

Regulatory Performance Committee
OPEN MINUTES

Date: Wednesday 26 July 2017
Time: 9am
Venue: Committee Room 1, Level 2, Civic Offices,
53 Hereford Street, Christchurch

Present

Chairman	Councillor David East
Members	Councillor Jimmy Chen
	Councillor Anne Galloway
	Councillor Glenn Livingstone
	Councillor Sara Templeton

25 July 2017

Principal Advisor

Leonie Rae
General Manager Consenting &
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- Part A** Matters Requiring a Council Decision
Part B Reports for Information
Part C Decisions Under Delegation
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The agenda was dealt with in the following order.

1. Apologies

Part C

Committee Resolved RPCM/2017/00015

That the apologies from Councillor Scandrett and Councillor Gough be accepted.

Councillor Templeton/Councillor Livingstone

Carried

2. Declarations of Interest

Part B

There were no declarations of interest recorded.

3. Confirmation of Previous Minutes

Part C

Committee Resolved RPCM/2017/00016

Committee Decision

That the minutes of the Regulatory Performance Committee meeting held on Wednesday, 7 June 2017 be confirmed.

Councillor Templeton/Councillor Galloway

Carried

4. Deputations by Appointment

Part B

- 4.1 Lindsay Carswell, Local Resident, addressed the Committee regarding item 12, Regulatory Compliant Unit Status Report, and issues relating to non-compliance with Resource Consent conditions.

5. Presentation of Petitions

Part B

There was no presentation of petitions.

12. Regulatory Compliance Unit Status Report

Committee Resolved RPCM/2017/00017

Part C

1. That the Regulatory Performance Committee receive the information in this report.
2. That the committee request staff investigate complaints about car parking and tree planting compliance at New World Stanmore Road and complaints about the use of the Hagley Pavilion for functions outside the terms of the consent and advise the committee and Mr Carswell of the outcome.

Councillor Templeton/Councillor Galloway

Carried

10. Easter Sunday Trading Hours

Committee Decided RPCM/2017/00018

Part A

That the Regulatory Performance Committee recommends that the Council:

1. Agrees not to investigate an Easter Sunday Trading Hours policy, at this time.
2. Requests staff to maintain a watching brief for public expressions of interest in having a policy and, if support does emerge, to report back to the Council with further options.

Councillor Templeton/Councillor Galloway

Carried

Councillor East requested that his vote against the resolution be recorded.

6. Update Report - Street-based Sex Work Bylaw Options Working Party

Committee Resolved RPCM/2017/00019

Part C

That the Regulatory Performance Committee:

1. Receive the information in this report.

Councillor Galloway/Councillor Chen

Carried

8. Review of the Traffic and Parking Bylaw 2008 and Speed Limits Bylaw 2010, and proposed new Traffic and Parking Bylaw 2017 (for consultation)

Committee Decided RPCM/2017/00020

Part A

That the Regulatory Performance Committee recommends that the Council:

1. Notes that:
 - a. this report relates to the reviews of both the Christchurch City Council Traffic and Parking 2008, and the Christchurch City Council Speed Limits Bylaw 2010 (the current bylaws)
 - b. the review of the current bylaws has resulted in the development of a draft replacement bylaw (incorporating the speed limits bylaw): the Christchurch City Council Traffic and Parking Bylaw 2017
 - c. in order to complete the reviews, Council needs to approve the replacement bylaw and to consult the public on the proposed replacement bylaw.
2. Receives the attached section 155 analysis report (Attachment A).
3. Commences the special consultative procedure in relation to the proposed draft bylaw in Attachment B and notes that subject to any changes as a result of the consultation process the proposed replacement bylaw meets the requirements of section 155 of the Act, in that:
 - a. a bylaw is the most appropriate way of addressing the perceived problems; and
 - b. the proposed bylaw (subject to the outcome of the consultation process) is the most appropriate form of bylaw; and
 - c. the proposed bylaw gives rise to some implications under the New Zealand Bill of Rights Act 1990 but is not inconsistent with that Act.
4. Adopts:
 - a. a 'statement of proposal' and that the consultation process will give effect to the consultation requirements of section 83 of the Act and
 - b. that public consultation is planned for late August to late September, with public hearings around mid-October 2017.
5. Recommends that a hearings panel hears submissions on the proposed replacement bylaw, deliberates on those submissions, and reports back to the Council on the final form of the bylaw.

Councillor Templeton/Councillor Chen

Carried

Councillor Templeton left the meeting at 10:14 am and returned at 10:18 am.

9. Review of the General Bylaw 2008

Committee Decided RPCM/2017/00021

Part A

That the Regulatory Performance Committee recommends that the Council:

1. In relation to its review of the Christchurch City Council General Bylaw 2008:
 - a. Determines that amending the 2008 General Bylaw is the most appropriate way of addressing any problems with the bylaw; and
 - b. That the amended 2008 General Bylaw (Attachment A) is considered to be the most appropriate form of bylaw; and
 - c. Does not give rise to implications under the New Zealand Bill of Rights Act and is not inconsistent with the NZBORA.
2. Publicly notifies the proposal to amend the General Bylaw.
3. Recommends that a hearings panel hears submissions on the proposed amended bylaw, deliberates on those submissions, and reports back to the Council on the final form of the bylaw.

Councillor Galloway/Councillor Livingstone

Carried

Councillor Livingstone left the meeting at 10:19 am and returned at 10:22am.

7. Review of the Stock Control Bylaw 2008, and proposed new Stock on Roads Bylaw 2017 (for consultation)

Committee Decided RPCM/2017/00022

Part A

That the Regulatory Performance Committee recommends that the Council:

1. Notes that:
 - a. this report concerns the review of the Christchurch City Council Stock Control Bylaw 2008 (the current bylaw)
 - b. the review of the current bylaw has resulted in the development of a replacement bylaw, the Christchurch City Council Stock on Roads Bylaw 2017 (the proposed replacement bylaw)
 - c. in order to complete the review, revocation and replacement process, legislation requires the Council to consider and determine certain things, and to consult on the proposed replacement bylaw.
2. Receives the attached section 155 analysis report.
3. Resolves to replace the current bylaw with the proposed replacement bylaw as a result of the review and section 155 analysis, in accordance with section 160 of the Local Government Act 2002, subject to changes as a result of the consultation process.

4. Resolves that the proposed replacement bylaw meets the requirements of section 155 of the Local Government Act 2002, in that:
 - a. a bylaw is the most appropriate way of addressing the perceived problems; and
 - b. the proposed bylaw (subject to the outcome of the consultation process) is the most appropriate form of bylaw; and
 - c. the proposed bylaw gives rise to some implications under the New Zealand Bill of Rights Act 1990 but is not inconsistent with that Act.
5. Adopts the proposed replacement bylaw for public consultation.
6. Notes:
 - a. that staff will prepare consultation information and undertake consultation in a manner that gives effect to the requirements of section 82 of the Local Government Act 2002; and
 - b. that public consultation is planned for late August to late September, with public hearings around mid-October 2017.
7. Recommends that a hearings panel hears submissions on the proposed replacement bylaw, deliberates on those submissions, and reports back to the Council on the final form of the bylaw.

Councillor Chen/Councillor Livingstone

Carried

Councillor Galloway left the meeting at 10:39 am and returned at 10:42am.

11. Building Consenting Unit Update - July 2017

Committee Resolved RPCM/2017/00023

Part C

That the Regulatory Performance Committee receive the information in this report.

Councillor Templeton/Councillor Galloway

Carried

13. Resource Consents Monthly Report

Committee Resolved RPCM/2017/00024

Part C

1. That Regulatory Performance Committee receive the information in this report.

Councillor Templeton/Councillor Galloway

Carried

Meeting concluded at 10:54m.

CONFIRMED THIS 13TH DAY OF SEPTEMBER 2017

**COUNCILLOR DAVID EAST
CHAIRMAN**