Share Transfers

12.1 Completion

At completion of a transfer of Shares under this agreement, the Transferor shall transfer such Shares to the transferee:

- (a) no Encumbrances: free of any Encumbrances; and
- (b) **share transfer form**: by way of a duly completed share transfer form signed by the Transferor and transferee.

12.2 Registration of Share transfers

A Transferor of a Share shall remain the holder of a Share until the name of the transferee is entered in the Share Register.

12.3 Limited release

Once a transfer of all of a Shareholder's Shares has been registered in the Share Register, that Shareholder will cease to be bound by this agreement. Notwithstanding this, such transfer will not

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affect any accrued rights or obligations of any Shareholder, nor will it affect any provision in this agreement which comes into force on, or continues in force, after the transfer.

13. Common Purpose

13.1 The Shareholders agree that they will act together in good faith with a common purpose of furthering the Activities of the Company and that they will not take any action that can reasonably consider to be adverse to the interests of the Company.

14. Intellectual Property

14.1 Ownership

The Parties agree that all Intellectual Property:

- (a) owned by the Company: shall be and remain owned by the Company; and
- (b) continuing ownership: that is created, has been created or will or may be created by or on behalf of any Party prior to, on or after the date of this agreement shall be and remain owned by the Company,

and each Shareholder hereby assigns and transfers to the Company, and the Company accepts an assignment of, all of such Intellectual Property as it has come or will come in existence.

14.2 Enforcement of title

The Shareholders agree to take all actions as may be reasonably required by the Company to perfect or enforce the Company's title to the Intellectual Property, which shall include signing and delivering any document required in order to perfect or enforce such title (including, for the avoidance of doubt, a deed of assignment of intellectual property).

14.3 Enduring effect

The Parties agree that the provisions of this clause 14 shall survive the termination of this agreement. Furthermore, a Party shall continue to be bound by this clause 14 notwithstanding that the Party may have transferred its Shares or otherwise ceased to hold Shares or be a Party.

15. Provision of Accounts and Information

15.1 Financial information

The Board shall, in respect of the Company, prepare (or procure the preparation of) Management Accounts every six months (being 31 December and 30 June) and provide these accounts to Shareholders as soon as reasonably practicable after they are approved by the Board.

15.2 Disclosure of information by Shareholder appointed Directors

A Director may, pursuant to section 145(2)(a) of the Companies Act and without the need for prior Board approval, disclose Company information and/or information in relation to the Activities to the Joint Committee, or if relevant, to the Shareholder that appointed the Director under clause 4.1.

16. Dividends and Distributions

16.1 Dividend and Distribution policy

The Parties agree that it is the intention of the Parties and the Company that no Dividends or Distributions will be declared. Should a Dividend or Distribution be declared at any stage, this will only be with the prior written approval of the Joint Committee, save that if there is no Joint Committee, a Dividend or Distribution may be declared with the approval of 75% or more of the votes of the Shareholders.

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16.2 Solvency requirements for Dividends and Distribution

For the avoidance of doubt, no Dividend or Distribution shall declared by the Company unless the Board is satisfied on reasonable grounds that all applicable legal requirements under the Companies Act have been complied with, including the Company satisfying the solvency test as required by section 52 of the Companies Act.

17. Default

17.1 Events of Default

The following events shall each constitute an Event of Default:

- (a) Material breach: A Shareholder committing a material breach of its obligations under this agreement or a series of persistent breaches of this agreement that, when taken in totality, constitute a material breach of this agreement.
- (b) Funding: A Shareholder not providing any funding to Northland Regional Council's Investment Growth Reserve, or the Company, in the manner required by their respective Long Term Plans.
- (c) Bankruptcy or insolvency: A Shareholder becoming bankrupt or insolvent.
- (d) **Receiver, administrator or liquidator appointed**: A receiver, administrator or liquidator being appointed in relation to all or a material part of a Shareholder's assets.
- (e) Liquidation, dissolution or winding-up: The making of an order or the passing of a resolution for the liquidation, dissolution or winding-up of a Shareholder.
- (f) Encumbrances over Shares: A Shareholder granting, or allowing to subsist, an Encumbrance over its Shares.
- (g) Change of Control: Any Change of Control that occurs in respect of a Shareholder.
- (h) **Criminal and fraudulent conduct**: A Shareholder being found guilty in any court of any fraud or dishonesty offence, or committing any act of fraud against any Group Company.

17.2 Notice of Event of Default

Where an Event of Default has occurred or been committed, the Defaulting Party must promptly give written notice to the Board and the other Shareholders of this fact, describing the Event(s) of Default in reasonable detail.

17.3 Information regarding Event of Default and requirement to remedy

Where a notice is given by a Defaulting Party under clause 17.2, or if the Board or any Shareholder becomes aware of an Event of Default, the Board or any Shareholder may by written notice (with a copy promptly delivered to the other Shareholders) require the Defaulting Party to:

- (a) information: supply such information that it reasonably requires in order to fully assess the nature of the Event of Default; and
- (b) remedy default: remedy the Event of Default, if it is capable of remedy, within 20 Business Days.

17.4 Defaulting Party

For such time as the Event of Default is continuing:

- the Defaulting Party shall not be entitled to exercise any vote in connection with its Shares or give or withhold any consent or other approval contemplated by this agreement;
- (b) any Director appointed by the Defaulting Party shall not be entitled to exercise any vote at a meeting of the Board and, for the avoidance of doubt, any of the matters or transactions

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subject to clause 5 may be undertaken without the need to obtain the approval of any such Director.

17.5 Mandatory sale

Unless the Parties agree otherwise in writing, if:

- (a) **not capable of remedy**: a Defaulting Party commits or allows the occurrence of an Event of Default that is not capable of remedy; or
- (b) **not remedied**: a notice is given pursuant to clause 17.3(b) and the Event of Default is not remedied by the Defaulting Party within the required timeframe,

the Board may notify the Defaulting Party that it shall be deemed to have given an irrevocable Transfer Notice in respect of all of its Shares and be required to sell such Shares pursuant to clause 17.6.

17.6 Terms of sale

Where a Transfer Notice is deemed to be given under clause 17.5, the Defaulting Party's Shares shall be offered for sale according to the provisions of clause 10, except that the following terms shall apply:

- (a) Sale price: The sale price for the Shares must be \$2 per Share.
- (b) **Power of attorney**: The Defaulting Party shall be deemed to have irrevocably appointed any person nominated by the Company to be its duly authorised agent and attorney to sign all necessary transfers on its behalf in respect of the Shares.
- (c) Rights, benefits and entitlements: Any Shares transferred will be deemed to be sold by the Defaulting Party with effect from the date of such transfer free from any Encumbrance and with all rights, benefits and entitlements attaching to them.

18. Dispute Resolution

18.1 Negotiation

All Disputing Parties must use reasonable endeavours to resolve any and all Disputes by negotiation. If a Dispute is settled following negotiations under this clause 18.1, such settlement shall be recorded in writing and be signed by the Disputing Parties, whereupon it shall be final and binding on the Disputing Parties.

18.2 Mediation

If the Disputing Parties cannot resolve their Dispute by negotiations under clause 18.1 within 20 Business Days, a Disputing Party may, by written notice to the other Disputing Party or Disputing Parties, require that the Dispute be dealt with by mediation under the following terms:

- (a) Mediation Protocol: The mediation shall be conducted in accordance with the Mediation Protocol of AMINZ then in force (or any protocol or mediation agreement which replaces it).
- (b) Mediator: The mediation shall be conducted by a mediator and at a fee agreed in writing by the Disputing Parties. Failing agreement between the Disputing Parties within 10 Business Days of the giving of the notice requiring mediation, the mediator will be selected and his or her fee determined by the chairperson for the time being of AMINZ (or his or her nominee).
- (c) Location: The mediation shall take place in Northland, New Zealand at such address as determined by the mediator, provided that any Disputing Party may, if permitted by the mediator, attend via telephone conference, video conference or any similar means of electronic, audio or audio-visual communication.

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- (d) **Settlement**: If the Dispute is settled at or following mediation under this clause 18.2, such settlement shall be recorded in writing and be signed by the Disputing Parties, whereupon it shall be final and binding on the Disputing Parties.
- (e) **Costs**: The costs of the mediation, excluding the Disputing Parties' own legal and preparation costs, will be shared equally by the Disputing Parties.

18.3 Court or arbitration proceedings

No Disputing Party may initiate or commence court or arbitration proceedings relating to a Dispute unless it has complied with the procedure set out in this clause 18, provided that application may still be made to the courts:

- (a) interlocutory relief: for interlocutory relief;
- (b) debts: to recover or enforce a debt payable; or
- (c) **enforce settlement**: to enforce a settlement agreed to by the Disputing Parties under clause 18.1 or 18.2.

19. Termination

19.1 Termination of this agreement

Except where this agreement explicitly states otherwise, this agreement will continue in force until:

- (a) **unanimous written agreement**: the date on which the Shareholders unanimously agree in writing that it will terminate;
- (b) sole ownership: all of the Shares become owned by one Shareholder or any third party; or
- (c) **dissolution**: the date of dissolution of the Company following its liquidation, whether such liquidation is voluntary or compulsory.

19.2 Accrued rights and obligations on termination

Termination of this agreement shall not affect any rights, remedies, obligations or liabilities of the Parties that have accrued up to the date of termination, including the right to claim damages in respect of any breach of the agreement which existed at or before the date of termination.

20. Relationship of the Parties

20.1 No partnership or agency

None of the provisions of this agreement will create or constitute, or be deemed to create or constitute (for any purpose whatsoever):

- (a) **no partnership**: a partnership between the Parties (in the legal sense of being partners in a partnership involving profit sharing and joint and several liability); or
- (b) **no agency**: any Party as an agent of any other Party, except where this agreement specifies otherwise.

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20.2 Shareholders are not liable for any other Party

Except as set out in this agreement, each Shareholder is responsible and liable for its obligations under this agreement and is not responsible or liable for any obligation of any other Party.

20.3 No authority to bind

Except as provided in this agreement or by written agreement between one or more Parties, no Party will have any authority or power to bind or commit, act on behalf of, represent, or hold itself out as having authority to act as an agent of, the other Parties in relation to any obligations.

21. Prevailing Terms

21.1 Agreement prevails

The terms of this agreement will prevail over anything to the contrary contained in, or that may be in conflict or inconsistent with, the Constitution.

21.2 Constitution to be consistent with this agreement

The Shareholders shall ensure that, at all times, the Constitution is consistent with the provisions of this agreement.

21.3 Actions required

The Parties will (to the extent permitted by law) do everything required to give effect to the terms of this agreement and will, if necessary, amend or replace the Constitution to give effect to the terms of this agreement.

21.4 No deemed amendments to the Constitution

Nothing contained in this agreement shall be deemed to constitute an amendment to the Constitution.

22. Confidentiality

22.1 Confidentiality obligations

Except as permitted in this clause 22, no Party will disclose, communicate or distribute to any third party any Confidential Information.

22.2 Disclosure to Related Parties

Each Party may disclose Confidential Information to its Related Parties, but only where that Party's Related Parties have agreed in writing to comply with that Party's confidentiality obligations under this agreement. The Parties agree that they will be wholly responsible for all acts and omissions of their Related Parties concerning any Confidential Information disclosed to them.

22.3 Limits on obligations

A Party will not have to observe any duty of confidentiality concerning Confidential Information that:

- (a) prior written consent: the other Parties all give their prior written consent to the disclosure of;
- (b) required by law: is required to be disclosed by law or any legislative or regulatory authority in any competent jurisdiction that has jurisdiction over the Party;
- (c) listing rules and continuous disclosure: is required to be disclosed or announced in accordance with the listing rules or continuous disclosure rules of any recognised securities exchange;
- (d) necessary for performance: is necessary to be disclosed to enable a Party to perform its

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obligations under this agreement; or

(e) information in the public domain: at the time of disclosure is in, or subsequently enters, the public domain otherwise than by breach of any duty of confidentiality under this agreement.

22.4 Enduring effect

The restrictions in this clause 22 will continue to apply after the termination of this agreement.

23. Notices

23.1 Written notice

All notices and other communications to be given under this agreement must be in writing and be addressed to the Party to whom it is to be sent at the physical address or email address from time to time designated by that Party in writing to the other Parties for such purpose.

23.2 Consent to receipt of notices by electronic means under section 391 of the Companies Act

Each Shareholder hereby gives notice to the Company that, for the purposes of section 391 of the Companies Act, annual reports, notices and other documents required to be sent to a Shareholder shall be sent by email to the email address from time to time designated by that Shareholder under clause 23.1.

23.3 Deemed delivery

Any notice or communication given under this agreement shall be deemed to have been received:

- (a) by hand: at the time of delivery, if delivered by hand;
- (b) by post in New Zealand: 3 Business Days after the date of mailing, if sent by ordinary post or courier within New Zealand;
- (c) by post from overseas: 10 Business Days after the date of mailing, if posted, couriered or delivered overseas; or
- (d) by email: if sent by email, on the date and time at which it enters the recipient's information system, as evidenced (if required by a recipient where delivery is disputed) in a confirmation of delivery report from the sender's information system which indicates that the email was sent to the email address of the recipient.

23.4 Delivery after 5.00pm or on non-Business days

Any notice or communication received or deemed received after 5.00pm or on a day which is not a Business Day in the place to which it is delivered, posted or sent will be deemed not to have been received until the next Business Day in that place.

24. General Provisions

24.1 Entire agreement

This agreement constitutes the entire agreement and understanding of the Parties relating to the matters dealt with in this agreement and supersedes and extinguishes any previous agreement (whether oral or written) between the Parties in relation to such matters. Nothing in this clause 24.1 operates to limit or exclude any liability for fraud.

24.2 Capacity

Each Party warrants and represents to the others that:

(a) power and authority: it has full power and authority to enter into this agreement;

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- (b) **authorisation and approvals**: all authorisations and approvals that are necessary or required in connection with the signing by that Party of this agreement, and its assumption of rights and obligations under it, have been obtained; and
- (c) no breach or default: the signing, delivery and performance of this agreement does not constitute a breach by that Party of any law or obligation and will not cause or result in any default or breach under any other agreement or arrangement by which that Party is bound.

24.3 Assignment

Subject to the terms of this agreement, none of the Parties will assign or transfer, or purport to assign or transfer, any of their rights or obligations under this agreement without the prior written consent of the other Parties.

24.4 No waiver

No Party will be deemed to have waived any right under this agreement unless the waiver is in writing and signed by that Party. A failure to exercise or delay in exercising any right under this agreement will not operate as a waiver of that right.

24.5 Amendments

This agreement may not be amended or varied in any way unless such amendment or variation is made by deed and signed by each Party.

24.6 Severability

If any provision of this agreement is found by a court or other competent authority to be void or unenforceable, such provision will be deemed to be deleted from this agreement and the remaining provisions of this agreement will continue in full force and effect.

24.7 Costs and expenses

Except as expressly provided in this agreement, each Party shall pay its own costs and expenses incurred in connection with the negotiation, preparation, execution and preparation of this agreement (and any documents referred to in it).

24.8 Rights and remedies

Unless otherwise expressly provided in this agreement, the rights and remedies set out in this agreement are in addition to, and not in limitation of, any other rights and remedies under or relating to this agreement (whether at law or in equity), and the exercise of one right or remedy will not be deemed a waiver of any other right or remedy.

24.9 Limitation of liability for trustees

The liability of any independent trustee of any trust which is or becomes a Party is not unlimited or personal liability and instead shall be limited to the assets of the trust from time to time. A trustee will be deemed to be an independent trustee for the purposes of this clause if he, she or it is not a beneficiary or the settlor of the trust.

24.10 Counterparts

This agreement may be signed and delivered in any number of counterparts, including by way of electronic transmission where a Party signs a counterpart and sends it as a PDF to the other Parties, or the Company, by email. All such counterparts, when taken together, shall constitute one and the same instrument and, notwithstanding the date of signing, will be deemed to bear the date of this agreement.

24.11 Electronic signing

Any Party may:

(a) Party's electronic signature: sign this agreement by way of application of that Party's

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electronic signature; and

(b) **witness' electronic signature**: have their signature witnessed by way of the application of the witness' electronic signature,

in each case in accordance with Part 4 of the Contract and Commercial Law Act 2017.

24.12 Governing law and jurisdiction

This agreement, and any claims arising out of or in connection with it or its subject matter or formation (including non-contractual claims), will be governed by and construed in accordance with the laws of New Zealand and the Parties irrevocably submit to the exclusive jurisdiction of the courts of New Zealand for any matter arising under or relating to this agreement or its subject matter or formation or the relationships established by it (including non-contractual claims).

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| ignatures | | |
|-----------------------------------------------------------|-----------|--|
| igned and delivered as a deed. | | |
| Signed for and on behalf of Northland Inc Limited | | |
| Director | Director | |
| Signed for and on behalf of Northland Regional Council | Signature | |
| Witness signature | Name | |
| Witness name | Position | |
| Nitness address | | |
| Witness occupation | | |
| Signed for and on behalf of Kaipara District Council | Signature | |
| Witness signature | Name | |
| Witness name | Position | |
| Witness address | | |
| Witness occupation | | |
| Signed for and on behalf of Far North District Council | | |
| | Signature | |
| Witness signature | Name | |
| | | |
| Witness name | Position | |
| Witness name Witness address | Position | |

SHAREHOLDERS' AGREEMENT | NORTHLAND INC LIMITED | COMPANY NUMBER 857377

Schedule 1 | Deed of Accession

Deed of Accession

This deed is made by [new shareholder's name] (the New Shareholder) on this day of [year].

Introduction

The New Shareholder wishes to acquire shares in [] Limited (company number []) (the Company).

The Company and its shareholders (together, the **Parties**) are party to a shareholders' agreement relating to the Company, dated [insert date] (the **Shareholders' Agreement**). Under the Shareholders' Agreement, the New Shareholder is required to enter into this deed.

Terms of this Deed

1. Shareholders' Agreement

The New Shareholder acknowledges that it has been given a copy of the Shareholders' Agreement and has read it and understands its terms.

2. Accession

With effect from the date of this deed, the New Shareholder agrees that it will become a party to the Shareholders' Agreement and be legally bound by its terms as if it had been named as a party to it and had signed it.

3. Contractual Privity

The New Shareholder agrees that, for the purposes of Part 2, Subpart 1 of the Contract and Commercial Law Act 2017, this deed is made and fully intended to confer a benefit on, and be legally enforceable by, the Parties and any other party or parties who may, after the date of this deed, become a party to the Shareholders' Agreement.

4. Governing Law and Jurisdiction

This deed will be governed by, and construed in accordance with, the laws of New Zealand and the New Shareholder irrevocably submits to the exclusive jurisdiction of the courts of New Zealand for any matter arising under or relating to this deed.

Execution

Signed and delivered as a deed.

[Insert execution clause for the New Shareholder.]

SHAREHOLDERS' AGREEMENT | NORTHLAND INC LIMITED | COMPANY NUMBER 857377

Schedule 2 | Constitution

SHAREHOLDERS' AGREEMENT | NORTHLAND INC LIMITED | COMPANY NUMBER 857377

Constitution

Northland Inc Limited

www.wynnwilliams.co.nz

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CONSTITUTION

NORTHLAND INC LIMITED | COMPANY NUMBER 857377

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Constitution

1. Definitions and Interpretation

1.1 Definitions

The following definitions apply in this constitution:

Board means the board of Directors, as constituted from time to time.

Companies Act means the Companies Act 1993.

Company means Northland Inc Limited (company number 857377).

Deed of Accession means a deed of accession under which the person signing it agrees to become a party to, and be legally bound by the terms of, the Shareholders' Agreement.

Director means any director for the time being of the Company.

Employee means any employee of the Company.

New Securities means any new Shares or other securities issued by the Company that are convertible into, or that carry the option or right to subscribe for, new Shares.

Northland Region means that region constituted by the Local Government (Northland Region) Reorganisation Order 1989.

Shares means shares in the Company.

Shareholder means any person whose name is entered in the Company's share register as the holder (whether individually or jointly) for the time being of at least one Share.

Shareholders' Agreement means the shareholders' agreement relating to the Company, dated on or about the date of adoption of this constitution and as amended and/or replaced from time to time.

1.2 Interpretation

The following rules of interpretation apply in this constitution:

- (c) **Persons**: References to persons include natural persons, companies and any other body corporates (wherever incorporated) and unincorporated bodies (wherever formed).
- (d) Clauses: References to clauses are to those in this constitution.
- (e) Terms defined in the Companies Act: Words or expressions defined in the Companies Act shall have the same meaning in this constitution, except where they are defined in clause 1.1.

1.3 Effect of the Companies Act on this constitution

The Company, the Board, and each Director and Shareholder shall have the rights, powers, duties and obligations set out in the Companies Act except to the extent that they are negated or modified, in accordance with the Companies Act, by this constitution and the Shareholders' Agreement (subject to clause 1.4).

1.4 Conflict with the Shareholders' Agreement

The provisions of this constitution shall be construed having regard to the terms of the Shareholders' Agreement, and to the extent that there is any conflict or inconsistency between the terms of this constitution and the Shareholders' Agreement, the provisions of the Shareholders' Agreement shall prevail unless a requirement of the Companies Act is mandatory.

1.5 Conflict with the Companies Act and this constitution

If there is any conflict or inconsistency between the provisions of this constitution and the

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NORTHLAND INC LIMITED | COMPANY NUMBER 857377

Companies Act, the Companies Act shall prevail.

1.6 Effect of Council-Controlled Organisation status

As a Council-Controlled Organisation the Company has the principal objective set out in section 59 of the Local Government Act 2002 and the objectives contained in its Statement of Intent that is required under section 64 of that Act. The Company will carry out its activities, whether within or outside Northland or New Zealand, to promote the Northland Region in order to benefit the community of that region and enhance the economic and social development of that region.

1.7 Statement of Intent

In preparing the Statement of Intent the Board must comply with its obligations under the Local Government Act 2002 and any further requirements, not inconsistent with the statutory obligations that are notified to the Board by local authority shareholders.

2. Shares

2.1 Types of shares

The Company may issue different classes of Shares, including Shares that:

- (f) **redeemable shares**: are redeemable within the meaning of section 68 of the Companies Act;
- (g) preference shares: confer preferential rights to distributions of capital or income;
- (h) voting rights: confer special, limited or conditional voting rights; or
- (i) **no voting rights**: do not confer voting rights.

2.2 Rights attaching to Shares

Subject to the Shareholders' Agreement, this constitution and the terms on which a Share is issued, a Share confers on the holder:

- (j) right to vote: the right to one vote on a poll at a meeting of Shareholders on any resolution, including any resolution to:
 - appoint or remove a Director or an auditor;
 - (ii) adopt a constitution;
 - (iii) alter the constitution;
 - (iv) approve a major transaction;
 - (v) approve an amalgamation under the Companies Act; and
 - (vi) put the Company into liquidation;
- (k) **dividends**: the right to an equal share in dividends authorised in accordance with the Shareholders' Agreement; and
- distribution of surplus assets: the right to an equal share in the distribution of the Company's surplus assets.

2.3 Acquisition of own Shares

The Company may purchase or acquire Shares issued by it from one or more Shareholders in accordance with sections 59 to 65, 107, 108 and 110 to 112 of the Companies Act.

2.4 Treasury stock

The Company may hold its own Shares in accordance with sections 67A to 67C of the Companies $\mbox{Act.}$

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2.5 Fractional entitlements

Subject to the Shareholders' Agreement, the Board may deal with any fractional entitlements to Shares in such manner as the Board considers fair and reasonable and in the best interests of the Company.

3. Issue of New Securities

3.1 Pre-emptive rights

Section 45 of the Act will not apply to the Company. All New Securities must be issued by the Company in accordance with the pre-emptive rights and other restrictions in respect of the issue of New Securities set out in the Shareholders' Agreement.

3.2 Deed of Accession

The Board must not issue Shares to any person who is not a party to the Shareholders' Agreement unless such person signs and delivers to the Company a Deed of Accession.

4. Transfer of Shares

4.1 Pre-emptive rights

Any Shareholder that wishes or is required to transfer Shares must comply with the pre-emptive rights and other restrictions and obligations in relation to the transfer of Shares set out in the Shareholders' Agreement.

4.2 Deed of Accession

The Board must not register any transfer of Shares to any person who is not already a party to the Shareholders' Agreement unless such person signs and delivers to the Company a Deed of Accession.

4.3 Share transfers that do not comply with the Shareholders' Agreement

The Board must refuse to register a transfer of any Share if the transfer does not comply with the requirements of the Shareholders' Agreement.

5. Shareholders' Meetings

5.1 Proceedings at Shareholders' meetings

The provisions of schedule 1 of the Companies Act shall govern proceedings at Shareholders' meetings to the extent that any matter relating to Shareholders' meetings is not addressed by the Shareholders' Agreement.

5.2 Notice of Shareholders' meetings

In addition to any other methods permitted by the Companies Act, notice of Shareholders' meetings may be delivered to a Shareholder by email to the email addresses provided by that Shareholder for such purpose.

5.3 Annual meeting of Shareholders

The Board shall not be required to call, and the Company shall not be required to hold, an annual meeting of Shareholders if there is nothing required to be done at that meeting and the Board has resolved that it is in accordance with the interests of the Company in accordance with section 120 of the Act.

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6. Directors

6.1 Appointment and removal of Directors

Directors may be appointed and removed by any person that has, or any persons that jointly have, the right to appoint and remove a Director or Directors under the Shareholders' Agreement.

7. The Board

7.1 Proceedings of the Board

The provisions of schedule 3 of the Companies Act shall govern proceedings of the Board to the extent that any matter relating to Board meetings is not addressed by the Shareholders' Agreement.

8. Directors' Remuneration

8.1 Remuneration to be authorised by the Board

Subject to the Shareholders' Agreement and also section 107(1)(f) of the Companies Act, the Board may authorise the payment of remuneration or the provision of other benefits by the Company to a Director for services as a Director, but only if the Board is satisfied that to do so is fair to the Company.

9. Dividends and Distributions

9.1 Board may authorise dividends and distributions

Subject to the Shareholders' Agreement, the Companies Act and this constitution, the Board may authorise a dividend or distribution by the Company at a time and of an amount that it thinks fit.

10. Indemnity and Insurance

10.1 Indemnifying Directors and Employees

The Company may indemnify a Director or Employee for any liability or costs for which a Director or Employee may be indemnified under the Companies Act.

10.2 Insuring Directors and Employees

The Company may effect insurance for a Director or Employee for any liability or costs that the Company may effect insurance for under the Companies Act.

10.3 Interpretation

In clauses 10.1 and 10.2:

- (m) Director includes a former Director and any director of any related company of the Company;
- (n) **Employee** includes a former Employee and any employee of any related company of the Company; and
- (o) effect insurance includes to pay, whether directly or indirectly, the costs of the insurance.

11. Method of Contracting

11.1 Deeds

A deed which is to be entered into by the Company may be signed on behalf of the Company:

(p) two or more Directors: by two or more Directors;

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- (q) only Director in office, with a witness: if there is only one Director, by that Director whose signature must be witnessed;
- (r) **attorneys**: by one or more attorneys appointed by the Company in accordance with section 181 of the Companies Act.

11.2 Other written contracts

An obligation which, if entered into by a natural person, is by law, required to be in writing, may be entered into on behalf of the Company in writing by a person acting under the Company's express or implied authority.

11.3 Other obligations

An obligation which, if entered into by a natural person, is not, by law, required to be in writing, may be entered into on behalf of the Company in writing or orally by a person acting under the Company's express or implied authority.

12. Alteration or Revocation of this Constitution

12.1 Alteration or revocation

Subject to the Shareholders' Agreement, the Shareholders may only alter or revoke this constitution by a resolution passed by all of the Shareholders.

13. Third Party Reliance

13.1 Compliance with the Shareholders' Agreement

Wherever this constitution refers to a matter that requires or contemplates compliance with the provisions of the Shareholders' Agreement, a person who is not a party to that agreement may rely conclusively on a document signed by a Director stating that there has been such compliance.

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Joint Regional Economic Development Committee Terms of Reference

Background

Economic development is listed as one of the five policy priorities of Local Government New Zealand. Globalisation and the relaxation of border controls have been radically changing the way in which local and regional economies work. Cities, districts and regions in New Zealand are now competing against their peers in other parts of the world for the same capital and same skilled workers. The COVID-19 pandemic and associated policy responses are disrupting this long-term trend and bringing additional challenges to the economy. To succeed, local authorities need to ensure that they not only offer a good life and effective infrastructure and services they must also promote these attributes. Economic development agencies such as Northland Inc Limited play an important role in bridging the gaps in local economies, leveraging local advantage, and promoting the region both nationally and internationally.

Economic growth is vital for generating the resources needed to address some of the pressing problems affecting Northland, such as poor housing, health and education. Councils wish to improve Northland's economic performance to support strong communities and environmental sustainability.

The formation of a joint committee of the Northland Regional Council and the Far North and Kaipara district councils elected council members is fundamental to ensuring these outcomes are achieved in a coordinated and collaborative way across Te Taitokerau.

Membership

The Joint Regional Economic Development Committee (the **committee**) is a joint committee made up of elected members from the Northland Regional Council, the Far North District Council and the Kaipara District Council.

The committee shall have six members as follows:

Two elected members from:

Kaipara District Council Far North District Council Northland Regional Council

Each council shall also appoint one alternative elected member who will have full speaking and voting rights when formally acting as the alternate.

Whangarei District Council may join the committee at some point in the future. WDC will have the right to appoint two elected members to the committee, increasing the number of committee members from six to eight.

Ex officio: Whereas the Mayors of Far North and Kaipara district councils are a member of all committees by virtue of section 41A(5) of the Local Government 2002, the Mayors have agreed not to exercise this right of membership.

Role and Responsibilities

 All responsibilities, duties and powers of a local authority as a shareholder in Northland Inc. Limited are, as far as legally possible, delegated to the committee. For avoidance of doubt, a meeting of the committee is not a meeting of shareholders under the Companies Act 1993.

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- 2) Make funding allocations from the Investment and Growth Reserve (IGR) administered by Northland Regional Council.
- 3) Receive advice and provide direction and support to economic development in Te Taitokerau.
- Make recommendations to member councils to ensure a consistent regional approach is applied and adopted to economic development activities.
- 5) Act collectively as an advocate for regional economic development generally and within the individual bodies represented on the committee.
- 6) Ensure the bodies represented on the committee are informed of economic development activities in Te Taitokerau.

Status

The committee is a joint committee of council as provided for under Clause 30(1)(b) of Schedule 7 of the Local Government Act 2002 and shall operate in accordance with the provisions of Clause 30A of Schedule 7 that Act.

The committee has no powers under the Local Government Act 2002 (or any other Act) other than those delegated by decision of all member councils.

The committee shall operate under Northland Regional Council Standing Orders.

Joint Committee not discharged at triennial elections

Pursuant to Clause 30(7) of Schedule 7 of the Local Government Act 2002, the councils have resolved that this joint committee is not discharged at the triennial elections. However, on coming into office following an election, a council may choose to review its appointments to the committee.

Committee Chair and Deputy Chair:

The Chair and Deputy Chair are to be elected by members at the first meeting of the committee according to System A of clause 25 of Schedule 7 of the Local Government Act 2002.

The inaugural Chair must be an elected member from the Northland Regional Council. This will be reviewed by the committee following the triennial elections in 2022.

Meetings

The committee shall meet a minimum of four times per annum.

Quorum

At least 50% of members shall be present to form a quorum with at least one member from each council present.

Decision making

The committee will endeavour to make all decisions by consensus, i.e. 100%. However, if consensus cannot be reached, matters will be decided by a simple majority of the votes cast by the members present. For the avoidance of doubt the Chair shall not have a casting vote at committee meetings.

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Service of meetings

The Northland Regional Council will provide secretarial and administrative support to the committee.

Draft agendas are to be prepared by Northland Regional Council and approved by the Chair of the Committee prior to the committee meeting.

Northland Inc Limited can request the committee hold a confidential committee meeting for discussion about commercially sensitive matters, subject to this request meeting the requirements of section 7(2) of the Local Government Official Information and Meetings Act. Any report submitted by Northland Inc needs to be accompanied by council management advice to the committee.

Remuneration

Remuneration and / or reimbursement for costs incurred by committee members is the responsibility of each council.

Amendments

Any amendment to the Terms of Reference or other arrangements of the committee shall be subject to approval by all member councils.

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7 KARAKIA WHAKAMUTUNGA – CLOSING PRAYER

8 TE KAPINGA HUI / MEETING CLOSE