
Northland Regional Council

Supplementary Item

Extraordinary Council Meeting

Wednesday 7 March 2018
at 10 am

**TITLE: Supplementary Item for Extraordinary Council Meeting –
7 March 2018**

ID: A1041877

To: Extraordinary Council Meeting, 7 March 2018

From: Dave Tams, Group Manager – Corporate Excellence

Date: 6 March 2018

Executive summary

The purpose of this report is to place before the council a supplementary item for inclusion in the council meeting agenda.

This item is an addition to item 3.1: Adoption of the draft Rating Policies (including the Policy on the Remission and Postponement of Rates on Māori Freehold Land) for consultation.

- **Supplementary Item 3.1: Additional text for the Statement of Proposal on the draft Rating Policies**

Due to time constraints, the legal advice leading to the requirement for this item was unable to be received before the extraordinary council meeting agenda deadline. It is necessary for the additional text to be considered before the adoption of the Statement of Proposal on the draft Rating Policies.

Recommendations

1. That as permitted under section 46A(7) of the Local Government Official Information and Meetings Act 1987:

- **Supplementary Item 2.0A: Additional text for the Statement of Proposal on the draft Rating Policies**

be received.

Authorised by Group Manager:

Name: Dave Tams

Title: Group Manager – Corporate Excellence

Date: 6 March 2018

TITLE: Additional text for the Statement of Proposal on the draft Rating Policies 2018

ID: A1041909

To: Extraordinary Council Meeting, 7 March 2018

From: Kyla Carlier, Strategy Specialist; and Steve Goddard, Management Accountant

Date: 6 March 2018

Executive summary

This item is an addition to item 3.1: 'Adoption of the draft Rating Policies (including the Policy on the Remission and Postponement of Rates on Māori Freehold Land) for consultation'.

The council should consider this item before any resolutions related to item 3.1, as it will materially affect the content to be approved for adoption in that item.

Recommendation

1. That council include the following text in the Statement of Proposal on the draft Rating Policies 2018, *to be considered in item 3.1: "In development of these policies, the council has considered Schedule 11 of the LGA and recognises that the nature of Māori freehold land is different to general title land."*
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Background

Due to time constraints, the legal advice leading to the requirement for this item was unable to be received before the extraordinary council meeting agenda deadline.

Section 102 of the Local Government Act 2002 (LGA) requires local authorities to adopt a policy on the remission and postponement of rates on Māori freehold land. In determining these policies, councils are required to consider the matters set out in Schedule 11 of the LGA.

Far North District Council has made changes to its policies on the remission and postponement of rates on Māori freehold land. As Northland Regional Council proposes to adopt those policies, it is also required to consider Schedule 11 of the LGA.

Far North District Council's consideration of Schedule 11 is set out in its draft rating relief policy documents.

Considerations

We have recently received legal advice to include text in the Statement of Proposal on the draft Rating Policies 2018, outlining that the rating policies were prepared having regard to Schedule 11.

This report seeks council approval to include the italicised text in the Statement of Proposal on the draft Rating Policies 2018, to be considered at item 3.1: 'Section 102 of the Local

SUPPLEMENTARY ITEM: 3.1

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Government Act 2002 (LGA) requires local authorities to adopt a policy on the remission and postponement of rates on Māori freehold land. *In development of these policies, the council has considered Schedule 11 of the LGA and recognises that the nature of Māori freehold land is different to general title land.*

It is necessary for the additional text to be considered for inclusion in the Statement of Proposal on the draft Rating Policies 2018, before the adoption of the Statement of Proposal on the draft Rating Policies.

Other considerations:

Further legal advice was that the council document its Schedule 11 considerations (i.e. as part of deliberations) before adopting the final rating policies. The council's Schedule 11 considerations should be included in the agenda item recommending adoption of the final Rating Policies (including the Policy on the Remission and Postponement of Rates on Māori Freehold Land).

Authorised by Group Manager:

Names: Dave Tams
Titles: Group Manager – Corporate Excellence
Date: 6 March 2018