

Auckland Regional Amenities Funding Board

I hereby give notice that an ordinary meeting of the Auckland Regional Amenities Funding Board will be held on:

Date: Thursday, 28 April 2022
Time: 3:00PM
Venue: On-line Video Conference Meeting

AUCKLAND REGIONAL AMENITIES FUNDING BOARD

OPEN AGENDA

Membership:

Chair	Ms Anita Killeen	Mr Scott Pearson
Members:	Ms Paula Browning	Ms Victoria Carter
	Ms Lyn Lim	Ms Megan McSweeney
	Mr Bryan Mogridge	Mr Alastair Carruthers
	Mr Ross Clow	

Leigh Redshaw
Advisory Officer

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AUCKLAND REGIONAL AMENITIES FUNDING BOARD

EXCLUSION OF THE PUBLIC – WHO NEEDS TO LEAVE THE MEETING

Members of the public

All members of the public must leave the meeting when the public are excluded unless a resolution is passed permitting a person to remain because their knowledge will assist the meeting.

Those who are not members of the public

General principles

- Access to confidential information is managed on a “need to know” basis where access to the information is required in order for a person to perform their role.
- Those who are not members of the meeting (see list below) must leave unless it is necessary for them to remain and hear the debate in order to perform their role.
- Those who need to be present for one confidential item can remain only for that item and must leave the room for any other confidential items.
- In any case of doubt, the ruling of the Chair is final.

Members of the meeting

- The members of the meeting remain.
- However, standing orders require that a member who has a pecuniary conflict of interest leave the room.

Staff / Advisory Officer

- All staff supporting the meeting (administrative, senior management) remain.
- Only staff who need to because of their role may remain.

MEETING DATES 2022

Based on the known work programme the following timetable of meetings is proposed for 2022, subject to change as the need arises:

Most meetings will commence at **10:00AM**, unless agreed otherwise.

	2022	Meeting / Workshop	Nature of Key Business
Thursday	28 April 2022 – 3PM	Meeting	<ul style="list-style-type: none"> Funding Board meets to fix levy for 2022-2023 – must be done by 30 April 2022
Tuesday	19 May 2022 (TBC)	F & P Committee	<ul style="list-style-type: none"> Specified Amenity presentations to Auckland Council Finance and Performance Committee – Part 1
Tuesday	June 2022 (TBC)	F & P Committee	<ul style="list-style-type: none"> Specified Amenity presentations to Auckland Council Finance and Performance Committee – Part 2
Tuesday	28 June 2022	Meeting	<ul style="list-style-type: none"> Funding Board Business Meeting
Tuesday	6 Sept 2022 Earlier start (all day)	Workshop	<ul style="list-style-type: none"> Funding Board receives Amenity presentations for 2023-2024
Tuesday	13 Sep 2022		<ul style="list-style-type: none"> Closing date for 2023-2024 Funding Applications
Thursday	30 Sep 2022		<ul style="list-style-type: none"> 2022 Annual Reports and Audited Accounts due from Specified Amenities
Friday	30 Sept 2022 Earlier start (all day)	Workshop	<ul style="list-style-type: none"> Funding Board considers 2023-2024 Funding Applications for first time
Tuesday	18 Oct 2022 Earlier start (all day)	Workshop	<ul style="list-style-type: none"> Amenities present their 2021-2022 Annual Results
Tuesday	8 Nov 2022	Workshop Followed by Meeting	<ul style="list-style-type: none"> Funding Board considers any further information supplied following meeting on 30 Sept 2022 (Workshop) Funding Board makes provisional allocation of grants for 2023-2024 for inclusion in draft 2023-2024 Funding Plan (Meeting)
	9 - 21 Nov 2022		<ul style="list-style-type: none"> Chair meets AKL Council reps to discuss proposed levy for 2023-2024

	2022	Meeting / Workshop	Nature of Key Business
Tuesday	22 Nov 2022 or 29 Nov 2022 (standby only)	Meeting	<ul style="list-style-type: none">• Adopt ARAFB 2022 Annual Report• Confirm provisional allocation of grants for 2023-2024• Approve draft 2023-2024 Funding Plan for publication in January 2023
Monday	9 Jan 2023		<ul style="list-style-type: none">• Publish draft 2023-2024 Funding Plan

Adopted and approved 9 November 2021.

DECLARATIONS OF CONFLICT OF INTEREST

Funding Board Directors are reminded of their obligation to maintain a clear separation between their personal interests and their duties as an appointed member of the Funding Board.

Directors should therefore be vigilant to stand aside from decision making when a conflict (or a perceived conflict) arises between their role as a Director and any private or other external (either pecuniary or non-pecuniary) interest they may have.

Any interests should be declared at the commencement of consideration of any item on this agenda and the member concerned abstain from voting or discussion on the item or leave the room for the duration of its consideration.

The meeting will open with a karakia.

1. **APOLOGIES**

At the close of the agenda apologies for leave had been received from Bryan Mogridge.

2. **CONFIRMATION OF MINUTES**

The ordinary minutes of the meeting of the Auckland Regional Amenities Funding Board held on 29 March 2022, including the confidential section, to be confirmed as a true and correct record.

3. **EXTRAORDINARY BUSINESS**

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“An item that is not on the agenda for a meeting may be dealt with at that meeting if-

- (a) The local authority by resolution so decides; and
- (b) The presiding member explains at the meeting at a time when it is open to the public-
 - (i) The reason why the item is not on the agenda; and
 - (ii) The reason why the discussion of the item cannot be delayed until a subsequent meeting.”

Section 46A(7A) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“Where an item is not on the agenda for a meeting:

- (a) That item may be discussed at that meeting if-

- (i) That item is a minor matter relating to the general business of the local authority; and
 - (ii) The presiding member explains at the beginning of the meeting, at a time when it is open to the public, that the item will be discussed at the meeting; but
- (b) no resolution, decision, or recommendation may be made in respect of that item except to refer that item to a subsequent meeting of the local authority for further discussion.”

4. REGISTER OF MEMBERS INTERESTS

Opportunity for members to update the Register of Members Interest.

Recommendation

That the Register of Members Interest be updated as required.

The Register will also be tabled at the meeting for members to update as required.

(ATTACHMENT 4)

5. 2023-2024 FUNDING APPLICATION PROCESS

The 2023-2024 funding applications in electronic format are due to be submitted no later than 13 September 2022. In addition to the information required to be submitted in accordance with the Auckland Regional Amenities Funding Act 2008, the directors require further information in support of the application. It is proposed that the form of the questionnaire remained largely unchanged from 2022-2023. All Specified Amenities are invited to make a presentation to the Funding Board on 6 September 2022 to outline the key features of the proposed funding application.

Recommendation

That the 2023-2024 questionnaire largely follow the format used in 2022-2023. That funding applications are to be submitted no later than 13 September 2022 and all amenities are invited to present to the Funding Board on 6 September 2022 to outline the key features of the forthcoming funding application.

(ATTACHMENT 5)

6. 2022-2023 FUNDING PLAN – ADOPT FUNDING PLAN AND FIX THE LEVY

Auckland Council will meet on 28 April 2022 to consider the proposed levy of \$16,910,479 for 2022-2023, in accordance with section 30 of the Auckland Regional Amenities Funding Act 2008. If approved, it is necessary for the Funding Board to adopt the Funding Plan for 2022-2023 that confirms the grants allocations and conditions to be made to each specified amenity, and to fix the amount of levy payable by the Auckland Council on 1 July 2022.

If Auckland Council rejects the proposed levy, the processes laid down in the Act will need to be followed in order for the levy to be finalised for 2022-2023.

Recommendation

That the allocation of grants and conditions for 2022-2023 be confirmed; the 2022-2023 Funding Plan be adopted; and the 2022-2023 Levy payable by Auckland Council on 1 July 2022 be fixed as \$16,910,479.

(ATTACHMENT 6)

7. EXCLUSION OF THE PUBLIC: LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Leigh Redshaw
Advisory Officer

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

The following motion is submitted for consideration:

That the public be excluded from the following part(s) of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason 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 follows.

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, as follows:

C1 2022-2023 FUNDING PLAN – ADOPT FUNDING PLAN AND FIX THE LEVY

Reason for passing this resolution in relation to each matter:	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
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.	Section 7(2)(h) Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities. Section 7(2)(i) The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	Public conduct of matter would be likely to result in disclosure of information for which good reason to withhold exists under section 7.

AUCKLAND REGIONAL AMENITIES FUNDING BOARD

REGISTER OF MEMBERS INTERESTS –

Last Reviewed & Updated 29 March 2022

General Disclosure. To be regarded as interested in any transaction with:

Name of Member	Particulars of Interest
Victoria Carter	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none">• Director, Waka Kotahi, NZTA• Director Camben Investments Ltd• Director Camben Farms Limited• Director Carter Bloodstock Ltd• Director Davies-Booth Assoc• Fellow Institute of Directors• Director James Fletcher Management• Director Northern Club Holdings• Director Auckland Eye• Director Ngāti Awa Group Holding Ltd• Ngati Awa Asset Holdings• Ngati Awa The Strand Development GP Ltd• Chartered Fellow of Institute of Directors• Director Ngati Awa Tourism• Chair – Friends of Laura Fergusson Trust Inc. <p>Past Professional Appointments</p> <ul style="list-style-type: none">• Immediate Past President Northern Club• Director Tax Management NZ• Director CityHop Ltd• Chair Pacific Island Cultural Centre feasibility study• Former Chair Auckland Arts Festival (resigned 2015)• Director Turners Auctions• Director Best Start Educare, formerly Kidicorp Ltd• Director & Acting Chair JUCY Group• Director Aotea Board of Management• Director Auckland Racing Club• Director Kindergarten NZ• President Auckland Kindergarten Assoc• Director Cassino Investments• Director VCB Investments• Councillor Auckland City Council, Past Chair of City Attractions• Director Auckland Philharmonia• Deputy Chair Tourism Auckland• Deputy Chair Trustee Auckland Energy Consumer Trust• Patron Silo Theatre• Former owner and Director Carter & Partners No 11 High St• Deputy Chair NZ Thoroughbred Racing• Director Asian Racing Federation• Director International Federation of Horse Racing

	<ul style="list-style-type: none"> • Patron Auckland Arts Festival
<p>Anita Killeen (Chair)</p>	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none"> • Barrister at Quay Chambers specialising in financial crime and fraud, civil and criminal litigation and governance and decision-making. • Chair, Auckland Regional Amenities Funding Board. • Adjudication and Mediation Panel Member, Independent Complaint and Review Authority. • Deputy Chair, Ngai Tai Ki Tamaki Commercial Board. • Director, Domain Name Commission Ltd. • Director of UNICEF New Zealand. • Director of SPCA Auckland. • Chair, The Pro Bono Panel of Prosecutors for the SPCA Auckland. • Trustee of the Ex-Vietnam Service Assn (Neville Wallace Memorial) Children’s and Grandchildren’s Trust. • Tribunal Member, Engineering New Zealand Disciplinary Tribunal. • Panel Member, Commission for Financial Capability Adjudication Panel. • Adjudicator, Independent Complaints Review Authority. • Mediation Panel Member, Financial Services Complaints Ltd. • Panel Member, New Zealand Law Society Litigation Skills Programme. • Panel Member, New Zealand Law Society Costs Assessor. • International Associate Member, American Bar Association Animal Law Committee. • New Zealand Member, International Association of Prosecutors. • External Moderator and Standards Assessor for the Institute of Professional Legal Studies. • Patron – Auckland Theatre Company. • Patron – Silo Theatre Auckland. • Deputy Chair NetSafe New Zealand <p>Past Professional Appointments</p> <ul style="list-style-type: none"> • Visiting Justice Northern Prisons. • Tribunal Member, New Zealand Legal Aid Tribunal. • Chair and National President, Fertility New Zealand. • Advisory Board Member of New Zealand Career College Member, Organised and Financial Crime New Zealand (OFCANZ) Policy Action Group. • Member, Chief Legal Advisors’ Forum NZ. • Executive Committee member, Auckland District Law Society’s Criminal Law Committee. • Executive Committee Member, Auckland Women Lawyers’ Association.
<p>Lyn Lim</p>	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none"> • Asia New Zealand Foundation – Trustee • Eva Fong Urology Ltd – Shareholder • Hartajaya Investments Ltd – Director and Shareholder • Kaya Investments Ltd – Director and Shareholder • General Capital Ltd – Director

	<ul style="list-style-type: none"> • Onesixone Medical Group Ltd – Shareholder • Chartered Member - Institute of Directors • Member: NZ Law Society • Director Restaurant Brands Ltd • Middlemore Foundation • Vice Chair, Women in Business Committee - Inter Pacific Bar Assn <p>Past Professional Appointments:</p> <ul style="list-style-type: none"> • FH Holdings Ltd – Director and Shareholder • AUT – Council Member • Forest Administration Ltd – Director and Shareholder • ASB Community Trust Ltd – Director • Foundation North - Trustee • Foundation North Grants Ltd – Director • Director: Public Trust • Deputy Chair and Director: Centre for Social Impact NZ Ltd • Director: Durham Services Limited • Director - NZ Shareholders Association • Trustee NZ Chinese Youth Trust • Director - FH Shortland Ltd; FM International Ltd • Board member - ANZ Private Bank External Advisory Board • Council member - Auckland District Law Society • member - Auckland District Law Society committees – (various) • executive member - HKNZBA, NZCTA • Director: Seven Trust Ltd • Member: NZ Asian Leaders • Director: Renaissance Forex Limited • Director: Max Cai Trustee Ltd • FH Nominees Ltd – Director and Shareholder
Megan McSweeney	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none"> • Director of Business, External, Affairs, Tourism & Sales Auckland War Memorial Museum <p>Former Memberships:</p> <ul style="list-style-type: none"> • TIANZ (Tourism Industry Aotearoa), Board Member • CINZ (Conference’s Incentives New Zealand), Board Member
Bryan Mogridge	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none"> • Director and Shareholder Clearspan Property Ltd • Director and Shareholder Mogridge and Associates Ltd • Trustee: The Energy Education Trust • Trustee: The Starship Foundation • Chair BUPA ANZ Ltd (Australia) • Shareholder Adherium Ltd (ASX listed) • Director and Shareholder Thinxtra Pty Ltd (Australia) • Trustee, Massey University Foundation • Director – Sea Dragon Ltd • Director - Mainfreight
Scott Pearson	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none"> • Chartered Member of the Institute of Directors

(Deputy Chair)	<ul style="list-style-type: none"> • Chartered Accountants Australia New Zealand – CA • CPA Australia – FCPA • Association of Certified Fraud Examiners – CFE • Trustee – Selwyn College • Commissioner – NZ Gambling Commission • CFO The Big Idea / Te Aria Nui • Contractor to Auckland Council – Three Waters Project <p>Director/Shareholder:</p> <ul style="list-style-type: none"> • Repromed Auckland Limited, Deputy Chairman and shareholder • Mpro Consulting, Director and shareholder
Paula Browning	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none"> • Chair - WeCreate Incorporated • Chartered Member - Institute of Directors • As Chair of WeCreate there is an on-going working engagement with Creative NZ & Ministry of Culture and Heritage. CNZ is a “friend” of WeCreate. (• Former Chair - Northern Regional Advisory Committee, NZ Community Trust
Alastair Carruthers	<p>Current Professional Appointments and Interests</p> <p>Current Interests</p> <ul style="list-style-type: none"> • Auckland Unlimited CCO (Director) • Carruthers Consulting Ltd (Director and Shareholder) • Cornwall Park Trust Board (Trustee) • Homeland NZ Enterprises Ltd (Director and Shareholder) • Homeland NZ Trading Ltd (Director and Shareholder) • Ring Hora, Services Workforce Development Council, Tertiary Education Commission (Council Member) • Tāmaki Paenga Hira: Auckland War Memorial Museum (Trustee and Board Member) • Chair – Body Corp <p>Previous Appointments (last five years)</p> <ul style="list-style-type: none"> • Tertiary Education Commission - Interim Establishment Board, Services Sector (Chair) • Allpress Espresso International + related companies (Independent Director and Chair) • Allpress Espresso NZ + related companies (Independent Director and Chair) • Te Papa Foundation (Chair + Co-Chair) • By Beck Road 19 and Open House London 2019 (Commissioning Curator) • Unitec Institute of Technology (Council Member and Interim Chief Executive) • NZ Exhibition <i>Emissaries</i> at 2017 Venice Art Biennale (Commissioner) • Halal Daddy - feature film (Associate Producer, with Florin Film SVC and Screen Ireland)

Ross Clow	<p>Current Professional Appointments and Interests</p> <ul style="list-style-type: none">• Te Toi Uku (Portage Ceramic Trust) – Chair• Be A Tidy Kiwi – Trustee• Whau Coastal Walkway Environmental Trust – Patron <p>Previous Appointments</p> <ul style="list-style-type: none">• Blacklock and Francis Ltd – Managing Director• Gaia Food Ltd – Managing Director• Arnotts Biscuits (NZ) Ltd – Industrial Relations Manager• Richter Drilling (Aust) Ltd – Assistant to Commercial Manager• Price Waterhouse Coopers – Human Resources Consultant• Auckland Regional Council – Human Resources Manager• Waitakere City Holdings Ltd – Director• West Auckland Trusts Services Ltd – foundation Director• The Trusts Community Foundation Ltd – foundation Chair• Portage Licensing Trust - Chair• The Trusts Charitable Foundation – Director• Waitakere City Council – Councillor and Finance Committee Chair• Auckland Council – Councillor and Finance Committee Chair• Lopdell House Development Trust – foundation Trustee• Olympic Park Trust – foundation Trustee• Bay Olympic Football & Sports Club – President• Titirangi Primary School BOT - Chair
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AUCKLAND REGIONAL AMENITIES FUNDING BOARD

Memo

21 April 2022

To: Auckland Regional Amenities Funding Board Directors
From: Leigh Redshaw, Advisory Officer

Subject: 2023-2024 Funding Applications and Questionnaire

1. When confirming the timetable of meetings for 2022, the Funding Board determined that funding applications for 2023-2024 from the Specified Amenities would close on 13 September 2022.
2. This will ensure the board can undertake and conclude all its statutory requirements ahead of publishing the draft 2023-2024 Funding Plan in January 2023.
3. In addition to the information requirements laid out in the Act, (specifically section 23), the Funding Board has determined that it also wishes each applicant to submit additional information with the funding application.
4. The purpose of this is to enable the directors to gain a greater understanding of each applicant around the nature of their organisation; changes in the operating environment; challenges being faced; and matters affecting the day to day and longer-term operations of each organisation, including the impacts of proposed capital development plans even though capital expenditure is expressly excluded from being funded.
5. The annual questionnaire has been developed for applicants to submit along with their funding application as defined under section 23 of the Act. The questions are additional to the funding application and the proposed core questionnaire for 2023-2024 is substantially the same as that used in recent years.
6. All applications are to be submitted in an electronic format.
7. Due to the ongoing wider impacts of the COVID-19 pandemic, business operations over the last 2-3 years have been, and will continue to be different to what has been considered normal prior to early 2020.
8. For the 2021-2022 and 2022-2023 Funding Applications the board introduced additional questions that dealt specifically with the effects of the COVID-19 pandemic on the business operations of each amenity. These will carry over to 2023-2024.
9. In addition to the funding applications, each Specified Amenity submitting an application is invited to attend a Funding Board workshop on 6 September 2022 to outline the key features of the proposed funding application for 2023-2024.

Recommending:

That the Funding Board:

- A. Requires, in addition to the core information requirements outlined in Act, applicants to provide the additional information requested in the 2023-2024 Funding Application form.
- B. Approves the Funding Application for 2023-2024 to be based on that used for 2022-2023, including the questions focussed on the on-going impacts of the COVID-19 pandemic on the business operations of the applicant.
- C. Authorises the Funding Plan and Annual Report Working Party to update the 2023-2024 Funding Application form to incorporate questions regards the impacts of COVID-19, and any other editorial changes as needed.
- D. Instructs the Advisory Officers that the 2023-2024 Funding Application forms are to be distributed to the Specified Amenities no later than 30 June 2022.
- E. Invites applicants to attend the 2023-2024 Funding Application presentation workshop on 6 September 2022.
- F. Confirms the closing date for 2023-2024 Funding Applications as 13 September 2022.

AUCKLAND REGIONAL AMENITIES FUNDING BOARD

Memo

21 April 2022

To: Chair and Directors Auckland Regional Amenities Funding Board
From: Leigh Redshaw, Advisory Officer

Subject: 2022-2023 Funding Plan – Adopt the Funding Plan and Fix the Levy

1. At its meeting on 15 February 2022 the Funding Board resolved to adopt the draft 2022-2023 Funding Plan and to forward the plan and details of the proposed levy of \$16,910,479 to Auckland Council for consideration and approval.
2. All necessary information was forwarded to Auckland Council in sufficient time for the matter to be considered at the Finance and Performance Committee meeting on 17 March 2022. Auckland Council chose to defer the matter until a later meeting in order to assess the impact of the levy on its budget for 2022-2023.
3. Auckland Council Governing Body will meet on 28 April 2022 to consider the 2022-2023 Funding Plan and levy of \$16,910,479.
4. At the date of this agenda, the outcome of the meeting is unknown and an oral update will be provided at the meeting.
5. If the levy is approved, it is necessary for the Funding Board to confirm the final allocation of grants to the specified amenities; adopt the 2022-2023 Funding Plan; and to fix the levy for 2022-2023, (ss 30 and 35 of the Act).
6. The Funding Board must give notice of the levy to Auckland Council no later than 30 April 2022.
7. Once completed, copies of the final version of the 2022-2023 Funding Plan must be distributed to the eight Specified Amenities and Auckland Council and must be available to the general public upon application.
8. A copy of the Funding Plan will be listed on the boards website and public notices published in the New Zealand Herald advising that copies of the plan are available.
9. If Auckland Council rejects the proposed levy, the processes laid down in the Act will need to be initiated and followed in order for the levy to be finalised for 2022-2023.

Recommending:

That the Funding Board:

- A) Approves the allocation of grants to the eight Specified Amenities as:

Specified Amenity	Grant Allocation 2022-2023
Auckland Festival Trust	\$4,187,000
Auckland Philharmonia Trust**	\$4,591,729
Auckland Rescue Helicopter Trust	\$450,000
Auckland Theatre Company Ltd**	\$2,020,000
Drowning Prevention Auckland -WaterSafe Auckland Incorporated	\$1,128,750
New Zealand Opera Limited	\$1,295,000
Stardome – Auckland Observatory and Planetarium Trust Board	\$1,488,000
Surf Life Saving Northern Region Inc	\$1,390,000
Total Grants Payable	\$16,550,479
Funding Board Administration Budget	\$360,000
Total Grants and Administration Costs	\$16,910,479
Total Levy Payable by Auckland Council	\$16,910,479

B) Confirms the conditions attached to the 2022-2023 grants as follows:

Surf Life Saving Northern Region Inc.

The northern regional surf clubs initiated and co-ordinated a review of Surf Life Saving Northern Region Inc. (SLSNR), with the view to consolidating SLSNR operations into Surf Life Saving New Zealand (SLSNZ) with effect from 1 July 2022. The precise terms of the proposed consolidation, and the impact on SLSNR and its ongoing status as a Specified Amenity are not yet known.

- A. Prior to confirming the final allocation of grants for 2022-23 (circa February 2022), the Funding Board, in its sole discretion, and having regard to the requirements of the Auckland Regional Amenities Funding Act (Act), must be satisfied in all respects with how the proposed SLSNZ consolidation project impacts the operations of SLSNR, including:
1. with the proposed governance, management, and operations of SLSNR from 1 July 2022; and
 2. SLSNR's ongoing compliance with the Act and its purposes; and
 3. the delivery of services and community facilities (if applicable) by SLSNR into the Auckland region.

- B. If, between February 2022 and prior to 11 July 2022, the Funding Board, at its sole discretion, is not satisfied with the proposed governance, management, and operations of SLSNR for the 2022-2023 financial year or with the other matters contemplated by condition A above, the grant payment to SLSNR may be reduced or withheld completely, with any amount withheld being returned to Auckland Council.
- C. If at any time during the period to which the funding relates, SLSNR is restructured in a manner that materially changes the nature of what SLSNR does itself, or results in SLSNR no longer providing facilities or services itself or no longer meeting the requirements of a Specified Amenity under the Act, the funding allocated to SLSNR for 2022-2023 will no longer be available to SLSNR, and the Funding Board will have the right to require that some or all of the funding already paid to SLSNR for that year must be promptly repaid to the Funding Board, in which case SLSNR shall repay such amount upon demand. Any amount repaid to the Funding Board will be returned to Auckland Council.

Watersafe Auckland Inc. (Drowning Prevention Auckland)

- A. Of the total proposed increased grant funding for 2022-2023 (+\$53,750), \$33,750 towards CPI increases for staff salaries, and an amount of \$20,000 is specifically allocated as a contribution towards the cost of the proposed new Strategy and Implementation Manager position.
- B. Should the Strategy and Implementation Manager position not be confirmed and an appointment to the role made by 31 March 2023, the amount of \$20,000 shall be returned to the Funding Board before 30 June 2023.

New Zealand Opera Limited

- A. The proposed increased grant funding for 2022-2023 of \$195,000 is to be specially directed to the following items:
 - 1. A contribution to the Audience Development Plan (\$65,000)
 - 2. A contribution to paying Auckland artists a living wage for 2022-2023 season (\$60,000)
 - 3. Support the bi-cultural journey – and permanent establishment of Kaihere Ao (\$70,000)
- B. NZO is to provide updates on the progress against these initiatives with each quarterly report submitted to the Funding Board throughout 2022-2023.

Auckland Philharmonia Orchestra

- A. \$834,729 of the proposed grant is to be applied by the APO to fund stage two (of three) of the move to the new 'Salary Model' introduced in early 2022.
- C) Confirms the total levy requirement for 2022-2023 from Auckland Council as \$16,910,479 and requests the Advisory Officer to advise Auckland Council in accordance with the provisions in the Act.
- D) Adopts the 2022-2023 Funding Plan, subject to the Funding Plan and Annual Report Working Group being authorised to update the 2022-2023 Funding Plan to make any

editorial changes necessary to finalise the plan.

- E) Requests the Advisory Officer to distribute the final 2022-2023 Funding Plan in accordance with the provisions in the Act.

Should Auckland Council reject the proposed levy it will be necessary to develop an alternative set of resolutions that sets out the process for the board to follow to finalise the levy, including establishing a working group with delegated authority to undertake the steps necessary to conclude the levy setting process for 2022-2023.