
Regulatory Committee

OPEN MINUTES

Minutes of a meeting of the Regulatory Committee held in the Room 1, Level 26, 135 Albert St, Auckland on Wednesday, 12 April 2017 at 9.30am.

PRESENT

Chairperson	Cr Linda Cooper, JP	
Deputy Chairperson	Cr Wayne Walker	
Members	Cr Fa'anana Efeso Collins	
	Cr Richard Hills	
	Cr Daniel Newman, JP	From 9.36am, Item 13
	Cr Dick Quax	
	Cr Sharon Stewart, QSM	
	IMSB Chair David Taipari	From 10.08am, Item 13
	Cr John Watson	From 9.38am, Item 12
	IMSB Member Glenn Wilcox	From 9.47am, Item 12

ABSENT

Ex-officio	Deputy Mayor Bill Cashmore
	Mayor Hon Phil Goff, JP

1 Apologies

Resolution number REG/2017/24

MOVED by Chairperson L Cooper, seconded by Deputy Chairperson W Walker:

That the Regulatory Committee:

- a) **accept the apologies from Cr Daniel Newman and IMSB Member D Taipari for lateness.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number REG/2017/25

MOVED by Cr R Hills, seconded by Cr E Collins:

That the Regulatory Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 9 March 2017, including the confidential section, 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 Objections to stormwater works at 9 Astley Avenue, New Lynn

Note: this item was withdrawn.

10 Appointment of an independent commissioner for a Notice of Requirement for a primary school at 11 Scott Road, Hobsonville

Note: Changes to the original recommendation were incorporated with the agreement of the meeting.

Resolution number REG/2017/26

MOVED by Deputy Chairperson W Walker, seconded by Cr D Quax:

That the Regulatory Committee:

- a) **appoint independent commissioner Janine Bell to hear submissions, if any, and make a recommendation to the Minister of Education on the Notice of Requirement for a primary school at 11 Scott Road, Hobsonville under section 171 of the Resource Management Act 1991.**
- b) **delegate to the independent commissioner appointed in (a) above the authority to make a recommendation on the Notice of Requirement should no submissions be received or a hearing not otherwise be required.**

CARRIED

11 Appointment of Hearing Panel: Notice of Requirement by Auckland Transport for Alterations made to City Rail Link Designation 1714 (Designations 2 and 3)

Note: Changes to the original recommendation were incorporated with the agreement of the meeting.

Resolution number REG/2017/27

MOVED by Deputy Chairperson W Walker, seconded by Cr S Stewart:

That the Regulatory Committee:

- a) **appoint three independent commissioners, Alan Watson as chairperson, Rebecca Macky and Michael Parsonson, for the alterations to City Rail Link Designation 1714 (Designations 2 and 3) to hear and make a recommendation on the Notice of Requirement (alteration to designation) under section 181(1) of the Resource Management Act 1991;**
- b) **delegate authority to the chairperson appointed under (a) above to make a recommendation on the Notice of Requirement in the event that a hearing is not required; and**
- c) **delegate authority to the chairperson of the Regulatory Committee to make replacement appointments should any of the appointed independent commissioners be unavailable.**

CARRIED

12 Regulatory Committee - Forward Work Programme to March 2018

*Cr J Watson entered the meeting at 9.38 am.
IMSB Member G Wilcox entered the meeting at 9.47 am.*

Resolution number REG/2017/28

MOVED by Chairperson L Cooper, seconded by IMSB Member G Wilcox:

That the Regulatory Committee:

- a) **approve the Forward Work Programme to March 2018.**

CARRIED

13 Update - Consenting Made Easy

*Cr D Newman entered the meeting at 9.56 am.
IMSB Member D Taipari entered the meeting at 10.08 am.*

A PowerPoint presentation was provided. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number REG/2017/29

MOVED by Deputy Chairperson W Walker, seconded by IMSB Member D Taipari:

That the Regulatory Committee:

- a) **note the progress on the Consenting Made Easy programme of work.**

CARRIED

Attachments

A 12 April 2017 - Regulatory Committee - Item 13 Consenting Made Easy presentation

14 Quarterly Report from Resource Consents Department

Resolution number REG/2017/30

MOVED by IMSB Member D Taipari, seconded by Cr D Quax:

That the Regulatory Committee:

- a) **Receives the Resource Consents Department Quarterly Report April 2017.**

CARRIED

15 Resource Consent Appeals: Status Report 12 April 2017

Resolution number REG/2017/31

MOVED by IMSB Member D Taipari, seconded by Deputy Chairperson W Walker:

That the Regulatory Committee:

- a) **receive the Resource Consents Appeals: Status Report 12 April 2017.**

CARRIED

16 Adoption of a Regulatory Committee Policy

Resolution number REG/2017/32

MOVED by IMSB Member D Taipari, seconded by Cr E Collins:

That the Regulatory Committee:

- a) adopt the Regulatory Committee Policy.

CARRIED

17 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

18 Procedural motion to exclude the public

Resolution number REG/2017/33

MOVED by Chairperson L Cooper, seconded by Deputy Chairperson W Walker:

That the Regulatory Committee:

- a) exclude the public from the following part(s) of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution follows.

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

C1 New Resource Consent Appeal: Paul Scanlon, Marie Scanlon, New Kiwis Limited and The Swim Centre Ltd v Auckland Council - 364, 378, 382 and 404 Upper Harbour Drive and 128 Albany Highway, Greenhithe

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). In particular, the report contains information relating to an Environment Court appeal and the disclosure of information may prejudice the council's position in regards to negotiations and the potential settlement of the appeal.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

CARRIED

11.19 am The public was excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

11.27 am The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 New Resource Consent Appeal: Paul Scanlon, Marie Scanlon, New Kiwis Limited and The Swim Centre Ltd v Auckland Council - 364, 378, 382 and 404 Upper Harbour Drive and 128 Albany Highway, Greenhithe

Resolution number REG/2017/34

MOVED by Chairperson L Cooper, seconded by IMSB Member D Taipari:

That the Regulatory Committee:

- b) agree that the report and the above resolution not be restated in the open section of the minutes.

11.27 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
COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....