

That Council:

Excludes the public from the following part of the proceedings of this meeting namely:

- 1. Stoney Creek Wind Farm Development: Report on Contract Negotiations and Legal Advice*
- 2. New Metlink Fares*
- 3. Crown Acquisition of Toll NZ Limited – Consent to Change of Control*
- 4. Hedging the Council's exposure to adverse movement in the price of oil*
- 5. Appointments to the Wellington Regional Stadium Trust*
- 6. Rugby World Cup 2011*

The general subject of each matter to be considered while the public is excluded, the reasons 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:

<i>General subject of each matter to be considered:</i>	<i>Reason for passing this resolution in relation to each</i>	<i>Ground under section 48(1) for the passing of this resolution</i>
<p><i>1. Contract negotiations for the Stoney Creek wind farm development and tenderers received on the public in advance of a tender decision development.</i></p>	<p><i>The information contained in the report is subject to mutually understood obligation of confidentiality. Release would be likely to prohibit future development and tenderers from tendering if they were aware that their names would be made public in advance of a tender decision being made. It is in the public interest that Greater Wellington receives tenders to ensure that Greater Wellington is able to attract the best possible tenderers.</i></p> <p><i>The report also contains legal advice which if released would prejudice the maintenance of legal professional privilege.</i></p> <p><i>Information contained in this report relates to Greater Wellington entering into contract negotiations for the development of the Stoney Creek wind</i></p>	<p><i>That the public conduct of the whole or relevant part of the proceedings of the meeting would likely result in the disclosure of information for which good reason for withholding would exist under sections 7(2)(c), 7(2)(g) and 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e to protect information which is subject to an obligation of confidence which, if released, would be likely prejudice the supply of similar information and its in the public interest that such information should continue to be supplied, to protect information which if released would prejudice the maintenance of legal</i></p>

farm. The preferred supplier has been chosen but a contract has not yet been entered into. The report outlines terms of the proposed contract which is still being negotiated. Having this part of the meeting open to the public would disadvantage the Council in these further negotiations as it would reveal the Council's negotiation strategy. professional privilege and to enable Greater Wellington to carry on without prejudice or disadvantage negotiation).

The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice.

2. *New Metlink Fares* The information contained in this report relates to Greater Wellington entering into contract variations with Metlink public transport operators covering the new fare structure for the Metlink network. The contract variations have not yet been entered into. The report outlines aspects of the proposed contract variations which may still be negotiated. Having this part of the meeting open to the public would disadvantage the Council if further negotiations were to take place as it would reveal the Council's negotiation strategy. The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice. That the public conduct of the whole or 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 would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e to enable Greater Wellington to carry on without prejudice or disadvantage negotiations).
3. *Crown acquisition of Toll NZ Limited – consent to change of control* The information contained in this report relates to Greater Wellington providing consent to the change of control of Toll New Zealand Consolidated Limited. The report outlines aspects of the proposed change of control which are still being negotiated. Having this part of the meeting open to the public would disadvantage the Council if further negotiations were to take place as it would reveal the Council's negotiation strategy. The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice. That the public conduct of the whole or 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 would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e to enable Greater Wellington to carry on without prejudice or disadvantage negotiations).

disclosure of this particular information in public proceedings of the meeting that would override this prejudice. negotiations).

4. Hedging the Council's exposure to adverse movement in the price of oil *The report contains information provided by the proposed supplier relating to the terms of the proposed supplier's hedging instrument. Release of this information would be likely to prejudice their commercial position as it would reveal their hedging instrument strategy. In the circumstances, this is considered unreasonable given the competitive environment financial institutions operate in. The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice to their commercial position.* *That the public conduct of the whole or 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 would exist under sections 7(2)(b)(ii) of the Local Government Official Information and Meetings Act 1987 (i.e to protect information where the making available of that information would be likely unreasonably to prejudice the commercial position of the person who supplied or is the subject of the information).*
5. Appointment of trustees to the Wellington Regional Stadium Trust *The information contained in this report relates to the appointment of trustees to the Wellington Regional Stadium Trust. Release of this information would be likely to infringe the privacy of the candidates for appointment as it would disclose the fact that they are being considered, and have expressed interest in becoming trustees of the Wellington Regional Stadium Trust. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override their privacy.* *That the public conduct of the whole or 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 would exist under sections 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e to protect the privacy of natural persons).*
6. Rugby World Cup 2011 *The report contains information relating to negotiations between Greater Wellington and Rugby World Cup 2011 Ltd on proposals for Rugby World Cup 2011 events in the Wellington region. Having this part of the meeting open to the public would disadvantage the Council in these negotiations as it would reveal the Council's negotiation strategy.* *That the public conduct of the whole or 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 would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (ie to enable Greater Wellington to carry on without*
- The Council has not been able to*

identify a public interest favouring prejudice or disadvantage disclosure of this particular information negotiations), in public proceedings of the meeting that would override this prejudice.

This resolution is made in reliance on section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as specified above.