

## **Regulatory Performance Committee OPEN MINUTES**

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**Date:** Wednesday 7 March 2018  
**Time:** 9am  
**Venue:** Committee Room 1, Level 2, Civic Offices,  
53 Hereford Street, Christchurch

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**Present**

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

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**6 March 2018**

**Principal Advisor**

Leonie Rae  
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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**

### **Committee Resolved RPCM/2018/00006**

That the apologies for lateness from Councillor Gough and Councillor Templeton be accepted.

Councillor Scandrett/Councillor Galloway

**Carried**

Councillors Gough and Templeton for lateness.

## **2. Declarations of Interest**

### **Part B**

There were no declarations of interest recorded.

## **3. Confirmation of Previous Minutes**

### **Part C**

### **Committee Resolved RPCM/2018/00007**

#### **Committee Decision**

That the minutes of the Regulatory Performance Committee meeting held on Wednesday, 7 February 2018 be confirmed.

Councillor Galloway/Councillor Scandrett

**Carried**

## **4. Public Forum**

### **Part B**

There were no public forum presentations.

## **5. Deputations by Appointment**

### **Part B**

There were no deputations by appointment.

## **6. Presentation of Petitions**

### **Part B**

There was no presentation of petitions.

Councillor Templeton joined the meeting at 09:05 a.m.

## **7. Review of the Brothels (Location and Commercial Sexual Services Signage) Bylaw 2013**

**Committee Decided RPCM/2018/00008**

### **Part A**

That the Regulatory Performance Committee recommends that the Council:

1. Note that the Local Government Act 2002 requires bylaws to be reviewed within certain timeframes, and that the Brothels (Location and Commercial Sexual Services Signage) Bylaw 2013 must be reviewed by 28 March 2018;
2. Note that in order to undertake a review of a bylaw, the Local Government Act 2002 requires a council to make a determination under section 155; and
3. Note that a subsequent report discussing possible changes to the bylaw, and public consultation on the bylaw, will be presented to the Regulatory Performance Committee and the Council in July 2018.
4. Resolves that, in reliance on the information in this report, a bylaw is the most appropriate way of addressing perceived problems relating to brothel location and signage, in accordance with section 155(1) of the Local Government Act 2002.

Councillor Scandrett/Councillor Chen

**Carried**

## **8. Review of the Public Places Bylaw 2008**

**Committee Decided RPCM/2018/00009**

### **Part A**

That the Regulatory Performance Committee recommends that the Council:

1. Note that the Local Government Act 2002 requires bylaws to be reviewed within certain timeframes, and that the Public Places Bylaw 2008 must be reviewed by 19 June 2018.
2. Note that in order to undertake a review of the bylaw, the Local Government Act 2002 requires a council to make a determination under section 155.
3. Note that a subsequent report discussing proposed changes to the bylaw, and public consultation on the bylaw, will be presented to the Regulatory Performance Committee and the Council in July 2018.
4. Resolves that a bylaw is the most appropriate way of addressing the perceived problems relating to public places, in accordance with section 155(1) of the Local Government Act 2002, and identified in this report, and that a bylaw is required to provide for reasonable controls to:
  - a. Protect health and safety;
  - b. Protect the public from nuisance; and
  - c. Provide for the regulation of trading in public places.
5. Agrees that a draft bylaw be prepared for consideration by the Council.
6. Agrees that the draft bylaw will cover the regulation of:

- a. Commercial activities in public places;
- b. Obstructions in public places; and
- c. Other issues that may arise during further analysis, including street numbering requirements and signage permission.

Councillor Templeton/Councillor Chen

**Carried**

## 9. Review of the Cemeteries Bylaw 2013

### Committee Decided RPCM/2018/00010

#### Part A

That the Regulatory Performance Committee recommends that the Council:

1. Note that the Local Government Act 2002 requires bylaws to be reviewed within certain timeframes, and that the Cemeteries Bylaw 2013 must be reviewed by 27 June 2018;
2. Note that in order to undertake a review of the bylaw, the Local Government Act 2002 requires a council to make a determination under section 155; and
3. Note that a subsequent report discussing proposed changes to the bylaw, and public consultation on the bylaw changes, will be presented to the Regulatory Performance Committee and the Council in July 2018.
4. Resolves that a bylaw is the most appropriate way of addressing the perceived problems relating to Council controlled cemeteries in accordance with section 155(1) of the Local Government Act 2002, and identified in this report, and that a bylaw is required to regulate activities and conduct taking place in cemeteries.
5. Agrees that draft bylaw amendments be prepared for consideration by the Council.

Councillor Templeton/Councillor Galloway

**Carried**

Councillor Gough joined the meeting at 09:35 a.m.

## 10. Local Alcohol Policy - Options for Consideration

### Committee Comment

Councillor Gough declared an interest in this item and took no part in the discussion and voting on the matter.

### Committee Decided RPCM/2018/00011

#### Part A

That the Regulatory Performance Committee recommends that the Council:

1. Requests staff to begin work to prepare a draft Local Alcohol Policy as soon as possible, noting that:
  - a. The process to prepare a policy should enable a provisional Local Alcohol Policy to be notified by 30 August 2019 (should the Council proceed to that point), if started immediately.
  - b. The process to prepare a draft Local Alcohol Policy will follow that proposed in this report (refer section 9).

2. Appoints a working group of elected members to work with staff to;
  - a. Identify information relevant to the draft policy and what provisions that policy should include
  - b. Make recommendations to the Council on matters relevant to policy analysis and preparation
  - c. Work with staff to identify policy options
  - d. Establish and maintain effective working relationships with statutory consultees and key stakeholders
3. Appoints *[insert name here]* as the Chairperson and *[insert names here]* as the members of the working group.
4. Requests the working group to draft its Terms of Reference and authorises the Regulatory Performance Committee to:
  - a. Approve the final terms of reference and, if necessary, subsequent amendments
  - b. Approve any subsequent changes to the membership of the working group.

Councillor Templeton/Councillor Scandrett

**Carried**

Councillors East and Chen requested their votes against the resolution be recorded.

Councillor Chen left the meeting at 10:03 a.m..

## **11. Building Consenting Unit Update - March 2018**

### **Committee Resolved RPCM/2018/00012**

#### **Part C**

That the Regulatory Performance Committee:

1. Receives the information in this report.

Councillor Gough/Councillor Scandrett

**Carried**

## **12. Resource Consents Monthly Report - January 2018**

### **Committee Resolved RPCM/2018/00013**

#### **Part C**

That Regulatory Performance Committee:

1. Receives the information in this report.

Councillor Templeton/Councillor Gough

**Carried**

## **13. Presentation - Food Safety and Health Licensing**

This item was withdrawn.

**Meeting concluded at 10:41am.**

**CONFIRMED THIS 11<sup>TH</sup> DAY OF APRIL 2018.**

**COUNCILLOR DAVID EAST**  
**CHAIRMAN**