
Komiti Whakahaere ā-Ture / Regulatory Committee

OPEN MINUTES

Minutes of a meeting of the Regulatory Committee held in the Room 1, Level 26, 135 Albert St, Auckland on Thursday, 8 February 2018 at 9.30am.

PRESENT

Chairperson	Cr Linda Cooper, JP	
Deputy Chairperson	Deputy Mayor Bill Cashmore	
Members	Cr Fa'anana Efeso Collins	From 9.48am, Item 9
	Cr Richard Hills	
	Cr Daniel Newman, JP	
	Cr Sharon Stewart, QSM	
	IMSB Chair David Taipari	
	Cr Wayne Walker	
	IMSB Member Glenn Wilcox	

ABSENT

Hon Mayor Phil Goff, JP
Cr Dick Quax
Cr John Watson

ALSO PRESENT

Cr Alf Filipaina
Dr Cr Cathy Casey

IN ATTENDANCE

Lemauga Lydia Sosene, Chair, Māngere-Ōtāhuhu Local Board
Togiatolu Walter Togiamua, Deputy Chair, Māngere-Ōtāhuhu Local Board

1 Apologies

Resolution number REG/2018/1

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

That the Regulatory Committee:

- a) **accept the apologies from Mayor P Goff for absence on Council business, Cr D Quax and Cr J Watson for absence, and Cr E Collins for lateness.**

CARRIED

2 Declaration of Interest

The Chairperson Cr Cooper declared an interest in Item 9: Options on the development of alcohol licensing fees to replace default fees set by Central Government.

3 Confirmation of Minutes

Resolution number REG/2018/2

MOVED by Cr D Newman, seconded by Cr R Hills:

That the Regulatory Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 9 November 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

6.1 Local Board Input - Mangere-Otahuhu Local Board - Boarding House Conditions

Note this item was taken after Item 9: Options on the development of alcohol licensing fees to replace default fees set by Central Government with the agreement of the meeting.

7 Extraordinary Business

There was no extraordinary business.

8 Notices of Motion

There were no notices of motion.

9 Options on the development of alcohol licensing fees to replace default fees set by Central Government

Cr L Cooper declared an interest in this item and vacated the chair.

Chairperson L Cooper left the meeting at 9.33 am.

The Deputy Chairperson, Deputy Mayor B Cashmore assumed the chair.

Cr E Collins joined to the meeting at 9.48 am.

Resolution number REG/2018/3

MOVED by Member W Walker, seconded by IMSB Member G Wilcox:

That the Regulatory Committee:

- a) **agree that the recovery of costs incurred by council in the alcohol licensing process should be 100%**
- b) **note that the Associate Minister of Justice will decide by mid-March 2018 whether the Government will increase the default alcohol licensing fees**
- c) **agree that if the Associate Minister's decision does not enable a 100% recovery of the costs incurred by council in the alcohol licensing process, the General Manager, Community and Social Policy should commence work to implement a fees bylaw that will allow the appropriate cost recovery.**

CARRIED

Note: Pursuant to Standing Order 1.8.6, Cr D Newman requested that his dissenting vote be recorded.

Chairperson L Cooper returned to the meeting at 9.59 am and assumed the chair.

Note: Item 10 - Proposal for cost recovery of investigations and resolutions of non-compliant activities was considered after Item 11 - Update on the proactive boarding house inspections in South and Central Auckland.

The Chairperson accorded precedence to item 6.1- Local Board Input : Proactive Boarding House inspections in South Auckland.

6 Local Board Input

6.1 Local Board Input : Proactive Boarding House inspections in South Auckland

Lemauga Lydia Sosene, chair and Togiatolu Walter Togiama, deputy chair of Māngere-Ōtāhuhu Local Board provided a powerpoint presentation regarding boarding house inspections in South Auckland. A copy has been placed on the official minutes and is available on the Auckland Council website as minutes attachments.

Resolution number REG/2018/4

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

That the Regulatory Committee:

- a) **receive and note the local board input presentation from Māngere-Ōtāhuhu Local Board Chair Lemauga Lydia Sosene and Deputy Chair Walter Togiama regarding boarding house inspections in South Auckland.**

CARRIED

Attachments

- A 8 February 2018 Regulatory Committee Item 6.1: Local Board Input: Chair's presentation

The Chairperson accorded precedence to item 11- Update on the proactive boarding house inspections in South and Central Auckland Council.

11 Update on the proactive boarding house inspections in South and Central Auckland

Resolution number REG/2018/5

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

That the Regulatory Committee:

- a) **receive the update on the proactive boarding house inspections in South and Central Auckland.**
- b) **endorse the Chair initiating a discussion with the Chair of the Environment and Community Committee relating to social impacts on communities of boarding houses, taking into account the Mangere/Otahuhu local board chair's presentation to the committee.**

CARRIED

Rescind or alter resolution

At this point, Cr R Hills advised the meeting that he was not present at the 9 November 2017 Regulatory Committee meeting and withdrew as seconder of the motion for Item 3 – Confirmation of Minutes.

Item 3 – Confirmation of Minutes was recommitted at this point.

3 Confirmation of Minutes

Resolution number REG/2018/6

MOVED by Cr D Newman, seconded by IMSB Member G Wilcox:

That the Regulatory Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 9 November 2017, including the confidential section, as a true and correct record.**

CARRIED

10 Proposal for cost recovery of investigations and resolutions of non-compliant activities

Resolution number REG/2018/7

MOVED by Chairperson L Cooper, seconded by Deputy Chairperson BC Cashmore:

That the Regulatory Committee:

- a) **agree that the financial cost of regulatory compliance investigations are recovered from liable parties, specifically;**
 - i) **where the time spent on the compliance inspection(s) is more than 2 hours;**
 - ii) **where the response to compliance exacerbates the time taken to reach a resolution and significantly contributes to the costs incurred by council, and**
 - iii) **where the investigation does not result in any other form of financial penalty – either through court or an infringement notice.**

CARRIED

Note: Item 11- Update on the proactive boarding house inspections in South and Central Auckland Council was considered prior to Item 10 - Proposal for cost recovery of investigations and resolutions of non-compliant activities

12 Resource Consents: Quarterly Hearings Report November 2017

Resolution number REG/2018/8

MOVED by IMSB Member D Taipari, seconded by Deputy Chairperson BC Cashmore:

That the Regulatory Committee:

- a) **receive the Resource Consents: Quarterly Hearings Report November 2017.**

CARRIED

13 Regulatory Committee Summary of Information Items - 8 February 2018

Resolution number REG/2018/9

MOVED by Chairperson L Cooper, seconded by Cr S Stewart:

That the Regulatory Committee:

- a) receive the information report.

CARRIED

14 Consideration of Extraordinary Items

There were no extraordinary items.

11.18 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:.....