

COMPLETED

Priority Urgent



THE DEPARTMENT OF INTERNAL AFFAIRS

Te Tari Taiwhenua

Local Government Briefing

Hon Rodney Hide
Minister of Local Government

Copy to: Hon John Carter
Associate Minister of Local Government

Title: Gazette Notice for the Appointments to the Governing Body of the Auckland Transition Agency

Date: 15 June 2009

Key issues

Attached is the gazette notice for the appointments to the governing body of the Auckland Transition Agency

Action sought

Sign the attached gazette notice.

Timeframe

Midday 16 June 2009

Contact for telephone discussion (if required)

Name	Position	Telephone		Suggested first contact
		direct line	after hours	
Anne Carter	Deputy Secretary	(04) 495 9323	021 229 6261	✓
Marilyn Little	Director Policy	(04) 494 0589	021 228 8118	

Return to: David Bonney
DMS file reference: PLG-1779-4
Ministerial database reference: LGC200902108

Purpose

1. This paper presents the gazette notice for the appointments to the governing body of the Auckland Transition Agency (the Agency).

Local Government (Tāmaki Makaurau Reorganisation) Act 2009

2. Under Section 11(3) of the Local Government (Tāmaki Makaurau Reorganisation) Act 2009 "the Minister must notify appointments to the governing body in the Gazette as soon as practicable after making them".
3. Appointment letters to the Agency were sent to the Chairperson, Mark Ford; and members; Miriam Dean Q.C., John Waller, John Law and Wayne Walden.
4. Acceptance notifications have been received from the appointees. Note that the appointments commence from the date of the appointment letters (27 May 2009) and conclude on 31 October 2010.
5. Copies of the acceptance notifications are appended to this briefing.

Gazette Notice

6. Attached for your signature is the gazette notice for the appointments to the governing body of the Auckland Transition Agency. Once you have signed the notice we will arrange for its publication in the Gazette. If you sign it by midday Tuesday 16 June 2009 they will be able to be notified in the Gazette published on Thursday 18 June 2009.

Legal Advice on Process

7. The Department's legal staff advise that the appointments process is legally robust and that there is no basis for concerns about the legality of the appointments prior to being gazetted. The Governing Body was legally entitled to meet once you made the appointments, even though they had not been gazetted. The gazetting of the appointments is merely a final administrative step, giving notice that the appointments have been made.

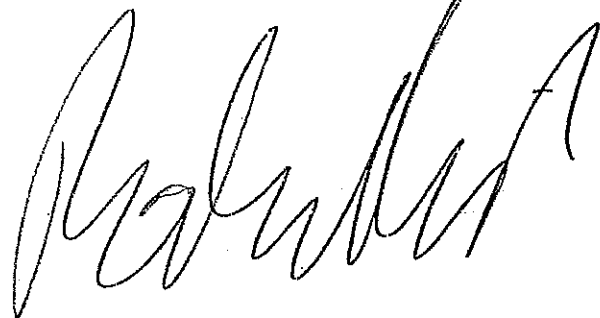
Recommendation

8. The recommendation is that you sign the attached gazette notice.

Yes/No



Anne Carter
Deputy Secretary
Local Government and Community Branch



Hon Rodney Hide
Minister of Local Government

16/6/2009

**Gazette Notice for the Appointments to the
Governing Body Auckland Transition Agency**

**Appointments to the Governing Body Auckland
Transition Agency**

Pursuant to section 11 of the Local Government (Tāmaki
Makaurau Reorganisation) Act 2009, I have appointed to
the Governing Body of the Auckland Transition Agency

Mark Ford

as chairperson for the term 27 May 2009 to 31 October
2010 and:

Miriam Dean Q.C.

John Law

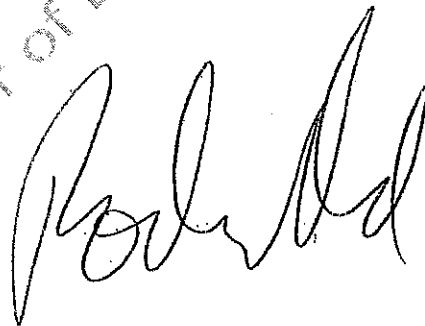
Wayne Walden

John Waller

as members for the term 27 May 2009 to 31 October
2010.

Dated at Wellington this 15th day of June 2009.

HON RODNEY HIDE, Minister of Local Government.



Proactively Released by the Minister of Local Government

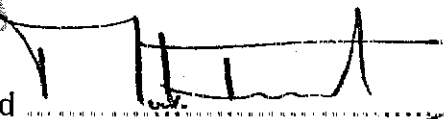
Auckland Transition Agency

I, Mark Ford, agree to be appointed as the Executive Chair of the Governing Body of the Auckland Transition Agency, for a term commencing from the date of acceptance and concluding on the close of 31 October 2010.

I understand the terms and conditions of my appointment, as set out in the letter advising me of my appointment. I acknowledge my duty to inform the Minister of Local Government should any actual or perceived conflict of interest arise between my role as a member and any other activity in which I am involved.

I understand that the Schedule to the Local Government (Tāmaki Makaurau Reorganisation) Act 2009 provides that the Minister of Local Government may at any time and entirely at his discretion remove a member from office.

Signed



Date 8 June 2009

Proactively Released by the Minister of Local Government

Auckland Transition Agency

I, Miriam Dean Q.C. agree to be appointed as a member of the Governing Body of the Auckland Transition Agency, for a term commencing from the date of acceptance and concluding on the close of 31 October 2010.

I understand the terms and conditions of my appointment, as set out in the letter advising me of my appointment. I acknowledge my duty to inform the Minister of Local Government should any actual or perceived conflict of interest arise between my role as a member and any other activity in which I am involved.

I understand that clause 2(1) of the Schedule to the Local Government (Tāmaki Makaurau Reorganisation) Act 2009 provides that the Minister of Local Government may at any time, and entirely at his discretion, remove a member from office.

Signed

Miriam Dean

Date

28/5/2009

Proactively Released by the Minister of Local Government

Auckland Transition Agency

I, John Waller, agree to be appointed as a member of the Governing Body of the Auckland Transition Agency, for a term commencing from the date of acceptance and concluding on the close of 31 October 2010.

I understand the terms and conditions of my appointment, as set out in the letter advising me of my appointment. I acknowledge my duty to inform the Minister of Local Government should any actual or perceived conflict of interest arise between my role as a member and any other activity in which I am involved.

I understand that the Schedule to the Local Government (Tāmaki Makaurau Reorganisation) Act 2009 provides that the Minister of Local Government may at any time, and entirely at his discretion, remove a member from office.

Signed



Date

9/6/09

Proactively Released by the Minister of Local Government

Auckland Transition Agency

I, John Law, agree to be appointed as a member of the Governing Body of the Auckland Transition Agency, for a term commencing from the date of acceptance and concluding on the close of 31 October 2010.

I understand the terms and conditions of my appointment, as set out in the letter advising me of my appointment. I acknowledge my duty to inform the Minister of Local Government should any actual or perceived conflict of interest arise between my role as a member and any other activity in which I am involved.

I understand that the Schedule to the Local Government (Tāmaki Makaurau Reorganisation) Act 2009 provides that the Minister of Local Government may at any time, and entirely at his discretion, remove a member from office.

Signed

Date

11/10/2009

Proactively Released by the Minister of Local Government

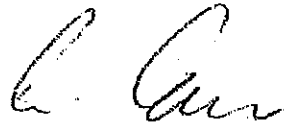
Auckland Transition Agency

I, Wayne Walden, agree to be appointed as a member of the Governing Body of the Auckland Transition Agency, for a term commencing from the date of acceptance and concluding on the close of 31 October 2010.

I understand the terms and conditions of my appointment, as set out in the letter advising me of my appointment. I acknowledge my duty to inform the Minister of Local Government should any actual or perceived conflict of interest arise between my role as a member and any other activity in which I am involved.

I understand that the Schedule to the Local Government (Tāmaki Makaurau Reorganisation) Act 2009 provides that the Minister of Local Government may at any time, and entirely at his discretion, remove a member from office.

Signed



Date

08/06/2009

Proactively Released Pursuant to the Minister of Local Government