

**MINUTES OF FAR NORTH DISTRICT COUNCIL  
STRATEGY AND POLICY COMMITTEE MEETING  
HELD AT THE VIRTUALLY VIA MICROSOFT TEAMS  
ON TUESDAY, 8 FEBRUARY 2022 AT 9.30 AM**

**PRESENT:** Chair Rachel Smith, Cr David Clendon, Deputy Mayor Ann Court, Cr Dave Collard, Cr Felicity Foy, Cr Kelly Stratford, Cr John Vujcich, Member Belinda Ward.

**APOLOGIES:** Mayor John Carter (HWTM) and Cr Moko Tepania

**IN ATTENDANCE:** Shaun Clarke (Chief Executive Officer), William J Taylor, MBE (General Manager Corporate Services), Dean Myburgh (General Manager District Services), Andy Finch (General Manager Infrastructure and Asset Management), Darren Edwards (General Manager Strategic Planning and Policy)

## **1 KARAKIA TIMATANGA – OPENING PRAYER**

Chairperson Smith commenced the meeting with a karakia.

## **2 NGĀ TONO KŌRERO / DEPUTATION**

TOM FROST – PROGRAMME MANAGER - NOTHING BUT NET INTRODUCED SPARK REPRESENTATIVES RIKI HOLLINGS, FIONA MATTHEWS, AND TONIE DE VRIES

REPRESENTATIVES SPOKE TO THE FOLLOWING ASPECTS OF SPARK'S BUSINESS:

- SPARK'S MĀORI BUSINESS STRATEGY
- 5G & ENABLING FAR NORTH'S DIGITAL FUTURE PLAN TO INCREASE CAPACITY AND RELIABILITY
- COMMUNITY ENGAGEMENT

## **PRESENTATION PROVIDED AT MEETING**

1 2022-02-08 STRATEGY AND POLICY - SPARK PRESENTATION - A3580333

## **3 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST**

### **RESOLUTION 2022/1**

Moved: Chair Rachel Smith

Seconded: Cr Dave Collard

**That apologies for absence be received from His Worship the Mayor and Councillor Tepania.**

In Favour: Crs Rachel Smith, David Clendon, Ann Court, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward

Against: Nil

**CARRIED**

note: Cr Tepania joined the meeting from 10:08 am until 10:52 am.

## **4 CONFIRMATION OF PREVIOUS MINUTES**

Attendance: Cr Tepania joined the meeting at 10.08 am.

#### 4.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 4.1 document number A3562870, pages 16 - 17 refers.

##### RESOLUTION 2022/2

Moved: Cr John Vujcich  
Seconded: Cr Kelly Stratford

**That the Strategy and Policy Committee agrees that the minutes of the meeting held 24 November 2021 be confirmed as a true and correct record.**

In Favour: Crs Rachel Smith, David Clendon, Ann Court, Dave Collard, Felicity Foy, Kelly Stratford, Moko Tepania, John Vujcich and Member Belinda Ward

Against: Nil

**CARRIED**

## 5 REPORTS

#### 5.1 REVIEW OF THE EQUITY AND ACCESS FOR PEOPLE WITH DISABILITIES POLICY

Agenda item 5.1 document number A3479274, pages 21 - 29 refers.

##### RESOLUTION 2022/3

Moved: Cr Kelly Stratford  
Seconded: Cr Dave Collard

**That the Strategy and Policy Committee recommends that the Council:**

- a) **agree, the Access and Equity for People with Disabilities Policy should continue with amendment; and,**
- b) **agree, a strategy is the most appropriate way to address access to Council services, facilities, and assets in the Far North.**

In Favour: Crs Rachel Smith, David Clendon, Ann Court, Dave Collard, Felicity Foy, Kelly Stratford, Moko Tepania, John Vujcich and Member Belinda Ward

Against: Nil

**CARRIED**

#### 5.2 PARKS AND RESERVES POLICY DEVELOPMENT

Agenda item 5.2 document number A3518519, pages 41 - 48 refers.

##### MOTION

Moved: Chair Rachel Smith  
Seconded: Cr Felicity Foy

That the Strategy and Policy Committee recommend that Council adopt the Parks and Reserves Policy.

##### AMENDMENT

Moved: Cr David Clendon  
Seconded: Cr Kelly Stratford

~~Subject to an amendment to include "that Council commits to significantly reducing the use of~~

herbicides in parks and reserves, in line with international and local best practice”.

Cr Tepania left the meeting at 10.52 am and the meeting adjourned for a brief break at 10.52 to reconvene at 10.56 am

With the agreement of the mover and seconder, the above amendment was withdrawn.

#### **AMENDMENT**

Moved: Deputy Mayor Ann Court

Seconded: Cr Kelly Stratford

That the report Parks and Reserves Policy Development be left to lie on the table to enable staff to consider a reduction to the use of herbicides be captured in the policy.

In Favour: Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward

Against: Nil

**CARRIED**

#### **RESOLUTION 2022/4**

Moved: Deputy Mayor Ann Court

Seconded: Cr Kelly Stratford

**That the report Parks and Reserves Policy Development be left to lie on the table to enable staff to consider a reduction to the use of herbicides be captured in the policy.**

In Favour: Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward

Against: Nil

**CARRIED**

### **5.3 REVIEW OF CLASS 4 GAMING AND TAB VENUES POLICY**

Agenda item 5.3 document number A3534272, pages 61 - 92 refers.

#### **RESOLUTION 2022/5**

Moved: Deputy Mayor Ann Court

Seconded: Cr Kelly Stratford

**That the Strategy and Policy Committee recommends that the Council:**

- a) **note, under section 102 of the Gambling Act 2003 and section 97 of the Racing Industry Act 2020, the Class 4 Gaming and TAB Venue Policy has been reviewed regarding the social impacts of gambling in the Far North District**
- b) **approve, under section 102 of the Gambling Act 2003, that the Class 4 venues policy component of the Class 4 Gaming and TAB Venue Policy continue with amendment to improve certainty**
- c) **approve, under section 102 of the Gambling Act 2003, that the relocation policy component of the Class 4 Gaming and TAB Venue Policy continue with amendment to further align with the intent of the Class 4 gaming sinking lid policy**
- d) **approve, under section 97 of the Racing Industry Act 2020, that the TAB venues policy component of the Class 4 Gaming and TAB Venue Policy be replaced by a sinking lid policy.**

In Favour: Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward

Against: Cr Dave Collard

**CARRIED****5.4 EASTER SUNDAY TRADING POLICY**

Agenda item 5.4 document number A3534512, pages 93 - 98 refers.

**RESOLUTION 2022/6**

Moved: Chair Rachel Smith

Seconded: Deputy Mayor Ann Court

**That the Strategy and Policy Committee recommends that Council approve, pursuant to section 5A of the Shop Trading Hours Act 1990, a new Easter Sunday Trading Policy be developed allowing shops to open on Easter Sunday across the whole of the Far North District.**

**In Favour:** Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward

**Against:** Nil

**CARRIED****5.5 ON-SITE WASTEWATER DISPOSAL SYSTEMS BYLAW - RECOMMENDATIONS FOR MAKING NEW BYLAW**

Agenda item 5.5 document number A3541770, pages 99 - 122 refers.

**RESOLUTION 2022/7**

Moved: Deputy Mayor Ann Court

Seconded: Cr John Vujcich

**That the Strategy and Policy Committee recommend that Council:**

**a) Agree to the recommendations in the staff report on submissions and recommendation for consideration in attachment 1 that:**

**i) No changes are made to clauses 1, 2, 3, 4, 5, 9, and 10.**

**ii) Clause 6 is changed by:**

**1) Adding a new definition:**

**“Occupier means any person, other than the owner, who has a right to occupy the property, by virtue of a tenancy granted by lease, licence or other authority”.**

**2) Changing the definition of on-site wastewater disposal system to include “grease trap”**

**iii) Under Part 2 Maintenance Requirements:**

**1) Adding a new ‘related information box’:**

**“If the council is satisfied an on-site wastewater disposal system is injurious to health or not sanitary, the council can use its powers pursuant to sections 29, 30 and 34 of the Health Act 1956 by including issuing a notice of offence or to enter a premise and abate the nuisance without notice to the occupier or owner”.**

**2) Adding the words “or occupier” after the word “owner” in the ‘related information box’.**

**iv) Clause 7 is changed by:**

<p>1) Adding the words “or occupier” after the word “owner” in the title, subclause (1) and subclause (2).</p> <p>2) Adding the words “or the suitably qualified person verifies the system is functioning correctly” at the end of subclause (2).</p> <p>v) Clause 8 (5) is change by adding the words “or occupier” after the word “owner”.</p> <p>b) Agree the On-site Wastewater Disposal System Bylaw in attachment 2:</p> <p>i) is the most appropriate form of bylaw; and</p> <p>ii) the bylaw provisions are considered reasonable limits on the rights in the New Zealand Bill of Rights Act 1990.</p> <p>c) Under section 146 of the Local Government Act 2002, make the On-site Wastewater Disposal Systems Bylaw in attachment 2.</p> <p><u>In Favour:</u> Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward</p> <p><u>Against:</u> Nil</p>	<p><b>CARRIED</b></p>
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## 5.6 REVIEW OF VEHICLES ON BEACHES BYLAW

Agenda item 5.6 document number A3542878, pages 123 - 151 refers.

### RESOLUTION 2022/8

Moved: Chair Rachel Smith

Seconded: Deputy Mayor Ann Court

**That the Strategy and Policy Committee recommends that the Council:**

- a) agree, under section 155(1) of the Local Government Act 2002, that a bylaw is the most appropriate way of addressing problems related to vehicles on beaches in the Far North District;
- b) agree that the current Vehicles on Beaches Bylaw 2015 is not the most appropriate form, because it does not address problems with vehicles on beaches effectively;
- c) agree that the most appropriate form of bylaw will be to include relevant provisions in:
  - the proposed Road Use Bylaw
  - a potential Reserves Bylaw
  - the Speed Limits Bylaw;
- d) approve the inclusion of provisions regulating vehicles on beaches in the proposed draft Road Use Bylaw, to be made under section 22AB of the Land Transport Act 1998;
- e) approve the Vehicles on Beaches Proposal in Attachment 2, including the provisions regulating vehicles on beaches in the proposed draft Road Use Bylaw, to be released for public consultation to meet the requirements of section 22AD of the Land Transport Act 1998 and section 156 of the Local Government Act 2002;
- f) agree the period for making written submissions on the proposal will begin 25 February 2022 and end 24 March 2022;
- g) agree the Strategy and Policy Committee will hear any people wanting to present oral submissions on Tuesday 22 March 2022 and agrees to delegate, to the Chair, the power to change the date of the oral submissions
- h) authorise the Chief Executive Officer to make minor changes to the Vehicles on Beaches Proposal to correct grammatical or spelling errors, or formatting.

<b><u>In Favour:</u></b>	Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward
<b><u>Against:</u></b>	Nil
<b>CARRIED</b>	

## 6 INFORMATION REPORTS

### 6.1 STRATEGIC PLANNING & POLICY BUSINESS QUARTERLY OCTOBER - DECEMBER 2021

Agenda item 6.1 document number A3552062, pages 152 – 178 refers.

<b>RESOLUTION 2022/9</b>	
Moved:	Chair Rachel Smith
Seconded:	Cr Kelly Stratford
<b>That the Strategy and Policy Committee receive the report Strategic Planning &amp; Policy Business Quarterly October - December 2021.</b>	
<b><u>In Favour:</u></b>	Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward
<b><u>Against:</u></b>	Nil
<b>CARRIED</b>	

### 6.2 STRATEGY AND POLICY ACTION SHEET UPDATE JANUARY 2022

Agenda item 6.2 document number A3562863, pages 179 - 190 refers.

<b>RESOLUTION 2022/10</b>	
Moved:	Chair Rachel Smith
Seconded:	Cr Kelly Stratford
<b>That the Strategy and Policy Committee receive the report Action Sheet Update January 2022.</b>	
<b><u>In Favour:</u></b>	Deputy Mayor Ann Court, Crs Rachel Smith, David Clendon, Dave Collard, Felicity Foy, Kelly Stratford, John Vujcich and Member Belinda Ward
<b><u>Against:</u></b>	Nil
<b>CARRIED</b>	

## 7 KARAKIA WHAKAMUTUNGA – CLOSING PRAYER

CHAIRPERSON CR SMITH CLOSED THE MEETING WITH A KARAKIA.

## 8 TE KAPINGA HUI / MEETING CLOSE

The meeting closed at 12.22 pm

The minutes of this meeting were confirmed at the Strategy and Policy Committee Meeting held on 22 March 2022.

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**CHAIRPERSON**