

Community Board Members
ŌTAKI COMMUNITY BOARD

26 NOVEMBER 2013

Meeting Status: **Public**

Purpose of Report: For Decision

PROCEDURE FOR THE ELECTION OF CHAIR AND DEPUTY CHAIR OF THE ŌTAKI COMMUNITY BOARD

PURPOSE OF REPORT

- 1 This report sets out the process for electing the Chair and Deputy Chair of the Ōtaki Community Board in the event that there is more than one nomination for each of the positions, under the provisions of the Local Government Act 2002 ('the Act').

SIGNIFICANCE OF DECISION

- 2 This report does not trigger the Council's Significance Policy.

BACKGROUND

- 3 Section 54(2) of the Act says that 'Part 1 of Schedule 7 (excluding clauses 15 and 33 to 36) applies to community boards, with all necessary modifications as if they were local authorities'. This being so, then clauses 25 and 37(1) apply and prescribe the processes for the election of Chair and Deputy Chair roles.

CONSIDERATIONS

Issues

- 4 Under the provisions of the Act a community board must determine by resolution that a person be elected or appointed by a system of voting being either System A or System B as outlined below.

System A – where the person to be elected or appointed receives the votes of a majority of members present and voting, and where:

There is a first round of voting for all candidates

If no candidate is successful in that round there is a second round of voting from which the candidate with the fewest votes in the first round is excluded;

If no candidate is successful in the second round there is a third, and if necessary subsequent round of voting from which each time the candidate with the fewest votes in the previous round is excluded;

In any round of voting, if two or more candidates tie for the lowest number of votes, the person excluded from the next round is resolved by lot.

System B – which requires that a person is elected or appointed if he or she receives more votes than any other candidate; and

There is only 1 round of voting

If two or more candidates tie for the most votes, the tie is resolved by lot.

When an equality of votes needs to be resolved by lot the names of the candidates receiving an equal number of votes shall be placed in a container and the name of the person drawn out by an independent person shall be deemed to be elected.

Financial Considerations

5 There are no financial considerations.

Legal Considerations

6 There are no additional legal considerations.

Delegation

7 The Ōtaki Community Board has the delegation to consider this matter.

Consultation

8 There are no consultation considerations.

Policy Implications

9 There are no policy implications.

Tāngata Whenua Considerations

10 There are no tāngata whenua considerations.

Publicity Considerations

11 There will be community interest in the Board's decision so a media release will be prepared.

RECOMMENDATIONS

12 That the Ōtaki Community Board adopts System A or B as outlined in clause 25 of Schedule 7 of the Local Government Act 2002 for the election of the Board's Chair and Deputy Chair for the 2013-2016 Triennium.

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