

TARANAKI ELECTRICITY TRUST

MINUTES OF A MEETING OF TRUSTEES HELD AT 84 RATA STREET, INGLEWOOD ON TUESDAY 4 APRIL 2023 AT 6PM

Present

Mr Davey (Chairman), Messrs Bedford, Erwood, Wood, Jamieson & Hassall. Mrs Stevenson attended the meeting via Microsoft Teams. Also in attendance were Tricia Jamieson, Patrick Mooney and Ian Matheson.

Introduction

Chairman Davey welcomed everyone to the meeting, recording that it was a Code of Conduct complaint against Mr Jamieson in relation to the Taranaki Masters Games. The complaint was that Mr Jamieson had permitted Mrs Wood to have the residual funds from the TMG without discussing the matter with the other Trustees.

Response from Mr Mooney

Acting for Mr Jamieson, Mr Mooney said that the complaint was flawed on three grounds:

1. The Trustees were exceeding their powers by eliminating natural justice in this case, as it is not possible to be a judge, a witness or a complainant at the same time. Three Trustees had signed the Code of Conduct form, Mr Wood was conflicted and Mr Jamieson was also conflicted. This left the Chairman as the only non-conflicted Trustee.
2. The complaint is fundamentally flawed as nowhere in the TET rules does it say that surplus funds must be repaid. Further, a declaration form had been signed by the TGM acknowledging that the uplifted funds had been used for the specified purpose. TGM had received other forms of revenue and the residual amount may have come from these sources.
3. Mr Jamieson had an authority to act on behalf of the Trustees when stating facts. He had been asked to sort out TMG and was doing so.

Mr Matheson

In response, Mr Matheson, acting for TET, noted that:

1. The issue was that Mr Jamieson did not have the power to make the decision, per clause 2.1 of the Code of Conduct.
2. Any past refunds of grants have always been dealt with by the Trustees at a full meeting.
3. Clause 4.1.1 of the Code states that Trustees can lay a complaint.

Open discussion

Further matters discussed were:

1. The matter had never been formally included in any correspondence within TET. However, an email from Mr Jamieson to the TET email address but to Mrs Wood in her TMG capacity, was presented to the meeting. In the email Mr Jamieson said that Mrs Wood could use the money.
2. Mr Matheson and Mr Mooney disagreed whether clause 4.1.1 of the Code had been complied with in relation to the Chairman endeavouring to resolve the matter.

Mr Jamieson, Mr Mooney and Mrs Jamieson left the meeting at 6.55pm.

The remaining Trustees discussed the information presented.

At 7.03pm, Mr Matheson left the meeting and spoke to Mr Mooney.
Mr Matheson returned to the meeting at 7.06pm.

Mr Matheson informed the Trustees that they needed to deal with the matter and reach a resolution. He left the meeting at 7.17pm.

Following further discussion, it was agreed that per the Code of Conduct, that the Chairman, as the only Trustee without a perceived conflict, will make a determination on the Complaint. This will then be communicated to the other Trustees.

The meeting closed at 7.35pm.

Confirmed

A handwritten signature in black ink, appearing to be 'JH', written over the word 'Confirmed'.

Chairman