Audit and Risk Committee
OPEN MINUTES

Minutes of a meeting of the Audit and Risk Committee held in Council Chamber, 401 Grey Street, Hamilton East on 1 November 2017 at 9.04am.

Chairperson
H Stevens

Deputy Chairperson
Cr J Hennebry

Present
Cr B Simcock
Cr H Vercoe

External Member
G Naylor

Ex-officio
Cr A Livingston

In Attendance
Cr F Lichtwark

Staff
V Payne – Chief Executive
M Garrett – Chief Financial Officer
C Crickett – Director Integrated Catchment Services
K Bennett – Manager CE’s Office
J Becker – Finance Manager
D Thurlow – Democracy Advisor
Apologies
(Agenda Item 1)

Confirmation of Agenda
(Agenda Item 2)

H Stevens moved/G Naylor seconded

AR17/53

RESOLVED
THAT the agenda of the Audit and Risk Committee of 1 November 2017 as circulated be confirmed as the business for the meeting.

The motion was put and carried (AR17/53)

Disclosures of Interest
(Agenda Item 3)

There were no disclosures of interest noted.

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)

Matters Arising from Previous Meeting Minutes
(Agenda Item 4) Doc # 11010766 & 10844756

Chief Financial Officer (M Garrett) outlined the actions and matters arising from previous Audit and Risk Committee meetings.

Arising from questions, answers and related discussion, the following matters were noted:
- In relation to the Entertainment Policy, the Chief Financial Officer advised of the following Policy wording:

  Section 5: Wherever practicable, approval for entertainment and hospitality expenditure must be given before the expenditure is incurred.

  Section 6: Approval for entertainment and hospitality expenditure must be given by the manager of (i.e. one up approval) the staff member claiming the expenditure.

- On page 20 of the agenda, the Chief Financial Officer clarified that the statement in the minutes:
  “... that the Chair of the Audit and Risk Committee would present at the Council meeting on 28 September 2017 to provide assurance to the Council that there are no reasons why Council should not adopt the Annual Report”

  should state
  “... there are no reasons, with respect to the matters covered by the Audit and Risk Committee why Council should not adopt the Annual Report".
The Chair advised that he attended the Council meeting on 28 September 2017 on behalf of the Audit and Risk Committee and provided negative assurance on the Annual Report.

G Naylor moved/Cr Hennebry seconded

**RESOLVED**

1. THAT the report ‘Matters arising from previous meetings minutes’ (Doc # 11010766 dated 20 October 2017) be received.

**RESOLVED**

2. THAT the minutes of the Audit and Risk Committee meeting held on 11 August 2017 be confirmed as, a true and correct record (Doc # 10844756).

The motion was put and carried (AR17/54)

**Draft New Zealand Transport Authority Audit Report – Monitoring Investment Performance**

(Agenda Item 5) Doc # 11257106 & 11212883

Chief Financial Officer (M Garrett) presented the draft New Zealand Transport Authority Audit report to the Committee’s information and provided assurance that the New Zealand Transport Authority’s Investment in the Waikato Regional Council’s Land Transport Programme is being well-managed and delivering value for money.

In speaking to the report the Chief Financial Officer advised the Committee that the overall conclusion in the audit report was that the Council had good processes and financial systems in place and rated the overall ‘risk assessment’ as effective. He further advised that the New Zealand Transport Authority noted a minor discrepancy with SuperGold patronage, which differed from that reported in Council’s annual achievement return and requested a reconciliation in the SuperGold patronage by 31 August 2017, which has been completed.

Arising from questions, answers and related discussion, the following matters were noted:
- Given the shortcomings in the ticketing system, the Committee were pleased to see robust levels of control in this area.
- In relation to the Total Mobility Scheme, the Chief Financial Officer undertook to provide the Committee with a report outlining the timing for the implementation of the electronic Ridewise system for administering this scheme.
- The Committee were pleased to see that a complaints management process was in place for passenger transport.

Cr Livingston moved/G Naylor seconded

**RESOLVED**

THAT the report ‘Draft New Zealand Transport Authority Audit Report – Monitoring Investment Performance’ (Doc # 11257106 dated 18 October 2017) be received.

The motion was put and carried (AR17/55)
Risk Management Activity and Key Projects Update

(Agenda Item 6) Doc: 10944202

The Manager, CE’s Office (K Bennett) provided an update on risk management activities and key project risks.

Corporate risks and associated mitigation actions

The Manager, CE’s Office (K Bennett) provided an update on the corporate risk register noting that three timeframes have been extended for the following reasons:

- CORP05(1) - all outstanding actions are being managed, the most significant related to sourcing an appropriate provider to support the education and awareness objective around risk management processes. A provider was identified recently and planning has commenced for the pilot and evaluation of the internal training programme by March 2018.

- CORP07(1) – whilst most of the business planning template has been completed it has been put together using a modular approach through the LTP, i.e. each time an activity lead finishes a part of the LTP process it is translated into their business plan. The completion date is being extended to align with the end of the LTP process. At the end of the LTP process, each activity will have a standard business plan with all their LTP information which needs to be updated on an annual basis.

- CORP09(1) – the timeframe for completion was 31 December 2017. Whilst this is on track for partial completion by that date, with employment of staff in vacant roles and refinement of processes and procedures, the completion date needs to be extended with regard to the setting of security passwords and controls on who can access data due to limitations of the database software. These limitations are currently being addressed with the provider.

In speaking to the report, the Manager noted that Council will be holding a workshop in relation to CORP10 to establish the type of information required for an integrated monitoring and reporting framework that provides assurance that Waikato Regional Council is effectively managing the region’s natural resources and that policies and actions detailed in the Waikato Regional Policy Statement are being delivered.

Arising from questions, answers and related discussion, the following matters were noted:

- The Committee sought clarification around CORP07 specifically the comment that Waikato Regional Council is being asked to do more with less. In response the Manager, CE’s Office advised that this relates to expectations from Government and the community that Council will deliver more within existing budgets. The Committee were of the view that if this is an issue, that as part of the Long Term Plan, Council needs to establish the funding requirements in order to meet these expectations. Notwithstanding this, and noting the completion dates associated with the mitigation actions, members questioned whether the extended timeframes are exacerbating the risks, and if they are, should these be considered as part of the Long Term Planning process to ensure the mitigation activities are appropriate to the risk.

- In respect to the mitigation actions for CORP03, specifically the completion of the Maori Engagement Strategy, members were advised that this item has been brought forward from the listed 27 March 2018 date and will be presented to the Strategy and Policy meeting scheduled on 28 November 2017.
Health and Safety

The Committee took this part of the report as read.

Arising from questions, answers and related discussion, the following matters were noted:
- The Committee stressed the need to continually revise policies in light of changing circumstances. Members were advised that the Health and Safety Governance Group and the Health and Safety Committee regularly review events and issues and consider reviewing and updating policies in light of changing circumstances.

Annual Leave Management

The Manager CE’s Office spoke to this part of the report noting that overall there is an improvement in annual leave management; however, there are staff with balances in excess of 400 hours. In regard to those staff with high leave balances, management are working with the individuals concerned to reduce their balances. Consideration will be given to requiring staff with leave balances of greater than 320 hours to take leave.

Policy Review Schedule

The Manager, CE’s Office advised the Policy Review Schedule is addressed as a separate item on the agenda.

Legislative Compliance (ComplyWith)

Compliance surveys were sent out to staff for the period 1 April 2017 to 30 September 2017. Reporting timeframes have been extended because of staff involvement in Long Term Plan matters and so updates will be provided to the Committee in March 2018.

Feedback and Complaints

The Manager CE’s Office spoke to this part of the report noting there has been significant improvement in feedback and complaints. Analysis of feedback and complaints over the past three months indicates customers’ main complaint is that Waikato Regional Council does not respond to their initial inquiry in a timely way. This issue (around service delivery of responding to complaints) is being addressed through the Customer Project, which is due to be completed by January 2018. One of the aims of the project is to embed the expectation that Council staff will respond to a customer’s request within two working days. The Committee was further advised that the greatest number of complaints relate to public transport, which should be viewed in the context of volume, approximately 4 million passenger trips a year.

Councillor Vercoe arrived at the meeting at 9.39am.

Office of Auditor General – Regional Council Progress in Managing Impacts on Freshwater Quality 2017

The Manager CE’s Office spoke to this part of the report noting the Audit and Risk Committee has asked for assurance that Council is managing the region’s natural resources effectively. Aligned to this request, the Committee was advised that in late 2017 the Office of the Auditor General will start a review of Council’s progress in managing impacts on freshwater quality. The audit will revisit the recommendations of Office of the Auditor General 2011 report on freshwater management and examine how
well the public sector manages water and delivers services that affect or make use of water. Council is one of four regional councils involved in the review. Following the self-assessment staff from Office of the Auditor General will be on-site for a week in late November/early December 2017 gathering further evidence and conducting interviews with key staff with the final report expected to be completed within the 2017/2018 financial year.

Arising from questions, answers and related discussion, the following matters were noted:
- David Walker from Audit New Zealand advised the Committee that the Office of the Auditor General issued a ‘foundation report on the 3 waters’. Mr Walker undertook to circulate the report to members.
- The Chief Executive advised that the Office of the Auditor General focussed on the 3 waters and freshwater management and not on flood protection. The Chief Executive informed the Committee that he had met with the Office of the Auditor General and requested that it look at flood protection across the country, given the public interest and the lack of awareness.

Block D Car Park

The Manager CE’s Office drew the Committee’s attention to Council’s performance, which was comprehensively and independently assessed in March 2017 as part of the CouncilMARK™ local government excellence programme, resulting in an ‘A’ rating. One of the areas of improvement noted was that “the Council’s earthquake-prone carpark building must be added to the risk register”. As a business plan was underway for the new accommodation project (sale of 401 Grey Street and move to a leased premises), it was decided to focus on funding the new accommodation rather than progressing to upgrade the Block D carpark.

Key Organisational Project Updates

Proposed Waikato Regional Plan Change 1 Waikato and Waipa River Catchments (PPC1) was publicly notified on 22 October 2016, with the submission period closing on 8 March 2017.

Health and Safety Dashboard

Pending Events
The Committee were of the view that events pending beyond one week was unsatisfactory noting there needs to be a greater awareness of events within a 24-hour period.

Sick Leave
In relation to monthly absent hours lost compared to target the Committee were of the view that despite the reduction of leave to 4.4 hours lost per full time equivalent, it was still a significant amount of time lost.

Near Miss Corrective Actions
Staff undertook to follow up on the timeliness associated with the number of near misses reported.
G Naylor moved/Cr Hennebry seconded

AR17/56

**RESOLVED**

THAT the report ‘Risk management activity and key projects update’ (Doc # 10944202 dated 20 October 2017) be received.

The motion was put and carried (AR17/56)

**Policy Review Schedule Update**

(Agenda Item 7) Doc # 10942873

The Manager, CE’s Office (K Bennett) provided an update on the Waikato Regional Council policies that are due for review/renewal this quarter.

Arising from questions, answers and related discussion, the following matters were noted:

- Members requested that both the Fraud Policy and the Protected Disclosures Policy be presented back to the Audit and Risk Committee for consideration and approval.

Cr Livingston moved/G Naylor seconded

AR17/57

**RESOLVED**

THAT the report ‘Policy Review Schedule Update’ (Doc # 10942873 dated 20 October 2017) be received.

The motion was put and carried (AR17/57)

**Gift Register Update for Staff and Elected Members**

(Agenda Item 8) Doc # 11219812, 4076281 & 2237035

The Committee took the summary of gifts received by Elected Members and staff during the period 1 April 2017 to 30 September 2017.

Arising from questions, answers and related discussion, the following matters were noted:

- In respect to the Elected Members Gifts Policy the Committee were of the view that:

  **Point 1.1**
  ‘Councillors may accept any gifts, hospitality or benefits that have an estimated value of less than $100 (including GST) on the condition that acceptance cannot be perceived as a means of influencing a Council decision making process’

  Required rewording as this requirement also relates to gifts of value of more than $100. Notwithstanding this, the Committee requested that the Policy differentiate between a hospitality requirement as part of the role versus a personal gift.

- The Committee sought assurance on the rugby tickets received by Anna John and the potential for a conflict. The Chief Financial Officer undertook to follow up on this matter.
Cr Vercoe moved/Cr Livingston seconded

AR17/58 **RESOLVED**

THAT the report ‘Gift register update for staff and elected members’ (Doc # 11219812 dated 11 October 2017) be received.

The motion was put and carried (AR17/58)

SECTION B: **(FOR RECOMMENDATION TO COUNCIL)**

**Audit New Zealand Long Term Plan Letter of Engagement**

(Agenda Item 9) Doc # 11218327 & 11273862

Chief Financial Officer (M Garrett) presented the Audit New Zealand 2018-2028 Long Term Plan Letter of Engagement to the Audit and Risk Committee. In speaking to the report, an update on the project governance structures, quality assurance process and high-level risk associated with the Long Term Plan project was provided.

David Walker from Audit New Zealand spoke to the Audit Letter of Engagement for the 2018-2028 Long Term Plan.

Arising from questions, answers and related discussion, the following matters were noted:

- In relation to the statement from Audit New Zealand on page 66 of the agenda stating ‘we assume that elected members are familiar with those responsibilities and, where necessary, have obtained advice about them’, the Chair of the Committee asked Councillors to confirm that this was a reasonable assumption. In response, the Chief Financial Officer advised members that from a staff perspective Councillors have been engaged in the Long Term Plan process. The Chair of Council agreed with the comment by the Chief Financial Officer and assured members that this assumption was correct.

H Stevens moved/G Naylor seconded

AR17/59 **RESOLVED**

1. THAT the report ‘Audit New Zealand Long Term Plan Letter of Engagement’ (Doc # 11218327 dated 20 October 2017) be received.

**RECOMMENDED**

2. THAT the Audit Letter of Engagement for the 2018-2028 Long Term Plan be recommended to Council for approval.

The motion was put and carried (AR17/59)

SECTION A: **(UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)**

**Audit New Zealand Letter for the year ended 30 June 2017**

(Agenda Item 10) Doc # 11260595

Finance Manager (J Becker) presented the Audit Management Letter covering the results from the audit of the Council’s 2016/17 Annual Report.
The Management Report on the audit of Waikato Regional Council for the year ended 30 June 2017 was tabled (Doc # 11284491).

David Walker from Audit New Zealand spoke to the Letter noting the following:
- In relation to Sensitive Expenditure approvals, Audit New Zealand, whilst not concerned, highlighted the need for transparency.
- In relation to the accounting treatment of Regional Software Holdings Limited, the differing views with management and Audit New Zealand were acknowledged.
- A number of Council’s have found themselves not legally compliant with regard to rates. Whilst this is not the case for Waikato Regional Council, Council was encouraged to remain vigilant in this area.

Arising from questions, answers and related discussion, the following matters were noted:
- Members were of the view that Council’s stance with regard to Regional Software Holdings Limited was justifiable at this stage and not a matter that the Committee should be currently concerned about.
- The Chief Financial Officer outlined Council’s process with regard to any new rate, noting that it is reviewed by Council’s Lawyers to ensure Rating Policies are accurate and the rates are valid.
- The Chair of Audit and Risk Committee advised that he had spoken with Audit New Zealand prior to the meeting and that there were no matters they wished to raise without management present.
- The Committee congratulated the Finance Team for a such a ‘clean’ audit report.

Cr Vercoe moved/G Naylor seconded

**AR17/60**

**RESOLVED**

THAT the report ‘Audit Management Letter for the year ended 30 June 2017’ (Doc # 11260595 dated 18 October 2017) be received.

The motion was put and carried (AR17/60)

The meeting adjourned for morning tea at 10.12am and reconvened at 10.27am.

**Internal Audit Programme Update**

(Agenda Item 11) Doc # 10942349 & 17271758

The Manager, CE’s Office (K Bennett) introduced the Internal Auditors.

Richard Taylor and David Sutton from KPMG provided an update on the internal audit programme.

Arising from questions, answers and related discussion, the following matters were noted:
- In relation to the Internal Audit Actions Status report, it was felt that it would be useful to have some accountability for the actions underway and expected completion dates.
- Staff advised the Health and Safety Integrated Catchment Management review has been deferred pending further discussion regarding the directorate’s capacity to engage in such a review.
- KPMG presented its assessment of the adequacy and effectiveness of Waikato Regional Council’s framework, processes and controls to manage and monitor flood protection assets.
- Discussion centred on the issue faced by Council around privately owned stopbanks that are not maintained and the reputational risk that this poses to Council if the scheme fails during a flood event.
- Given the significant issues raised in relation to the Asset Management Review – Flood Protection, the Committee questioned when it would receive comments from management on how they intend to deal with these. It was further noted that given that Council is entering into the Long Term Plan process that it is an ideal time to engage with the community, given their increased expectations around flood protection, on the cost consequences of increased levels of service. Notwithstanding this, the Committee acknowledged the affordability issue that exists.
- The Chair thanked KPMG for their comprehensive review on flood protection.

Cr Vercoe moved/G Naylor seconded

**AR17/61**

RESOLVED
THAT the report ‘Internal audit programme update’ (Doc # 10942349 dated 20 October 2017) be received.

The motion was put and carried (AR17/61)

**Findings of the Independent Review into Rangitaiki River Scheme**

(Agenda Item 12) Doc # 11232646

Chris Ingle and Mat Taylor from the Bay of Plenty Regional Council presented a summary of the findings of the independent review of the 6 April 2017 Rangitaiki River Scheme breach (Doc # 11352070).

Arising from questions, answers and related discussion, the following matters were noted:
- A question was raised as to whether the one in one hundred-year event terminology disadvantages councils insofar as it makes it difficult for communities to understand the actual risk.
- The importance of having good relationships in place with territorial authorities and civil defence around evacuation planning was emphasised.
- A question was raised as to whether there is any signal from Central Government that the funding model for flood schemes is no longer sustainable particularly for smaller rural communities. Members were of the review that if regional councils collectively looked at flood protection as a whole they would likely achieve more traction from Central Government as opposed to each council approaching Government individually.
- The Committee commended the Bay of Plenty for taking a proactive approach in setting up the inquiry to establish where the issues lay. The presenters were thanked for taking the time to present on the findings that were identified as part of the independent review.
Cr Hennebry moved/Cr Livingston seconded

**AR17/62**  
**RESOLVED**  
THAT the report ‘Findings of the independent review into Rangitaiki River Scheme’ (Doc # 11232646 dated 13 October 2017) be received.  
The motion was put and carried (AR17/62)

With the consent of the meeting, Item 14 was considered at this time.

**Waikato Regional Council Flood Protection Asset Risk Management**  
(Agenda Item 14) Doc # 11203125

Acting Manager Business and Technical Services (G Ryan) provided an overview of the work areas currently underway to manage the risk associated with the flood protection assets managed by the Waikato Regional Council, including:

a. An overview of the framework of legislation and plans that the Waikato Regional Council flood protection activity operates within  
b. A summary of findings from the report into the Edgecumbe flood event, including an overview of the recommendations made and how they relate to the Waikato Regional Council  
c. An update on the work recently undertaken to assess the Waikato Regional Council assets that protect urban areas  
d. A brief introduction to the involvement of the Waikato Hydro-scheme (operated by Mercury) and Tongariro Hydro-scheme (operated by Genesis) in the management of flooding in the Waikato River; and  
e. An update on other asset management projects, including the Waikato Regional Council Infrastructure Strategy 2018 – 2067, and the recently completed asset management review by KPMG.

Arising from questions, answers and related discussion, the following matters were noted:

- Staff advised that they are happy with the relationships that exist with Council and the hydro operators. A question was raised around Council’s ability to dictate water levels to the hydro operators at a time that could affect them economically.  
- The Committee questioned, under Part C: Waikato Regional Council flood protection in urban areas, why it has taken an incident for operational matters to be remedied. In response staff noted that a number of the issues identified were already in progress prior to this inspection being completed, and that the report provided further impetus to ensure resolution.
- Following on from the learnings from the Rangitaiki River Scheme breach, members questioned whether Council has triggered dam safety conservations, and if not, should these conversations start happening. Staff noted that dam safety is already a consideration during the management of flood events, and is incorporated into existing decision-making processes.
- The Committee complimented staff on the report and requested regular reporting to the Audit and Risk Committee on progress against the recommendations.

G Naylor moved/Cr Hennebry seconded

**AR17/63**  
**RESOLVED**  
THAT the report ‘Waikato Regional Council flood protection asset risk management’ (Doc # 11203125 dated 17 October 2017) be received.  
The motion was put and carried (AR17/63)
Project Review – Tauhei Flood Control Project
(Agenda Item 13) Doc # 11262118

Manager Lower Waikato/Waipa/West Coast Catchments (M Davis) presented a summary of observations in relation to the reasons why the current estimates for flood protection work on the Tauhei scheme vary markedly from original estimates, which were developed in 2014. In speaking to the report the Manager highlighted how management intend to ensure such risks are mitigated in the future, including informing a review of funding policy and other Council processes (Doc # 11305711).

The Director Integrated Catchment Services (C Crickett) spoke to the report acknowledging that better communication would have meant the drainage scheme stakeholders would have been more prepared for potential cost escalations for the increased level of flood protection in the Tauhei area.

Arising from questions, answers and related discussion, the following matters were noted:
- Discussion centred on the $853,000 that has been expended on investigation, design, assessment of environmental effects and consultation. Whilst members may understand plus or minus 50 percent of the total original project cost, they could not comprehend how we ended up 3 to 4 times what was originally estimated, nor could they understand that somebody did not know about this significant increase earlier on in the project design. Notwithstanding this, members felt that the report did not provide a breakdown on how the project cost went from a small amount to one 3 to 4 times greater than what was originally proposed. Given that the quality of the earlier estimates appears lacking, early decisions were made on flawed information, which brings into question the decision-making aspect of the project. It was felt that communication with stakeholders was not the only issue but that we also need to address the governance process and decision making authority in these matters. The Chair of Council expressed his disappointment about the situation. Whilst he acknowledged that poor communication had contributed to the matter, he noted that this was not the sole reason. He was of the view that this matter needs to be addressed as soon as possible. On this basis the Committee requested an analysis of what contributed to the spend, information on the additional $10 million required, why the failure occurred and why staff did not go back to the community with the issue at an earlier stage.

H Stevens moved/Cr Vercoe seconded

AR17/64 RESOLVED THAT the report ‘Project Review – Tauhei flood control project’ (Doc # 11262118 dated 18 October 2017) be received.

The motion was put and carried (AR17/64)

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)

Resolutions to Exclude the Public
(Agenda Item 15)

AR17/65 Cr Hennebry moved/G Naylor seconded

Recommended that the public be excluded from the following part/s of the meeting:
The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

<table>
<thead>
<tr>
<th>General subject of each matter to be considered</th>
<th>Reason for passing this resolution in relation to each matter</th>
<th>Ground(s) under section 48(1) for the passing of this resolution</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assessment of flood management liability</td>
<td>Good reason to withhold exists under Section 7.</td>
<td>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48(1)(a)</td>
</tr>
<tr>
<td>Public Excluded minutes of the Audit and Risk Committee meeting held on 11 August 2017</td>
<td>Good reason to withhold exists under Section 7.</td>
<td>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48(1)(a)</td>
</tr>
<tr>
<td>Potential Liability Claims</td>
<td>Good reason to withhold exists under Section 7.</td>
<td>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48(1)(a)</td>
</tr>
<tr>
<td>Information systems security review status update</td>
<td>Good reason to withhold exists under Section 7.</td>
<td>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48(1)(a)</td>
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<td>Item No</td>
<td>Interest</td>
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<tr>
<td>16, 17, 18</td>
<td>Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information (Schedule 7(2)(b))</td>
<td></td>
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<tr>
<td>20</td>
<td>Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied; or would be likely otherwise to damage the public interest (Schedule 7(2)(c))</td>
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<td>19</td>
<td>Avoid prejudice to measures that prevent or mitigate material loss to members of the public (Schedule 7(2)(e))</td>
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<tr>
<td>16, 17, 18</td>
<td>Maintain legal professional privilege (Schedule 7(2)(g))</td>
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<tr>
<td>19</td>
<td>Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities (Schedule 7(2)(h))</td>
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<tr>
<td>16, 17, 18</td>
<td>Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (Schedule 7(2)(l))</td>
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</tbody>
</table>

THAT JAMES MACGILLVRAY of TOMPKINS WAKE be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of Assessment of flood management liability. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of his knowledge of the subject.

The motion was put and carried (AR17/65)
Return to Open Meeting at 1.03pm.

Meeting closed at 1.03pm.