

REGULATORY COMMITTEE FORWARD WORK PROGRAMME 2018 / 2019

This committee is responsible for regulatory hearings, appointing independent commissioners and for the development of regulatory policy and bylaws.

Area of work	Reason for work	Regulatory Committee role (decision or direction)	Budget/ Funding	Expected timeframes Highlight financial year quarter and state month if known			
				FY19	FY19	FY19	FY20
				Oct – Dec 4 Oct 8 Nov	Jan-Mar 14 Feb 14 March	Apr – Jun 11 April 9 May 13 June	Jul – Sep 11 July 8 Aug 12 Sept
Alcohol Licensing	Report on the revenue received and the costs incurred for the alcohol licensing process – required by regulation 19 of the Sale and Supply of Alcohol (Fees) Regulations 2013.	Note that the majority of alcohol licensing costs were recovered from the existing default licensing fees regime for the twelve months to July 2017. Confirm continuance of the default licensing fees regime. Review the default licensing fees regime after a suitable period of time has elapsed following the implementation of the Local Alcohol Policy.	Within current baselines.				
Animal Management	Report on Animal Management activities for the year ending June 2018 as required by s10a of the Dog Control Act 1996	Note that the Animal Management Annual Report is required under Section 10A of the Dog Control Act 1996 and staff will provide the 2017/18 report to the Secretary of Local Government 4 October 2018 Report 2017/2018 Animal Management Annual Report prepared pursuant to s10A of the Dog Control Act 1996 minute REG/2018/70	Within current baselines.	Q2 (Oct)	Q3	Q4	Q1
Earthquake Prone, Dangerous & Insanitary Buildings Policy 2011-2016 Review	2011 - Auckland Council was required under s131 of the Building Act 2004 to adopt a policy on earthquake prone, dangerous and insanitary buildings 2018 – Due to the Building (Earthquake-Prone Buildings) Amendment Act 2016, Auckland Council’s management of earthquake-prone buildings now falls under the national policy and methodology set by MBIE. Our ongoing work programme for issuing statutory EPB notices, receiving seismic assessments, and identifying residual potential EPBs is being carried out on this basis. Note that dangerous and insanitary buildings continue to have their own local policy that is now under the management of Regulatory Compliance.	Update the Committee on the progress made in implementing Auckland Council’s regulatory obligations with regard to earthquake-prone buildings within its jurisdiction.		Q2 (Nov)	Q3	Q4	Q1

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Freedom camping	<p>Explore the need for and options for regulating freedom camping in Auckland</p> <p>Key milestones Nov 2018 - Proposal Late Nov 2018 – mid Feb 2019 - Public consultation April 2019 - Public deliberations May 2019 – Panel’s recommendation to Governing Body</p>	<ul style="list-style-type: none"> • Receive options report following the completion of the research and pilot. (July 2017) • If a regulatory response is required then the committee will: <ul style="list-style-type: none"> ○ Recommend statement of proposal to Governing Body. ○ Establish the hearings panel for deliberations on submissions. ○ Recommend final draft of bylaw to governing body for adoption. • An overview programme was presented on 10/08/2017 Item 9 REG/2017/72 resolution REG/2017/72 SCP process • 9 August 2018 report to provide a presentation updating the development of a bylaw under the Freedom Camping Act 2011 – minute REG/2018/58 • 13 September 2018 - report to seek direction on the content of the statement of proposal for the management of freedom camping– minute REG/2018/64 <p>Progress to date 8 November 2018 - report To recommend that the Governing Body adopt the freedom camping in vehicles statement of proposal and draft bylaw for public engagement and appoint a panel to consider feedback, deliberate and make recommendations – minute REG/2018/77</p>	<p>Review is within current baselines.</p> <p>Funding proposals will be required for any recommendations that require capital or operational upgrades.</p>	Q2 (NOV)			
Public Safety and Nuisance Bylaw review	<p>Legislative requirement to review bylaw within 5 years. Committee resolution to “commence the review of the Public Safety and Nuisance Bylaw 2013 at an early date”.</p> <p>Key milestones: Oct 2017 – Findings Mar-Jun 2018 – Options</p>	<ul style="list-style-type: none"> • Receive report following the completion of the bylaw review. (Dec '17 – Feb '18) • Recommend statement of proposal to Governing Body. (Q2 or Q3 – FY18) # • Establish the hearings panel for deliberations on submissions. (Q2 or Q3 – FY18) • Recommend final draft of bylaw to governing body for adoption. (Q4 – FY18) 	<p>Within current baselines.</p>	Q2	Q3	Q4	Q1

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	<p>Aug 2018 – workshop Sept 2018 – Proposal Nov 2018 - Public Feedback Jan to Feb 2019 – Panel deliberations Mar 2019 – amended bylaw adopted</p>	<ul style="list-style-type: none"> • Report was considered on 12 Oct. the item was deferred REG2017/94 • 8 Feb 2018 - workshop - seeking preference's to which clauses of the bylaw should be retained, amended or revoked. - seeking agreement in principle to draft recommendations against 6 key topics, will also highlight next steps, timing and process requirements for completion of the PSN review. • 8 March 2018 - A report on the outcome of statutory review and the direction of any changes to six issues was considered – minute REG/2018/15 • 12 April 2018 - A report on the outcome of statutory review and the direction of any changes to nine issues was considered – minute REG/2018/20 • 10 May 2018 - A report on the review and direct any changes to eight issues within the bylaw was considered - minute REG/2018/36 • 14 June 2018 - A report to determine the outcome of the statutory review and direct any changes to 22 issues was considered on - minute REG/2018/43 <p>9 August 2018 - workshop to discuss outstanding concerns members have on rural fences, ashes, mana whenua beach access, set-netting criteria and obstructions</p> <p>Progress to date: 13 September 2018 a report to recommend that the Governing Body adopt the public safety and nuisance bylaw statement of proposal for public consultation and appoint a panel to deliberate and make recommendations on feedback received – minute REG/2018/65</p>					

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		# public notification is required for bylaw reviews even if no change to the bylaw is recommended. Length of time required to draft the statement of proposal will depend on the scope of amendments requested following the review findings					
Dog management Bylaw and Policy on Dogs.	Legislative requirement to review the bylaw and policy after five years.	<ul style="list-style-type: none"> • Receive report following the completion of the bylaw review. (November 2017) • Recommend statement of proposal to Governing Body. • Establish the hearings panel for deliberations on submissions. • Recommend final draft of bylaw to governing body for adoption. • Workshop held April 2018 – to seek informal guidance on a few potentially contentious issues related to dog management. <p>14 June 2018 - A report to endorse the findings of the Auckland Council Policy on Dogs 2012 and Dog Management Bylaw 2012 statutory review and approve a report back on options that respond to the findings - minute REG/2018/44</p> <p>Progress to date: 8 November 2018 - A report To seek approval for amendments to the Auckland Council Policy on Dogs 2012 and the Dog Management Bylaw 2012. – minute REG/2018/79</p> <p>Progress to date: 14 February 2019 – a report to recommend to the Governing Body that it adopt the Auckland Councils New Policy on Dogs and dog Management Bylaw 2019 Statement of proposal – minute REG/2019/6</p> <p># public notification is required for bylaw reviews even if no change to the bylaw is recommended.</p>		Q2 (Nov)	Q3 (Feb)	Q4	Q1
Health and Hygiene Bylaw	Legislative requirement to review the bylaw and policy after five years.	<ul style="list-style-type: none"> • 12 April 2018 findings report to endorse the findings of the Health and Hygiene Bylaw 2013 statutory review and approve a report back on 		Q2	Q3	Q4	Q1

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		<p>options that responds to the findings. Minute REG/2018/21</p> <ul style="list-style-type: none"> • 10 May 2018 - Options Report - to seek a determination on the outcome of the statutory review on the Auckland Council Health and Hygiene Bylaw 2013 and make a decision about its future - minute REG/2018/36 • 12 July 2018 – report To recommend the Governing Body adopt the Health and Hygiene Bylaw 2013 (Bylaw) statement of proposal for public consultation and make a decision to appoint a panel to deliberate and make recommendations on feedback received – minute REG/2018/51 <p>Progress to date:</p> <p>26 July 2018 report went to Governing Body - to receive the recommendations from the Regulatory Committee and adopt the Health and Hygiene Bylaw 2013 Statement of Proposal – minute - GB/2018/120</p> <p>Next steps:</p> <ul style="list-style-type: none"> • Public consultation - scheduled for 26 August to 1 October 2018 • make recommendations to Governing Body on public feedback to the statement of proposal 					
Solid Waste Bylaw review	<p>Legislative requirement to review the bylaw and policy after five years.</p> <p>Key milestones: Sept-Dec 2018 - research and engagement Feb 2019 – findings report to Regulatory Committee March 2019 – options report to Regulatory Committee April 2019 – proposed bylaw June 2019 – public feedback July 2019 – panel deliberation By August 2019 – Governing Body to adopt bylaw</p>	<ul style="list-style-type: none"> • Decision on timing and scope of the review. (December 2017) • Reporting on findings and any options amendments will not be until late 2018. <p>Progress to date: 14 February 2019 - a report to endorse the findings of the Solid Waste Bylaw 2012 review and request a report on options that responds to the findings. Minute REG/2019/7 14 March 2019 – a report to request a statement of proposal that makes a new bylaw. Minute REG/2019/12</p>		Q2	Q3 (Feb & Mar)	Q4	Q1

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		<p>14 March 2019 – a report to determine outcome of review and decide whether to make changes. Minutes REG/2019/12</p>					
Legacy on-site wastewater bylaw review	To complete a review of four legacy on-site wastewater bylaws(legacy bylaws) in Rodney, North Shore, Waiheke and Papakura	<ul style="list-style-type: none"> 10 May 2018 - report to endorse the findings of the legacy on-site wastewater bylaws review and begin the process to revoke the four legacy on-site wastewater bylaws - minute. REG/2018/37 12 July 2018 - report To recommend the Governing Body adopt the legacy on-site wastewater bylaws statement of proposal for public consultation and make a decision to appoint a panel to deliberate and make recommendations on feedback received – minute REG/2018/52 <p>Progress to date:</p> <p>26 July 2018 report went to Governing Body - to receive the recommendations from the Regulatory Committee and adopt the Legacy On-site Wastewater Bylaws Statement of Proposal – minute - GB/2018/121</p> <p>Next steps:</p> <ul style="list-style-type: none"> Public consultation scheduled for 1 August to 31 August 2018 make recommendations to Governing Body on public feedback to the statement of proposal 		Q2	Q3	Q4	Q1
Boarding Houses Inspection	<p>Update on the Auckland proactive boarding houses inspections programme.</p> <p>Increase inspections from one to a minimum of three per year.</p>	<ul style="list-style-type: none"> For information An update on the initiative was provided at the 15 June meeting item 12 resolution REG/2017/51 item 12 update on boarding house inspections item 11 		Q2	Q3	Q4	Q1

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		<p>Next two proactive inspections will be conducted with Ministry of Business, Innovation and Employments in August and October 2017 November agenda report was deferred to the February meeting.</p> <p>Progress to date: 8 February 2018 report to provide an update on the proactive boarding houses inspection programme - minute REG/2018/5</p>					
Resource Consents Appeal Update	To provide oversight of the appeals received to resource consent decisions.	Information purposes Monthly updates - Memo	N/A	Q2	Q3	Q4	Q1
The Regulatory Committee Policy	Reporting on and monitoring of commissioner appointments	Information purposes Memo quarterly		Q2	Q3	Q4	Q1
The Regulatory Committee Policy	Annual review of commissioner pool	Decision: review RMA commissioner pool Memo Quarterly		Q2	Q3	Q4	Q1
The Regulatory Services Directorate	<p>Report on:</p> <ul style="list-style-type: none"> • progress implementing the Food Act 2014 • insights into the performance, opportunities and risk of the Resources Consents Dept • progress implementing the Regulatory Compliance programme • update of Building control activity 	<p>For information only:</p> <p>6 monthly update</p>		Q2	Q3 (Mar)	Q4	Q1
Alcohol Control Bylaw review	Legislative requirement to review the bylaw and policy after five years.	A report on findings and options will be considered in late 2018.		Q2	Q3	Q4	Q1
Trade Waste Bylaw 2013 – Statement of Proposal	Approve statement of proposal	<p>Progress to date:</p> <p>14 March 2019 report to recommend to Governing Body to adopt statement of proposal – minute REG/2019/11</p>				Q4	