

Press Release

Friday 13 March 2015

Public Statement

Council will not take action against Beca Carter Hollings & Ferner Limited

Kaipara District Council has decided not to take legal action against Beca Carter Hollings & Ferner Limited ("BCHF") in relation to its involvement in the Mangawhai Community Wastewater Scheme (MCWWS).

This concludes one aspect of the accountability workstream which the Council has been undertaking since the release of the Auditor-General's report on her inquiry into the MCWWS.

At its meeting on 24 February 2015, Commissioners determined not to pursue a claim against BCHF for its actions or those by members of its Consortium. The decision was made because of the Limitation Act issues, limited chance of success and significant costs and risks that would be associated with initiating a dispute resolution process.

The Council received and considered legal advice before making its decision.

Chair of Commissioners, Mr Robertson, stated that the Council had given the matter extensive consideration. "Having considered the matter, including taking technical and legal advice, the Commissioners decided that the cost of pursuing a claim with a limited chance of success was not a productive use of ratepayer funds and that it was reasonable to call time on this workstream."

Ends

Council will make no further comment on this.