

Insurance Subcommittee

AGENDA

Notice of Meeting:

An ordinary meeting of the Insurance Subcommittee will be held on:

Date: Friday 26 July 2024
Time: 3pm
Venue: Council Chamber, Level 2, Civic Offices,
53 Hereford Street, Christchurch

Membership

Chairperson	Councillor Sam MacDonald
Deputy Chairperson	Councillor Victoria Henstock
Members	Councillor Kelly Barber Councillor Jake McLellan

23 July 2024

Principal Advisor

Helen White
General Counsel / Head of Legal &
Democratic Services
Tel: 941 8999

Megan Pearce
Manager Hearings and Council Support
941 8140

megan.pearce@ccc.govt.nz

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Note: The reports contained within this agenda are for consideration and should not be construed as Council policy unless and until adopted. If you require further information relating to any reports, please contact the person named on the report.

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What is important to us?

Our Strategic Framework is a big picture view of what the Council is aiming to achieve for our community

Our focus this Council term 2022–2025

Strategic Priorities



Be an inclusive and equitable city which puts people at the centre of developing our city and district, prioritising wellbeing, accessibility and connection.



Champion Ōtautahi-Christchurch and collaborate to build our role as a leading New Zealand city.



Build trust and confidence in the Council through meaningful partnerships and communication, listening to and working with residents.

Adopted by the Council on 5 April 2023



Reduce emissions as a Council and as a city, and invest in adaptation and resilience, leading a city-wide response to climate change while protecting our indigenous biodiversity, water bodies and tree canopy.



Manage ratepayers' money wisely, delivering quality core services to the whole community and addressing the issues that are important to our residents.



Actively balance the needs of today's residents with the needs of future generations, with the aim of leaving no one behind.

Our goals for this Long Term Plan 2024–2034

Draft Community Outcomes



Collaborative and confident
Our residents have the opportunity to actively participate in community and city life, have a strong sense of belonging and identity, and feel safe.



Green and liveable
Our neighbourhoods and communities are accessible and well connected, supporting our goals to reduce emissions, build climate resilience and protect and regenerate the environment, especially our biodiversity, water bodies and tree canopy.

To be adopted by the Council as part of the Long Term Plan 2024–2034



A cultural powerhouse
Our diverse communities are supported to understand and protect their heritage, pursue their arts, cultural and sporting interests, and contribute to making our city a creative, cultural and events 'powerhouse'.



Thriving and prosperous
Our city is a great place for people, business and investment where we can all grow our potential, where enterprises are innovative and smart, and where together we raise productivity and reduce emissions.

Our intergenerational vision

A place of opportunity for all.
Open to new ideas, new people,
new investment and new ways
of doing things – a place where
anything is possible.



Ngāi Tahu has rangatiratanga over its takiwā – the Council is committed to partnering with Ngāi Tahu to achieve meaningful outcomes that benefit the whole community

INSURANCE SUBCOMMITTEE - TERMS OF REFERENCE NGĀ ĀRAHINA MAHINGA

Chair	Councillor MacDonald
Deputy Chair	Councillor Henstock
Membership	Councillor Barber Councillor McLellan
Quorum	Two
Meeting Cycle	Twice yearly and as required
Reports To	Finance and Performance Committee of the Whole

Responsibilities and Delegations

- Oversee the conduct and progress of the ongoing review of the Council’s 2010/11 insurance portfolio.
- Make all decisions, with full delegation to progress the conduct of that review and associated actions of any nature including final resolution.
- Oversee the conduct and progress of any significant claim processes.
- Make all decisions including final decisions, with full delegation to progress and settle all significant claims.
- Report back to the next practicable Finance and Performance Committee or Council meeting on any final resolutions.
- Power to sub-delegate any of these responsibilities or delegations to Subcommittee Members and/or Council Officers, including settlement and final decisions.

Part A	Matters Requiring a Council Decision
Part B	Reports for Information
Part C	Decisions Under Delegation

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1. Apologies Ngā Whakapāha

At the close of the agenda no apologies had been received.

2. Declarations of Interest Ngā Whakapuaki Aronga

Members are reminded of the need to be vigilant and to stand aside from decision making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

3. Confirmation of Previous Minutes Te Whakaāe o te hui o mua

That the minutes of the Insurance Subcommittee meeting held on [Tuesday, 11 June 2024](#) be confirmed (refer page 6).

Insurance Subcommittee OPEN MINUTES

Date: Tuesday 11 June 2024
Time: 2.32pm
Venue: Council Chamber, Level 2, Civic Offices,
53 Hereford Street, Christchurch

Present
Chairperson Councillor Sam MacDonald
Deputy Chairperson Councillor Victoria Henstock
Members Councillor Kelly Barber
Councillor Jake McLellan

Principal Advisor
Helen White
General Counsel / Head of Legal &
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- Part A** Matters Requiring a Council Decision
Part B Reports for Information
Part C Decisions Under Delegation
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The agenda was dealt with in the following order.

1. Apologies Ngā Whakapāha

Part C Committee Decision

There were no apologies.
Councillor McLellan joined the meeting via AV.

2. Declarations of Interest Ngā Whakapuaki Aronga

Part B
There were no declarations of interest recorded.

3. Confirmation of Previous Minutes Te Whakaāe o te hui o mua

Part C Committee Resolved INS/2024/00007

That the minutes of the Insurance Subcommittee meeting held on Thursday, 2 May 2024 be confirmed.

Councillor MacDonald/Councillor Barber

Carried

4. Resolution to Exclude the Public Te whakataunga kaupare hunga tūmatanui

Committee Resolved INS/2024/00008

Part C

That Tony Paterson of Markit Law remains after the public have been excluded for Item 6 of the public excluded agenda as he has knowledge that is relevant to that item and will assist the Council.

AND

That at 2.32pm the resolution to exclude the public set out on pages 9 to 10 of the agenda be adopted.

Councillor Henstock/Councillor McLellan

Carried

The public were re-admitted to the meeting at 2.28pm 19 June 2024.

Meeting concluded at 2.29pm.

UNCONFIRMED

COUNCILLOR SAM MACDONALD
CHAIRPERSON

Unconfirmed

4. Resolution to Exclude the Public

Section 48, Local Government Official Information and Meetings Act 1987.

I move that the public be excluded from the following parts of the proceedings of this meeting, namely items listed overleaf.

Reason for passing this resolution: good reason to withhold exists under section 7.

Specific grounds under section 48(1) for the passing of this resolution: Section 48(1)(a)

Note

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

“(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):

- (a) Shall be available to any member of the public who is present; and
- (b) Shall form part of the minutes of the local authority.”

This resolution is made in reliance on Section 48(1)(a) 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 relevant part of the proceedings of the meeting in public are as follows:

ITEM NO.	GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	SECTION	SUBCLAUSE AND REASON UNDER THE ACT	PLAIN ENGLISH REASON	WHEN REPORTS CAN BE REVIEWED FOR POTENTIAL RELEASE
5.	PUBLIC EXCLUDED INSURANCE SUBCOMMITTEE MINUTES - 11 JUNE 2024			REFER TO THE PREVIOUS PUBLIC EXCLUDED REASON IN THE AGENDAS FOR THESE MEETINGS.	
6.	INSURANCE UPDATE	S7(2)(G), S7(2)(H), S7(2)(I)	MAINTAIN LEGAL PROFESSIONAL PRIVILEGE, COMMERCIAL ACTIVITIES, CONDUCT NEGOTIATIONS	INSURANCE DISCUSSIONS, RELATED LEGAL ADVICE AND PROCUREMENT PLANNING MUST REMAIN CONFIDENTIAL IN ORDER TO PROTECT COUNCIL'S NEGOTIATING POSITION.	31 DECEMBER 2024 FOLLOWING SETTLEMENT OF THE INSURANCE CLAIM AND WHEN THE CHIEF EXECUTIVE OFFICER OR GM FINANCE, RISK & PERFORMANCE / CFO DETERMINE THAT THERE ARE NO LONGER ANY REASONS TO WITHHOLD INFORMATION UNDER THE ACT, AND APPROPRIATE REDACTIONS ARE MADE TO PROTECT LEGAL PRIVILEGE.
7.	INSURED BUILDING ACT LITIGATION - 230 HIGH STREET - UPDATE	S7(2)(G), S7(2)(I)	MAINTAIN LEGAL PROFESSIONAL PRIVILEGE, CONDUCT NEGOTIATIONS	TO PROTECT THE LEGAL PRIVILEGE AND SETTLEMENT NEGOTIATIONS PRIVILEGE OVER INFORMATION CONTAINED IN THIS REPORT.	31 DECEMBER 2024 WHEN THE HEAD OF LEGAL AND DEMOCRATIC SERVICES

					DETERMINES THAT THERE ARE NO LONGER ANY REASONS TO WITHHOLD INFORMATION UNDER THE ACT AND APPROPRIATE REDACTIONS ARE MADE TO PROTECT LEGAL PRIVILEGE.
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Item 4