



NOTICE OF MEETING

PERFORMANCE REVIEW COMMITTEE

I hereby give notice that an Ordinary Meeting of the Performance Review Committee will be held on:-

DATE: **Wednesday, 19 March 2003** **TIME:** **4.30 pm**

VENUE: **Civic Centre, 6 Waipareira Avenue, Lincoln, Waitakere City**

to consider the business as set out herein and to take any necessary action connected therewith.

27 March 2003

Darryl Griffin
**MANAGER DEMOCRACY AND SUPPORT
SERVICES**

Telephone (09) 836 8000 extn 8712

MEMBERSHIP:

Mayor	RA	Harvey, QSO, JP (Chairperson)
Councillors	CA	Stone (Deputy Chairperson)
	JM	Clews, QSO, JP
	PA	Hulse
	GB	Presland

(Quorum 2 members)

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(The reports and recommendations contained in all agendas are reports and recommendations only and are not to be construed, in any way, as Council policy until adopted.)

**AGENDA FOR AN ORDINARY MEETING OF THE PERFORMANCE REVIEW COMMITTEE
TO BE HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN,
WAITAKERE CITY, ON WEDNESDAY, 19 MARCH 2003,
COMMENCING AT 4.30 PM.**

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1 APOLOGIES



2 URGENT BUSINESS

Section 46A(7) and (7A) of the Local Government Official Information Act and Meetings Act 1987 provides that where an item of business is not on the agenda, it may only be dealt with at the meeting if:

- (i) the item is a minor matter; and
- (ii) the Chairperson has explained at the beginning of the meeting (when open to the public) that the item will be raised for discussion, why the item is not on the agenda, and why it cannot be delayed until a subsequent meeting; and
- (iii) the Committee resolves to deal with the item.

No resolution, decision, or recommendation may be made in respect of the item except to refer the item to a subsequent meeting for further discussion.

NOTE: Urgent Business need not be dealt with now and may be delayed until later in the meeting.



3 CONFIRMATION OF MINUTES

Ordinary - Wednesday, 11 September 2002
Special - Thursday, 14 November 2002
Special - Wednesday, 27 November 2002

RECOMMENDATION

That the minutes of the Ordinary Meeting of the Performance Review Committee held on Wednesday, 11 September 2002, and the Special Meetings of the Performance Review Committee held on Thursday, 14 November 2002 and Wednesday, 27 November 2002, as circulated, be taken as read and now be confirmed.



4 **STAFFING AND PAYROLL INFORMATION - 2002/2003 FINANCIAL YEAR**

This report gives an outline of staffing and payroll issues across the Council. The report is a snapshot as at the last day of the month and there may well have been movements in staff numbers at the time of the reading of this report.

DECEMBER 2002

Redundancies

There was one redundancy during the month of December 2002.

Dismissals

There were no dismissals during the month of December 2002.

Grievances

Human resources have no lodged personal grievances.

JANUARY 2003

Redundancies

There was one redundancy during the month of January 2003.

Dismissals

There were no dismissals during the month of January 2003.

Grievances

Human resources have no lodged personal grievances.

INDUSTRIAL ISSUES

The Chief Employment Court Judge has returned with his written decision regards the Ponifasio loane case. The Judge has centered his decision on just one of more than 170 points of law and this deals with the aspect of the level of authorisation of the manager involved had to dismiss Mr loane.

The Judge has determined that the manager involved did not have that level of authority and thus the dismissal was unjustified. He has further indicated that his preferred remedy and the one sought by Mr loane is of reinstatement.

Council legal representatives (KPMG Legal) are preparing evidence for the next step of the process which is a further Court hearing in late March where the matter of remedy will be discussed and ruled upon.

At this time, an appeal has been lodged to comply with a 28-day appeal time frame and a decision on whether to proceed with that will be made following the Judges ruling in March.

RECOMMENDATION

That the information be received.

Report prepared by: Keith Campbell, Human Resources Manager.



5 HALF-YEARLY REPORT OF THE CHIEF EXECUTIVE

This item will be considered in the Confidential Supplement of the agenda, and has been circulated to members separately with this agenda.

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

That the public be excluded from the following part of the proceedings of this meeting, namely Half Yearly Report of the Chief Executive.

The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution in relation of the 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:

General subject of the matter to be considered.	Reason for passing this resolution in relation to the matter.	Ground(s) under Section 48(1)(a) for the passing of this resolution.
<ul style="list-style-type: none">Half Yearly Report of the Chief Executive	The withholding of information is necessary in order to: <ul style="list-style-type: none">protect the privacy of natural persons;	That the public conduct of 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.

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 7(2)(a) of that Act which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

- The matter under consideration pertains to the Chief Executive's employment contract.*

