

## Christchurch City Council SUPPLEMENTARY AGENDA

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### Notice of Meeting:

An ordinary meeting of the Christchurch City Council will be held on:

**Date:** Thursday 7 April 2022

**Time:** 9.30am

**Venue:** Held by Audio/Visual Link

Under the current provisions of the Covid-19 Protection Framework (traffic lights) the meeting is open to the public through access to the live broadcasting of the meeting: <http://councillive.ccc.govt.nz/live-stream>

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### Membership

Chairperson	Mayor Lianne Dalziel
Deputy Chairperson	Deputy Mayor Andrew Turner
Members	Councillor Jimmy Chen
	Councillor Catherine Chu
	Councillor Melanie Coker
	Councillor Pauline Cotter
	Councillor Mike Davidson
	Councillor Celeste Donovan
	Councillor Anne Galloway
	Councillor James Gough
	Councillor Yani Johanson
	Councillor Aaron Keown
	Councillor Sam MacDonald
	Councillor Phil Mauger
	Councillor Jake McLellan
	Councillor Tim Scandrett
	Councillor Sara Templeton

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4 April 2022

### Principal Advisor

Dawn Baxendale  
Chief Executive  
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Note: The reports contained within this agenda are for consideration and should not be construed as Council policy unless and until adopted. If you require further information relating to any reports, please contact the person named on the report.

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<http://councillive.ccc.govt.nz/live-stream>



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## TABLE OF CONTENTS

23.	Resolution to Include Supplementary Reports.....	4
24.	Mayor's Monthly Report - March 2022 .....	5
25.	Covid Business Recovery Update .....	17
26.	OARC Co-governance Establishment Committee .....	27

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## 23. Resolution to Include Supplementary Reports

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### 1. Background

- 1.1 Approval is sought to submit the following reports to the Council meeting on 07 April 2022:
  24. Mayor's Monthly Report - March 2022
  25. Covid Business Recovery Update
  26. OARC Co-governance Establishment Committee
- 1.2 The reason, in terms of section 46A(7) of the Local Government Official Information and Meetings Act 1987, why the reports were not included on the main agenda is that they were not available at the time the agenda was prepared.
- 1.3 It is appropriate that the Council receive the reports at the current meeting.

### 2. Recommendation

- 2.1 That the reports be received and considered at the Council meeting on 07 April 2022.
  24. Mayor's Monthly Report - March 2022
  25. Covid Business Recovery Update
  26. OARC Co-governance Establishment Committee



## 24. Mayor's Monthly Report - March 2022

Reference / Te Tohutoro: 22/341348

Report of / Te Pou  
Matua:

Lianne Dalziel, Mayor, mayor@ccc.govt.nz

General Manager /  
Pouwhakarae:

Dawn Baxendale, Chief Executive, dawn.baxendale@ccc.govt.nz

### 1. Purpose of Report Te Pūtake Pūrongo

- 1.1 The purpose of this report is for the Mayor to report on external activities she undertakes in her city and community leadership role; and to report on outcomes and key decisions of the external bodies she attends on behalf of the Council.
- 1.2 The attachments to this report support the Mayor's recommendations below.
- 1.3 This report is compiled by the Mayor's office.

### 2. Mayors Recommendations Ngā Tūtohu o Te Koromatua









That the Council:

1. Receive the information in the Mayor's Report (attachment A).
2. Endorses Unity Week (dates 15 - 21 March) as an official annual week on the Council calendar, receiving support from staff as appropriate, as part of the Council's broader package of support and recognition to the bereaved families and injured survivors of 15 March 2019, and in addition seeks to make this a national Unity Week.
3. Adopts the amended schedule of meetings (Attachment B and C), amending the schedule adopted on 11 November 2021 [CNCL/2021/00176], and delegates to the Hearings and Council Support Manager and/or the Team Leader Hearings and Committee Support, as the case may be, the ability to make any changes to the schedule as necessary to meet circumstances as required.

Notes that that Chairs and Deputy Chairs of committees of the whole retain oversight of the workplans of their committees.

4. Notes the information (attachment D) provided on the proposed Sale and Supply of Alcohol (Harm Minimisation) Amendment Bill (the Bill)
  - a. Supports the Bill, which aims to:
    - i. remove the special appeal process through Local Alcohol Policies
    - ii. wind-down alcohol advertising and sponsorship of sports.
  - b. Requests the proposed private member's bill: Sale and Supply of Alcohol (Harm Minimisation) Amendment Bill, is supported by Parliament, noting that 61 non-Executive MPs can promote the Bill onto the Order Paper without it being drawn from the ballot.
  - c. Requests the New Zealand Government review the Sale and Supply of Alcohol Act 2012.

## Attachments Ngā Tāpirihanga

No.	Title	Page
A  	Mayor's Monthly Report March 2022	7
B  	2022 Schedule of Council meetings for the pre-election period	11
C  	Amended meeting schedule for 2022 pre-election period	12
D  	Sale and Supply of Alcohol (Harm Minimisation) Amendment Bill	15

## Item 24

# Mayor's monthly report

March 2022

Item 24

Attachment A

## Introduction

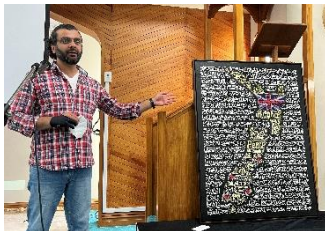
### “I am here, and I stand with you” – March 15, 2019, Anniversary

It is hard to believe that it has been three years since the March 15, 2019, terrorist attacks on the Al Noor Mosque and Linwood Islamic Centre, which saw 51 men, women and children killed and many more injured during their time of prayer. The impact on the bereaved families has been profound, as it has been on the city. We did not host a formal commemoration event to mark the anniversary in line with the wishes of the local Muslim communities.



The 15 March Whanau Trust in conjunction with FIANZ and the Muslim Association of Canterbury held Christchurch Islamic Awareness Week, which was moved to coincide with the anniversary of the attacks concluding on 15 March. The themes of Love, Peace & Unity – Aroha, Rangimārie and Kotahitanga – were chosen to cultivate connectedness and a sense of community.

The 15<sup>th</sup> March Whanau Trust also hosted the ‘We are One’ Awards, that recognised the efforts of a wide range of individuals who had worked on empowerment projects with the community.



The United Nations resolved to adopt 15<sup>th</sup> March as the International Day to Combat Islamophobia. The text called for expanded international efforts to create a global dialogue that will encourage tolerance and peace centred on respect for human rights and the diversity of religions and beliefs.

The Sakinah Community Trust organised the inaugural Unity Week, starting on 15 March. The purpose of the week is to bring people together to harness and build on the sense of unity that emerged in the city and the rest of New Zealand after the mosque attacks. I am

recommending this become an annual event on our city's calendar and that we seek to make it a national unity week.

I attended Al Noor Mosque on 15 March and was able to welcome Temel Atacocugu as he completed his Walk for Peace. I presented him with a piece of pounamu shaped as a roimata – a teardrop – honouring him for his courage and tenacity in reclaiming the route from Dunedin to Christchurch for peace – what a powerful act. We held a minute's silence outside the mosque to commemorate the Shuhada.

The quote I headlined this introduction with, refers to a resident's post in response to the activities surrounding the anniversary:

***“I'm happy that the bereaved families have made their voices heard and been listened to. I don't yet have the words apart from saying I am here, and I stand with you.”***

I thought they were incredibly powerful words – I am here, and I stand with you. Unity means saying ‘I am here, and I stand with you’, not just on March 15, but every day.

We are here and we stand together.



### Te Hononga Council Papatipu Rūnanga Committee

At the meeting on the 9th March, the Council decision to join Communities 4 Local Democracy (C4LD) late last year was raised by Ngā Papatipu Rūnanga, who questioned our Council's commitment to our relationship with each other. After listening to their concerns, I acknowledged that we couldn't move forward while this remained unresolved. I have apologised in writing to Te Maire Tau as co-chair of the committee for not consulting with him or the committee before Council considered the decision to join the advocacy group of councils opposing the Three Waters Reforms (they didn't have a name at the time).

We have raised the inadequacy of the clause that addresses the Impact on Mana Whenua Ngā Whai Take Mana Whenua several times before, and the Chief Executive is now preparing a change to the Standing Orders to prevent this from occurring again.

I became aware of the potential damage to the relationship when Te Kura Taka Pini (the Ngāi Tahu freshwater group) issued a statement about C4LD in January. I was also copied into correspondence addressed to C4LD by Te Maire Tau. This has not been referred to or addressed by Council. I have requested that before we take the issue to the Council, we meet in person, kanohi ki te kanohi, to workshop a way forward. At the time of writing this report I did not have a response to this request.

### Obituary Malcolm Douglass 4<sup>th</sup> March 2022

Malcolm Douglass was the Chief Executive of the United Council, which was succeeded by the Canterbury Regional Council. However, for many in Christchurch he will always be remembered for his contribution to two of our most precious heritage buildings, the Arts Centre and the Theatre Royal.

He was a key member of a group determined to save the old university site and transform it into an arts centre. It was his initiative that saw the Court Theatre become the first tenant for the Arts Centre, thus encouraging other prospective tenants and helping ensure the success of the whole project. He was a founding trustee of the Arts Centre Trust Board and served as Deputy Chair for a number of years. Malcolm was also the catalyst for saving the Theatre Royal from demolition. A personal memory I have of Malcolm is standing next to him on the stage of the Court Theatre at the opening of the back-of-house facilities pre-earthquakes. He told me the story about Malcom Ott's birthday party and the late-night drinks that led to the offer for the Theatre Royal being made - otherwise it too would have been bulldozed.

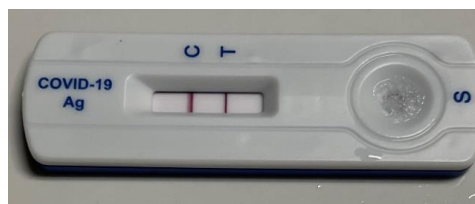
He made an outstanding contribution to strategic long-term planning throughout New Zealand over 60 years.

I recently discovered an interview with Malcolm and many of the things he said resonate today:

***"Local Government has always been over-ridden by central government's impatience to 'mould' the councils to achieve the central government ends."***

His was a life well-lived. May he Rest in Peace

### Omicron



My symptoms started two days before I tested positive, which was a salutary reminder about the importance of being alert to symptoms. Rapid Antigen Tests (RATs) respond to the viral load so you can expect that you will have been infectious for two days before you start to feel symptoms – that is if you have symptoms. Omicron affects different people in different ways, and it is possible to relapse after you feel better (my experience). It is important to rest and stay hydrated.

The system worked for me, but I remain concerned about people who do not have well-stocked cupboards and fridges, aren't registered with a GP practice and who have run out of data on their mobile phones. For questions about symptoms, people need to ring Healthline 0800 358 5453. For financial help while self-isolating, the MSD number is 0800 512 337



### Flare Street Art Festival

It was really exciting to attend the opening of the Flare Street Art Festival, which featured, among other events, a pop-up gallery, graffiti jam and artist talks. The city has also been left with seven dramatic new murals, which add to the depth of street art we are already known for. This is the city's first major urban art festival since 2017, and thanks go to ARCC (Arts Reaction Christchurch Central) and the SALT District with help from council & ChristchurchNZ.



### Dallington Riverside Landing

I was delighted to be part of the opening of the first of the planned landings along the Ōtākaro Avon River Corridor, alongside Dr Rod Carr, from the Canterbury Earthquake Appeal Trust. It is roughly halfway along the corridor, from city to sea, and will be a great place to access the river, picnic and explore the wider area.



### "Nowruz Mobarak" Happy Persian New Year

I enjoyed attending the Nowruz celebration, organised by the local Iranian community. Nowruz, which means 'new day' in Persian, is the most important festival of the year and dates back at least 2500 years. It marks the end of the old year and the beginning of the new one, occurring on the day of the vernal equinox. It also marks the beginning of the spring season in Iran. It was a great evening of musical and dance performances and traditional food.



### Regional Partnerships

#### Greater Christchurch Partnership

#### Greater Christchurch Partnership Committee 11 March 2022

The Greater Christchurch Partnership (GCP) Committee met on 11 March 2022. At this meeting, the Committee:

- Agreed to develop a single Greater Christchurch Transport Plan and Investment Programme to be developed concurrently with the Spatial Plan to clearly articulate a 'one plan' approach and to give effect to the strategic direction for transport in the Spatial Plan

We also received the following briefings:

- Public Transport Futures Programme
- An update on the Greater Christchurch Spatial Plan and Mass Rapid Transit.

Link to the agenda: [https://christchurch.infocouncil.biz/Open/2022/03/GCPC\\_20220311\\_AGN\\_7819\\_AT\\_WEB.htm](https://christchurch.infocouncil.biz/Open/2022/03/GCPC_20220311_AGN_7819_AT_WEB.htm)

#### Canterbury Mayoral Forum – last meeting February

For more detail, please go to this update: <https://canterburymayors.org.nz/february-update-mayoral-forum-2022/>



### Events and meetings calendar

2 March	<ul style="list-style-type: none"> <li>LGNZ National Council meeting</li> </ul>
3 March	<ul style="list-style-type: none"> <li>Canterbury Regional Leadership Group (RLG)</li> </ul>
4 March	<ul style="list-style-type: none"> <li>Three Waters Working Group on Accountability, Governance &amp; Representation</li> <li>Hearings Panel – Wheels to Wings Papanui ki Waiwhetū Major Cycle Route</li> <li>Flare Street Art Festival</li> </ul>
5 March	<ul style="list-style-type: none"> <li>Launch of Islamic Awareness Week</li> </ul>
6 March	<ul style="list-style-type: none"> <li>Speak and present We Are One Awards</li> </ul>
7 March	<ul style="list-style-type: none"> <li>Canterbury Mayoral Forum Climate Change Steering Group</li> </ul>
9 March	<ul style="list-style-type: none"> <li>Three Waters Infrastructure &amp; Environment Committee</li> <li>Te Hononga Papapitipu Rūnanga Committee</li> </ul>
10 March	<ul style="list-style-type: none"> <li>Canterbury Regional Leadership Group (RLG)</li> <li>Council meeting</li> </ul>
11 March	<ul style="list-style-type: none"> <li>Greater Christchurch Partnership Committee</li> </ul>
12 March	<ul style="list-style-type: none"> <li>Dallington Landing official opening</li> </ul>
14 March	<ul style="list-style-type: none"> <li>Local Government New Zealand Zone 5 &amp; 6 Conference (virtual)</li> </ul>
15 March	<ul style="list-style-type: none"> <li>Council meeting (reconvened)</li> <li>15 March 2019 Mosque Attacks – met Temel Atacocugu on completion of his Walk for Peace</li> <li>Tuesday Club presentation re three waters reforms issues</li> </ul>
16 March	<ul style="list-style-type: none"> <li>Christchurch City Holdings Board meeting</li> <li>Hearings Panel – Wheels to Wings Papanui ki Waiwhetū Major Cycle Route</li> </ul>
17 March	<ul style="list-style-type: none"> <li>Canterbury Regional Leadership Group (RLG)</li> <li>Hearings Panel – Wheels to Wings Papanui ki Waiwhetū Major Cycle Route</li> </ul>
18 March	<ul style="list-style-type: none"> <li>Christchurch City Council – Canterbury District Health Board Forum</li> </ul>
19 March	<ul style="list-style-type: none"> <li>Nowruz (Iranian New Year) Festival</li> </ul>
22 March	<ul style="list-style-type: none"> <li>Meeting with Minister Kiri Allan and Mayors re Civil Defence structure reform</li> </ul>
23 March	<ul style="list-style-type: none"> <li>Covid-19 Test Positive</li> <li>Meeting with Office of the Auditor General (attended by Deputy Mayor)</li> </ul>
24 March	<ul style="list-style-type: none"> <li>Finance &amp; Performance Committee</li> </ul>
25 March	<ul style="list-style-type: none"> <li>Canterbury Mayoral Forum &amp; Papatipu Rūnanga Chairs joint hui</li> </ul>
28 March	<ul style="list-style-type: none"> <li>Hearings Panel – Wheels to Wings Papanui ki Waiwhetū Major Cycle Route</li> <li>National Council meeting</li> </ul>
30 March	<ul style="list-style-type: none"> <li>Sustainability &amp; Community Resilience Committee</li> <li>Hearings Panel – Wheels to Wings Papanui ki Waiwhetū Major Cycle Route</li> </ul>
31 March	<ul style="list-style-type: none"> <li>Urban Development &amp; Transport Committee</li> <li>Future for Local Government Review – meeting with panel leading the review</li> </ul>



### 2022 Schedule of Council Meetings for the pre-election period

- 1.1. The three month pre-election period of Council is from Friday 8 July until Saturday 8 October.
- 1.2. In the pre-election period elected members continue to have the right and responsibility to govern and to make decisions. However there is an increased level of media and public scrutiny during this period with a need for clear and transparent distinction between activities as elected members and activities as a candidates.
- 1.3. The recommendation is for the four committees of the whole (Finance and Performance, Urban Development and Transport, Three Waters Infrastructure and Environment, Sustainability and Community Resilience) to cease meeting during the pre-election period with their work to be considered at Council meetings. The number of Council meetings will increase from one to two a month. This will allow the public to more easily track Council business in the pre-election period and increase the clarity of elected members acting as Council governors. This supports and is in accordance with Election Protocols for Elected Members.
- 1.4. It is also recommended that chairs and deputy chairs of committees of the whole retain an oversight of the workplans of their committees that will now come to one of two Council meetings a month. This is to reflect their duty and commitment to the work of their respective committees.
- 1.5. The next Mayor will decide how they want governance committees to be structured in the next triennium after the election on October 8.
- 1.6. The purpose of this section of the Mayor's Report is for the Council to adopt a revised schedule setting out the proposed times and dates of ordinary meetings of the Council and its associated committees for 2022 (refer Attachment C).

Draft Council and Committee Meeting Schedule 2022  
Version - 29.10.2021  
KEY: Council, CoW, Committee, Working Group/Hearings Panel

July 2022					
Week	Mon	Tue	Wed	Thu	Fri
1	4 Hearings Panels	5	6 <del>Sustainability &amp; Community Resilience 9.30-1</del> Hearings Panels 2-5	7 <del>Urban Development &amp; Transport 9.30-2</del> Central City Parking 2-3	8 Coastal Hazards Working Group 1.30-3.30
2 SH	11 Hearings Panels	12	13 <del>Three Waters Infrastructure &amp; Waste 9.30-1</del> Hearings Panels 2-5	14 Council 9.30-5	15 Hearings Panels
3 SH	18 Recess Week	19 Recess Week	20 Recess Week	21 Recess Week LGNZ Conference	22 Recess Week LGNZ Conference
4	25 Hearings Panels  Climate Change Working Group 9-11  Central City Forum 4.30	26	27 Hearings Panels 9-5	28 <del>Finance &amp; Performance 9.30-5</del> Council 9.30-5	29 Funding Working Group 9.30-3



Draft Council and Committee Meeting Schedule 2022  
Version - 29.10.2021  
KEY: Council, CoW, Committee, Working Group/Hearings Panel

August 2022					
Week	Mon	Tue	Wed	Thu	Fri
1	1 Hearings Panels	2	3 <del>Sustainability &amp; Community Resilience 9.30-1</del> Hearings Panels 2-5	4 <del>Urban Development &amp; Transport 9.30-2</del> Central City Parking 2-3	5 Health, Safety & Wellbeing 9.30-10.30  Coastal Hazards Working Group 1.30-3.30
2	8 Hearings Panels  Rural Forum 4.30	9	10 <del>Three Waters Infrastructure &amp; Waste 9.30-1</del> Hearings Panels 2-5  Te Hononga Papatipu Rūnanga 5.30-7	11 Council 9.30-5	12 Hearings Panels 9-5
3	15 Community Week Hearings Panels	16 Community Week	17 Community Week Hearings Panels	18 Community Week Hearings Panels	19 Community Week Hearings Panels
4	22 Hearings Panels  Climate Change Working Group 9-11	23	24 Hearings Panels  Youth Advisory 4.30-6.30	25 <del>Finance &amp; Performance 9.30-5</del> Council 9.30 - 5	26 Hearings Panels

Draft Council and Committee Meeting Schedule 2022

Version - 29.10.2021

KEY: Council, CoW, Committee, Working Group/Hearings Panel

September 2022					
Week	Mon	Tue	Wed	Thu	Fri
1	<b>29</b> Civic Awards 10-11.30  Accessibility Working Group 9-11	<b>30</b>	<b>31</b> Sustainability & Community Resilience 9.30-1	<b>1</b> Urban Development & Transport 9.30-2  Central City Parking 2-3  Chief Executive Performance 2-3.30	<b>2</b> Multicultural 9-11  Audit & Risk 2-5
2	<b>5</b> Coastal Hazards Working Group 9.30-11.30  Climate Change Working Group 1-3	<b>6</b>	<b>7</b> Three Waters Infrastructure & Waste 9.30-1	<b>8</b>	<b>9</b>
3	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b> Finance & Performance 9.30-5 Council 9.30-5	<b>16</b>
4	<b>19</b>	<b>20</b>	<b>21</b>	<b>22</b>	<b>23</b> Audit & Risk 2-5 (Annual Report)
5	<b>26</b>	<b>27</b>	<b>28</b>	<b>29</b> Council 9.30-5	<b>30</b>

### **Sale and Supply of Alcohol (Harm Minimisation) Amendment Bill**

Chlöe Swarbrick MP has proposed the Sale and Supply of Alcohol (Harm Minimisation) Amendment Bill to amend the Sale and Supply of Alcohol Act 2012 (the Act). This is a member's bill. It is required to be drawn from the ballot or receive support from 61 non-Executive MPs.

The Bill has two parts. Part 1 of the Bill abolishes the right to appeal Local Alcohol Policies (LAPs) to the Alcohol Regulatory and Licensing Authority (ARLA). Part 2 of the Bill prohibits alcohol advertising and sponsorship for live and streamed events and at sporting venues.

This Council tried to develop a LAP to enhance local wellbeing but withdrew after expensive litigation by the industry. Removing the appeals process from the Act would bring LAPs into line with other regulatory policies and bylaws. The Act's requirement to consult the community (including industry players) through a special consultative process will be retained.

The Explanatory Note to the proposed Bill notes that The Health Promotion Agency, a Crown agent, recommends that the appeal process should be abolished because the appeals process is "expensive and time-consuming", for community members it is "unfamiliar, stressful and intimidating", and the Act already requires territorial authorities to go through a special consultative process before adopting a local alcohol policy.

Part 2 of the Bill implements recommendations of the 2014 ministerial forum on alcohol advertising and sponsorship focussed on reducing young people's exposure to messages that encourage them to drink alcohol including through the link between sport and alcohol.

The Council is one of three lead agencies for the Christchurch Alcohol Action Plan (CAAP); by supporting this part of the Bill the Council will fulfil a commitment to "advocate for a reduction in ... alcohol marketing at a local and national level" (page 3 of the CAAP) and "seek to shift the culture of drinking by reducing alcohol advertising" (page 21 of the CAAP).

The Minister of Justice has confirmed that a review of the Act is scheduled within the current term of Parliament. However, there is no indication of the scope or final timing of that review.

The Bill is aligned with Council's position on LAP appeals and alcohol advertising. The Bill addresses changes sought by the combined DHBs in a draft statement of position. On 24 March the Governing Body of Auckland Council voted unanimously to support these resolutions.



## 25. Covid Business Recovery Update

Reference / Te Tohutoro: 22/408443

Report of / Te Pou Matua:	Bruce Rendall, Head of Facilities Property and Planning, bruce.rendall@ccc.govt.nz
General Manager / Pouwhakarae:	Leah Scales, General Manager Resources/CFO leah.scales@ccc.govt.nz

### 1. Purpose of the Report Te Pūtake Pūrongo

- 1.1 In March 2022 officers briefed Councillors on the financial stresses being experienced by Council tenants as a result of the COVID 19 pandemic and response. Officers also presented proposed actions aimed at retaining tenants so that they could continue to provide services to Council's customers and add to the activation of facilities.
- 1.2 Based on this briefing Councillors requested information and ideas for helping to assist the recovery of the City's economy and vibrancy.
- 1.3 This report is an interim update to inform the Council of work underway and to seek approval for some immediate actions.
- 1.4 The decision in this report is of low significance in relation to the Christchurch City Council's Significance and Engagement Policy. The level of significance was determined by the relatively low number of people affected by the decision and the non-material funding required.

### 2. Officer Recommendations Ngā Tūtohu

That the Council:

1. Acknowledge that the Covid-19 response has placed pressures on many individuals, families, organisations and businesses;
2. Note that one business sector that has been under significant stress is the retail hospitality sector;
3. Note that this sector contributes to the vitality and vibrancy of Christchurch;
4. Notes that a collaborative group including, but not limited to, the Canterbury Employers' Chamber of Commerce, Central City Business Association, ChristchurchNZ, Property Council and Christchurch City Council is working to identify actions that can help businesses survive and improve City vibrancy;
5. Notes that the group is working on ideas to reduce costs and provide immediate relief to those business most impacted by the COVID 19 environment including waiving alcohol licensing fees for on-licences (including cafes and restaurants), outdoor dining licences, and annual food registration for retail food business.
6. Notes that the group is also working ideas to attract workers back to the office and encouraging citizens to eat, play and shop locally across Christchurch including transport support for business and community led initiatives, and promotions;
7. Authorises the use of up to \$1.55 million for the purposes of funding the initiatives in Resolution 5 and 6;
8. Authorises the Chief Executive (or her delegate) to determine the best mechanisms to fund and implement these initiatives, and to commence implementation;

9. Directs the Chief Executive (or her delegate) to report back on the funding and progress at the Finance and Performance Committee of the Whole meeting of 28 April 2022;
10. Requires the Chief Executive (or her delegate) to consider other aims of Council, including but not limited to alcohol harm reduction, when implementing these decisions; and
11. Notes that the Council is also working to support its tenants who are facing COVID 19 pandemic and response related hardship.

### 3. Reason for Report Recommendations Ngā Take mō te Whakatau

- 3.1 The recommendations in this report focus on providing timely, albeit modest, support to effected businesses. They are based on advice from collaborative stakeholders.
- 3.2 The recommendations indicate Council's direction, rather than a fully developed plan of action. Additional work is required to develop implementation plans for these actions.
- 3.3 The collaborative group's support plans are a work in progress and further information will be provided to the Council as plans develop.
- 3.4 It is not possible to separate business from community in Aotearoa NZ – the majority of businesses, and especially those under stress at the moment, are SMEs, owned and operated by people in our local communities.
- 3.5 This means that the stresses being felt are not just a business problem – they are a whole of community problem. If these businesses continue to fail, then we could see a scenario where unemployment goes up, mental illness and suicide increases, our communities become more disconnected, and poverty increases. To counter this negative cycle, this report advocates for a modest proactive, preventative course of action to improve confidence.

### 4. Alternative Options Considered Ētahi atu Kōwhiringa

- 4.1 The Council could consider not providing any support to address the stresses being felt by businesses.
  - 4.1.1 The advantage of this is that the Council would not have to find funds to undertake unbudgeted initiatives. Any surplus could be used for other purposes such as reducing debt.
  - 4.1.2 The disadvantages of this approach are primarily reputational.
  - 4.1.3 This option also does not consider the confidence effects on businesses, families and communities due to the stresses.
- 4.2 Waiving alcohol licensing fees could be considered as inconsistent with the Council's broader alcohol harm minimisation aims and consideration could be given to not include these fees in the initiative.
  - 4.2.1 The advantage of this approach is that it ensures consistency of messaging around alcohol harm minimisation.
  - 4.2.2 The disadvantage is that it removes a simple targeted measure for assisting businesses from the Council's toolkit.
  - 4.2.3 Any concerns can be addressed through putting in place measures that target the majority of licences holders who exhibit good practice.

## 5. Detail Te Whakamahuki

- 5.1 The Covid 19 pandemic and the national response has impacted on the community as a whole.
- 5.2 Council has responded to these impacts in various ways over the last two years.
- 5.3 Under the current response measures one sector that is under significant stress is the hospitality sector. Data on overall retail spending is showing a significant drop across January and February 2022. While some of the drop is attributable to post Christmas slowdown, analysis of the data shows a reduced number of transactions, increases in total expenditure in the fuel and automotive sector, and significant reductions in spending at cafes, restaurants, bars and takeaways (a decline of -11.3 percent compared to February 2021). Overall, the data is indicating the effects of inflation, fuel price increases, and COVID-related factors are placing stress on multiples sectors, but specifically hospitality.



- 5.4 Anecdotally, footfall has decreased in the central city. Accurate year-on-year data is not available due to a change in measuring introduced in April 2021, however, pedestrian count data supports these anecdotes. Across the central city pedestrian counts have been dropping since January, and were only slightly higher in March than during August and September 2021 lockdown.



- 5.5 Anecdotal evidence from our business sector partners shows that businesses are failing. Total numbers are not available, but our partners are talking about several business per week
- 5.6 Councillors have requested advice on steps that can be taken to assist the business sector of our community in the face of these challenges.
- 5.7 With a focus on collaboration, Council has brought together a working group including Canterbury Employers' Chamber of Commerce (CECC), Central City Business Association (CCBA), ChristchurchNZ, and Property Council. Mana whenua, Environment Canterbury, and Canterbury District Health Board have been invited to contribute to the collaborative working group, as their capacity allows.
- 5.8 The group is working to ensure connections with suburban business associations.
- 5.9 Three time horizons are the focus of the group's work – immediate; Easter to Spring 2022; and Summer 2022/23. This report touches on the first two horizons only.
- 5.10 The groups work is guided by the longer term *Ōtautahi Christchurch Recovery Plan 2020*, but is specifically focused on business survival / jobs retention in the response stream, and city vibrancy and visitor economy in the recovery stream.
- 5.11 The business survival / jobs retention focus has the aim of providing reassurance and hope to local businesses, giving them confidence to survive. Survival of these businesses means retaining local jobs, and has psychosocial and wider community impacts.
- 5.12 The city vibrancy stream is initially focused on safe steps to attract workers back to workplaces and encouraging Christchurch residents to visit central city and suburban retail and hospitality precincts. Reactivation of a sustainable visitor economy and visitor spending will follow via ChristchurchNZ's ongoing work in this space.
- 5.13 There is already work occurring to implement other aspects of the *Ōtautahi Christchurch Recovery Plan 2020*. An update on this work is outside the scope of this report and is not addressed.
- 5.14 This report is focused on local actions and responses. It is not intended to address any broader central government or regional initiatives.



- 5.15 Reflecting the rapid, collaborative, and agile response required of this threat to hospitality businesses in the city, the recommendations in this report aim to enable immediate relief option, whilst longer-term, more robust relief can be enabled.

### Immediate Steps

- 5.16 A possible immediate step is to waive or refund specific business related Council fees with the aim of reducing costs to these organisations. While this is likely to produce a small benefit for individual businesses, any costs savings will assist.
- 5.17 Fees that might be waived / refunded include alcohol licensing fees for on licences including cafes and restaurants, outdoor dining licences, and annual food registration for retail food business fees.
- 5.18 The estimated cost of the waiver or refunding these fees is circa \$2.9 million per annum.
- 5.19 The revenue obtained from these fees is used to fund services, such as inspection programmes, and these services will still need to be delivered. Council is forecasting a surplus in the 2021/22 financial year, which could be used to fund the fee waiver.
- 5.20 Based on spending data that showed a rebound in activity after previous lockdowns, a six month waiver period is recommended 6 months. This will reduce the total cost to circa \$1.45 million.
- 5.21 There are existing support mechanisms operated by CECC that provide advice to businesses about accessing professional services' support and Government funding programmes. The Council can assist by using its networks and communications channels to ensure that a wide variety of businesses are aware of the help line.
- 5.22 The free COVID-19 Business Helpline number is 0800 50 50 96.
- 5.23 By telephoning this number businesses, including sole traders, can get support and advice on:
- 5.23.1 Government financial support
  - 5.23.2 What different COVID-19 Protection Framework levels mean for their business
  - 5.23.3 Business continuity



- 5.24 The working group identified that changes to the vaccination pass system for international visitors would be beneficial. While all parties agreed to advocate for this, the Government has now made changes and this work is no longer required.
- 5.25 Parking changes were also considered, however, due to implementation challenges, these were not deemed to be feasible. Instead the group recommended advocating that all parking facility operators and owners participate and invest in attracting visitors, particularly into the central city.

### Easter to Spring 2022

- 5.26 The foci of the Easter to Spring 2022 horizon are getting workers back to their workplace and encouraging citizens to eat, play and shop locally across Christchurch, especially over the winter period.
- 5.27 The emphasis of the group is on stimulating cross-city collaboration to bring the city to life by enabling the following stakeholders to participate :
  - 5.27.1 Enabling organisations able to remove barriers, advocate, promote supports and activations - for example economic development, business support and business leadership organisations, property owners, transport providers, council, media, and media content providers.
  - 5.27.2 Businesses through business-led collaborations, promotions, activations, events and team reconnection opportunities.
  - 5.27.3 Community groups seeking to engage, re-connect with, and energise those they work for and with; for example: youth, migrant, arts, cultural, sport and recreation, play, and social and environmental innovation groups.
- 5.28 A number of ideas are currently being worked on including promotion of existing events, provision of transport support to these events, promotional activities, and initiatives that draw on tactical urbanism, urban play and place-making concepts.
- 5.29 One of the initial actions is to improve the comprehensiveness of existing events databases, identify activity clusters for promotion, and identify any supports that can be given to increase the chances of success.
- 5.30 The specific transport support involves the potential for free transport around the central city on selected days. This allows easy access to key retail and attraction sites. More details of this ideas will be shared once a funding decision allows for commercial arrangements to be finalised.
- 5.31 The tactical urbanism involves the use of temporary parklets for outdoor dining. This has proved successful elsewhere and could be used in a Christchurch environment. Details still need to be worked out about how to handle alcohol licensing in these spaces, however, this is underway.

### General Matters

- 5.32 The recovery planning is being developed at speed, with a focus initially on getting the immediate “response” actions underway.
- 5.33 More work is required to develop the Easter to Spring 2022, and Summer 2022-23 recovery programmes, so fully developed plans and budgets are not yet available. The collaborative working group has also not yet had sufficient time to identify and access all relevant funding sources, including any support from other levels of Government, or from larger businesses who may both benefit from the work and have more resilience to the economic headwinds. This exploratory work is underway.
- 5.34 Some funding will be required to enable support for promotion of existing events and business-led promotions, and small scale community or business-led activations. This includes:
  - 5.34.1 Transport support: \$30,000
  - 5.34.2 Promotions: \$70,000
- 5.35 This initial funding could come from Council’s forecast surplus.

- 5.36 It is not anticipated that ratepayers will be the sole source of funding for this programme of works, however, with the group working to identify other potential funders or contributors.
- 5.37 Council must consider the views and preferences of its community when making decisions. This decision is likely to attract a variety of views.
- 5.37.1 Some will argue that economic development and support for businesses is not Council's core role. This argument might suggest that Council sticks to the provision of infrastructure and community services. Potentially they may argue that this is a central Government or business role, not one for the local authority. Those holding this view may oppose the use of ratepayer funds based on a perception that it supports businesses.
- 5.37.2 There will argue that Council's efforts are too little and late. This group will be critical of Council and will argue for more expenditure to help the business sector.
- 5.37.3 It is likely that there will be a group that recognises that businesses contribute not only financially (directly through rates and fees or indirectly through rent), but also add vitality and vibrancy to Christchurch. They are likely to be supportive of the modest contribution from Council and of work to involve stakeholders both in the identification of actions and funding activities.
- 5.38 The decision affects the following wards/Community Board areas:
- 5.38.1 All. The immediate action will have wide spread impact across all wards and Community Board areas.

## 6. Policy Framework Implications Ngā Hīraunga ā- Kaupapa here

### Strategic Alignment Te Rautaki Tīaroaro

- 6.1 The actions proposed in this report align with Council's strategic framework.
- 6.2 Council's vision of a city of opportunity for all is based on principles including:
- 6.2.1 Ensuring the diversity and interests of our communities across the city and the district are reflected in decision-making; and
- 6.2.2 Actively collaborating and co-operating with other local, regional and national organisations.
- 6.2.3 Both of these principles are drivers for the actions outlined in this report and the process taken to develop the recommended actions.
- 6.3 The work is directly consistent with three out of four community outcomes – resilient communities, liveable city, and prosperous economy.
- 6.4 This report does not support the [Council's Long Term Plan \(2018 - 2028\)](#), activity or funding included in the Plan.

### Policy Consistency Te Whai Kaupapa here

- 6.5 This report supports and is aligned with the Ōtautahi Christchurch Recovery Plan 2020.

### Impact on Mana Whenua Ngā Whai Take Mana Whenua

- 6.6 The decision 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 specifically impact Mana Whenua, their culture and traditions.
- 6.7 Notwithstanding this recognising values such as kaitiakitanga, Mana whenua have been invited to contribute to the collaborative working group.

### **Climate Change Impact Considerations Ngā Whai Whakaaro mā te Āhuarangi**

6.8 Climate change impact has not been specifically considered in the work undertaken to date.

### **Accessibility Considerations Ngā Whai Whakaaro mā te Hunga Hauā**

6.9 Accessibility has not been specifically considered in the work undertaken to date, however, it will be a consideration in future detailed planning particularly relating to the tactical urbanism initiatives.

## **7. Resource Implications Ngā Hīraunga Rauemi**

### **Capex/Opex / Ngā Utu Whakahaere**

7.1 Cost to Implement – For the initial actions described in this report, this is estimated at no more than \$1.55 m. As a comparison Auckland City Council, which has had longer periods of lockdown, has a budget of \$37.5 million, and Wellington City Council has announced a package costing \$2.3 million.

7.2 Maintenance/Ongoing costs - Nil

7.3 Funding Source – The Council’s forecast surplus provides a potential funding source for all or part of the cost to implement. There are inflationary pressures that may impact on this surplus, such as interest, material, and wage costs. While advice is that the Council is able to fund the proposed initiatives, more financial analysis is required to identify specific sources and the split between the 2021/22 and 2022/23 financial years.

### **Other / He mea anō**

7.4 The collaborative group is seeking advice, expertise and support from across Council and Christchurch NZ. This includes events, marketing, urban development, regulatory compliance and finance functions.

## **8. Legal Implications Ngā Hīraunga ā-Ture**

### **Statutory power to undertake proposals in the report / Te Manatū Whakahaere Kaupapa**

8.1 Council has the statutory power to undertake the proposals in this report.

### **Other Legal Implications / Ētahi atu Hīraunga-ā-Ture**

8.2 Legal advice has been sought during the preparation of this report. There are no legal matters that preclude Council taking the proposed course of action.

## **9. Risk Management Implications Ngā Hīraunga Tūraru**

9.1 Risk management implications of the decisions in this report fall into two areas.

9.2 From a customer perspective, the risk is that our actions do not target or benefit the “right” customers. The immediate actions focus on hospitality businesses city wide, while the Easter to Spring 2022 initiatives will benefit retail and hospitality businesses city wide, but particularly in the inner city. Other sectors such as accommodation are also facing stress. While not directly targeted they may receive benefit from the initiatives proposed.

9.3 From a reputation perspective, there is dual risk. There could be criticism of actions to assist businesses by those in the community who perceive that dosing so is not Council’s role or responsibility. Others could criticise Council for doing “too little too late”. Both types of criticism could impact on Council’s reputation. The approach taken to date and

recommended in this paper attempts to mitigate this risk by proposing modest Council funding that leverages investment by other stakeholders.

## Attachments / Ngā Tāpirihanga

There are no attachments to this report.

In addition to the attached documents, the following background information is available:

Document Name	Location / File Link

## Confirmation of Statutory Compliance / Te Whakatūtutanga ā-Ture

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 / Ngā Kaiwaitohu

Author	Bruce Rendall - Head of Facilities, Property & Planning
Approved By	Leah Scales - Acting General Manager Resources/Chief Financial Officer



## 26. OARC Co-governance Establishment Committee

Reference Te Tohutoro: 22/111134

Report of Te Pou Matua: Mary Richardson, General Manager Citizens & Community,  
mary.richardson@ccc.govt.nz

General Manager Pouwhakarae: Mary Richardson, General Manager Citizens & Community,  
mary.richardson@ccc.govt.nz

### 1. Purpose of the Report Te Pūtake Pūrongo

- 1.1 The purpose of this report is to present the proposed Terms of Reference for the Ōtākaro Avon River Corridor Co-governance Establishment Committee. This report has been written in response to the Council resolution from 9 December 2021, (CNCL/2021/00210) which requested that staff provide advice to the Council meeting in February 2022 on the terms of reference of an Establishment committee.
- 1.2 The decisions in this report are of low significance in relation to the Christchurch City Council's Significance and Engagement Policy. The level of significance was determined by a review of the financial implications, level of public consultation and the impact on the community. If any subsequent proposal is deemed to be of high significance and meets the requirements under the Local Government Act 2002, public consultation would occur.

### 2. Officer Recommendations Ngā Tūtohu

That the Council:

1. Appoints the Ōtākaro Avon River Corridor Co-governance Establishment Committee as a Committee of Council.
2. Adopts the Terms of Reference for the Ōtākaro Avon River Corridor Co-governance Establishment Committee.
3. Appoints Lianne Dalziel as a Chair of the Committee.
4. Invites Te Rūnanga o Ngāi Tūāhuriri to identify four members including a Co-Chair for the Committee.
5. Requests that the Chairs identify three other members of the Committee.

### 3. Reason for Report Recommendations Ngā Take mō te Whakatau

- 2.1 The Ōtākaro Avon River Corridor represents an extraordinary opportunity for the city and the region. The Council has previously agreed to establish a permanent co-governance entity to help to ensure that decisions regarding the land's future are made in line with long-term community and mana whenua aspirations.
- 2.2 In December 2021, the Council confirmed its intent to establish a co-governance entity to govern the Ōtākaro Avon River Corridor comprising equal representation by Ngāi Tūāhuriri and Christchurch City Council, noting the Council appointees would be drawn from the Council and the wider community.

*"The concept of co-governance responds to the wish from many iwi to have greater participation in the management of the environment."*

....Involving iwi in the management of natural resources brings with it a number of benefits. Iwi often have unique knowledge of particular resources and can help local authorities better manage them. There is a growing consensus that the utilisation of traditional knowledge can lead to better environmental ‘decision-making’. More generally, ensuring Maori have an appropriate level of input into natural resource management is just a matter of good government, consistent with contemporary Treaty rights.” Christopher Finlayson and James Christmas, 2021. *He Kupu Taurangi. Treaty Settlement and the Future of Aotearoa New Zealand*, page 120.

- 2.5 The Council sought advice on the Terms of Reference of an Establishment Committee. It was intended that the Committee would:
  - 2.2.1 Provide advice on the development of the enduring co-governance entity and framework for the ŌARC, including options for the entity to be established by way of a local Act of Parliament or a Trust Deed and the inclusion of the Ōtākaro Avon River Corridor within a local bill.
  - 2.2.2 Provide strategic direction, leadership and decision-making to ensure the Ōtākaro Avon River Corridor (ŌARC, the Corridor) and the Ōtākaro/Avon River are developed, managed and maintained to provide the optimal ecological, cultural, social and economic benefits, until the permanent entity is established.
- 2.3 Council has worked with mana whenua, community stakeholders, and the Chair of Te Tira Kāhikuhiku and has sought advice from Hon. Christopher Finlayson on co-governance arrangements involving local iwi and hapū in the administration of significant natural resources in conjunction with local government and other community groups as appropriate. These parties have provided advice on the Terms of Reference.
- 2.6 This report presents the draft terms of reference for the Ōtākaro Avon River Corridor Co-governance Establishment Committee.

### 3. Policy Framework Implications Ngā Hiraunga ā- Kaupapa here

#### Strategic Alignment Te Rautaki Tīaroaro

- 6.1 This report supports the Council's Long Term Plan (2021 - 2031):
  - 6.1.1 Activity: Parks and Foreshore
    - Level of Service: 6.8.12.2 Operational Co – Governance entity for the Residential Red Zone - Draft Options developed for public consultation.

#### Policy Consistency Te Whai Kaupapa here

- 6.2 The decision is consistent with Council's Plans and Policies.

#### Impact on Mana Whenua Ngā Whai Take Mana Whenua

- 6.3 The decision involves a decision in relation to ancestral land or a body of water or other elements of intrinsic value, therefore this decision impacts Mana Whenua, their culture and traditions.
- 6.4 The establishment of a governance entity for the ŌARC is an opportunity to recognise and respect Ngāi Tahu's interests and rights in the Ōtākaro/Avon River, and for Ngāi Tūāhuriri as



mana whenua to be a key partner in the implementation of the Regeneration Plan in a co-governance role.<sup>1</sup>

### Climate Change Impact Considerations Ngā Whai Whakaaro mā te Āhuarangi

- 6.12 Proposals developed in the next stage will take into account climate change considerations. The evaluation of proposals will need to consider environmental impacts, and the effect on the environmental wellbeing of communities.

### Resource Implications Ngā Hīraunga Rauemi

#### Capex/Opex Ngā Utu Whakahaere

- 3.1 The capex costs associated with the ORAC programme of works has been included in the LTP and in an OARC Activity Plan.
- 3.2 The costs associated with the Co-governance Establishment Committee are included in the 2022/23 draft budget. There is currently Red Zones Transitional Use grant funding in future budgets.

## 4. Legal Implications Ngā Hīraunga ā-Ture

### Statutory power to undertake proposals in the report Te Manatū Whakahaere Kaupapa

- 4.1 The Council has powers of general competence in section 12 of the Local Government Act 2002 for the purposes of performing its role. The role of the Council includes giving effect to the purpose of local government stated in section 10. The purpose of local government includes promoting the social, economic, environmental and cultural well-being of communities in the present and for the future.
- 8.2 Clause 32(1) of Schedule 7 of the Local Government Act 2002 also provides that
- “Unless expressly provided otherwise in this Act, or in any other Act, for the purposes of efficiency and effectiveness in the conduct of a local authority’s business, a local authority may delegate to a committee or other subordinate decision-making body, community board, or member or officer of the local authority any of its responsibilities, duties, or powers except—*
- ...
- (c) *the power to borrow money, or purchase or dispose of assets, other than in accordance with the long-term plan; or*
- ...”.
- 4.2 The Council has the powers to appoint a Committee under Section 30 of Schedule 7 of the Local Government Act 2002.

### Other Legal Implications Ētahi atu Hīraunga-ā-Ture


- 4.3 Detailed legal implications for the formal entity and land status will be provided in advice for any future decision making.

## 5. Risk Management Implications Ngā Hīraunga Tūraru

- 5.1 The water reforms may impact on the future ownership of land associated with stormwater management.

<sup>1</sup> Williams (2021) Governance of the Ōtākaro Avon River Corridor - Discussion paper

## Attachments Ngā Tāpirihanga

No.	Title	Page
A 	Terms of Reference for the Establishment Committee	31

Additional background information may be noted in the below table:

Document Name	Location / File Link

## Confirmation of Statutory Compliance Te Whakatūtutanga ā-Ture

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(a) This report contains:

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(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 Ngā Kaiwaitohu

<b>Author</b>	Mary Richardson - General Manager Citizens & Community
<b>Approved By</b>	Mary Richardson - General Manager Citizens & Community

**ŌTĀKARO AVON RIVER CORRIDOR  
CO-GOVERNANCE ESTABLISHMENT COMMITTEE**

<b>Co-chair</b>	Co-Chairs, one nominated by Ngāi Tūāhuriri and one nominated by Council, from within the eight members
<b>Membership</b>	The Committee comprises eight members one of whom is a Councillor/Mayor and four identified by Te Rūnanga o Ngāi Tūāhuriri.
<b>Quorum</b>	Half of the members
<b>Meeting Cycle</b>	Monthly
<b>Reports To</b>	Council and Te Rūnanga o Ngāi Tūāhuriri

1. Introduction .....	2
Terms of Reference	
2. Purpose.....	3
3. Functions .....	3
4. Delegations .....	4
5. Committee membership.....	4
6. Meetings.....	4
7. Committee remuneration.....	5
8. Support for the Committee .....	5
9. Limitation of powers .....	5
10. Appendix 1: Vision and Objectives of the ŌARC Regeneration Plan.....	6
11. Appendix 2: Guiding documents.....	7

## 1. Introduction

- 1.1. The Ōtākaro/Avon River is a taonga which has been enjoyed by the people of Ōtautahi/Christchurch for generations.
- 1.2. Ngāi Tūāhuriri is a principal hapū and Papatipu Rūnanga of Ngāi Tahu, and Ngāi Tahu recognise the tino rangatiratanga that resides within these bodies. The Ōtākaro Avon River Corridor sits within Ngāi Tūāhuriri takiwā. Ngāi Tahu hapū have exercised rangatiratanga throughout its rohe for centuries. Its rangatiratanga existed before Te Waipounamu was colonised after 1840. Te Tiriti o Waitangi confirmed the right of Ngāi Tahu to its rangatiratanga, and the Crown reconfirmed Ngāi Tahu rangatiratanga in the Ngāi Tahu Claims Settlement Act 1998. That Act also provided that the Crown would enter a new era of cooperation with Ngāi Tahu.
- 1.3. Regenerating the 602-hectare Ōtākaro Avon River Corridor (the Corridor) is a once in a life lifetime opportunity to create a legacy which benefits present and future generations. Stretching from the city to the sea the Corridor will provide a range of environmental, cultural, social, and economic benefits, focusing on the health and wellbeing of the Ōtākaro/Avon River (Te Mana O Te Wai) and ensuring a healthier place for people, the natural ecosystem (Te taiao) and the natural security of the people of Ōtautahi/Christchurch in preparation for climate change and the environmental changes during the 21st century and beyond.
- 1.4. The regeneration of the Corridor is also an opportunity for Ōtautahi/Christchurch and Ngāi Tūāhuriri to demonstrate genuine partnership in a co-governance arrangement.
- 1.5. While this agreement recognises the rangatiratanga of Ngāi Tūāhuriri, it also recognises the intergenerational investment and ownership of the people of Ōtautahi /Christchurch and the Christchurch City Council (the Council). This agreement does not undermine the authority of the Crown or local government but commits to a coordinated approach wherein the Corridor is forever protected and cloaked by both entities for the future well-being of the people of Ōtautahi /Christchurch.
- 1.6. The role of Ngāi Tūāhuriri is to ensure that both parties govern the Corridor so that the environmental integrity and mahinga kai is secured and protected for future generations by the custom of Topuni<sup>1</sup> whereby the Corridor and awa are secured and developed as an environmental taonga for all citizens of Ōtautahi /Christchurch.
- 1.7. In 2019, the global settlement agreement was entered into by the Crown and the Council. It provided for the ownership of the Corridor to be transferred progressively to Council during 2022 as property title matters were resolved. Once the Council owns all or most of the land and exercises decision-making powers over the land, an enduring co-governance entity will be established by the Council and Ngāi Tūāhuriri. This entity will make decisions under the delegation of the Council.
- 1.8. In December 2021, the Council confirmed its intent to establish such a co-governance entity to govern the Corridor. That entity will comprise equal membership by Ngāi Tūāhuriri and the Council, noting that the Council appointees would be drawn from the Council and the wider community. Council also agreed to set up a Co-governance Establishment Committee.
- 1.9. The establishment of a co-governance entity and a partnership with Ngāi Tūāhuriri and the Council, provides for and enables the exercise of rangatiratanga and kaitiakitanga by mana whenua, and provides for the relationship of mana whenua and their cultures and traditions with their ancestral lands, mahinga kai, water, sites, wāhi tapu and other taonga.

<sup>1</sup> The concept of Tōpuni derives from the traditional Ngāi Tahu tikanga (custom) of persons of rangatira (chiefly) status extending their mana and protection over a person or area by placing their cloak over them or it. <https://ngaitahu.iwi.nz/ngai-tahu/the-settlement/settlement-offer/cultural-redress/ownership-and-control/mana-recognition>

**ŌARC CO-GOVERNANCE ESTABLISHMENT COMMITTEE**  
TERMS OF REFERENCE / NGĀ RAHINA MAHINGA

**2. Purpose**

The purpose of the Committee is to:

- 2.1. Provide strategic direction, leadership and decision-making to ensure the Ōtākaro Avon River Corridor (ŌARC, the Corridor) and the Ōtākaro/Avon River are developed, managed and maintained to provide the optimal ecological, cultural, social and economic benefits.
- 2.2. Provide advice on the development of the enduring co-governance entity/framework for the ŌARC

**3. Functions**

***Provide strategic direction***

- 3.1. Develop a collective understanding of current and proposed future land uses, the various agreements already in place, and the strategic direction of the Council.
- 3.2. Set the strategic direction for the integrated development of the Corridor with reference to the ŌARC Regeneration Plan; Mahaanui Iwi Management Plan; the Christchurch District Plan; the Council's ŌARC Activity Plan; and other national, regional and Council policies and strategies.
- 3.3. Provide governance over-sight for the implementation of the Ōtākaro Avon River Corridor Activity Plan.

***Advise on the enduring co-governance entity for the ŌARC***

- 3.4. Provide advice on roles and functions of the co-governance entity and the potential legal structure of the entity.
- 3.5. Investigate and develop advice on the development of a local bill to establish the entity and provide an enduring legal status for the Corridor within a local Act of Parliament.

***Land uses and projects***

- 3.6. Make decisions on leases, licenses, and access authorities for use of the land within the Corridor.
  - 3.6.1. Review significant applications for land uses to determine their appropriateness for the proposed location; the benefits they offer for the environment, adjacent communities and all residents; and their alignment with the Activity Plan and any regeneration plans.
- 3.7. Approve project concept plans, feasibility and business cases.

***Engagement and consultation***

- 3.8. Identify and understand stakeholder interests to be able to direct engagement for specific decisions.
- 3.9. Establish and maintain effective dialogue and relationships with stakeholders to support the role of the Committee.
- 3.10. Ensure appropriate engagement and consultation has occurred with communities and organisations.
- 3.11. Provide information and report to the public using methods such as reports, meetings, and newsletters.

**Funding**

- 3.12. Make financial decisions in accordance with the Council's delegations' policy.

**Monitoring performance and reporting**

- 3.13. Receive regular performance reports on the Activity Plan
- 3.14. Monitor the implementation of the Activity Plan including monitoring the delivery of the Levels of Service.

The Activity Plan describes capital projects that will be delivered in the Corridor through four other Council Activity Plans: Parks Activity Plan; Stormwater Drainage Activity Plan; Flood protection and Control works Activity Plan; and Transport Activity Plan. The Council Parks Unit is responsible for the integrated planning and delivery of investment across Council.

- 3.15. Consider and advise on conflicts and risks to achieving the Activity Plan.
- 3.16. Report to Council quarterly, or more frequently if required.

**4. Delegations**

***The Council delegates the following responsibilities to the Establishment Committee:***

- 4.1. To make decisions on land uses and activities on the Council-owned Ōtākaro Avon River Corridor land to be able to develop the land in accordance with the Committee's strategic direction.
- 4.2. To make financial decisions in accordance with Council's delegations' policy

**5. Committee membership**

- 5.1. The Committee has eight members selected for their relevant skills, knowledge and leadership capabilities.
- 5.1.1. At least one member will be a City Councillor/Mayor, and four will be identified by Ngāi Tūāhuriri.
- 5.1.2. Ngāi Tūāhuriri accepts the requirements under the LGA 2002. Council will work with Ngāi Tūāhuriri to ensure the tikanga of its four members is respected in the appointment process.
- 5.2. Co-Chairs will be appointed jointly by the Council and Ngāi Tūāhuriri.
- 5.3. A quorum comprises 50% of members.
- 5.4. The Co-governance Establishment Committee will be discharged once the establishment of an agreed and co-governing entity over ŌARC is constituted.

**6. Meetings**

- 6.1. The Committee will operate in accordance with the requirements of the Local Government Official Information and Meetings Act 1987. Meetings will be advertised, and an agenda published.
- 6.2. The Committee will meet monthly
- 6.3. The Committee will work to achieve consensus wherever possible, and work in a collaborative and cooperative manner taking into account the interests of all sectors of the community.
- 6.4. Members will contribute their knowledge and perspective but not promote the views or

positions of any particular interest or stakeholder group.

- 6.5. The Committee may receive presentations by invitation or agreement of the Co-Chairs.

## **7. Committee remuneration**

- 7.1. Remuneration for chairs and members will be set annually.
- 7.2. The participation of an elected member in the Committee is part of their remunerated role as a councillor or Mayor.

## **8. Support for the Committee**

The Council and Te Rūnanga o Ngāi Tūāhuriri will provide support to the Committee including:

- 8.1. A Council General Manager and an advisor from Ngāi Tūāhuriri as Principal Advisors
- 8.2. A Committee Advisor from the Hearings and Council Support Team will provide administrative and procedural support to the Committee.
- 8.3. Relevant staff from across the Council will provide advice to the Committee.

## **9. Limitation of powers**

- 9.1. The Committee does not have the authority to commit Council to any course of action or unbudgeted expenditure.
- 9.2. The general delegations to this Committee exclude any specific decision-making powers that are delegated to a Community Board, another Committee of Council or Joint Committee. Delegations to staff are set out in the delegations register.
- 9.3. The Council retains the authority to adopt policies, strategies and bylaws

## 10. Appendix 1: Vision and Objectives of the ŌARC Regeneration Plan

### The Vision from the Regeneration Plan

The river is part of us, and we are part of the river.  
It is a living part of our city.

A place of history and culture  
where people gather, play, and celebrate together.

A place of learning and discovery  
Where traditional knowledge, science and technology meet.

A place for ideas and innovation  
where we create new ways of living and connecting.

Our vision is for the river to connect us together –  
with each other, with nature and  
with new possibilities.

Nōku te awa. The river is mine.  
We all share in the future of this river.  
Ōtākaro Avon River. Together we thrive.

### The Objectives from the Regeneration Plan

#### For Christchurch:

- Support safe, strong and healthy communities that are well connected with each other and with the wider city.
- Provide opportunities for enhanced community participation, recreation and leisure.
- Create a restored native habitat with good quality water so there is an abundant source of mahinga kai, birdlife and native species.
- Create opportunities for sustainable economic activity and connections that enhance our wellbeing and prosperity now and into the future.

#### For New Zealand:

- Develop the Ōtākaro Avon River Corridor as a destination that attracts a wide range of domestic and international visitors.
- Establish a world-leading living laboratory, where we learn, experiment and research; testing and creating new ideas and ways of living.
- Demonstrate how to adapt to the challenges and opportunities presented by natural hazards, climate change and a river's floodplain.



## 11. Appendix 2: Guiding documents

### *Mahaanui Iwi Management Plan 2013*

- 11.1. The Mahaanui Iwi Management Plan 2013 and its successive plans outlined by Ngāi Tūāhuriri must be given effect to when Council prepares or changes a district plan. The section on Ihutai includes the catchments of the Ōtākaro/Avon River and Ōpāwaho/Heathcote River and is an essential resource and guide when making decisions on the ŌARC.

### *Ōtākaro Avon River Corridor Regeneration Plan*

- 11.2. The ŌARC Regeneration Plan (August 2018) and the Christchurch District Plan together contribute to the strategic direction for the Corridor. The Regeneration Plan provides examples of preferred land uses, and the variability of land use in different reaches of the ŌARC. The Regeneration Plan centres on the awa/river and the vital role that the river plays within the Corridor and within the city. The plan emphasises a restored natural environment, and strengthened connection between people, the river and the land.
- 11.3. The Regeneration Plan requires the development of an Implementation Plan to provide greater certainty about the funding, sequencing and delivery of the Regeneration Plan, and ensure coherent and co-ordinated development of the ŌARC.

### *Christchurch District Plan*

- 11.4. Section 13.14 of the Christchurch District Plan is particularly relevant. It defines the Specific Purpose (Ōtākaro Avon River Corridor) Zone, and provides objectives, policies, rules, standards and assessment criteria which seek to manage activities in the Zone. It sets out specific provisions for each sub-area defined in the Development Plan in Appendix 13.14.6.1 of the District Plan.

### *Council's Ōtākaro Avon River Corridor Activity Plan*

- 11.5. Regeneration will be delivered through significant investment in projects within the Corridor that include regenerative planting, tidal wetland development, long-term stopbank construction, stormwater treatment facilities, bridges, landings, and walking and cycling corridors.
- 11.6. The Council has prepared an Ōtākaro Avon River Corridor Activity Plan in its Draft Annual Plan 2022-23 which describes capital projects that will be delivered through four other of Council's activity plans: Parks Activity Plan; Stormwater Drainage Activity Plan; Flood protection and Control works Activity Plan; and Transport Activity Plan.
- 11.7. The infrastructure and environmental investments identified within this Activity Plan will facilitate a broad range of uses and activities within the Corridor, generating significant social, ecological and economic benefits. Careful integrated planning and delivery of investment will be required to ensure the most beneficial and cost-effective implementation.
- 11.8. The Council Parks Unit is responsible for coordinating the cross-Council programme, reporting to the co-governance Establishment Committee and engaging with the community.
- 11.9. The success of the Activity Plan will be measured by the health of the river and the environment; the restoration of mahinga kai; and present and future generations' enjoyment of the river and the corridor. The regeneration of the Ōtākaro Avon River Corridor is an opportunity for Ōtautahi Christchurch and Ngāi Tūāhuriri to demonstrate genuine co-governance, alongside innovative environmental leadership.