
Regulatory and Bylaws Committee

OPEN MINUTES

Minutes of a meeting of the Regulatory and Bylaws Committee held in Rooms 1 and 2, Level 26, 135 Albert Street, Auckland on Tuesday, 16 December 2014 at 2.02pm.

PRESENT

Chairperson
Members

Cr Calum Penrose
Cr Bill Cashmore
Cr Linda Cooper, JP
Cr Sharon Stewart, QSM
Cr John Watson
Member Glenn Wilcox
Cr George Wood, CNZM

From 2.11pm, Item 9

APOLOGIES

Mayor Len Brown, JP
Deputy Mayor Penny Hulse
Cr Alf Filipaina
Cr Denise Krum

ALSO PRESENT

Cr Cathy Casey

1 Apologies

Resolution number RBC/2014/57

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

That the Regulatory and Bylaws Committee:

- a) **accept the apology from Deputy Chairperson DA Krum, Mayor LCM Brown, Deputy Mayor PA Hulse and Cr AM Filipaina for absence.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number RBC/2014/58

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 Monday, 17 November 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.

9 Review of regulations and controls on Tūpuna Maunga

Member G Wilcox entered the meeting at 2.11 pm.

Cr GS Wood left the meeting at 2.13 pm.

Cr GS Wood returned to the meeting at 2.18 pm.

Resolution number RBC/2014/59

MOVED by Cr WB Cashmore, seconded by Cr LA Cooper:

That the Regulatory and Bylaws Committee:

- a) **receive the report on the Maunga Authority review of controls on the Tūpuna Maunga.**

CARRIED

10 Review of Water Supply and Wastewater Network Bylaw proposed by Watercare Services Limited and revocation of legacy bylaws

Resolution number RBC/2014/60

MOVED by Chairperson CM Penrose, seconded by Member G Wilcox:

That the Regulatory and Bylaws Committee:

- a) **recommend to the Governing Body that it agree that the statement of proposal, determination analysis and the proposed Water Supply and Wastewater Network Bylaw 2015 provided by Watercare Services Limited meet section 61(2) of the Local Government (Auckland Council) Act 2009**
- b) **recommend to the Governing Body that it approve that, pursuant to sections 61 and 62 of the Local Government (Auckland Council) Act 2009, Watercare Services Limited commence the special consultative procedure on the making of the proposed Water Supply and Wastewater Network Bylaw 2015**
- c) **recommend to the Governing Body that it approve, pursuant to section 63 of the Local Government (Auckland Transitional Provisions) Act 2010, the commencement of the special consultative procedure, based on the statement of proposal and determination analysis provided by Watercare Services Limited, for the following proposed revocations:**
- i) **the full revocation of the following five legacy bylaws relating to water supply and wastewater services:**
- **Auckland City Council Bylaw No. 26 – Water Supply 2008**
 - **Franklin District Council Water Supply Bylaw 2008**
 - **North Shore City Bylaw 2000: Part 18 Water Supply**
 - **Papakura District Council Water Supply Bylaw 2008**
 - **Rodney District Council General Bylaw 1998: Chapter 11 Water Supply**
- ii) **the revocation in part of the following three legacy bylaws relating to water supply and wastewater services:**
- **Papakura District Council Wastewater Bylaw 2008**
 - **Rodney District Council General Bylaw 1998: Chapter 20 Wastewater Drainage**
 - **North Shore City Bylaw 2000: Part 20 Wastewater.**

- d) recommend to the Governing Body that it delegate its functions, under section 63 of the Local Government (Auckland Transitional Provisions) Act 2010, to the Regulatory and Bylaws Committee for further delegation to Watercare Services Limited, specifically to conduct the special consultative procedure with respect to the proposed revocations of the legacy bylaws relating to water supply and wastewater services.
- e) agree to delegate its functions referred to in d) to Watercare Services Limited with effect from 18 December 2014, subject to the approval of the Governing Body
- f) appoint a joint hearing panel with Watercare Services Limited to hear submissions, deliberate and make recommendations to the Governing Body and to the Board of Watercare on the proposed Water Supply and Wastewater Network Bylaw 2015 and the revocation of the network- related clauses of legacy water supply and wastewater bylaws, constituted of: Councillor Cameron Brewer, one member of the Independent Māori Statutory Board, and three members to be determined by the Board of Watercare.
- g) 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 resolution (f) is unavailable.
- h) authorise the Manager, Social Policies and Bylaws or his delegate to make any minor edits or amendments to the Statement of Proposal to correct any identified errors or typographical edits or to reflect decisions made by the Regulatory and Bylaws Committee.

CARRIED

11 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

2.32 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:.....