

## 28. Appointment of Director

Reference / Te Tohutoro: 21/373510

Report of / Te Pou Mary Richardson, General Manager Citizens & Community  
Matua: mary.richardson@ccc.govt.nz

General Manager / Mary Richardson, General Manager Citizens & Community  
Pouwhakarae: mary.richardson@ccc.govt.nz

### Confidentiality

<b>Section under the Act:</b>	The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.
<b>Sub-clause and Reason:</b>	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons.
<b>Plain English Reason:</b>	Protection of Privacy
<b>Report can be released:</b>	At the discretion of the Chief Executive of the Council.

### 1. Purpose of the Report / Te Pūtake Pūrongo

- 1.1 The purpose of this report is for the Council to approve the appointment of a Director to the CMUA Project Delivery Limited Board.
- 1.2 The decision in this report is of low significance in relation to the Christchurch City Council's Significance and Engagement Policy.
- 1.3 This report presents the formal shareholder resolutions required for the appointment of the directors.

### 2. Officer Recommendations / Ngā Tūtohu

That the Council:

1. Approve appointment of Sue McCormack and as Directors of the CMUA Project Delivery Limited Board.
2. Agree that the report and/or decision can be released at the discretion of the Chief Executive of the Council.

### 3. Reason for Report Recommendations / Ngā Take mō te Whakatau

- 3.1 The Council has agreed to take responsibility for the delivery of the Canterbury Multi-Use Arena as outlined in the Investment Case, conditional on the negotiation of a satisfactory Funding Agreement with the Crown.
- 3.2 The Council has agreed to establish a Project Board to provide independent governance and financial control over the delivery of the Canterbury Multi-Use Arena. Council has appointed Murray Strong, Steve Reindler, Richard Peebles and Barry Bragg as Directors of the CMUA Project Delivery and approved the appointment of Murray Strong as Chair.
- 3.3 This report presents the formal shareholder resolutions required for the appointment of a further director.

- 3.4 The Chair has reported that the key elements that Sue McCormack brings to the role, include
- Good governance background, including Chancellor University of Canterbury, Kiwirail, Lyttelton Port Company and others as per her resume.
  - Strong legal background.
  - Experience in construction sector having worked with a number of investors in the city post-earthquake and the large capital projects that were completed at UC during her tenure.
- 3.5 Sue McCormack is a Barrister and Solicitor and a member of the Institute of Directors.
- 3.6 Sue McCormack was interviewed by the Council Chief Executive and the Chair of CMUA Project Delivery who recommended her appointment.

### Attachments / Ngā Tāpirihanga

No.	Title	Page
A <a href="#">↓</a>	Resolution	123

In addition to the attached documents, the following background information is available:

Document Name	Location / File Link
Not applicable	

### Confirmation of Statutory Compliance / Te Whakatūturutanga ā-Ture

Compliance with Statutory Decision-making Requirements (ss 76 - 81 Local Government Act 2002).

(a) This report contains:

- sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages; and
- adequate consideration of the views and preferences of affected and interested persons bearing in mind any proposed or previous community engagement.

(b) The information reflects the level of significance of the matters covered by the report, as determined in accordance with the Council's significance and engagement policy.

### Signatories / Ngā Kaiwaitohu

<b>Author</b>	Mary Richardson - General Manager Citizens & Community
<b>Approved By</b>	Mary Richardson - General Manager Citizens & Community

[CMUA PROJECT] LIMITED (5539525)  
(Company)

**Special resolution**

Section 32(1) of the Companies Act 1993 (**Act**)

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**BACKGROUND**

- A. Christchurch City Council (**Council**) is the sole shareholder of the Company.
- B. Under the constitution of the Company (**Constitution**), the Council has the exclusive right to:
  - (a) appoint (and remove) directors, in accordance with clause 10.2; and
  - (b) appoint (and remove) a chair and deputy chair to the board of the Company, in accordance with clause 10.3.
- C. The Council has previously resolved that the appointment of two or more persons as directors may be passed in a single resolution as required under section 155(1)(b) of the Act.
- D. It is acknowledged that the Council intends to appoint a further two directors to the Board, in addition to the directors appointed in these resolutions.

**RESOLVED:**

- 1 The following persons be appointed as directors of the Company in accordance with clause 10.2 of the Constitution:
  - (a) Sue McCormack;such appointments to be effective from the date of these resolutions.

**SIGNED** by the sole shareholder of the Company:

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Christchurch City Council

**SIGNED**

**2020**

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