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## Regulatory and Bylaws Committee

### OPEN MINUTES

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Minutes of a meeting of the Regulatory and Bylaws Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Tuesday, 16 September 2014 at 9.30am.

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#### PRESENT

**Chairperson**  
**Members**

Cr Calum Penrose  
Cr Bill Cashmore  
Cr Linda Cooper, JP  
Cr Alf Filipaina  
Cr John Watson  
Cr George Wood, CNZM

From 9.37am, Item 11

#### APOLOGIES

Deputy Mayor Penny Hulse      On council business  
Cr Denise Krum                      On council business  
Cr Sharon Stewart, QSM  
Member Glenn Wilcox



**1 Apologies**

Resolution number RBC/2014/37

MOVED by Chairperson CM Penrose, seconded by Cr LA Cooper:

**That the Regulatory and Bylaws Committee:**

- a) **accept the apology from Deputy Mayor Penny Hulse on council business, Councillor Sharon Stewart and Member Glenn Wilcox for non-attendance and Councillor Denise Krum on council business.**

**CARRIED**

**2 Declaration of Interest**

Cr A Filipaina declared an interest in:

Item 9 - Rolling Stones 14 On Fire concert temporary alcohol control;

Item 10 - Victoria Park Temporary Alcohol Ban Suspension for the Auckland Marathon;

Item 11 - Traffic and Parking Bylaws Review - Statement of Proposal

**3 Confirmation of Minutes**

Resolution number RBC/2014/38

MOVED by Cr WB Cashmore, seconded by Cr GS Wood:

**That the Regulatory and Bylaws Committee:**

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 19 August 2014, as a true and correct record.**

**CARRIED**

**4 Petitions**

There were no petitions.

**5 Public Input**

There was no public input.

**6 Local Board Input**

There was no local board input.

**7 Extraordinary Business**

There was no extraordinary business.

**8 Notices of Motion**

There were no notices of motion.

Secretarial Note: Cr Filipaina declared a conflict of interest and left the meeting at 9.33am for Items 9, 10 and 11.

**9 Rolling Stones 14 On Fire concert temporary alcohol control**

Resolution number RBC/2014/39

MOVED by Cr LA Cooper, seconded by Cr GS Wood:

**That the Regulatory and Bylaws Committee:**

- a) **approve a temporary alcohol control pursuant to the Auckland City Council Bylaw Part 14 (Liquor Control in Public Places) 2004 from 6.00am on Saturday 22 November 2014 until 6:00am on the following day (Sunday 23 November) on**
  - i) **the following streets surrounding Mt Smart Stadium:**

**Great South Road (between Station Road and Penrose Road), O'Rorke Road, Rockridge Avenue, Walls Road, Olive Road, Fairfax Avenue, Botha Road, Hugo Johnston Drive, South Park Place, Autumn Place, Maurice Road, Goodman Place, Henderson Place, Rockfield Road (between Station Road and Oranga Avenue), Beasley Avenue, Station Road, Mount Smart Road (between Station Road and Felix Street), Church Street (between South Eastern Highway and Patrick Street), Bassant Avenue, Burrett Avenue, Nielson Street (between Church Street and Edinburgh Street) and South-Eastern Highway (between Great South Road and Church Street).**
  - ii) **the following parks and reserves adjacent to these streets that are already subject to permanent alcohol controls (from 8pm to 8am) are included in the proposed temporary alcohol control:**

**Southdown Reserve, Simson Reserve, Olive Road Pleasance, Tanner Reserve, Bassant Reserve, Lot 6 & 7.DP 20110 (on corner of Rockfield Road and Station Road)**
- b) **note that in accordance with section 170 of the Local Government Act 2002 the police have the powers of arrest, search and seizure for the specified time and place the temporary alcohol control is in place.**

**CARRIED**

**10 Victoria Park Temporary Alcohol Ban Suspension for the Auckland Marathon**

Resolution number RBC/2014/40

MOVED by Cr LA Cooper, seconded by Cr GS Wood:

**That the Regulatory and Bylaws Committee:**

- a) **approve, pursuant to Part 1, Clause 11.1 of the Auckland City Council Administration Bylaw 2009 and subject to the conditions contained in the Alcohol Management Plan in Attachment A, the partial lifting of the existing Central Business District alcohol ban at Victoria Park on Sunday, 2 November 2014 between 9.30am – 12.30pm for the Auckland Marathon.**

**CARRIED**

11 Traffic and Parking Bylaws Review - Statement of Proposal

*Cr J Watson joined the meeting at 9.37am.*

Resolution number RBC/2014/41

MOVED by Cr GS Wood, seconded by Cr WB Cashmore:

**That the Regulatory and Bylaws Committee:**

- a) **recommend to the Governing Body of Auckland Council that it resolve (i) to (vi) as follows:**
- i) **that a bylaw made under the powers of section 22AB of the Land Transport Act 1998 is the most appropriate way for the council to control vehicle use on roads, beaches, off street parking areas and other public places under its control**
  - ii) **that the proposed bylaw included in the attached “Statement of Proposal – Introduction of a new Traffic Bylaw” (attachment A of the report) is the most appropriate form of the bylaw**
  - iii) **that the proposed bylaw included in the attached statement is not inconsistent with the New Zealand Bill of Rights Act 1990**
  - iv) **that the statement of proposal be adopted for public consultation and this consultation process commence in October 2014**
  - v) **that pursuant to section 63 of the Local Government (Auckland Transitional Provisions) Act 2010, Auckland Council revokes the current seven (legacy) traffic control and parking bylaws as outlined below when the new Auckland Council Traffic Bylaw 2014 comes into force:**
    - (a) **Auckland City Council Bylaw Number 25 - Traffic 2006**
    - (b) **Franklin District Council Traffic Control Bylaw 2006**
    - (c) **Chapter 13 of the Manukau City Consolidated Bylaw: Parking and Traffic**
    - (d) **Part 9 of the North Shore City Bylaw 2000: Traffic Control**
    - (e) **Papakura District Council Parking and Traffic Bylaw 2009**
    - (f) **Chapter 25 of the Rodney District Council General Bylaw 1998: Parking and Traffic Control**
    - (g) **Waitakere City Council Use of Roads and Parking Bylaw 2010**
  - vi) **agree that the Manager Policies and Bylaws be authorised to make any minor edits or amendments to the statement of proposal to correct any identified errors or to reflect decisions made by the Governing Body prior to notification of the bylaw.**
- b) **appoint a hearings panel comprised of Councillors Brewer, Penrose and Quax and a nominated member of the Independent Māori Statutory Board to hear submissions on the proposed bylaw and the review of the traffic bylaws, deliberate and make recommendations to the Governing Body.**
- c) **appoint Councillor Penrose as chairperson of the hearings panel.**
- d) **delegate to the chairperson of the Regulatory and Bylaws Committee the power to make a replacement appointment to the hearings panel in the event that any member appointed by the committee under b) is unavailable.**
- e) **agree that the Manager Policies and Bylaws be authorised to make any minor edits or amendments to the statement of proposal to correct any identified errors or to reflect decisions made by the Regulatory and Bylaws Committee.**

**CARRIED**

**12 Consideration of Extraordinary Items**

There was no consideration of extraordinary items.

9.38 am

The Chairperson thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD  
AT A MEETING OF THE REGULATORY AND  
BYLAWS COMMITTEE HELD ON

**DATE:**.....

**CHAIRPERSON:**.....