

Our Reference: 231101174690

8 November 2023

Andrew Mitchell

E-mail: fyi-request-24066-d762df99@requests.fyi.org.nz

Dear Andrew

I refer to your official request of 7 October 2023 for additional information about the Waimakariri District Council's loans with the New Zealand Local Government Funding Agency Limited. Accordingly, we can advise as follows:

Section 14 (1) of the Local Government Act 2002

The Council meets the requirements of Section 14 (1)(a)(i) and (1)(a)(ii) through its Long Term and Annual Plans. The Council's Long Term and Annual Plans outline the planned costs and revenues for the Council, planned capital expenditure and funding of the planned capital expenditure, including any loans to be raised to fund the Capital Expenditure Program. The process of preparing and adopting Long Term and Annual Plans includes public consultation and hearings. All decisions regarding the content of the plans are made at Council meetings, which are open to the public. The agendas and minutes of these meetings, as well as Long Term and Annual Plans, are available to the public via the Council's website at <https://www.waimakariri.govt.nz/home>.

The Council annually accounts for its actual Capital Expenditure and loans through its Annual Report, which Audit New Zealand audits to ensure compliance with accounting standards.

Section 14 1(f) of the Local Government Act 2002 refers to the Council undertaking commercial activities, i.e., similar to a business. An example of this may be establishing a tourism venture. Section 14 1(f) does not apply to the usual activities of a Council, and the Waimakariri District Council is not involved in any commercial activities.

Section 10(1) of the Local Government Borrowing Act 2011

The Council's statement is included in its Financial Strategy, which is incorporated on page 233 of its 2021/31 Long Term as follows:

“Security on Borrowing

The Council generally does not offer its assets as collateral on borrowing. Rather it secures its borrowing from the Local Government Funding Agency or its creditors with a charge over the Council's rates and rates revenue which means rates can be set to repay outstanding loans.”
(Attached as **Attachment A**)

I trust this answers your current query.

Yours sincerely

A handwritten signature in black ink, appearing to read 'S. Nichols', with a large, sweeping flourish underneath.

Sarah Nichols
Governance Manager