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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 Council Chamber, Auckland Town Hall, 301-305 Queen Street, Auckland on Monday, 17 November 2014 at 10.10am.

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#### PRESENT

<b>Chairperson</b>	Cr Calum Penrose	
<b>Deputy Chairperson</b>	Cr Denise Krum	Until 12.31pm, Item 10
<b>Members</b>	Cr Linda Cooper, JP	
	Cr Alf Filipaina	
	Cr Sharon Stewart, QSM	From 10.26am, Item 5.2
	Cr John Watson	
	Member Glenn Wilcox	
	Cr George Wood, CNZM	

#### APOLOGIES

Deputy Mayor Penny Hulse	Absence
Cr Bill Cashmore	Absence
Cr Sharon Stewart	Lateness

#### ALSO PRESENT

Cr Cathy Casey	Until 12.31pm, Item 9
Cr Chris Darby	
Cr Wayne Walker	Until 12.31pm, Item 9

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**1 Apologies**

Resolution number RBC/2014/49

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

**That the Regulatory and Bylaws Committee:**

- a) **accept the apology from Deputy Mayor PA Hulse and Cr WB Cashmore for absence, and Cr SL Stewart for lateness.**

**CARRIED**

**2 Declaration of Interest**

There were no declarations of interest.

**3 Confirmation of Minutes**

Resolution number RBC/2014/50

MOVED by Cr GS Wood, seconded by Cr AM Filipaina:

**That the Regulatory and Bylaws Committee:**

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 21 October 2014, including the confidential section, as a true and correct record.**

**CARRIED**

**4 Petitions**

There were no petitions.

**5 Public Input**

**5.1 Public Input - Neil Henson: Set Nets at Hatfields Beach**

Neil Henson was in attendance to present to the Regulatory and Bylaws Committee regarding set nets at Hatfields Beach.

Neil Henson tabled information in support of his public input presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number RBC/2014/51

MOVED by Cr GS Wood, seconded by Member G Wilcox:

**That the Regulatory and Bylaws Committee:**

- a) **thank Neil Henson for his public input presentation regarding the issue of set nets at Hatfields beach.**

**CARRIED**

**Attachments**

- A 17 November 2014, Regulatory and Bylaws Committee, Item 5.1 - Neil Henson Tabled Information

## 5.2 Public Input - Irene Hemmingsen: Set Nets at Browns Bay Beach

Irene Hemmingsen was in attendance to present to the Regulatory and Bylaws Committee regarding set nets at Browns Bay Beach.

Irene Hemmingsen tabled information in support of her public input presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

*Cr SL Stewart entered the meeting at 10.26 am.*

Resolution number RBC/2014/52

MOVED by Deputy Chairperson DA Krum, seconded by Cr LA Cooper:

**That the Regulatory and Bylaws Committee:**

- a) **thank Irene Hemmingsen for her public input presentation regarding the issue of set nets at Browns Bay beach.**

**CARRIED**

### **Attachments**

- A 17 November 2014, Regulatory and Bylaws Committee, Item 5.2 - Irene Hemmingsen Tabled Information

## 5.3 Public Input - Chris Martin and Graham Painter: Set netting and crab fishing at Omaha Beach

Chris Martin and Graham Painter were in attendance to present to the Regulatory and Bylaws Committee regarding set nets at Omaha Beach.

Resolution number RBC/2014/53

MOVED by Cr J Watson, seconded by Cr AM Filipaina:

**That the Regulatory and Bylaws Committee:**

- a) **thank Chris Martin and Graham Painter for their public input presentation regarding the issue of set netting and crab fishing on Omaha beach.**

**CARRIED**

## 6 Local Board Input

### 6.1 Local Board Input - Hibiscus and Bays Local Board: Proposed Set Netting Restrictions

Hibiscus and Bays Local Board Deputy Chairperson Greg Sayers was in attendance to present to the Regulatory and Bylaws Committee regarding proposed set netting restrictions.

Greg Sayers tabled information in support of his local board input presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number RBC/2014/54

MOVED by Chairperson CM Penrose, seconded by Deputy Chairperson DA Krum:

**That the Regulatory and Bylaws Committee:**

- a) receive the presentation from the Hibiscus and Bays Local Board regarding the proposed set netting restrictions.
- b) thank Greg Sayers, Deputy Chairperson for Hibiscus and Bays Local Board, for attending the Regulatory and Bylaws Committee meeting.

**CARRIED**

#### Attachments

- A 17 November 2014, Regulatory and Bylaws Committee, Item 6.1 - Greg Sayers Tabled Information

## 7 Extraordinary Business

There was no extraordinary business.

## 8 Notices of Motion

There were no notices of motion.

**9 Proposed summer set net control at Shakespear Regional Park beaches**

*Cr SL Stewart left the meeting at 11.35 am.*

*Cr SL Stewart returned to the meeting at 11.47 am.*

*Cr GS Wood left the meeting at 11.59 am.*

*Cr GS Wood returned to the meeting at 12.04 pm.*

Secretarial note: Changes to the original motion were incorporated in recommendation a) with the agreement of the meeting, and as a Chair's recommendation under b).

MOVED by Chairperson CM Penrose, seconded by Deputy Chairperson DA Krum:

That the Regulatory and Bylaws Committee:

- a) adopt a summer set net control from 20 December to 31 March annually for Army Bay and Te Haruhi Bay at Shakespear Regional Park, extending 200 metres seaward of the mean high water springs.
- b) note that council staff will monitor set netting activities at Browns Bay, Hatfields Beach and Omaha Beach over the 2014/2015 summer period, and that evidence of public safety and nuisance issues be reviewed in 2015 at the time of the Rodney District Council – Prohibition of Set Netting Arkles Bay Bylaw review.

MOVED by Cr J Watson, seconded by Cr AM Filipaina:

moved an amendment to the original motion as way of addition as follows:

- b) adopt a summer net control from 20 December to 31 March annually for Hatsfield Beach extending 200 metres seaward of the mean high water mark
- c) adopt a summer net control from 20 December to 31 March annually for Browns Bay and Omaha extending 200 metres seaward of the mean high water mark

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr AM Filipaina	Cr LA Cooper	
Cr SL Stewart	Deputy Chairperson DA Krum	
Cr J Watson	Chairperson CM Penrose	
	Member G Wilcox	
	Cr GS Wood	

The motion was declared LOST by 3 votes to 5.

The original motion was put.

Resolution number RBC/2014/55

MOVED by Chairperson CM Penrose, seconded by Deputy Chairperson DA Krum:

**That the Regulatory and Bylaws Committee:**

- a) **adopt a summer set net control from 20 December to 31 March annually for Army Bay and Te Haruhi Bay at Shakespear Regional Park, extending 200 metres seaward of the mean high water springs.**
- b) **note that council staff will monitor set netting activities at Browns Bay, Hatfields Beach and Omaha Beach over the 2014/2015 summer period, and that evidence of public safety and nuisance issues be reviewed in 2015 at the time of the Rodney District Council – Prohibition of Set Netting Arkles Bay Bylaw review.**

**CARRIED**

*Deputy Chairperson DA Krum left the meeting at 12.31 pm.  
Cr C Casey left the meeting at 12.31 pm.  
Cr WD Walker left the meeting at 12.31 pm.*

The meeting was adjourned at 12.31pm.

The meeting reconvened at 12.37pm.

**10 Implementation of the new Auckland Council Navigation Safety Bylaw 2014**

*Cr J Watson left the meeting at 12.37 pm.  
Cr J Watson returned to the meeting at 12.47 pm.*

Resolution number RBC/2014/56

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

**That the Regulatory and Bylaws Committee:**

- a) **note the initiatives undertaken to support the implementation of the new Navigation Safety Bylaw 2014 and Controls.**

**CARRIED**

**11 Consideration of Extraordinary Items**

There was no consideration of extraordinary items.

12.53 pm

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:**.....