

Report 15.294
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Committee Council
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Election of Council Chairperson

1. Purpose

To advise the Council of the procedure to elect the Council Chairperson.

2. Background

The Council Chairperson has publicly stated her intention to resign from the Chairperson position on 30 June 2015. Subject to the Chairperson resigning prior to this item of business on the agenda for the 30 June Council meeting, the Chairperson position will be vacant and the Council at this meeting may elect its Chairperson.

Schedule 7 of the Local Government Act 2002 (the Act) sets out the process for the election of the Chairperson. For the election the Council must choose one of two voting systems:

- A) Election by the majority of members present and voting, or
- B) Election by receiving a greater number of votes than any other candidate.

2.1 Characteristics of election by majority (voting system A)

The person who is elected receives the votes of a majority of the members of the Council.

There is a first round of voting for all candidates.

If no candidate is elected in that round there is a second round of voting from which the candidate with the fewest votes in the first round is excluded.

If no candidate is successful in the second round there is a third, and so on. Each time the candidate with the fewest votes in the previous round is excluded.

If, in any round, two or more candidates tie for the lowest number of votes, the person excluded from the next round is resolved by lot.

Rounds of voting will only be required where there are more than two candidates.

2.2 Characteristics of election by greatest number of votes (voting system B)

A person is elected if they receive more votes than any other candidate. There is only one round of voting.

If two or more candidates tie for the most votes, the tie is resolved by lot.

3. Comment

The Council can choose either of the two voting systems described above to elect the Chairperson.

3.1 Determining by 'lot' where there is a tie

Both voting systems require a resolution by 'lot' if two candidates receive an equal number of votes and no one else is elected. The most common procedure is for the names of the candidates with the same number of votes to be placed in a container and the name of the person drawn out by an independent person is deemed the winner i.e. elected or not excluded from the next round. It is recommended that this process be used in the event that there is a tie between candidates.

3.2 Chairperson to make and attest to declaration

Once the voting procedure has been decided the Chief Executive will call for nominations for the office of Council Chairperson. Once elected, the Chairperson must make and attest to the declaration required under clause 14 of Schedule 7 of the Act. After making the declaration, the newly-elected Chairperson shall take the chair for the rest of the meeting.

4. The decision-making process and significance

The matter requiring decision in this report has been considered by officers against the requirements of Part 6 of the Local Government Act 2002.

4.1 Significance of the decision

Officers have considered the significance of the matter, taking into account the Council's significance policy and decision-making guidelines. Due to the procedural nature of this decision officers recommend that the matter be considered to have low significance.

Officers do not consider that a formal record outlining consideration of the decision-making process is required in this instance.

4.2 Engagement

Due to its procedural nature no engagement on this matter has been undertaken.

5. Recommendations

That the Council:

1. **Chooses either**

voting system A (election by the majority of members)

OR

voting system B (election by the greatest number of votes)

for the election of the Council Chairperson.

2. **Agrees that, in the event of a tie under voting system A, the candidate to be excluded from the next round of voting shall be resolved by lot as described in section 3.1 of this report.**

3. **Agrees that, in the event of a tie under voting system B, the candidate to be elected shall be resolved by lot as described in section 3.1 of this report.**

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