

WUCCB FIRST MEETING

General explanation of laws
affecting members

PURPOSE OF PRESENTATION

21 First meeting of local authority following triennial general election of members

- (1) The first meeting of a local authority following a triennial general election of members must be called by the chief executive as soon as practicable after the results of the election are known.
- (2) The chief executive must give the persons elected to the local authority not less than 7 days' notice of the meeting.
- (3) Despite subclause (2), if an emergency exists, the chief executive may give notice of the meeting as soon as practicable.
- (4) The chief executive (or, in the absence of the chief executive, a nominee of that officer) must chair the meeting until the mayor or chairperson has made and attested the declaration required under [clause 14](#).
- (5) The business that must be conducted at the meeting must include—
 - (a) the making and attesting of the declarations required of the mayor (if any) and members under [clause 14](#); and
 - (b) the election of the chairperson (if any) and the making and attesting of the declaration required of the chairperson under [clause 14](#); and
 - (c) a general explanation, given or arranged by the chief executive, of—
 - (i) the [Local Government Official Information and Meetings Act 1987](#); and
 - (ii) other laws affecting members, including—
 - (A) the appropriate provisions of the [Local Authorities \(Members' Interests\) Act 1968](#); and
 - (B) [sections 99, 105, and 105A](#) of the [Crimes Act 1961](#); and
 - (C) the [Secret Commissions Act 1910](#); and
 - (D) the [Financial Markets Conduct Act 2013](#); and

QUICK INTRO

- > This is an outline of key legislation
- > Not exhaustive
- > Not intended to go into detail
- > The up-coming induction program has the detail
- > This is just a look at the menu

TYPES OF LAWS

- > Laws about:
 - > Establishment of QLDC
 - > What QLDC's job is
 - > Powers QLDC has
 - > Decision making
 - > Decision processes
 - > Decision makers
 - > Conflicts of interest

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- > Laws about cont...
 - > Planning and development
 - > Information
 - > LGOIMA
 - > Privacy
 - > Land
 - > Reserves
 - > Finances

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- > Laws about cont...
 - > Regulating activities
 - > Alcohol
 - > Dogs
 - > Traffic and parking
 - > Lakes and waterways
 - > Freedom camping

> Laws about cont...

> Law reforms

> Three waters

> Future of local government

> Resource Management Act repeal and replacement

KEY LAWS



ESTABLISHMENT OF QLDC

Topic

- > Establishment of QLDC
 - > What QLDC's job is
 - > Powers QLDC has
- > Decision making
 - > Decision processes
 - > Decision makers
 - > Mayor, Councillors, Chief Executive
 - > Duties
 - > Conflicts of interest
 - > Liability

Legislation

- > Local Government Act 2002
 - > The main legislation
- > Local Government Act 1974
 - > mostly repealed but still some operative provisions, especially around roading

RESPONSIBILITIES

Topic

- > Responsibilities and duties
 - > Annual plan
 - > Long term plan

Legislation

- > Local Government Act 2002

INTERESTS

Pecuniary interests

- > New law
 - > Starts 20 Nov 2022
 - > Register of interests
 - > Annual returns
 - > First one due in 120 days
 - > Then end Feb
 - > Offence not to comply

Legislation

- > Local Government (Pecuniary Interests Register) Amendment Act 2022

CONFLICTS

Topic

- > Financial interests
 - > Disqualifying contracts >\$25k
 - > Cannot participate in discussions or vote
- > Bribery and corruption
- > Secret commissions
- > Insider trading and market manipulation
- > Non-pecuniary interests

Legislation

- > Local Authorities (Members' Interests) Act 1968
- > Sections 99, 105, and 105A of the Crimes Act 1961
- > Secret Commissions Act 1910
- > Financial Markets Conduct Act 2013
- > QLDC Standing Orders

PLANNING & DEVELOPMENT

Topic

- > Planning and development
- > Building and construction

Legislation

- > Resource Management Act 1991
- > Building Act 2004

INFORMATION

Topic

- > Freedom of information
 - > Meetings
 - > LIMs
- > Privacy

Legislation

- > Local Government Information and Meetings Act 1987 (LGOIMA)
- > Privacy Act 2020

LAND

Topic

- > Reserves – stewardship
- > Land interests
- > Land dealings

Legislation

- > Reserves Act 1977
- > Property Law Act 2007
- > Land Transfer Act 2017
- > Etc...

FINANCES

Topic

- > Rates
- > Development contributions
- > Accountability and audit

Legislation

- > Local Government (Rating) Act 2002
- > Local Government Act 2002
- > Various

REGULATION OF ACTIVITIES

Activity

- > Alcohol
- > Dogs
- > Traffic and parking
- > Lakes and waterways
- > Freedom camping

Legislation

- > Sale and Supply of Alcohol Act 2012
- > Dog Control Act 1996
- > Land Transport Act 1998
- > Maritime Transport Act 1994
- > Freedom Camping Act 2011

LAW REFORMS

Topic

- > Three waters reforms
- > Future of local government
- > RMA reforms

Legislation

Stay tuned...

END

> The end