

That the Council

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

1. *Rimutaka Summit toilet block and tearooms*
2. *East Harbour Regional Park – Proposal to exchange land*
3. *Matangi Electric Multiple Units*
4. *Restricted Public Excluded Minutes of Council 29 September 2008*
5. *Restricted Public Excluded Minutes of Council 16 October 2008*

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>
1. <i>Rimutaka Summit toilet block and tearooms</i>	<i>The information contained in this report contains information relating to the licensee's financial position. 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 his privacy.</i>	<i>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).</i>
2. <i>East Harbour Regional Park – Proposal to exchange land</i>	<i>The information contained in this report relates to Greater Wellington entering into a land exchange. The contract has not yet been entered into. The Council has not been able to identify a public interest favouring disclosure of this particular</i>	<i>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</i>

information in public proceedings of the meeting that would override this prejudice.

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. *Matangi Electric Multiple Units*

Release of price information in this report would be likely to prejudice Rotem Mitsui's commercial position as it would reveal their pricing strategy. In the circumstances, this is considered unreasonable given the competitive environment they operate in. Their competitors could use this information to undercut them. 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 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).

4. *Restricted Public Excluded Minutes of Council 29 September 2008*

The information contained in these minutes relates to commercial issues associated with the proposed Puketiro windfarm developments. Release of this information would prejudice the Council's ability to carry on with commercial negotiations and prejudice the maintenance of legal professional privilege.

The information contained in these minutes contains relates to the Chief Executive's performance agreement. Release of this information would prejudice David Benham's privacy by disclosing details of his performance agreement with the Council. Greater Wellington has not been able to

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), 7(2)(g) and 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e to protect the privacy of natural persons, to maintain legal professional privilege and enable the Council to carry on, without prejudice of disadvantage, commercial negotiations).

identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override his privacy.

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 these prejudices.

5. *Restricted Public Excluded Minutes of Council 16 October 2008* *The information contained in these minutes contains information relating to the Chief Executive's performance agreement. Release of this information would prejudice David Benham's privacy by disclosing details of his performance agreement with the Council. 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 his 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).*

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.