

Auckland Regional Amenities

Funding Board

MINUTES OF A MEETING OF THE AUCKLAND REGIONAL AMENITIES FUNDING BOARD

HELD ON TUESDAY, 28 APRIL 2023 10:00AM

Meeting Room, Buddle Findlay
Level 18, HSBC Tower
188 Quay Street, Auckland 1010

PRESENT:

Chair	Mr	Scott	Pearson
Deputy Chair	Ms	Paula	Browning
Members:	Ms	Moana	Tamaariki-Pohe
	Ms	Anita	Killeen
	Ms	Megan	McSweeney
	Ms	Lyn	Lim

ALSO PRESENT:

Advisory Officer	Mr	Leigh	Redshaw	
	Mr	Matt	Williams	CEO, SLSNR
	Mr	Paul	Dalton	CEO, SLSNZ (via Zoom)

1.1 The meeting was opened with a karakia led by Moana Tamaariki-Pohe.

1.2 **APOLOGIES**

Moved: Megan McSweeney / Moana Tamaariki-Pohe

A. Apologies from Bryan Mogridge, Alastair Carruthers and Victoria Carter for leave were accepted.

CARRIED

1.3 **CONFIRMATION OF MINUTES**

Moved: Megan McSweeney / Lyn Lim

A. That the ordinary minutes of the meeting of the Auckland Regional Amenities Funding Board held on 28 March 2023, including the confidential section, be confirmed as a true and correct record and the Advisory Officer permitted to affix the Chairs digital signature to the minutes.

CARRIED

1.4 **EXTRAORDINARY BUSINESS**

There was no extraordinary business.

1.5 **REGISTER OF MEMBERS INTERESTS**

There were no updates to be noted.

2.1 **2023 FUNDING PLAN AND FIXING THE 2023-2024 ANNUAL LEVY**

Moved: Anita Killeen / Paula Browning

That the Funding Board:

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

Specified Amenity	Grant Allocation 2023-2024
Auckland Festival Trust	\$4,187,000
Auckland Philharmonia Trust	\$4,741,729
Auckland Rescue Helicopter Trust	\$450,000
Auckland Theatre Company Ltd	\$2,222,000
Drowning Prevention Auckland -WaterSafe Auckland Incorporated	\$1,178,750

New Zealand Opera Limited	\$1,260,000
Stardome – Auckland Observatory and Planetarium Trust Board	\$1,488,000
Surf Life Saving Northern Region Inc	\$1,447,460
Total Grants Payable	\$16,974,929
Funding Board Administration Budget	\$372,250
Total Grants and Administration Costs	\$17,347,179
Total Levy Payable by Auckland Council	\$17,347,179

B. Confirms the conditions attached to the 2023-2024 grants as follows:

i. Auckland Rescue Helicopter Trust (ARHT):

ARHT has entered into a joint venture arrangement with the Northland Emergency Services Trust (NEST) to establish a jointly owned company (Northern Rescue Helicopter Limited (NRHL)). NRHL won the government National Ambulance Sector Office (NASO) contract for services in the Northern Region (including Auckland). As a result of this contract ARHT and NEST are undergoing a review of the governance, management and operational delivery of rescue helicopter services into the Northern Region, with the view to consolidating rescue helicopter operations into one entity. The precise terms of the proposed consolidation, and the impact on ARHT and its ongoing status as a Specified Amenity are not yet known.

A. Prior to distributing the grants for 2023-2024, 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 restructuring impacts the operations of ARHT, including:

- 1. with the proposed governance, management, and operational structure of ARHT from 1 July 2023; and**
- 2. ARHT's ongoing compliance with the Act and its purposes; and**
- 3. the delivery of services and community facilities (if applicable) by ARHT into the Auckland region.**

B. The release of grant funding to ARHT for 2023-2024 will be conditional on ARHT fully complying with its obligations under section 39 of the Act, including submitting its annual report and audited financial statements relating to the year ending 30 June 2022 by no later than 31 May 2023. Such report and audited financial statements must be in a form acceptable to the Funding Board, having regard to the requirements of the Act, and must be accompanied by the equivalent reporting and audited financial statements for ARHT's affiliate NRHL.

- C. If, between April 2023 and prior to 15 August 2023, the Funding Board, at its sole discretion, is not satisfied with the governance, management, or operational structure of ARHT for the 2023-2024 financial year, or if the Funding Board becomes aware or is notified of any actual or proposed changes to the nature and scope of the facilities or services to be provided directly by ARHT during the 2023-2024 financial year, or with the other matters contemplated by condition A above:
- the grant payment to ARHT may be reduced or withheld completely, with any amount withheld being returned to Auckland Council; or
 - the Funding Board may impose one or more additional conditions on ARHT as the recipient of the grant payment, with a view to ensuring that any grant payment made to ARHT is utilised only by ARHT and in a manner that is consistent with the assessment criteria, funding principles and the other requirements of the Act.
- D. If at any time during 2023-2024 financial year to which the funding relates, the trustees of ARHT approve a restructure of ARHT in a manner that materially changes the nature of what ARHT does itself, or approve a material change to the assets and services that ARHT itself provides, or a change that results in ARHT no longer providing facilities or services itself or no longer meeting the requirements of a Specified Amenity under the Act:
- the trustees of ARHT will be required to notify the Funding Board in writing with an explanation of the change, with such notice to be provided promptly following any such approval and before the change is implemented by ARHT;
 - the funding allocated to ARHT for 2023-2024 may be suspended by the Funding Board in which case it will no longer be available to ARHT, and the Funding Board will have the right to require that some or all of the funding already paid to ARHT for that year must be promptly repaid to the Funding Board, in which case ARHT shall repay such amount upon demand. Any amount repaid to the Funding Board will be returned to Auckland Council; and
 - for the avoidance of doubt, no amount of the grant funding that has been allocated to ARHT will be available to be transferred by ARHT and utilised by any entity other than ARHT.

ii. 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 within the next 24 months. The details of the terms of the proposed consolidation, and the impact on SLSNR have now been presented to the Funding Board for consideration.

- A. Prior to distributing the grants for 2023-24, 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 operational structures of SLSNR from 1 July 2023; and
2. SLSNR's ongoing compliance with the Act and it's purposes; and
3. the delivery of services and community facilities (if applicable) by SLSNR into the Auckland region.

B. If, between April 2023 and prior to 15 August 2023, the Funding Board, at its sole discretion, is not satisfied with the proposed governance, management, and operational structures of SLSNR for the 2023-2024 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 2023-2024 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.

C. Confirms the total levy requirement for 2023-2024 from Auckland Council as \$17,347,179 and requests the Advisory Officer to advise Auckland Council in accordance with the provisions in the Act.

D. Adopts the 2023-2024 Funding Plan, subject to the Funding Plan and Annual Report Working Group being authorised to update the 2023-2024 Funding Plan to make any editorial changes necessary to finalise the plan.

E. Requests the Advisory Officer to distribute the final 2023-2024 Funding Plan in accordance with the provisions in the Act.

CARRIED

3.1 **EXCLUSION OF THE PUBLIC: LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987**

Moved: Anita Killeen / Lyn Lim

- A. 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:

C3.2 Surf Life Saving Northern Region – Restructuring Proposal
C3.3 2023-2024 Funding Plan; Grant Allocations; and Fixing the Levy

- B. That Messrs Matt Williams (CEO - SLSNR) and Paul Dalton (CEO – SLSNZ) be permitted to remain for part of item C3.2.

CARRIED

Members of the public were excluded from the meeting at 10:09AM.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

The meeting was re-opened to members of the public at 11:13AM.

A closing karakia was given by Moana Tamaariki-Pohe.

There being no further business the Chair declared the meeting closed at 11:14AM.

CONFIRMED AS A TRUE AND CORRECT RECORD AT A MEETING OF THE
AUCKLAND REGIONAL AMENITIES FUNDING BOARD HELD ON:

DATE:

CHAIR: