

Regulatory Performance Committee

AGENDA

Notice of Meeting:

An ordinary meeting of the Regulatory Performance Committee will be held on:

Date: Wednesday 7 June 2017
Time: 9am
Venue: Committee Room 1, Level 2, Civic Offices,
53 Hereford Street, Christchurch

Membership

Chairman	Councillor David East
Deputy Chairman	Councillor Jamie Gough
Members	Councillor Jimmy Chen
	Councillor Anne Galloway
	Councillor Glenn Livingstone
	Councillor Tim Scandrett
	Councillor Sara Templeton

1 June 2017

Principal Advisor

Leonie Rae
General Manager Consenting &
Compliance

Aidan Kimberley
Committee and Hearings Advisor
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REGULATORY PERFORMANCE COMMITTEE - TERMS OF REFERENCE

Chair	Councillor East
Membership	Councillor Gough (Deputy Chair), Councillor Chen, Councillor Galloway, Councillor Livingstone, Councillor Scandrett, Councillor Templeton
Quorum	Half of the members if the number of members (including vacancies) is even, or a majority of members if the number of members (including vacancies) is odd.
Meeting Cycle	Monthly
Reports To	Council

Responsibilities

The focus of the Regulatory Performance Committee is Council's regulatory and compliance functions. The Committee seeks to foster:

- active citizenship, community participation and community partnerships
- innovation and creativity
- active citizenship, community participation and community partnerships
- innovation and creativity
- relationship with key partner organisations and agencies
- engagement with community boards on bylaw development and review

The Regulatory Performance Committee considers and reports to Council on issues and activities relating to:

- Council's regulatory and compliance functions
- Council's regulatory and compliance functions under:
 - Resource Management Act 1991 and related legislation
 - Building Act 2004 and the New Zealand Building Code
 - Dog Control Act 1996
 - Sale and Supply of Alcohol Act 2012
 - Local Government Act 1974 and Local Government Act 2002
 - Historic Places Act 1980
 - District Plan
 - Bylaws
 - Other regulatory matters
- District planning
- Approval and monitoring of Council's list of hearings commissioners under the Resource Management Act 1991.
- relationship with key partner organisations and agencies
- engagement with community boards on bylaw development and review

Part A	Matters Requiring a Council Decision
Part B	Reports for Information
Part C	Decisions Under Delegation

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1. Apologies

At the close of the agenda no apologies had been received.

2. Declarations of Interest

Members are reminded of the need to be vigilant and to stand aside from decision making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

3. Confirmation of Previous Minutes

That the minutes of the Regulatory Performance Committee meeting held on [Wednesday, 10 May 2017](#) be confirmed(refer page 5).

4. Deputations by Appointment

There were no deputations by appointment at the time the agenda was prepared.

5. Presentation of Petitions

There were no petitions received at the time the agenda was prepared.

Regulatory Performance Committee OPEN MINUTES

Date: Wednesday 10 May 2017
Time: 9am
Venue: Committee Room 1, Level 2, Civic Offices,
53 Hereford Street, Christchurch

Present

Chairman	Councillor David East
Deputy Chairman	Councillor Jamie Gough
Members	Councillor Jimmy Chen
	Councillor Anne Galloway
	Councillor Glenn Livingstone
	Councillor Tim Scandrett
	Councillor Sara Templeton

9 May 2017

Principal Advisor

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-
- Part A** **Matters Requiring a Council Decision**
Part B **Reports for Information**
Part C **Decisions Under Delegation**
-

The agenda was dealt with in the following order.

1. Apologies

Part C

There were no apologies.

2. Declarations of Interest

Part B

There were no declarations of interest recorded.

3. Confirmation of Previous Minutes

Part C

Committee Resolved RPCM/2017/00010

Committee Decision

That the minutes of the Regulatory Performance Committee meeting held on Wednesday, 12 April 2017 be confirmed.

Councillor Scandrett/Councillor Livingstone

Carried

4. Deputations by Appointment

Part B

There were no deputations by appointment.

5. Presentation of Petitions

Part B

There was no presentation of petitions.

6. Review of the Marine and River Facilities Bylaw 2008, and proposed new Marine, River and Lake Facilities Bylaw 2017 (for consultation)

Committee Decided RPCM/2017/00011

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 Marine and River Facilities 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 Marine, River and Lake Facilities 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 set out in Attachment B for public consultation.
6. Notes that a consultation process for the replacement of the current bylaw with the proposed replacement bylaw will be undertaken in a manner that gives effect to the requirements of section 82 of the Local Government Act 2002.
7. Notes that public consultation on the proposed replacement bylaw is planned for the period 3 July 2017 to 6 August 2017, with public hearings planned for late August 2017.
8. Notes the attached indicative consultation information, which is subject to change.
9. Recommends that a hearings panel be appointed to hear submissions on the proposed replacement bylaw, to deliberate on those submissions, and to report back to the Council on the final form of the Bylaw.

Councillor Gough/Councillor Templeton

Carried

7. Update of the Building Consenting Unit

Committee Resolved RPCM/2017/00012

Part C

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

Councillor Templeton/Councillor Galloway

Carried

8. Regulatory Compliance Unit Status Report

Committee Resolved RPCM/2017/00013

Part C

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

Councillor Chen/Councillor Templeton

Carried

10. Committee Work Plan Update

Staff provided an update and noted that the development of the work plan is an ongoing process.

9. Resource Consents Monthly Report

Committee Resolved RPCM/2017/00014

Part C

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

Councillor Scandrett/Councillor Chen

Carried

Meeting concluded at 10:25am.

CONFIRMED THIS 7TH DAY OF JUNS 2017

**COUNCILLOR DAVID EAST
CHAIRMAN**

6. Temporary Alcohol Ban in Riccarton Racecourse Area on New Zealand Cup Day 2017

Reference: 17/496701

Contact: Evangeline Emerenciana Evangeline.Emerenciana@ccc.govt.nz 8579

1. Purpose and Origin of Report

Purpose of Report

- 1.1 The purpose of this report is for the Regulatory Performance Committee to recommend that the Council introduce a temporary alcohol ban in surrounding areas of Riccarton Park on 18 November 2017, New Zealand Cup Day, from 7am to 12 midnight.

Origin of Report

- 1.2 This report is being provided to fulfil the Council's resolution (CNCL/2017/00141) on 11 May 2017 meeting:

Direct staff to investigate a temporary liquor ban being applied in the immediate area of the Riccarton Racecourse, namely Yaldhurst Road to Middlepark Road, Epsom Road to Racecourse Road, Buchanans Road to Masham Road and Masham Road to Yaldhurst Road for its Cup Day on Saturday 18 November 2017 from 7am to 12midnight, and to report back to the Council by July 2017, through the Regulatory Performance Committee.

2. Significance

- 2.1 The decisions in this report are of low significance in relation to the Christchurch City Council's Significance and Engagement Policy.
- 2.1.1 The low level of significance was determined by the relatively small group of people affected, or with an interest in the decision of the Council.
- 2.1.2 The community engagement and consultation undertaken included emails and telephone calls to identified as potentially affected local residents, local alcohol on- and off-license premises, other businesses, residents associations, Community Neighbourhood Support groups, schools, and face-to-face meetings with the Tri-agency Licensing group, including the New Zealand Police, and Canterbury Racing management.

3. Staff Recommendations

That the Regulatory Performance Committee recommends that the Council:

1. Resolve it is satisfied that:
 - a. There is evidence that the area to which the Alcohol Restrictions in Public Places Bylaw 2009 (the Bylaw) applies has experienced a high level of crime or disorder and that this can be shown to have been caused, or made worse, by alcohol consumption in the area; and
 - b. The Bylaw, as applied by the resolution:
 - i. is appropriate and proportionate in the light of the evidence; and
 - ii. can be justified as a reasonable limitation on people's rights and freedoms.
2. Resolve to impose a temporary alcohol ban in the area of the Riccarton Racecourse, namely: both sides of the streets being Yaldhurst Road to Middlepark Road; Epsom Road to Racecourse

Road; Buchanans Road to Masham Road to Yaldhurst Road (see **Attachment A** – map) from 7am to 12 midnight on 18 November 2017 (New Zealand Cup Day).

3. Request that a Public Notice be placed in the newspaper and signage be provided in key public places covered by the alcohol ban.

4. Key Points

- 4.1 This report supports the [Council's Long Term Plan \(2015 - 2025\)](#):

- 4.1.1 Activity: Strategic Planning and Policy

- Level of Service: 17.0.9 Provision of strategic advice on the social and economic issues facing the city

- 4.2 The following feasible options have been considered:

- Option 1 (preferred option) – impose a Temporary Alcohol Ban on New Zealand Cup Day in the designated area (see **Attachment A**) around Riccarton Racecourse on 18 November 2017 from 7am to 12 midnight.
- Option 2 – Do not impose a Temporary Alcohol Ban on New Zealand Cup Day in the designated area (see **Attachment A**) around Riccarton Racecourse on 18 November 2017.

- 4.3 Option Summary - Advantages and Disadvantages (Preferred Option)

- 4.3.1 The advantages of this option include:

- New Zealand Police can control and monitor the inappropriate drinking of alcohol in public places around Riccarton Racecourse prior on New Zealand Cup Day event.
- Lessening disorder and offensive behaviour caused by people preloading in public places.
- General safety for all visitors to the New Zealand Cup Day event and local residents will be improved.

- 4.3.2 The disadvantages of this option include:

- There are some cost implications for the Council if the ban is approved i.e. public notices and ban signs.
- Alcohol bans reduce choices for responsible alcohol consumers.

5. Context/Background

- 5.1 The Council, at its 11 May 2017 meeting, adopted the recommendations from the Halswell-Hornby-Riccarton Community Board regarding the Temporary Alcohol Ban in the vicinity of the Riccarton Racecourse area on 18 November 2017. The Council resolved to have staff investigate the possibility of another temporary alcohol ban being applied in the immediate area of the Riccarton Racecourse on New Zealand Cup Day 2017 event from 7am to 12midnight, and to report back to the Council by July 2017, through the Regulatory Performance Committee.
- 5.2 The Community Board's recommendations to the Council for an investigation were made following correspondence received at its 11 April 2017 meeting from the management of the Riccarton Park Function Centre and Canterbury Racing requesting for a temporary alcohol ban for the Riccarton Park Racecourse areas on New Zealand Cup Day, Saturday, 18th of November this year. It is their opinion that the continuation of alcohol ban will provide safer environment for the public and residents surrounding the Riccarton Park.

- 5.3 A similar alcohol ban request was made in 2015 and 2016 by the management of the Riccarton Park Function Centre and Canterbury Racing to the Riccarton-Wigram Community Board through deputation on 4 August 2015, and correspondence received by the Board at its 14 April 2016 meeting, respectively.
- 5.4 New Zealand Police monitored the crowd at the New Zealand Cup Day for the last two years. They note that several thousand more people attend Riccarton Park races on the Saturday than attend Addington on the Tuesday. The figure noted by Police in 2014 was well excess of 20,000 spectators, about 20,000 in 2015, and 15,000 in 2016.
- 5.5 The Council imposed a temporary ban of alcohol consumption in public areas surrounding the Riccarton Racecourse on New Zealand Cup Day in 2015 and 2016 to address the preloading problems and reduce the risks associated with inappropriate levels of alcohol consumption.
- 5.6 Since the ban was imposed two years ago, the Police note the level of antisocial behaviour has improved. They reported that the percentage of people drinking in and around the Cup Day venue was less in 2015 compared to previous years when no ban was in place. In 2016, while the levels of intoxication were still unacceptable, compliance rates to the alcohol ban continued to improve as fewer empty bottles were found, and feedback received from local residents was positive.
- 5.7 New Zealand Police expect that as people get familiar with the ban, preloading will eventually reduce and peoples' behaviour before they get to the event will improve. They cited successes around the implementation of the Central City Alcohol Ban in February 2011 where assaults have declined at a compounding annual rate of 6% over a number of years. In 2014, at Addington Cup Day, Police detected only 23 people breaching the ban in the immediate area outside the main gates – as a result of the introduction of a similar ban and high police visibility outside the venue.
- 5.8 The Alcohol Restrictions in Public Places Bylaw 2009 will be reviewed in 2018 as part of the regular bylaw review programme and a permanent ban in Riccarton Racecourse on New Zealand Cup Day could be included in the reviewed bylaw.

6. Option 1 - Impose a Temporary Alcohol Ban from 7am to 12 midnight on 18 November 2017 New Zealand Cup Day (preferred)

Option Description

- 6.1 The Council imposes a Temporary Alcohol Ban in the immediate area of the Riccarton Racecourse, namely both sides of the streets being Yaldhurst Road to Middlepark Road, Epsom Road to Racecourse Road, Buchanans Road to Masham Road and Masham Road to Yaldhurst Road (refer to **Attachment A** – map) on 18 November 2017 New Zealand Cup Day, Saturday from 7am to 12 midnight.

Significance

- 6.2 The level of significance of this option is low, consistent with section 2 of this report.
- 6.3 Engagement requirements for this level of significance are low. Stakeholders were contacted to inform them of the proposed ban through face to face meetings, emails, and phone calls.

Impact on Mana Whenua

- 6.4 This option does not involve a significant decision in relation to ancestral land or a body of water or other elements of intrinsic value, therefore this decision does not specifically impact Ngāi Tahu, their culture and traditions.

Community Views and Preferences

- 6.5 Local residents and businesses, community groups and residents' associations, Tri-agency Licensing Group, New Zealand Police, Halswell-Hornby- Riccarton Community Board , and event organisers are specifically affected by the alcohol ban due to the impact of the alcohol related problems or preloading on Racecourse Cup Day and consulted. All those who provided feedback support the alcohol ban.
- 6.6 Of 65 stakeholders contacted, 20 provided inputs and expressed support for the proposed temporary alcohol restrictions. Their views are as follows.
- 6.6.1 The Halswell-Hornby-Riccarton Community Board recommended the Council direct staff to investigate the practicality of another alcohol ban for this year's Cup Day with similar conditions to those imposed in 2015 and 2016.
- 6.6.2 The Tri-Agency Group, including New Zealand Police support the continuation of the ban in Riccarton Racecourse area on Cup Day 2017 event. They express that while there was still excessive preloading resulting in numerous breaches and fines at the 2016 event, the level of intoxication compared to 2015 had improved.
- 6.6.3 Staff consulted New Zealand Police to ascertain their support for another alcohol ban and enforce the ban. New Zealand Police support another ban and note that while the number of violations to the Bylaw at the 2016 Cup Day is still significant, they have not received negative feedback in relation to alcohol consumption from neighbours.
- 6.6.4 The Council Licensing Inspector and Community and Public Health Licensing Officer support for another temporary alcohol ban put in place for the 2017 Cup Day event. They believe that making this ban permanent on a yearly basis will assist in reducing nuisance behaviour associated with alcohol consumption to protect local residents and visitors to the event.
- 6.6.5 Staff consulted eight alcohol licenced businesses (three on-licence, three off-licence and two both on- and off-licence premises) located around the proposed ban area. One licenced alcohol supports the ban for this year's Cup Day and agrees that it should be made permanent. No response was received from the other seven licenced premises.
- 6.6.6 Staff also consulted 18 other businesses in the area. One business Licensee strongly supports a yearly ban as empty bottles were still found in carpark left by intoxicated young people in 2016 Cup Day.
- 6.6.7 Seven local residents submitted their comments and expressed support to a yearly ban. Two local residents noted that the 2016 enforcement arrangement worked excellently with fewer problems compared with previous years.
- 6.6.8 Five community groups and residents' associations support the alcohol ban on New Zealand Cup Day as a good move to keep the neighbourhoods safe. They expressed the view that the ban should be made permanent for every Cup Day. One neighbourhood support group noted that while problems associated with drinking alcohol are still evident, the ban has helped significantly in Peerswick Street and Avonhead areas. Another neighbourhood support group suggest that alcohol restrictions should be made 24 hours on New Zealand Cup Day to lessen inappropriate behaviour of rowdy crowds.

Alignment with Council Plans and Policies

- 6.7 This option is consistent with the Council's Plans and Policies.

Financial Implications

- 6.8 Cost of Implementation – The approximate cost of \$3000 (public notices, updating previous signage, and signs installation and removal) will be covered from existing budgets.

- 6.9 Maintenance / Ongoing Costs – the cost of enforcement rests with the New Zealand Police under powers in the Local Government Act 2002.
- 6.10 Funding source – Strategic policy and planning budget.

Legal Implications

- 6.11 Before making a resolution, using the Council's Alcohol Restrictions in Public Places Bylaw 2009 (the Bylaw), the Local Government Act 2002 (s147b) requires that the Council must be satisfied that –
- (a) There is evidence that the area to which the bylaw applies (or will apply by virtue of the resolution) has experienced a high level of crime or disorder that can be shown to have been caused or made worse by alcohol consumption in the area; and
 - (b) The bylaw, as applied by the resolution, -
 - (i) Is appropriate and proportionate in the light of the evidence; and
 - (ii) Can be justified as a reasonable limitation on people's rights and freedoms.

The information that covers these matters is included in 6.12.

- 6.12 The Christchurch City Council Alcohol Restrictions in the Bylaw allows the Council to put a Temporary Alcohol Ban Area in place by resolution. Clause 5 of the Bylaw specifies a number of matters the Council must consider before it imposes a Temporary Alcohol Ban – that the resolution must describe the specific area of the Temporary Alcohol Ban Area and the times, day or dates during which the alcohol restrictions apply to any public places in the area.

6.12.1 In accordance with Clause 5(1) of the Bylaw, the proposed resolution describes the specific area to which the Temporary Alcohol Ban will apply and the times and date that will apply. The specific area is outlined in **Attachment A**. The ban will apply on 18 November 2017 (New Zealand Cup Day 2017) from 7am to 12 midnight.

6.12.2 With respect to the consideration in Clause 5(2) of the Bylaw, the following is noted:

- **Clause 5(2)a – whether the proposed bans relate to events**

The proposed temporary alcohol ban relates to New Zealand Cup Day event at Riccarton Park Racecourse. The Cup Day is an iconic event on 'Show and Cup Week' calendar for many Cantabrians. Over the last few years, it has attracted around 18,000 to 21,000 visitors.

The crowd numbers have historically exceed 20,000 visitors. In 2016, this number reduced to around 15,000 due to poor weather on Cup Day.
- **Clause 5(2)(b) – the nature and history of alcohol-related problems usually associated with the areas, together with any anticipated alcohol-related problems**

The Riccarton Park and Canterbury Racing management host race meetings throughout the year but only on Cup Day is there significant evidence of alcohol related harms in public places.

Preloading is endemic to this event. In 2014 the New Zealand Police noted large crowds of spectators arriving en-masse and consuming alcohol which created an unacceptable effect on the amenities of the surrounding streets. The preloading drinking associated with alcohol-related disorder occurring at the event in the afternoon has been the source of complaints from local businesses and residents in the Riccarton Park area.

On the 2015 Cup Day when the alcohol ban was first imposed, significant number of people still violating the ban conditions with high levels of intoxication. The

number of alcohol-related violence and antisocial behaviour, however, has reduced.

On 2016 New Zealand Cup Day, there was evidence that some people still had too much alcohol to drink, and broken bottles on footpaths were seen. The New Zealand Police noticed that the rain in the morning kept young people away until afternoon between 2pm to 3pm when an influx of young people, showing noticeable signs of intoxication, started coming to the event venue. Most people apprehended for breaching the alcohol ban had preloaded and as a consequence more people were turned away at the gate compared to previous years.

New Zealand Police consider disorderly and antisocial behaviour as the biggest issue as a result of the inappropriate consumption of alcohol.

- **Clause 5(2)(c) – whether the benefits to local residents and to the city would outweigh the restrictions the resolution would impose on local residents and other people, including those who may be attending any events, in the area covered by the resolution.**

Alcohol bans tend to assist operators of licensed premises to moderate behaviour outside licensed premises. New Zealand Police say bans work well when there is high Police visibility and enforcement.

Compliance rates have continued to improve on Cup Day as the alcohol ban is becoming part of the event. Police experience shows that it takes some years and a consistent marketing and enforcement strategy to get significant reductions in offending.

With the positive feedback received, it is apparent that many residents in the area consider the benefits of an alcohol ban outweigh the restrictions.

New Zealand Police express that this temporary alcohol ban should be made permanent ban on New Zealand Cup Day on a yearly basis. This view is also held by the Alcohol Licensing Officers of the Council and Community and Public Health.

- **Clause 5(2)(d) – any information from the Police and other sources about the proposed dates, the event or the area to be covered by the resolution**

The Tri-agency Licensing Group, including the New Zealand Police believe that the proposed alcohol ban area as described (see **Attachment A**) should remain unchanged. The alcohol ban from 7am to midnight on 18th of November 2017 New Zealand Cup Day covers the event without unduly restricting day to day activities of those residents who are caught by the ban.

The New Zealand Police recommend that the Council adopts a further temporary alcohol ban for 2017 New Zealand Cup Day.

6.12.3 Any other information the Council considers relevant

The management of Riccarton Park Function Centre and Canterbury Racing support making the proposed temporary alcohol ban a permanent ban in 2018. The event organisers will continue to ensure that alcohol ban information reaches the general public through newsletters, press releases, online ticketing sales webpage, social media, or other marketing portfolio to increase ban compliance level.

Risks and Mitigations

- 6.13 Not all visitors aware of the alcohol ban conditions put in place on Racecourse Cup Day – undermines the effectiveness of ban.

6.14 This could result in continued alcohol-related nuisance and failure to meet the objective of the ban.

6.14.1 Treatment: The Council and event organisers ensure good communication and wider reach of information (i.e. social media, etc.), media release provided to stakeholders. Police could also increase workforce visibility in the immediate areas outside the venue.

6.14.2 Residual risk rating: The risk is assessed as low.

Implementation

6.15 Implementation dependencies - New Zealand Police have powers to enforce the Bylaw, including the power to search containers and vehicles in public places for alcohol, seize and remove alcohol, and arrest any person who is found to be breaching the Bylaw. The alcohol restrictions apply to public places such as streets, reserves and walkways over which the Council has control.

6.16 Implementation timeframe – If the Council resolves to impose a temporary alcohol ban, Council staff have 16 weeks to implement the decision (including media release, public notice, putting alcohol ban signs, and ban enforcement).

Option Summary - Advantages and Disadvantages

6.16.1 The advantages of this option include:

- New Zealand Police can control and monitor the inappropriate drinking of alcohol in public places around Riccarton Racecourse prior on New Zealand Cup Day event.
- Lessening disorder and offensive behaviour caused by people preloading in public places.
- General safety for all visitors to the New Zealand Cup Day event and local residents will be improved.

6.16.2 The disadvantages of this option include:

- There are some cost implications for the Council if the ban is approved i.e. public notices and ban signs.
- Alcohol bans reduce choices for responsible alcohol consumers

7. Option 2 - Do not impose Temporary Alcohol Ban on Racecourse New Zealand Cup Day 2017

Option Description

7.1 The Council resolves not to impose a temporary alcohol restriction in designated ban areas at Riccarton Park Racecourse on 18 November 2017 New Zealand Cup Day event.

Significance

7.2 The level of significance of this option is relatively low, consistent with the analysis as per the Significance and Engagement Policy.

7.3 Engagement requirements for this level of significance are low for stakeholders who will be directly affected with the risks associated with excessive alcohol consumption by individuals or groups attending the Racecourse Cup Day event.

Impact on Mana Whenua

7.4 This option does not involve a significant decision in relation to ancestral land or a body of water or other elements of intrinsic value, therefore this decision does not specifically impact Ngāi Tahu, their culture and traditions.

Community Views and Preferences

- 7.5 Local residents, businesses, residents associations, community groups, Riccarton Park Function Centre and Canterbury Racing managements are specifically affected by this option due to the potential problems associated with alcohol-related behaviour and were consulted.
- 7.6 While this option would mean no ban, all stakeholders consulted and responded support a temporary alcohol ban and agreed to making the ban permanent on Cup Day event on a yearly basis.

Alignment with Council Plans and Policies

- 7.7 This option is consistent with the Council's Plans and Policies

Financial Implications

- 7.8 Cost of Implementation – No cost is required for this option
- 7.9 Maintenance / Ongoing Costs – Not applicable
- 7.10 Funding source – Not applicable

Legal Implications

- 7.11 No legal implications as the Council does not impose a temporary ban.

Risks and Mitigations

- 7.12 By not imposing an alcohol ban on New Zealand Cup Day there would be alcohol-related risks to local residents and businesses in Racecourse and neighbouring areas as well to other Cup Day visitors.
- 7.13 There is a risk that local residents and businesses will continue to feel unsafe, and that littering and other nuisance behaviour increase on New Zealand Cup Day. Increased alcohol preloading behaviour, and the New Zealand Police would have little control on people drinking alcohol in the immediate areas surrounding the New Zealand Cup Day venue.
 - 7.13.1 Treatment: Police may be able to manage some of the behaviour although minus the ban being a key tool they say in making valuable contribution to policing.

Implementation

- 7.14 Implementation dependencies - Not applicable
- 7.15 Implementation timeframe – Not applicable

Option Summary - Advantages and Disadvantages

- 7.16 The advantages of this option include:
 - 7.16.1 No implementation costs to the Council as no communications or signs need to be put up on Cup Day.
- 7.17 The disadvantages of this option include:
 - 7.17.1 Alcohol-related problems will continue in the Riccarton Racecourse area on New Zealand Cup Day.

Attachments

No.	Title	Page
A ↓	Attachment A - Map showing the proposed Riccarton Racecourse temporary alcohol ban area	18

Confirmation of Statutory Compliance

Compliance with Statutory Decision-making Requirements (ss 76 - 81 Local Government Act 2002).

(a) This report contains:

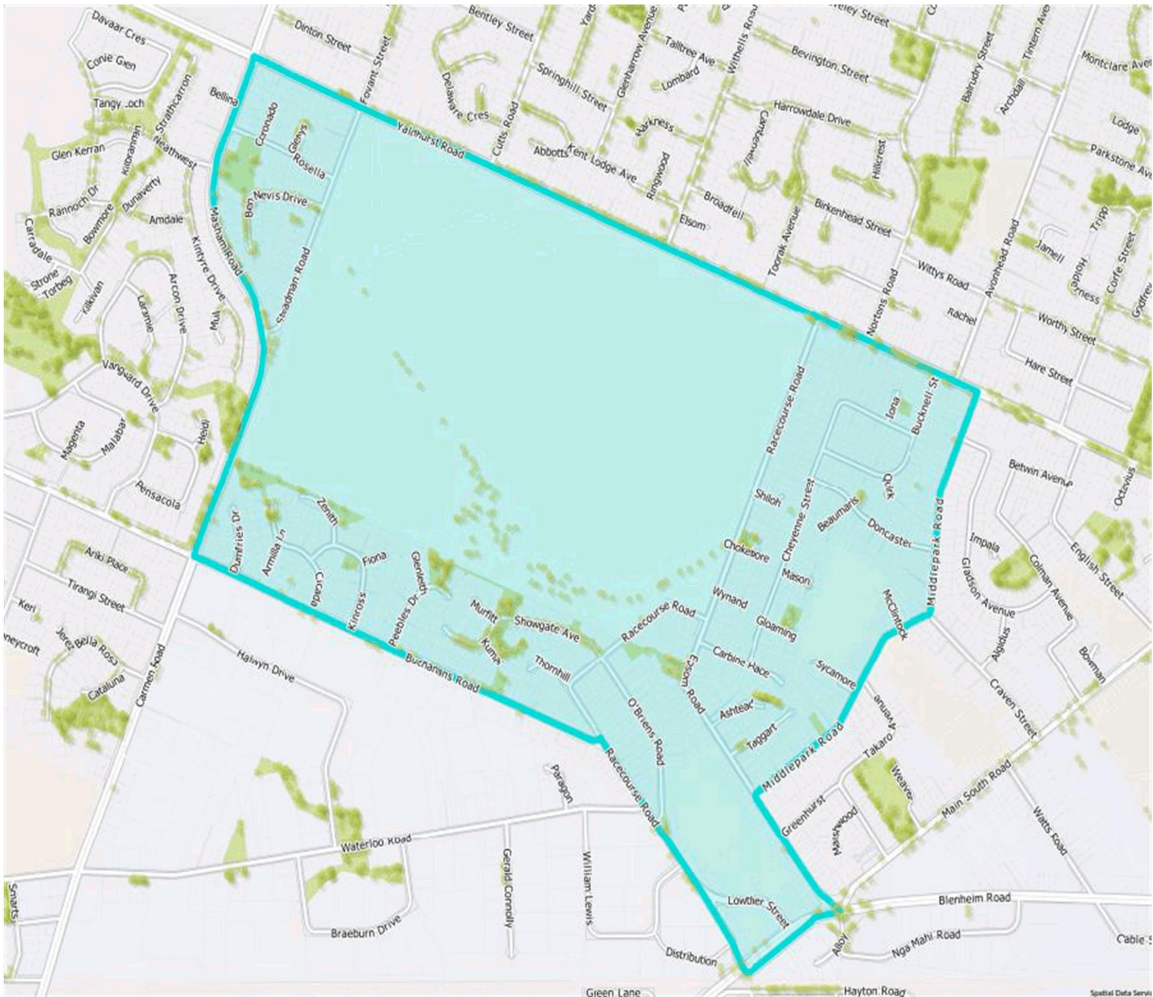
- (i) sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages; and
- (ii) adequate consideration of the views and preferences of affected and interested persons bearing in mind any proposed or previous community engagement.

(b) The information reflects the level of significance of the matters covered by the report, as determined in accordance with the Council's significance and engagement policy.

Signatories

Author	Evangeline Emerenciana - Policy Analyst
Approved By	Ruth Littlewood - Senior Policy Analyst Helen Beaumont - Head of Strategic Policy Brendan Anstiss - General Manager Strategy and Transformation

Attachment A - Map Showing the Proposed Riccarton Park Racecourse Temporary Alcohol Ban Area.



7. Update of the Building Consenting Unit

Reference: 17/510391

Contact: Robert Wright robert.wright@ccc.govt.nz 9416263

1. Purpose of Report

- 1.1 The purpose of this report is to provide the Regulatory Performance Committee with the April 2017 update of the Building Consenting Unit of the Consenting and Compliance Group.

2. Staff Recommendations

[That the Regulatory Performance Committee receive the information in this report.](#)

3. Building Control Update

April in Review

- 3.1 April saw the successful 'go live' of phase one of the Streamline Solid Fuel heater project. Phase one has allowed us to partner with members of the Home Heating Association to develop a quality assurance consent process giving them approved consents within two working days, and just in time for the winter season. Phase two of the project is under development now with a view to deliver a Code Compliance Certificate at the passed final inspection.
- 3.2 The volume of residential inspections and code compliance applications are down on previous months, however we are seeing a slight increase in the commercial area. There has been a continued demand for CPUs (Certificate of Public Use) and we are working within the organisation and with the industry to improve the understanding of documentation and timeframes for these.
- 3.3 There was a 20 per cent decrease in the number of commercial consents received in April compared to March, from 108 to 85. Of note, the number of working days in April was 17 days compared to 23 days in March and the figures on a daily basis reveal a busier month with 5.0 consents received in April per day compared to 4.7 per day in March. Interestingly the number of commercial consents for 2017 have not shown a significant increase as forecasted, and at this point in time may be an indication that the numbers will remain steady with usual fluctuations throughout the year.

Building Consents

- 3.4 The agreed level of service is to grant building consents within 20 working days, with a minimum target to issue 90 per cent of building consent decisions within 19 working days.
- 3.5 There were 442 residential and 65 commercial consent decisions made in April. Of those, 98.4 per cent of the decisions were made within the 19 day target. For the financial year to date 97.8 per cent of the building consent decisions were within the statutory timeframe. At this time last year, there were 659 building consent decisions made for residential, and 101 for commercial.
- 3.6 Please see **Attachment A** for the April 2017 dashboard.

External Processing of Consents

- 3.7 External contractors processed 117 consents in April. Of these 97.4 per cent were within the 20 day statutory timeframe.

Inspections and Scheduling

- 3.8 To achieve the agreed level of service, the target is to carry out 85 per cent of building inspections within three working days of the date requested.

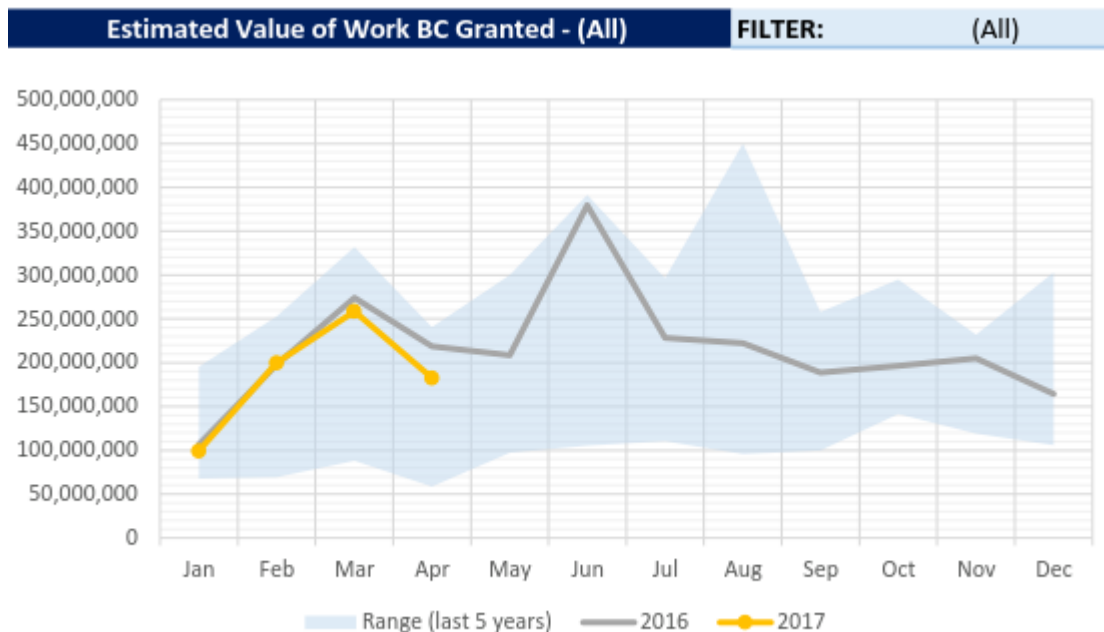
- 3.9 There were 3,008 residential inspections and 509 commercial inspections completed in April 2017 (3,517 in total). The target of completing 85 per cent within three working days of the date requested was achieved with 98.5 per cent for April 2017 and 99.3 per cent for the financial year to date. The number of inspections completed in April 2016 was 4,803 4,191 residential and 612 commercial).
- 3.10 The average waiting time for inspections remains at an average of three working days for residential, and one day for commercial.

Code Compliance Certificates

- 3.11 The agreed target is to issue 90 per cent of code compliance certificate decisions within 19 working days.
- 3.12 There were 468 code compliance certificate applications received in April 2017. Of these, 98.9 per cent of the decisions were within the 19 day target, with 98.5 per cent achieved for the financial year to date.

Estimated Value of Work

- 3.14 See graph below for estimated value of granted building consents (commercial and residential).



Attachments

No.	Title	Page
A ↓	April 2017 Dashboard	21

Signatories

Author	Robert Wright - Head of Building Consenting
Approved By	Leonie Rae - General Manager Consenting and Compliance



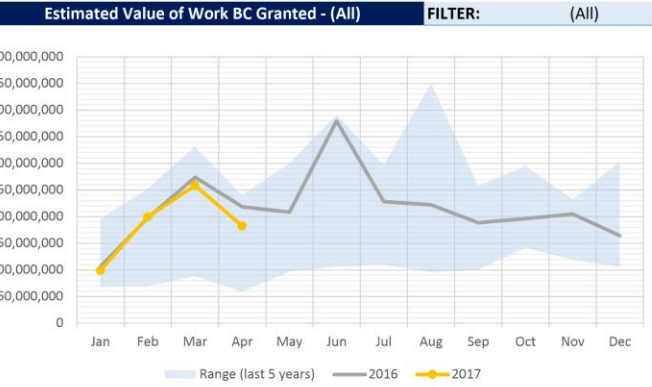
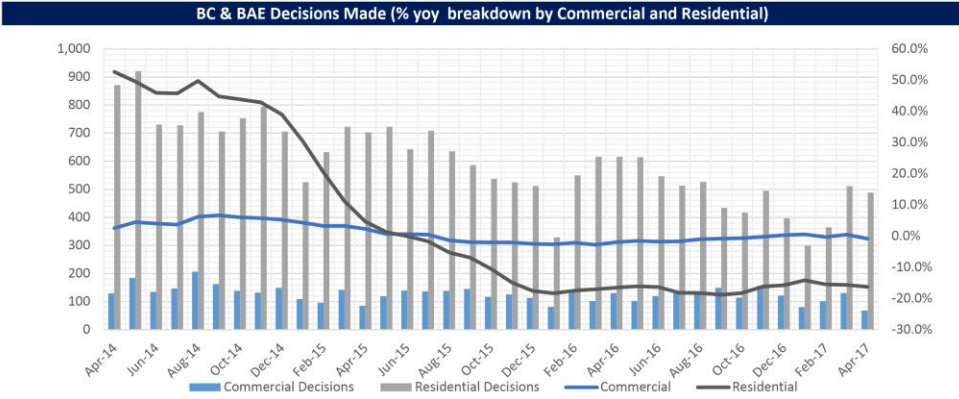
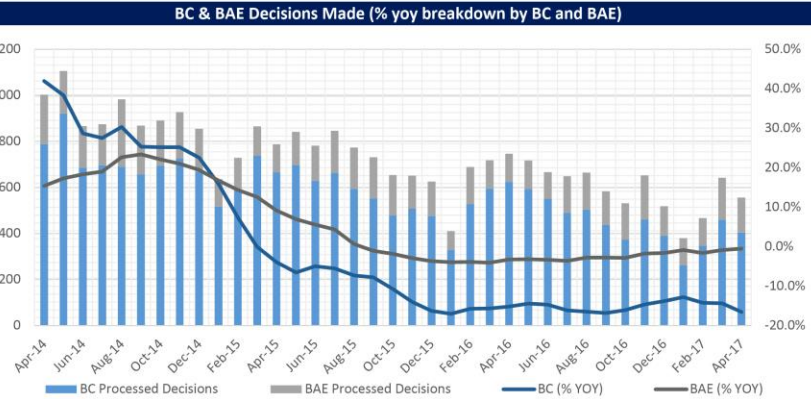
Monthly Councillors Report

Building Consenting

Report Apr-2017

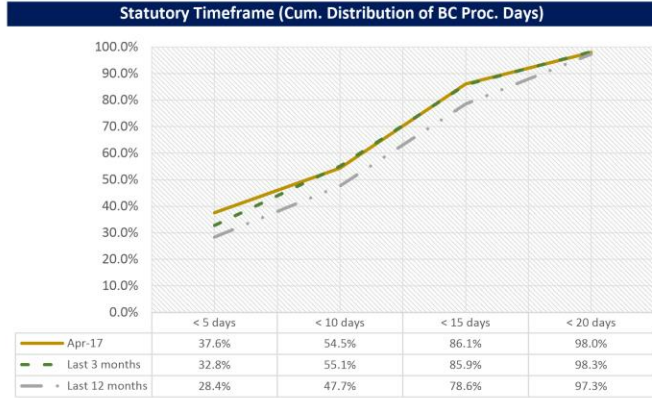
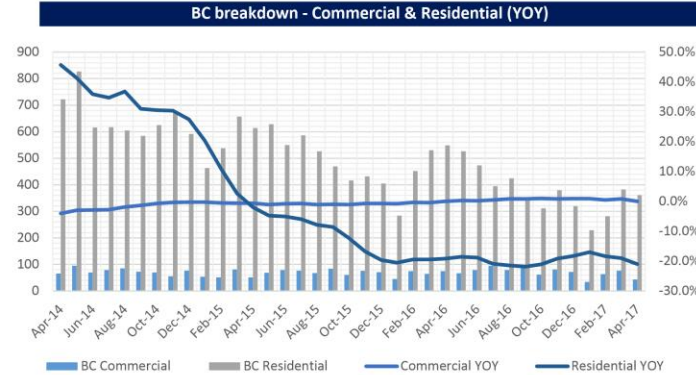
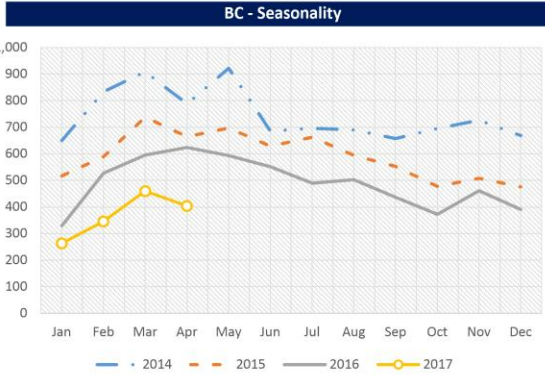
Excludes all amendments. Commercial and Residential classification are in accordance to complexity levels with exceptions to BAE.

Building Trends



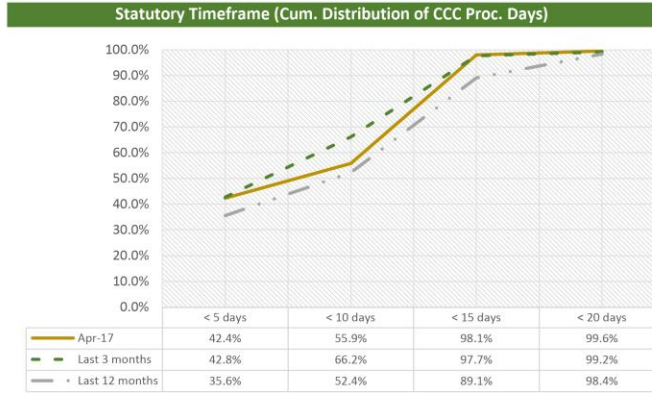
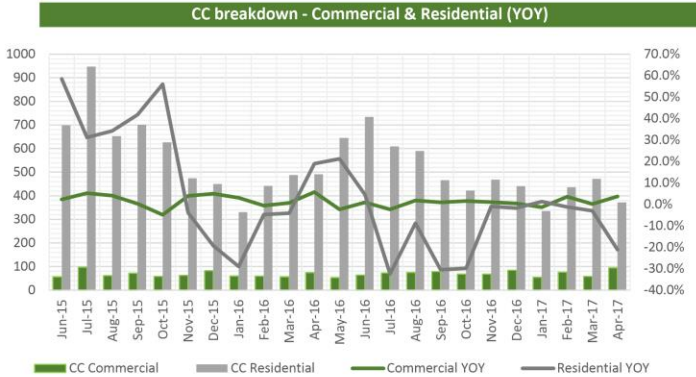
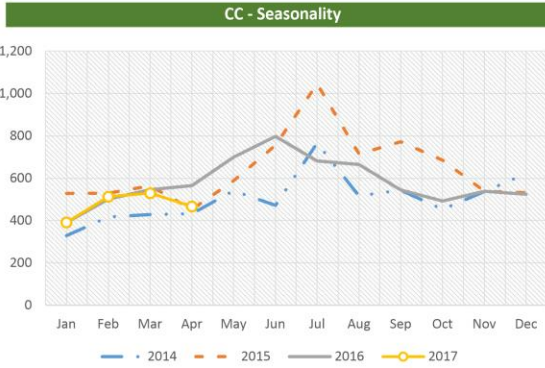
Building Consent Decisions (BC)

	Nominal			
	2014	2015	2016	2017
Jan	650	517	329	263
Feb	834	589	527	346
Mar	909	738	595	460
Apr	788	665	624	404
May	922	697	593	
Jun	686	629	552	
Jul	696	663	490	
Aug	690	594	503	
Sep	657	553	437	
Oct	695	477	373	
Nov	727	508	461	
Dec	669	476	391	
Total	8,923	7,106	5,875	



Code Compliance Certificate (CCC) Decisions (S95 Refusal & Issued)

	Nominal			
	2014	2015	2016	2017
Jan	329	528	391	391
Feb	417	530	501	513
Mar	429	564	546	530
Apr	433	453	565	467
May	541	588	699	
Jun	472	756	798	
Jul	766	1,046	682	
Aug	517	715	665	
Sep	544	773	545	
Oct	453	685	492	
Nov	537	538	538	
Dec	622	532	525	
Total	6,060	7,708	6,947	





Monthly Councillors Report

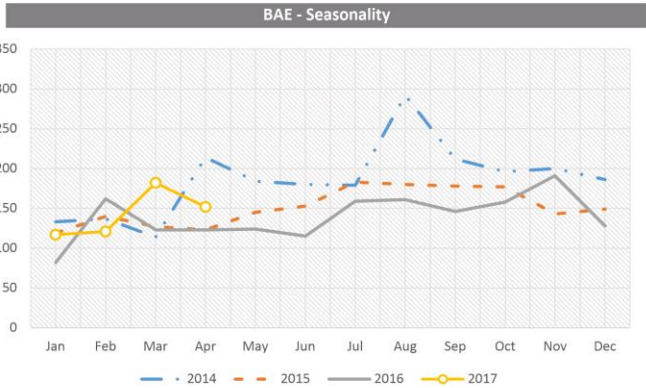
Building Consenting

Report Apr-2017

Excludes all amendments. Commercial and Residential classification are in accordance to complexity levels with exceptions to BAE.

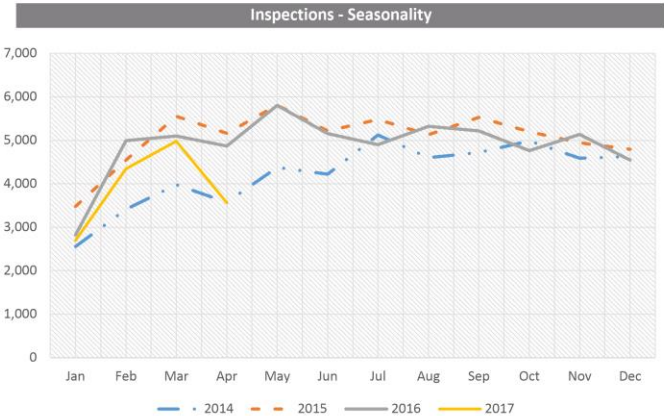
Building Act Exemption (BAE) Decisions

Nominal				
	2014	2015	2016	2017
Jan	133	119	82	117
Feb	137	140	162	121
Mar	114	127	123	182
Apr	214	123	123	152
May	184	145	124	
Jun	180	153	115	
Jul	179	183	159	
Aug	292	180	161	
Sep	212	178	146	
Oct	196	177	158	
Nov	200	143	191	
Dec	186	149	128	
Total	2,227	1,817	1,672	



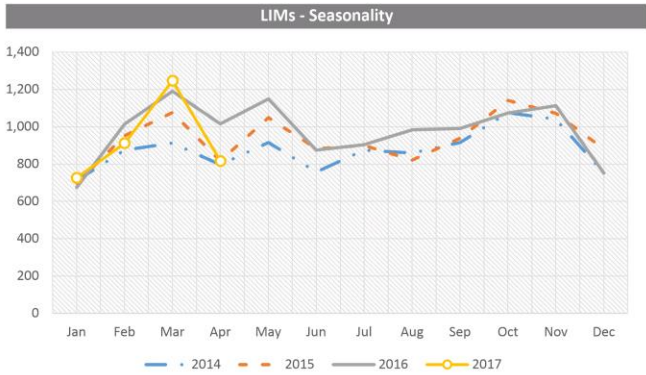
Inspections

Nominal				
	2014	2015	2016	2017
Jan	2,558	3,482	2,825	2,700
Feb	3,412	4,546	4,996	4,345
Mar	3,979	5,555	5,100	4,981
Apr	3,576	5,163	4,870	3,564
May	4,376	5,811	5,804	
Jun	4,225	5,220	5,154	
Jul	5,123	5,478	4,900	
Aug	4,603	5,132	5,325	
Sep	4,723	5,531	5,220	
Oct	4,990	5,200	4,762	
Nov	4,591	4,947	5,136	
Dec	4,625	4,794	4,543	
Total	50,781	60,859	58,635	



Land Information Memorandums (LIMs)

Nominal				
	2014	2015	2016	2017
Jan	711	697	674	726
Feb	874	951	1,014	911
Mar	913	1,076	1,190	1,246
Apr	797	817	1,015	816
May	915	1,048	1,149	
Jun	757	882	875	
Jul	875	899	904	
Aug	859	821	984	
Sep	915	938	990	
Oct	1,075	1,141	1,073	
Nov	1,040	1,072	1,112	
Dec	751	881	752	
Total	10,482	11,223	11,732	



8 Resource Consents Monthly Report

Reference: 17/527742

Contact: John Higgins john.higgins@ccc.govt.nz

941 8224

1. Purpose and Origin of Report

- 1.1 The purpose of this report is to provide a monthly update to the Regulatory Performance Committee with respect to the delivery of resource consent functions. This report covers activity for the month of April 2017.
- 1.2 **Attachment A** provides graphical information relating to application numbers and performance. Key aspects of that graphical information are also discussed below.

2. Recommendation

1. [That Regulatory Performance Committee receive the information in this report.](#)

3. Application Numbers

- 3.1 Applications received decreased from 292 to 251 in April. Applications issued also decreased from 215 to 138. The lower numbers in April can be partly attributable to the Easter and school holidays.
- 3.2 Application numbers overall continue to track lower from the same time in 2016.
- 3.3 No temporary accommodation applications were received or approved in April. 16 District Plan certificates were issued.

4. Performance

- 4.1 99 per cent of applications in April were processed within the statutory timeframe. This is an increase from the March result of 96%.

Attachments

No.	Title	Page
A ↓	Resource Consents Monthly Report - April 2017 - Attachment 1	25

Confirmation of Statutory Compliance

Compliance with Statutory Decision-making Requirements (ss 76 - 81 Local Government Act 2002).

(a) This report contains:

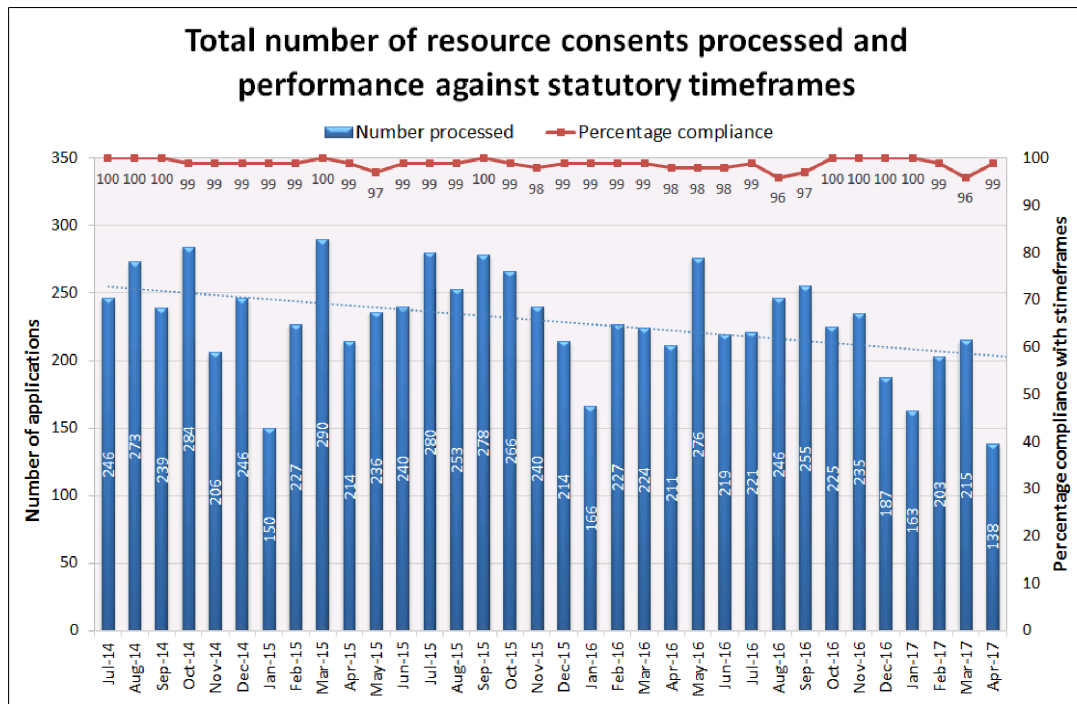
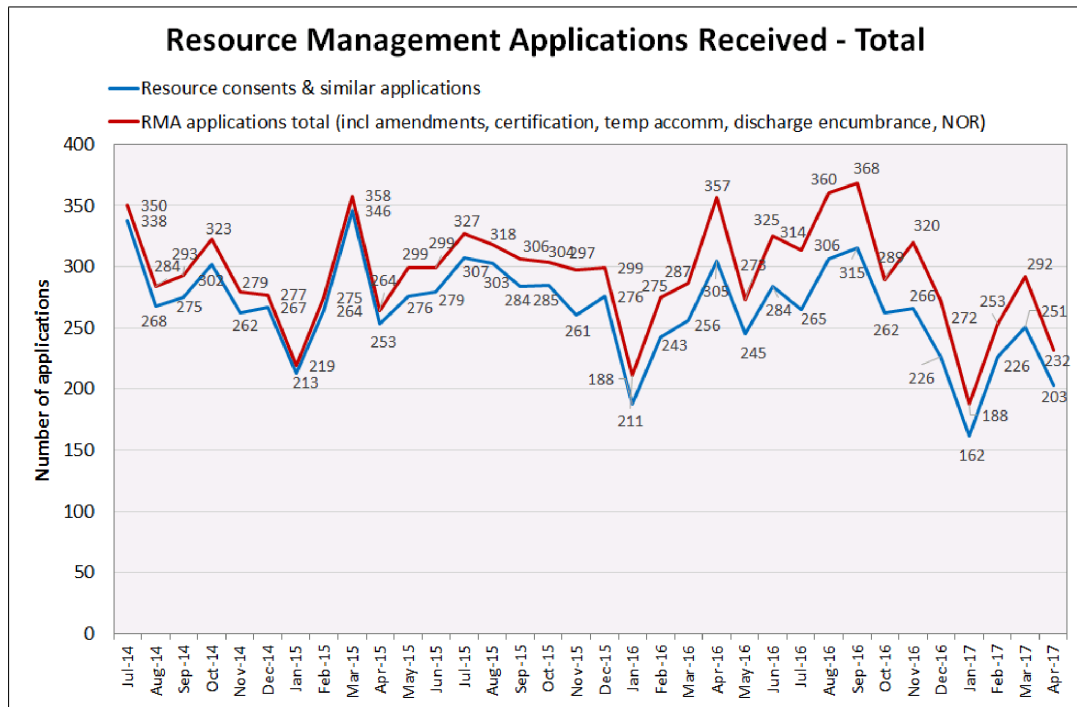
- (i) sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages; and
- (ii) adequate consideration of the views and preferences of affected and interested persons bearing in mind any proposed or previous community engagement.

(b) The information reflects the level of significance of the matters covered by the report, as determined in accordance with the Council's significance and engagement policy.

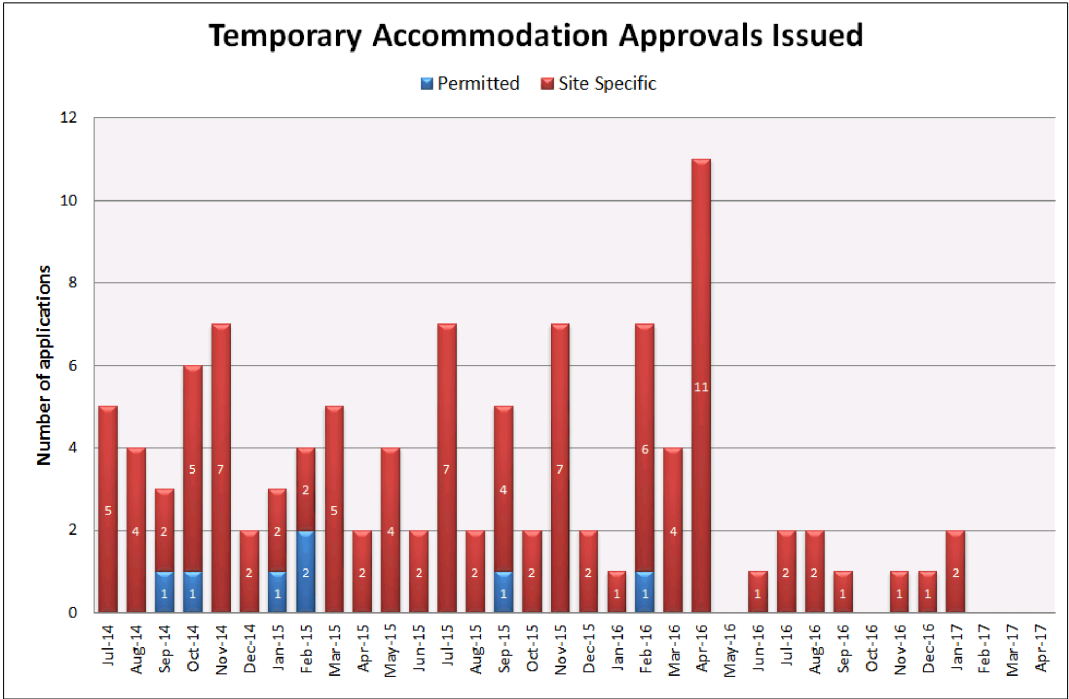
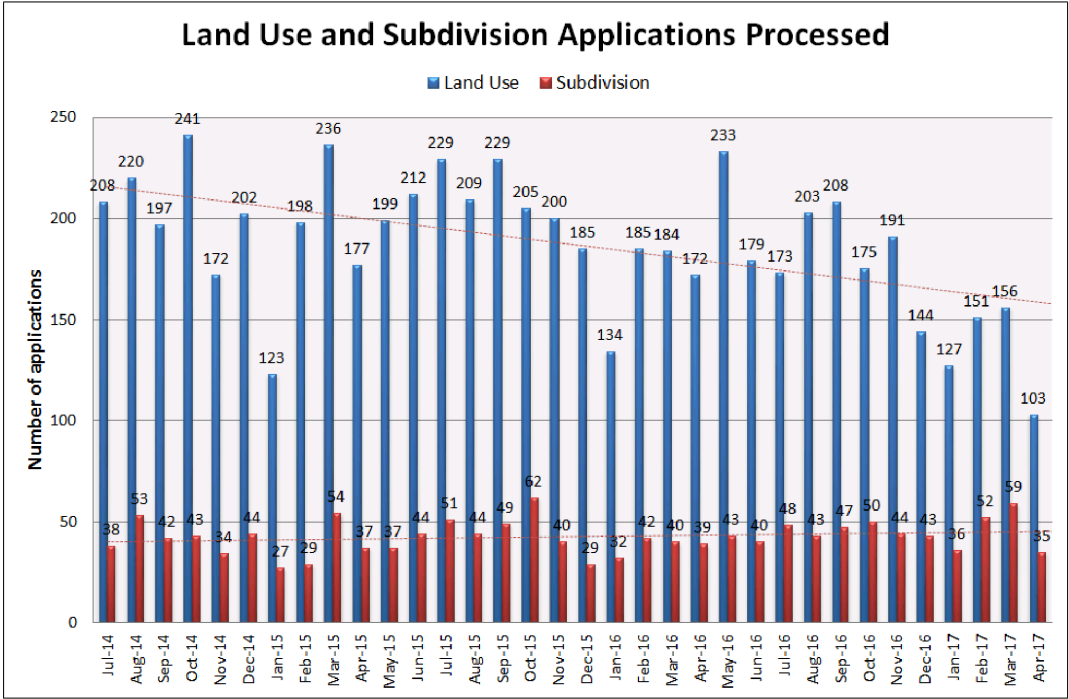
Signatories

Author	John Higgins - Head of Resource Consents
Approved By	Leonie Rae - General Manager Consenting and Compliance

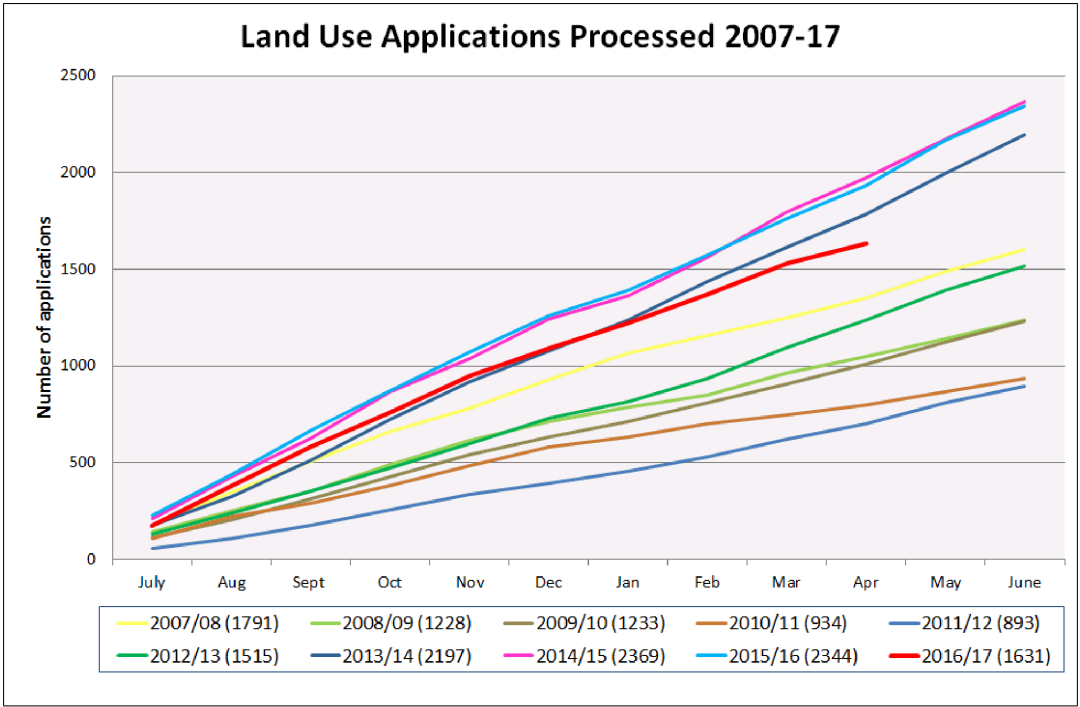
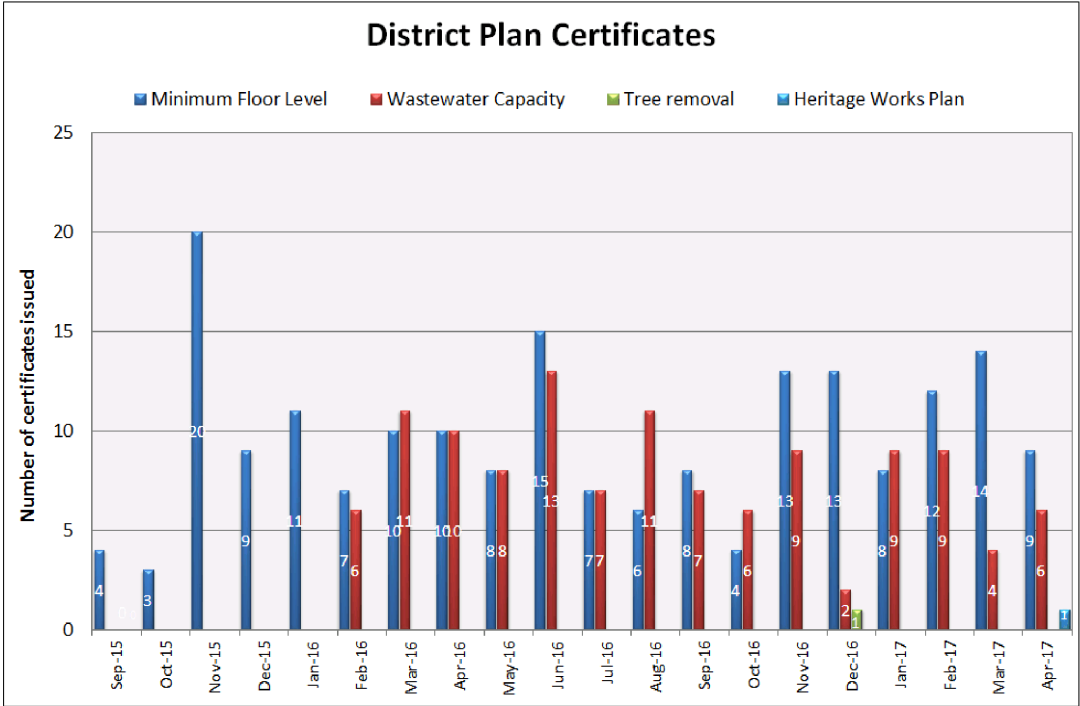
Item 8



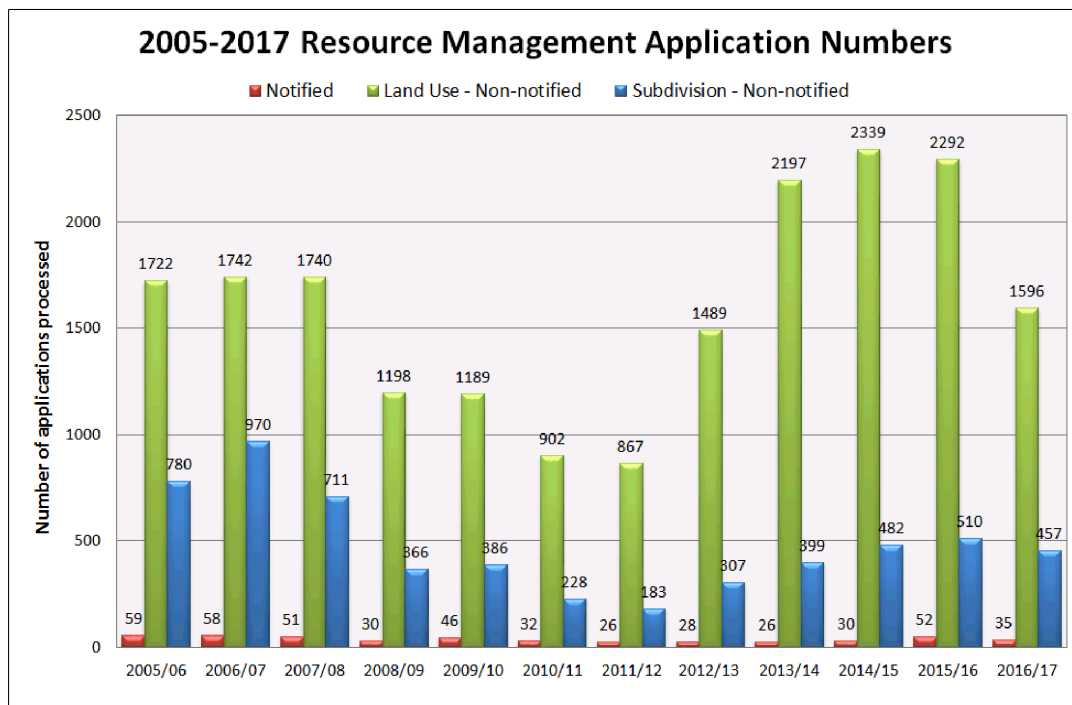
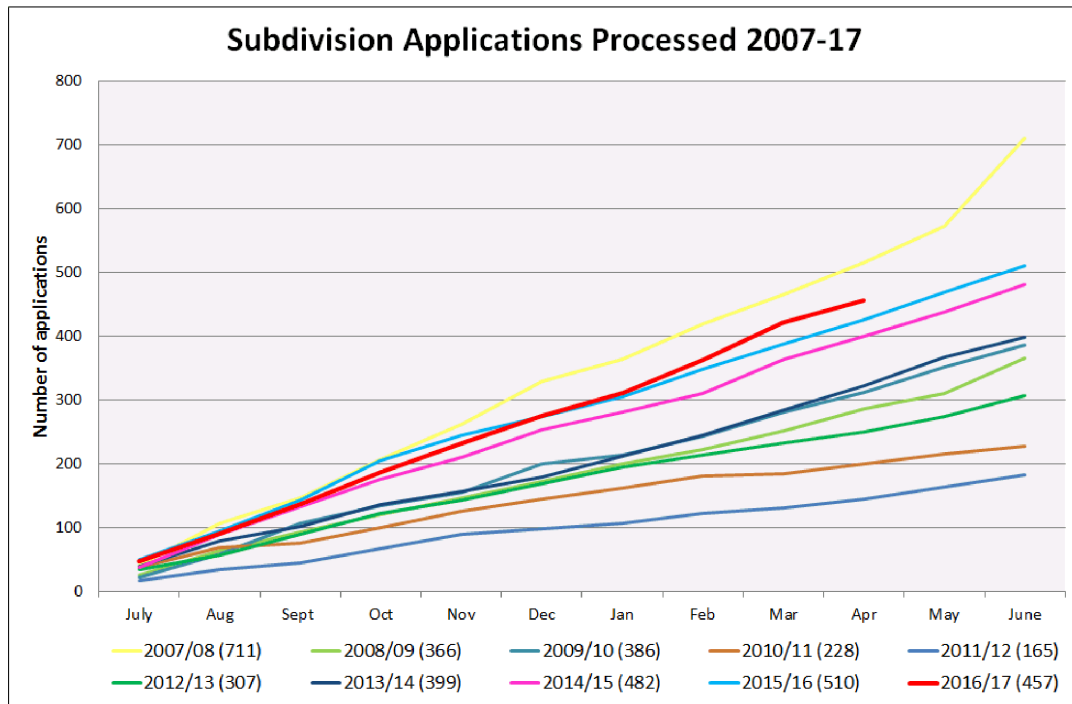
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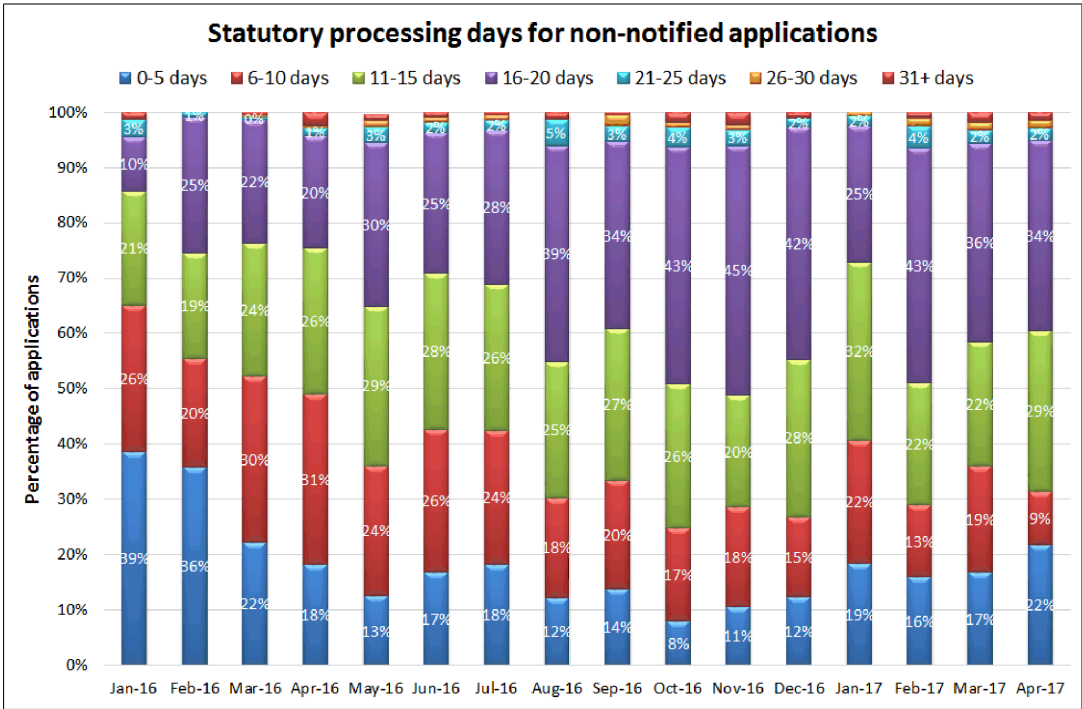
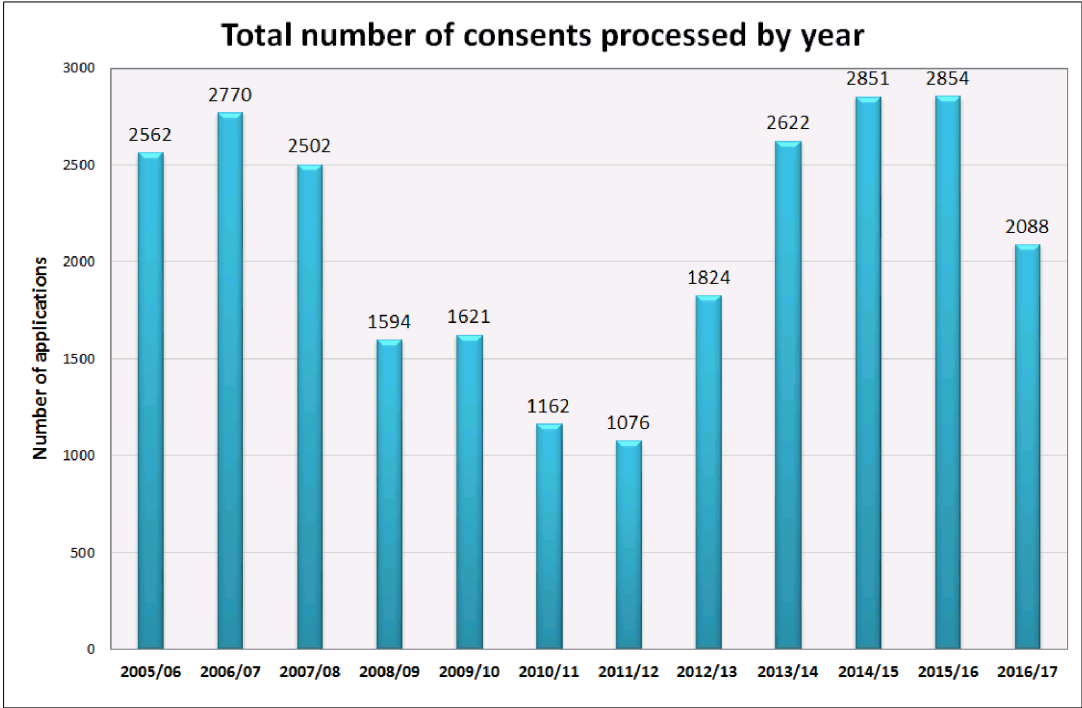
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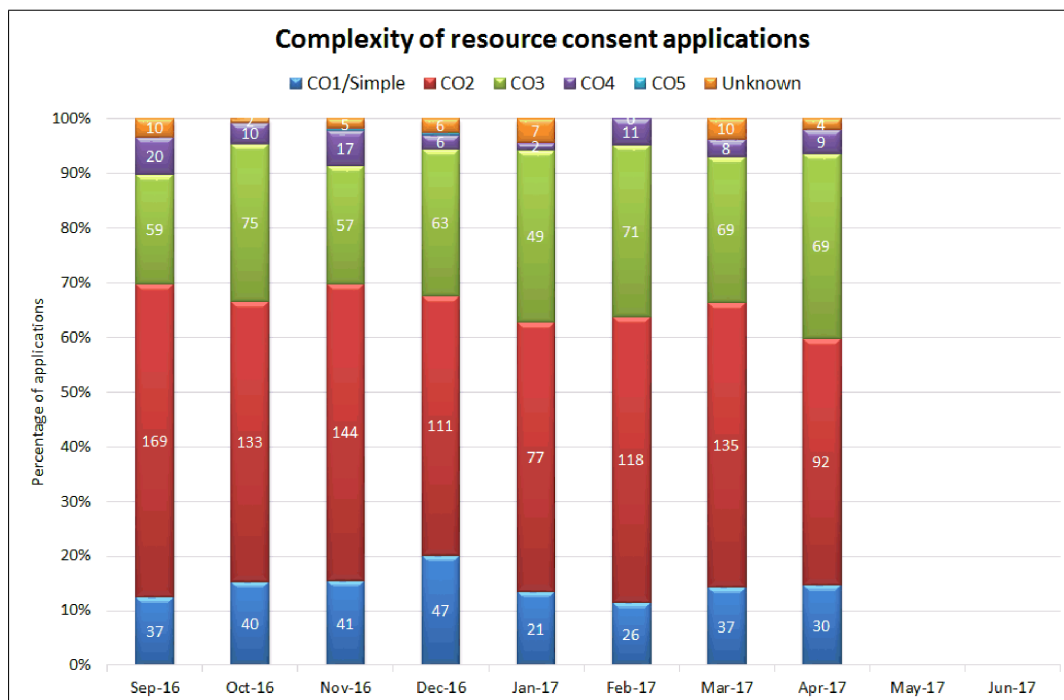
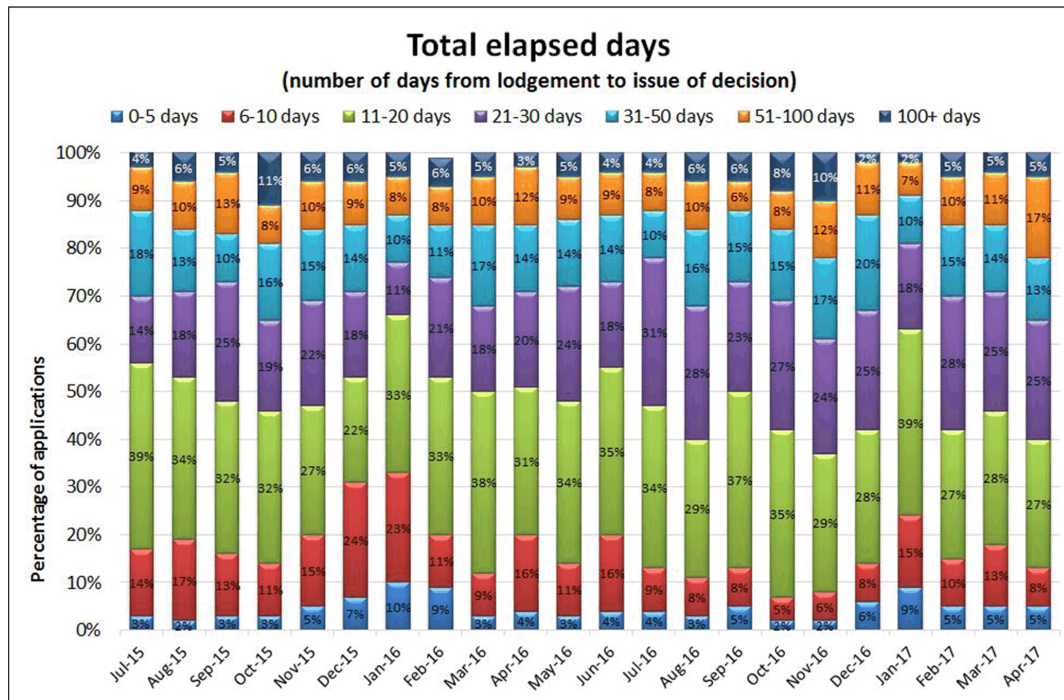
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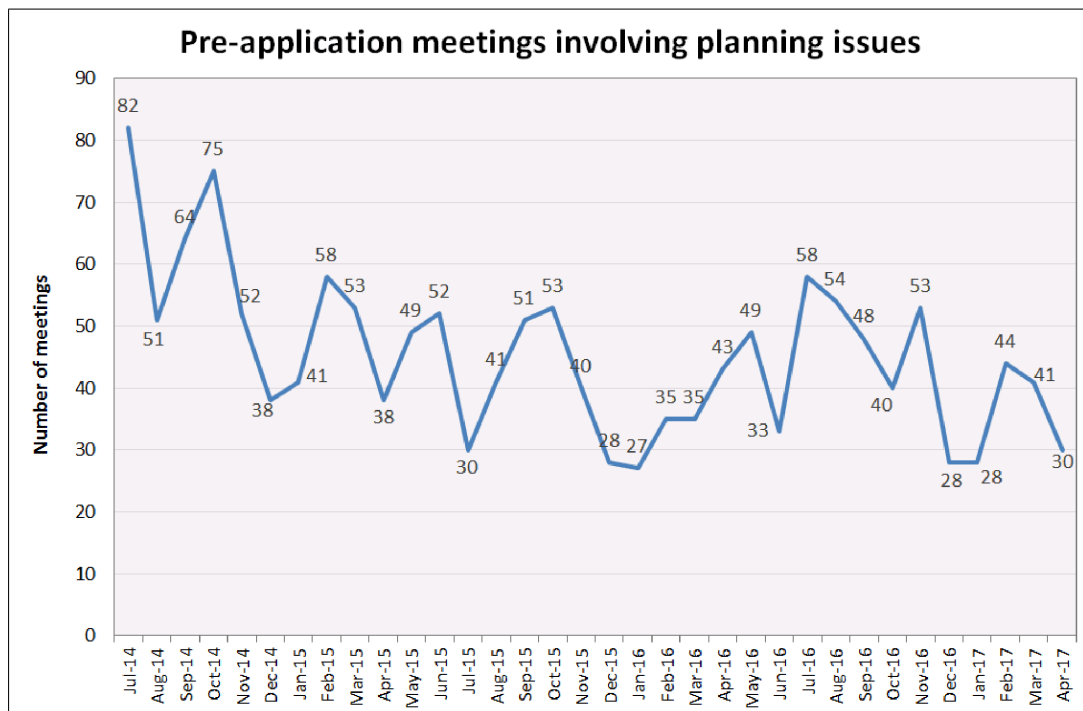
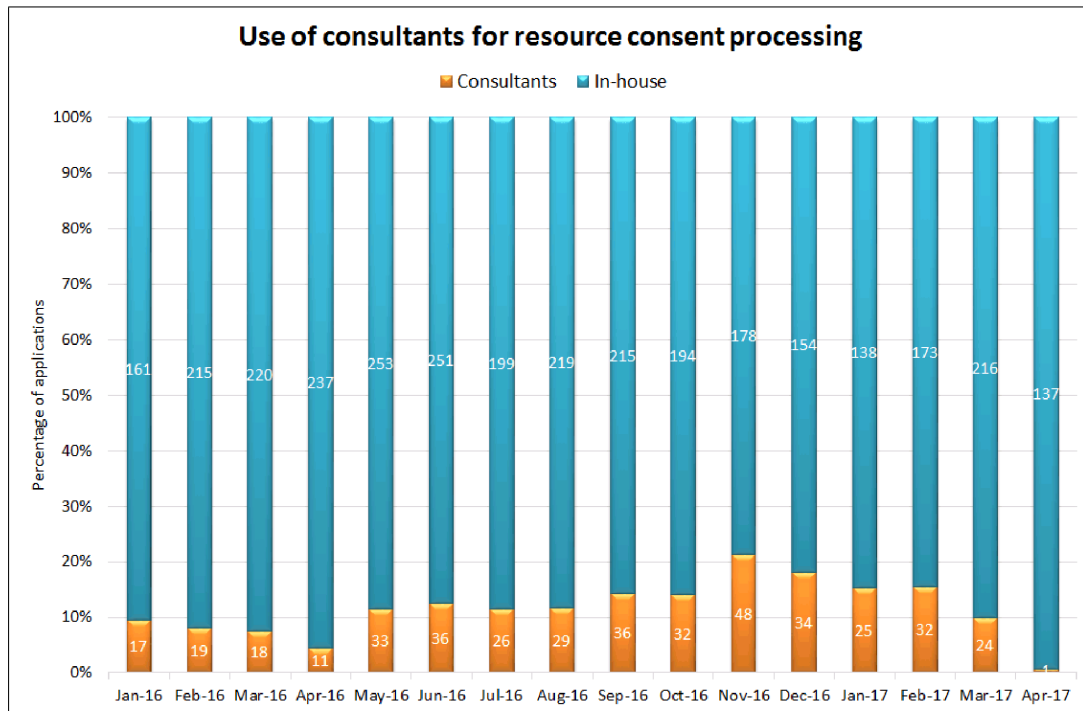
HPRM 13/1137232



HPRM 13/1137232



HPRM 13/1137232



NB: April figure not confirmed at this time as not all pre-app meeting details available yet

HPRM 13/1137232

Totals

2015/16 = 2854

2344 land use applications – 20 exceeded the statutory timeframe
510 subdivision applications – 3 exceeded the statutory timeframe

2014/15 = 2851

2385 land use applications – 19 exceeded the statutory timeframe
482 subdivision applications – 3 exceeded the statutory timeframe

Processed	2013-14	2014-15	2015-16
Land Use (incl EUC, NOR, CoC, outline plans/waivers)	2223	2369	2344
Subdivision	399	482	510
Total resource consents & NOR	2622	2851	2854
Notified resource consents & NOR	26	30	52
Temporary Accommodation - Permitted	30	5	2
Temporary Accommodation - Site specific	107	42	47
Central City (land use consents)	142	122	143
s.223 certificates	187	199	230
s.224 certificates (incl s.223/224 combined)	287	339	422
Received	2013-14	2014-15	2015-16
Land Use consents (excl NOR)	2472	2796	2686
Subdivision consents	403	514	544
NOR	12	33	7
Total resource consents & NOR	2887	3343	3237
s.357 objections	16	12	10
Within scope amendments	67	100	124
Temporary accommodation	169	70	71
Notice of surrender	4	1	2
s.88 incomplete applications returned	33	33	52(?)
Withdrawn	24	44	44(?)

HPRM 13/1137232