



**Far North
District Council**



Te Kaunihera o Te Hiku o te Ika

AGENDA

Ordinary Council Meeting

Thursday, 14 March 2024

Time: 10:00am
Location: Council Chamber
Memorial Ave
Kaikohe

Membership:

Kahika - Mayor Moko Tepania - Chairperson
Kōwhai - Deputy Mayor Kelly Stratford
Cr Ann Court
Cr Felicity Foy
Cr Hilda Halkyard-Harawira
Cr Babe Kapa
Cr Penetaui Kleskovic
Cr Steve McNally
Cr Mate Radich
Cr Tāmati Rākena
Cr John Vujcich

Far North District Council
Ordinary Council Meeting
will be held in the Council Chamber, Memorial Ave, Kaikohe on:
Thursday 14 March 2024 at 10:00am

Te Paeroa Mahi / Order of Business

1	Karakia Timatanga / Opening Prayer	5
2	Ngā Whakapāha Me Ngā Pānga Mema / Apologies and Declarations of Interest	5
3	Ngā Tono Kōrero / Deputations	5
4	Ngā Kōrero A Te Kahika / Mayoral Announcements	5
5	Te Whakaaetanga o Ngā Meneti o Mua / Confirmation of Previous Minutes	6
5.1	Confirmation of Previous Minutes	6
6	Ngā Pūrongo / Reports	18
6.1	Options Analysis for Financial Contributions	18
6.2	Alcohol Control Bylaw Continuation	61
6.3	Statement of Proposal- Transfer of the Independent Qualified Person's (IQP's) Register to Auckland Council	106
6.4	Ground Lease to Doubtless Bay Sea Scouts - East Street Taipa	115
6.5	Appointment for Rangitane Maritime Development Expert Consenting Panel	122
6.6	Committee Recommendations and Resolutions - February 2024	127
7	Ngā Pūrongo Taipitopito / Information Reports	142
7.1	Community Board Minutes - February 2024	142
7.2	Council Open Resolutions Update March 2024	163
7.3	Mayor and Councillor's Reports	179
8	Te Wāhanga Tūmataiti / Public Excluded	229
8.1	Confirmation of Previous Minutes - Public Excluded	229
8.2	11 Matthews Ave, Kaitaia	229
8.3	Solid Waste Services Contract Award	229
8.4	Community Facilities Operations and Maintenance Contract Award	230
8.5	John Butler Centre Far North District Council Lease Renewal	230
8.6	Committee Recommendations and Resolutions - February 2024	230
8.6	Committee Recommendations and Resolutions - February 2024	230
9	Karakia Whakamutunga / Closing Prayer	231
10	Te Kapinga Hui / Meeting Close	231

1 KARAKIA TIMATANGA / OPENING PRAYER

Ka tuku mātou kia kaha mai ngā māngai kua whiriwhirihia mō Te Kaunihera o Te Hiku o te Ika ki te mahi me te ngākau auaha me te whakamahi i ngā pūkenga me te mātauranga i roto i ngā wānanga me ngā whakataunga kia whakatūria ai tētahi Hapori e matatika ana, e tū kotahi ana ka mutu ka whakapiki anō i te oranga o tō tātou rohe, ka whakatau anō i ngā take o te rohe i runga i te tika me te pono.

We ask that through Council discussions and decisions the representatives we have elected may govern the Far North District with imagination, skill and wisdom to achieve a fairer and more united Community that enhances the wellbeing of our district and solves the District's problems efficiently and effectively.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

Members need to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to review the matters on the agenda and assess and identify where they may have a pecuniary or other conflict of interest, or where there may be a perception of a conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the meeting or of the relevant item of business and refrain from participating in the discussion or voting on that item. If a Member thinks they may have a conflict of interest, they can seek advice from the Chief Executive Officer or the Manager - Democracy Services (preferably before the meeting).

It is noted that while members can seek advice the final decision as to whether a conflict exists rests with the member.

An online register of Elected Member Interests can be found [here](#).

3 NGĀ TONO KŌRERO / DEPUTATIONS

- Gary Lees representing Mangonui Cemetary Committee regarding upkeep and maintenance of the Mangonui Cemetary
- Fiona King regarding Drainage Committee updates
- Tracy Dalton regarding the Twin Coast Cycle Trail

4 NGĀ KŌRERO A TE KAHIKA / MAYORAL ANNOUNCEMENTS

5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS MINUTES

File Number: A4578086

Author: Ellie Greenwood, Democracy Advisor

Authoriser: Casey Gannon, Manager - Democracy Services

TAKE PŪRONGO / PURPOSE OF THE REPORT

The minutes are attached to allow Council to confirm that the minutes are a true and correct record of previous meetings.

TŪTOHUNGA / RECOMMENDATION

That Council confirm the minutes of the Ordinary Council meeting held 08 February 2024 as a true and correct record.

1) TĀHUHU KŌRERO / BACKGROUND

Local Government Act 2002 Schedule 7 Section 28 states that a local authority must keep minutes of its proceedings. The minutes of these proceedings duly entered and authenticated as prescribed by a local authority are prima facie evidence of those meetings.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

The minutes of the meetings are attached.

Far North District Council Standing Orders Section 27.3 states that no discussion shall arise on the substance of the minutes in any succeeding meeting, except as to their correctness.

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION

The reason for the recommendation is to confirm the minutes are a true and correct record of the previous meetings.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

ATTACHMENTS

- 1. 2024-02-08 Council Minutes - A4561908** [↓](#) 

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	This is a matter of low significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	This report complies with the Local Government Act 2002 Schedule 7 Section 28.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	It is the responsibility of each meeting to confirm their minutes therefore the views of another meeting are not relevant.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	There are no implications for Māori in confirming minutes from a previous meeting. Any implications on Māori arising from matters included in meeting minutes should be considered as part of the relevant report.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example, youth, the aged and those with disabilities).	This report is asking for minutes to be confirmed as true and correct record, any interests that affect other people should be considered as part of the individual reports.
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or the need for budgetary provision arising from this report.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

**MINUTES OF FAR NORTH DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MEMORIAL AVE, KAIKOHE
ON THURSDAY, 8 FEBRUARY 2024 AT 10:00AM**

PRESENT: Kahika - Mayor Moko Tepania, Kōwhai - Deputy Mayor Kelly Stratford, Cr Ann Court, Cr Felicity Foy, Cr Hilda Halkyard-Harawira, Cr Babe Kapa, Cr Penetaui Kleskovic (Virtually), Cr Steve McNally, Cr Mate Radich, Cr Tāmāti Rākena, Cr John Vujcich

IN ATTENDANCE: Adele Gardner (Chairperson – Te Hiku Community Board), Belinda Ward (Virtually) (Chairperson – Bay of Islands-Whangaroa Community Board), Kawiti Waetford (Kaiwhakawhiti Reo - Language Interpreter), Calvin Thomas (General Manager Northland Transport Alliance), Fraser Hoani (Road Corridor Manager – TMC – NTA), Elizabeth Stacey (Road Safety & Traffic Engineer – Northland Transport Alliance).

STAFF PRESENT: Guy Holroyd (Chief Executive Officer), Carla Ditchfield (Manager- Legal Services), Briar Macken (Manager- Strategy and Policy), Casey Gannon (Manager – Democracy Services), Jude Campbell (Principal Advisor - Te Hono), Ellie Greenwood (Democracy Advisor – Democracy Services, Fleur Beresford (Democracy Advisor - Democracy Services), Harley Alexander (Multimedia Strategy and Communications Advisor - Communications and Engagement), Jacine Warmington (Group Manager - Strategic Relationships), Lisa Nelson (Support Officer – Stakeholder Relationships), Llani Harding (Pouhautu Te Hono – Manager Te Hono), Roger Ackers (Group Manager – Policy and Planning), Imrie Dunn (Democracy Advisor – Democracy Services), Lizzie Graham (Policy Advisor), Margriet Veenstra (Group Manager- Corporate Services), Tania Steen (Manager – Property & Facilities Management); Michelle Rockell (Team Leader – Property Management), Andy Finch (District Engineer), Ken Lewis (Manager – Community and Engagement), Kevin Johnson (Group Manager – Delivery and Operations), Lawrence Wharerau (Kaiarahi Kaupapa Māori – Te Hono), Elbie Serfontein (EA to Group Manager – Corporate Services), Peggy Veen (Principal Advisor – Strategic Relationships), Piripi Rākena (Kaiarahi Kaupapa Māori – Te Hono), Trish Routley (Manager – Resource Consents), Maria Giacon (EA to the Chief Executive Officer), Whina Te Whiu (Manager – Te Ahu Museum and Archives), Sharlea Harris (Customer Service Officer), Rochelle Deane (Manager – Compliance), Tania George (EA to Group Manager – Delivery and Operations), Cara Downie (Business Support Manager), Briar Macken (Manager – Strategy and Policy), Shayne Story (Team Leader – Policy and Bylaws), Tanya Proctor (Head of Infrastructure Strategy), Melissa Wood (Te Hiku Community Board Co-ordinator), Jeanette England (Team Leader – Assets & Project Review), Nicola Smith (Manager – Libraries & Customer Service).

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10:02am Kahika - Mayor Moko Tepania commenced the meeting with a karakia.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

APOLOGY

RESOLUTION 2024/3

Moved: Kahika – Mayor Moko Tepania

Seconded: Cr John Vujcich

That the apology received from Chicky Rudkin (Chairperson Kaikohe-Hokianga Community Board) be accepted and leave of absence granted.

CARRIED

3 NGĀ TONO KŌRERO / DEPUTATION

- Jeff Graham (NDHB Health Protection Officer: Te Whatu Ora) regarding Public Places Alcohol Control Bylaw Final Submission.
- Bill Gillanders regarding Public Places Alcohol Control Bylaw Final Submission and Noise Control.
- Pat Millar (Founder & Trustee: Operation Flotation Charitable Trust) regarding plans to roll out of flotation devices on New Zealand beaches.
- Sheena Ross and Clifford Morgan (Kai Korero o Ngati Korokoro Hapu) regarding Fluoride and Ko He Whakaputanga 1835 me te takahi Te Tiriti 1840.

4 NGĀ KŌRERO A TE KAHIKA / MAYORAL ANNOUNCEMENTS

- Waitangi Day – State Highways 1, 10 and 11 blocked with so many attending. Acknowledged all who came together and played host with so much manaakitanga (hospitality) including Far North District Staff who gave up their time on the Public Holiday to man the various tents: climate change, representation review, housing. A big mihi (thank you) to everyone who was involved.
Fortunate to get quite a bit of time with the Prime Minister who agreed on two points: a) Moko is the most handsome Mayor; b) Northland is the best district in the Country.
- Lunar phase is Orongonui – Rongonui = God of Peace (and Agriculture) – hopeful that this guides us through the meeting in a calm and peaceful manner.
- Great to be back in Chambers and with new monitor and sound. With the new set up we can invite our community to use this space also.
- Mullet Matters - grow a mullet to raise awareness and funding for Mental Health. Information on line: [The Mullet Matters 2024](#)

7.6 TEMPORARY ROAD CLOSURE - CRUZN THE BAYZ

Agenda item 7.6 document number A4521797, pages 69 - 78 refers.

RESOLUTION 2024/4

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Ann Court

That Council approve the proposed temporary road closure to accommodate the safe operation of Cruz'n the Bayz in Kerikeri.

CARRIED

CEO Guy Holroyd left the meeting at 10.58am and returned at 11.00am.

5.1 NOTICE OF MOTION - INTERIM SPEED MANAGEMENT PLAN FOR KERIKERI BAY OF ISLANDS

Agenda item 5.1 document number A4533330, pages 6 - 7 refers.

MOTION

Moved: Cr Anne Court

Seconded: Cr Steve McNally

That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule).

AMENDMENT

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Hilda Halkyard-Harawira

That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule) and that Council continue implementation of all the changes adopted Interim Speed Management Plan for Kerikeri – Bay of Islands (2023/151) at the 16 November 2023 Council meeting.

In Favour: Kahika - Mayor Moko Tepania, Kōwhai - Deputy Mayor Kelly Stratford, Hilda Halkyard-Harawira, Babe Kapa, Penetaui Kleskovic, Tāmati Rākena, and John Vujcich

Against: Crs Ann Court, Cr Steve McNally and Felicity Foy

Abstained: Cr Mate Radich

CARRIED

The amendment became the substantive motion.

RESOLUTION 2024/5

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Hilda Halkyard-Harawira

That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule) and that Council continue implementation of all the changes adopted Interim Speed Management Plan for Kerikeri – Bay of Islands (2023/151) at the 16 November 2023 Council meeting.

In Favour: Kahika - Mayor Moko Tepania, Kelly Stratford, Hilda Halkyard-Harawira, Babe Kapa, Penetaui Kleskovic, Tāmati Rākena and John Vujcich

Ordinary Council Meeting Minutes - **Unconfirmed**

8 February 2024

<u>Against:</u>	Crs Ann Court, Steve McNally and Felicity Foy	CARRIED
<u>Abstained:</u>	Cr Mate Radich	

At 11:40am Kahika - Mayor Moko Tepania adjourned the meeting.

At 12.14pm Kahika - Mayor Moko Tepania recommenced the meeting.

TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED**9 RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION 2024/6**

Moved: Kahika - Mayor Moko Tepania

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That the public be excluded from the following parts of the proceedings of this meeting. The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
8.1 - Confirmation of Previous Minutes - Public Excluded	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p>	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
9.2 – 11 Mathews Avenue, Kaitia	<p>s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

9.3 – Additional Funding Request Te Hiku Sports Hub	s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
<p>and that Kawiti Waetford Kaiwhakawhiti Reo Language Interpreter be allowed to remain and that Mark Osborne representing the Te Hiku Sports Hub, be allowed to remain in the public excluded part of the meeting for the purpose of a deputation and then removed from the proceedings.</p> <p style="text-align: right;">CARRIED</p>		
<p><i>Noted:</i> <i>Cr McNally left the Public Excluded meeting at 1.18pm</i> <i>Cr Radich and Kōwhai Stratford left the Public Excluded meeting at 1.27pm.</i> <i>Cr Radich joined the Public Excluded meeting at 1.29pm.</i> <i>Cr McNally and Kōwhai Stratford joined the Public Excluded meeting at 1.30pm.</i> <i>Cr Radich left the Public Excluded meeting at 1.30pm.</i></p>		

5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

6.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 6.1 document number A4532090, pages 8 – 20 refers.

<p>RESOLUTION 2024/7</p> <p>Moved: Kōwhai - Deputy Mayor Kelly Stratford Seconded: Kahika - Mayor Moko Tepania</p> <p>That Council:</p> <p>a) confirm the Minutes of the Council meeting held on 11 December 2023 as a true and correct record; and</p> <p>b) confirm the Minutes of the Extraordinary Council meeting held 18 January 2024 as a true and correct record.</p> <p style="text-align: right;">CARRIED</p>

8.1 COMMUNITY BOARD MINUTES - DECEMBER 2023

Agenda item 8.1 document number A4549900, pages 84 - 98 refers.

RESOLUTION 2024/8

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr John Vujcich

That Council note the following Community Board minutes:

- **12 December 2023 Te Hiku Community Board;**
- **13 December 2023 Kaikohe-Hokianga Community Board; and**
- **14 December 2023 Bay of Islands-Whangaroa Community Board.**

CARRIED

Cr McNally left the meeting at 1.34pm.

Cr Halkyard-Harawira noted conflict of interest in item 7.1 and left the meeting at 1.36pm.

6 NGĀ PŪRONGO / REPORTS**7.1 LEASE EXTENSION REQUEST AUPOURI NGATI KAHU TE RARAWA (ANT) TRUST**

Agenda item 7.1 document number A4520090, pages 21 - 43 refers.

RESOLUTION 2024/9

Moved: Cr John Vujcich

Seconded: Cr Ann Court

That Council:

- a) **approve a new ground lease to Aupōuri Ngāti Kahu – Te Rarawa Trust over Tangonge Domain, over 20,234 square metres being Recreation Reserve DP 108 Title NA530/132, located at 63 Bonnet Road, Kaitaia.**

The terms of the proposed leased shall be:

- **Term: 30 years (15 + 15)**
- **Rental: \$118 plus GST per year in conjunction with the Fees & Charges Schedule for 2023/24 and reviewed annually.**

- b) **approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.**

CARRIED

Cr Halkyard-Harawira returned to the meeting at 1.39pm.

7.2 NEW GROUND LEASE TO TE RARAWA RUGBY CLUB INCORPORATED OVER RARAWA MEMORIAL DOMAIN RECREATION RESERVE

Agenda item 7.2 document number A4520092, pages 44 - 52 refers.

RESOLUTION 2024/10

Moved: Cr Ann Court

Seconded: Cr John Vujcich

That Council:

- a) approve the commencement of public consultation process on the granting of a new ground lease to Te Rarawa Rugby Club Incorporated over part of the Rarawa Memorial Domain Recreation Reserve being Section 151 Block IV Ahipara SD, approximately 40,468 square metres, held in New Zealand Gazette 1979, page 1202 and Recreation Reserve held in Record of Title 308444, being of Lot 4 DP 366836, approximately 6010 square metres.

The terms of the proposed lease shall be:

- Term: 30 Years (15+15);
- Rental: As per FNDC Fees and Charges Schedule for a Community Lease;
- \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule;

with further conditions negotiated and agreed upon by the Group Manager Delivery and Operations, and Te Rarawa Rugby Club Incorporated; and

- b) appoint Te Hiku Community Board to hear any submissions received in response to the consultation process and to make recommendations to Council.

CARRIED

7.3 NEW GROUND LEASE TO HOKIANGA BOWLING CLUB OVER 61 CLENDON ESPLANADE, RĀWENE

Agenda item 7.3 document number A4520098, pages 53 - 59 refers.

RESOLUTION 2024/11

Moved: Cr John Vujcich

Seconded: Kahika - Mayor Moko Tepania

That Council:

- a) approve a new ground lease to be issued to Hokianga Bowling Club Incorporated, over approximately 2700.9m2 of land being Sections 153, 157 and 158 TN OF Rāwene, located at 61 Clendon Esplanade, Rāwene and vested in Far North District Council as recreation reserve.

The terms of the proposed lease shall be:

- Term: 15 years (5+5+5) – allowed for under the Reserves Act 1977
- Rental: As per FNDC Fees and Charges Schedule for a Community lease.
- \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC fees and Charges Schedule.

- b) approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.

CARRIED

7.4 NEW GROUND LEASE TO PLAYCENTRE AOTEAROA - RUSSELL PLAYCENTRE OVER 12 CHURCH STREET, RUSSELL

Agenda item 7.4 document number A4520144, pages 60 - 65 refers

RESOLUTION 2024/12

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Tāmāti Rākena

That Council:

- a) grant a new ground lease to Playcentre Aotearoa over the Local Purpose (Playcentre) Reserve being approximately 736 square meters of Lot 6 DP 7147, 12 Church Street, Russell, held in New Zealand Gazette 1984 page 3528 and vested in Far North District Council as Local Purpose Reserve.

The terms of the lease shall be:

- 30 years (10+10+10)
- Rental: as per FNDC Fees and Charges schedule for a community lease.
- \$118 plus GST for 2023/2024 and reviewed annually in conjunction with the FNDC Fees and Charges schedule.

- b) with further conditions negotiated and agreed upon by the Group Manager Delivery and Operations, and Playcentre Aotearoa.

CARRIED

Cr Court declared a conflict of interest in relation to item 7.5 due to the inclusion of information in the application related to an alcohol licence.

7.5 TEMPORARY ROAD CLOSURE - MANGŌNUI WATERFRONT FESTIVAL

Agenda item 7.5 document number A4520935, pages 66 - 68 refers.

RESOLUTION 2024/13

Moved: Cr Felicity Foy

Seconded: Cr John Vujcich

That Council approve the proposed temporary road closure to accommodate the safe operation of the Mangōnui Waterfront Festival.

In Favour: Kahika - Mayor Moko Tepania, Kelly Stratford, Felicity Foy, Hilda Halkyard-Harawira, Babe Kapa, Penetaui Kleskovic, Steve McNally, Mate Radich, Tāmāti Rākena and John Vujcich

Abstained: Cr Ann Court

CARRIED

NOTED: Far North District Council noted the significant contribution by the late Mr Stuart Russell to this Festival and Council's thoughts are with his family at this time.

7.7 APPOINTMENT OF INDEPENDENT HEARINGS COMMISSIONER

Agenda item 7.7 document number A4544796, pages 79 – 83 refers.

RESOLUTION 2024/14

Moved: Cr John Vujcich

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council appoint Mr Simeon McLean and Mr Pat Killalea to the Council's list of approved Commissioners, pursuant to section 34A of the Resource Management Act 1991.

CARRIED

Cr McNally returned to the meeting at 1.58pm.

7 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

8.2 COUNCIL OPEN RESOLUTIONS UPDATE FEBRUARY 2024

Agenda item 8.2 document number A4546485, pages 99 – 118 refers.

RESOLUTION 2024/15

Moved: Cr Ann Court

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council receive the report Council February 2024 Open Resolution Report.

CARRIED

NOTED:

- *Cr Ann Court: Updates are required on: 1) Stormwater at Turner Centre – an appointment to be made in Council on this; 2) Otawere Dam; and 3) Rangitoto Reserve Mangōnui – tail end of Rangitoto Reserve.*
- *Kowhai Deputy Mayor Kelly Stratford: Commended the prompt work in regard to decommissioning the Dam and noted the input by CEO, staff, and Des Mahoney. Cr. Vujcich supported Deputy Mayor Stratford's comments.*
- *Cr Foy: Housing for the Elderly needs to be added.*

.8 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

At 2.06pm Kahika – Mayor Moko Tepania closed the meeting with a karakia.

9 MEETING CLOSE

The meeting closed at 2.07pm.

The minutes of this meeting will be confirmed at the Ordinary Council Meeting held on 14 March 2024.

.....
CHAIRPERSON

6 NGĀ PŪRONGO / REPORTS

6.1 OPTIONS ANALYSIS FOR FINANCIAL CONTRIBUTIONS

File Number: A4528387

Author: Nadine Hopkins, Senior Policy Advisor

Authoriser: Roger Ackers, Group Manager - Planning & Policy

TAKE PŪRONGO / PURPOSE OF THE REPORT

To seek approval to develop a chapter on financial contributions in the District Plan.

WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

- Collecting financial contributions is a way councils can collect funding from developers. This does not replace a Development Contributions Policy.

Update on Development Contributions Policy work

- In December 2021 the governing body approved development of a Development Contributions Policy as part of the 2021 Long-Term Plan process due to a concern about lack of funding to pay for infrastructure requirements.
- To develop a Development Contributions Policy, a strong evidence base with reliable data is needed to determine what proportion of capital expenditure projects incurred by council are related to (or caused by) growth, as opposed to the part of the projects which just relate to maintaining service levels.
- Identification of potential growth projects to date are primarily for waters assets and possibly some roading assets/transport projects. Of these, it is necessary to assess how much of these is growth-related. In 2023, the three waters legislation meant that those assets were to be transferred out of Council's control and Council could not charge development contributions for them.
- The repeal of the three waters legislation in mid-February 2023 will now allow Council to collect development contributions for three waters. Work can now progress on a Development Contributions Policy for three waters assets.
- Work is ongoing to support a Development Contributions Policy, including asset management systems being created and spatial planning.

Financial Contributions as another method to consider – does not replace a Development Contributions Policy.

- Collecting financial contributions is another way funding from developers can be collected by Council. This does not require growth data and the purposes for collecting financial contributions are broader than development contributions. These are collected under the Resource Management Act 1991.
- Collecting financial contributions does not mean a council cannot also charge development contributions provided they do not double dip. Approximately 61% of councils nationwide can collect a mixture of both.
- Currently, Council does not collect development contributions and has very limited ability to collect financial contributions through the operative District Plan.
- The Proposed District Plan does not include a chapter on financial contributions. There is a potential opportunity for Council to include this chapter through a plan variation to the Proposed District Plan, but timeframes are very tight to do so.

- Financial contributions generally address the direct impacts of a particular development. The purpose is to help pay for measures that will avoid, remedy, or mitigate adverse effects on the environment, or offset/compensate adverse effects in some other way.
- The definition of 'environment' is broad and includes people and communities.
- Financial contributions can be used to address the increased demand development can place on infrastructure.
- Financial contributions can be a contribution of money, land, or a mixture of both.
- Approximately 95% of councils nationwide collect either development contributions, financial contributions, or a mixture of both. Only 3 councils do not have the ability to collect anything.
- Collecting financial contributions is a method which enables Council to collect funding from developers. This does not replace a Development Contributions Policy.

TŪTOHUNGA / RECOMMENDATION

That Council approve the development of a draft financial contributions chapter which is to be incorporated into the District Plan through a plan change after the Proposed District Plan becomes operative.

1) TĀHUHU KŌRERO / BACKGROUND

Council has a significant role in developing, maintaining, and operating local infrastructure such as roads, three waters infrastructure, local parks and recreation facilities including community facilities.

Development, subdivision, and use of land creates demand for additional infrastructure such as for water supply, wastewater, and stormwater disposal, roading, open spaces and community facilities, and can create other adverse effects on the environment. For the Far North district these costs are primarily met from rates revenue, which puts the development costs onto the community. Some larger developments are subject to development agreements where conditions are negotiated, and the developer meets some of the costs or completes works to address them.

Concerns about lack of funding to pay for infrastructure requirements and demands arising from development were identified in 2021 with the governing body approving development of a Development Contributions Policy in December that year. Council does not currently charge development contributions.

What is needed to charge development contributions

To require development contributions, Council must identify the amount that Council is planning to spend on new infrastructure to address growth needs. Best practice growth planning is via spatial planning.

Reports obtained in mid-2023 identified the requirements Council needs to meet to progress a Development Contributions Policy and growth planning. These concluded that:

Depending on the sort of asset involved, the evidence to support a Development Contributions Policy generally includes (but is not limited to) growth demand evidence, capital works plan identifying growth-related projects, and information to enable the allocation of project costs to growth, renewal and level or service upgrades (or meeting standards).

A gap analysis identified that it is currently possible for Council to collate the necessary growth planning information and evidence to support a Development Contributions Policy for three waters and possibly some roading assets and projects. Of these, it is necessary to assess how much is growth-related.

In 2023, the three waters reform legislation meant Council was not able to require development contributions on three waters assets. Instead, Water Infrastructure Contributions would have been set and administered by Wai Tāmaki ki Te Hiku.

However, the three waters legislation was repealed on 17 February 2024, with new laws to be passed about the delivery of water services, including the use of a council-controlled organisation. Subject to any other legislative changes, staff can now progress work on a Development Contributions Policy for three waters assets and any other projects which are growth-related. Staff will advise Council if any later legislative changes affect Council's ability to collect development contributions.

Work is ongoing by different departments, the outcomes of which would help support, and contribute to the development of, a Development Contributions Policy, including:

- Asset management systems being created, which would provide evidence about the assets, capacity and demand.
- Spatial planning, which provides growth demand evidence.

Financial contributions are an additional option

Another option to address funding concerns to pay for infrastructure requirements and demands arising from development is through collecting financial contributions under the Resource Management Act 1991 (**RMA**). Financial contributions do not need to be linked to growth but must fit the purpose of the RMA to achieve sustainable management. Exploring alternative funding options supports the response referred to in the Long-Term Plan 2021-2031 to continue to optimise the way Council funds infrastructure needs. In order to collect financial contributions, the required provisions must be included in a district plan.

The operative Far North District Plan only allows Council to collect financial contributions for esplanade reserves and limited car parking purposes. The Proposed District Plan (**PDP**) does not include a chapter on financial contributions. By not having a chapter on financial contributions, this will limit the ability for Council to obtain funding from developers to address adverse effects or issues which arise from additional demands on infrastructure that development creates. Councils only option will be to impose conditions of consent, which is reflective of the current status quo.

Limited window of opportunity to collect financial contributions as part of the Proposed District Plan process

Council has a limited opportunity to include a financial contributions chapter as a variation to the PDP. To fit in with the PDP process and other minor variations to be notified for the PDP, Council needs to publicly notify the financial contributions chapter by the end of July 2024. Incorporating a chapter on financial contributions through this process is a more efficient and cost-effective process than completing a plan change at a later date. However, it may not be feasible to complete the work in this timeframe.

If Council misses that timeframe any chapter on financial contributions would need to either be a separate variation or wait until the PDP becomes operative (late 2025/early 2026) and a new plan change initiated. Both options would come with additional costs and further delays. More detail on this is under *Timelines* below.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

Staff have completed a research report describing the key issues and opportunities from collecting financial contributions. **Attached** is a copy of the report.

The report describes:

- issues which financial contributions may address, and
- how financial contributions can be calculated and collected.

The report makes recommendations to ensure if Council does collect financial contributions the approach taken:

- meets the purposes of the RMA,
- is transparent, consistent, and equitable, and
- considers effects on development, developers, the community and Māori as well as the effects created by development and how climate change may impact on this.

Impacts and issues

Impacts and issues for the Far North District from increased demands on infrastructure from development include:

- Creating strain on aging three waters infrastructure and assets which:
 - are prone to failure and breakage,
 - cannot meet existing demand,
 - has no, or very limited, capacity for future demand, and/or
 - does not comply with existing resource consents.
- Increased use of local roads causing:
 - traffic congestion,
 - more requests for repairs and road sealing, and/or
 - increased costs associated with maintenance needs for roads.
- Lack of sufficient open space or recreational facilities for the community.

Collecting Financial Contributions

Financial contributions generally address the direct impacts of a particular development for the purpose to help pay for measures that will avoid, remedy, or mitigate adverse effects on the environment, or offset/compensate adverse effects in some other way. The definition of 'environment' is broad and includes people and communities.

Financial contributions can be a contribution of money, land, or a mixture of both.

Approximately 95% of councils nationwide collect either development contributions, financial contributions, or a mixture of both. Only 3 councils do not have the ability to collect anything.

For Council to collect financial contributions, the District Plan must include a chapter covering the rules which apply. There is an opportunity for Council to include this chapter as part of the PDP process by completing a plan variation.

Council can still enter into development agreements if there is also the ability to charge financial contributions. The rules about financial contributions can be prepared to operate in such a way to complement or provide alternatives for Council and developers to negotiate a development agreement. Financial contributions would also provide a default or back stop position if agreements with developers cannot be reached.

The amount Council could collect depends on the methods used. Different methods include:

- Fixed amounts per new lot or separately rated unit, adjusted annually. This could be based on the value of existing assets.
- Cost recovery models which depend on the cost involved in upgrading relevant infrastructure to meet the demands from the development.
- Taking an amount based on the value of the new lot or unit created (for example 4%).

Potential Impacts on Māori and whenua Māori

The inclusion of financial contributions and financial contributions policy must support the principles to Te Ture Whenua Māori Act 1993 which includes facilitating the development and utilisation of whenua Māori land for the benefit of the owners, whānau, and hapū.

As part of identifying potential impacts and issues, staff have reviewed 16 iwi and hapū management plans for iwi and hapū in the Far North and undertaken research on this issue. Impacts identified include:

- Development of whenua Māori may be constrained by both lack of proper infrastructure and cost. Charging financial contributions could increase those costs.
- Concerns that the ratepayers and future generations are bearing the financial burden for developments as developers have not paid for the full and real cost of providing infrastructure and services to new development.
- If contributions are to be paid, there should be a range of tools to exempt or waive payment, or reduce the amount, which may apply to iwi economic development.

Other councils allow for a discount or waiver to pay development or financial contributions for developments on whenua Māori, such as:

- Western Bay of Plenty District Council allows for a deduction for papakāinga with a charge based on one household equivalent for the first dwelling on the site, and then a 100% deduction for additional dwellings up to a maximum of 10 dwellings.
- Auckland Council does not charge contributions for reserves for not-for-profit developments on whenua Māori due to much of Auckland's parkland previously being Māori land.
- Christchurch City Council has a development contributions rebate scheme where certain developments on whenua Māori do not pay contributions.

OPTIONS

Options are as follows:

Option One: Develop Financial Contributions to be in a Far North District Plan (Recommended Option)

Staff undertake the work needed to develop a chapter on financial contributions to be included in the district plan (including through any variation to the PDP).

BENEFITS	RISKS
<p>Environmental:</p> <p>Provides ability to address potential impacts on the environment and infrastructure created from development.</p> <p>Economic:</p> <p>Shifts financial burden of costs to Council to fund infrastructure needs arising from development or adverse environmental effects from ratepayers to the developer.</p> <p>May encourage more and provide more certainty for development agreements.</p>	<p>Environmental:</p> <p>N/A</p> <p>Economic:</p> <p>May be a barrier to development occurring and increase costs of housing.</p> <p>Where financial contributions are collected and need to be spent on new infrastructure, there may be additional ongoing maintenance costs incurred by Council for the life of that new infrastructure.</p> <p>Social:</p> <p>May be low public appetite/reputational risk from putting additional costs onto development with developers used to not having to pay them.</p>

<p>May open more areas for development if there are funds to pay for necessary upgrades or renewals of infrastructure.</p> <p>Social:</p> <p>Better infrastructure including more open spaces improves wellbeing for communities.</p> <p>Cultural:</p> <p>May support or enable development on whenua Māori by funding infrastructure needs.</p>	<p>Cultural:</p> <p>May put additional costs onto development occurring on whenua Māori.</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------

Implementation of Option One can occur either as part of the PDP process, or after the PDP becomes operative

Timelines to implement Option One are:

- Option 1A, which is to develop financial contributions to fit in with the PDP process as a plan variation, or
- Option 1B, which is to develop financial contributions as a plan change to occur after the PDP is operative.

A summary of these timeline options is below.

Option Two: Status quo/Do nothing: Do not develop financial contributions to be included in the Far North District Plan

Staff do not undertake the work to develop a chapter on financial contributions to be included in the district plan (including through any variation to the PDP).

BENEFITS	RISKS
<p>Environmental:</p> <p>N/A</p> <p>Economic:</p> <p>Allows development to continue without additional costs from local government.</p> <p>Social:</p> <p>No change means less political risk from public about concerns of Council imposing more costs on development.</p> <p>Cultural:</p> <p>Would not impose more costs on development of whenua Māori.</p>	<p>Environmental:</p> <p>Adverse effects on the environment from development and additional demand on infrastructure continues.</p> <p>Economic:</p> <p>Costs associated with adverse effects and demand from development met by ratepayers.</p> <p>Social:</p> <p>Infrastructure will only be upgraded or renewed in accordance with funding available from rates or central government. Loss of opportunity to enhance wellbeing to communities.</p> <p>With Council being one of the few in the country that does not collect funding from developers through contributions, reputational risk that the Council is not exploring other methods of funding for needs of the community.</p> <p>Cultural:</p> <p>Infrastructure needs for whenua Māori would continue as is. Loss of opportunity.</p>

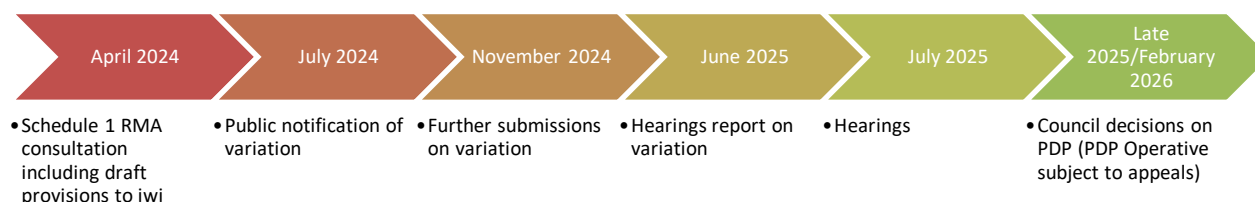
OPTIONS FOR TIMELINES

If Council wishes to develop a chapter on financial contributions, the timelines to this would be:

- a best case for it to meet the PDP, or
- if the PDP timelines are not met, there is still the ability for a plan change to occur later.

Option 1A: Plan variation to include financial contributions as part of the PDP process

If Council were to include financial contributions as a chapter in the PDP through a plan variation at the same time as other minor variations are to be notified for the PDP, the estimated timeline is below:



Benefits and opportunities of developing the chapter on financial contributions to fit in with the PDP timelines are:

- Fits in with current costs and resourcing for the PDP, with costs associated with the PDP including hearings already allocated as part of operational budget.
- More efficient process by combining this with other variations required for the PDP.
- Does not delay or change PDP timelines.
- May be more time/cost effective for the public to engage with it through one process, rather than multiple.
- Would become operative sooner – estimated adoption early 2026.

The issues and risks of doing so are:

- The variation process will need to be shortened with less engagement, including less engagement with iwi, in a tight timeframe undertaken prior to public notification of a draft.
- Less or minimal upfront engagement can be a reputational risk to the Council with no ability to build up public awareness.
- Tight timeframe to turn around work required means any slippage in time may lead to not meeting the PDP timelines or a delay the PDP. With the limited time, any changes or issues which arise as part of development of the chapter will mean a significant risk the timeline will not be met.

Council does have the other option of doing a separate variation, with a notification date of up to October if the required work could not be completed in time for a July notification. This would likely delay Council decisions for up to 2 months, require an extension of time from the Ministry of Environment, additional costs and place pressure on staff and the public with PDP hearings occurring at the same time.

Option 1B: Plan change after the PDP is operative (Recommended Option)

Alternatively, Council could include a chapter on financial contributions in the District Plan after the PDP becomes operative via a plan change.

Benefits and opportunities of developing the chapter on financial contributions to be a separate plan change (to occur after the PDP becomes operative) are:

- The focus would be solely on financial contributions and not the full PDP.
- Provides an opportunity to fully engage and consult with iwi partners and community stakeholder groups and build up public awareness.
- Time can be taken with drafting and subject any draft to more scrutiny.

The issues and risks of doing so are:

- It will be more costly and less efficient as a stand-alone plan change.
- A plan change will become operative later – estimated adoption late 2027 (assuming there will be appeals)
- Loss of efficiency for the public, with the public having to engage again for a later plan change.

If Council agrees with the recommendation, elected members will be updated on the progress of the development of a chapter on financial contributions at future PDP and financial contributions workshops in March. Council approval is required to notify the variation and timeframes and process can be discussed with Council during the development of the variation.

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION

There are two recommendations:

- to develop financial contributions to be in a Far North District Plan; and
- for the chapter and provisions to be including the District Plan via a plan change after the PDP is operative.

Council having the ability to collect financial contributions provides an additional form of revenue for funding. It moves the financial burden for additional demand placed on infrastructure and assets and adverse effects on the environment from development from being funded by rates, to being funded by the developers.

Including the chapter and provisions on financial contributions through a plan change after the PDP becomes operative:

- removes the risks associated with the tight PDP timelines, and
- allows the time for more consultation and engagement on any draft prepared and for it to be familiarised with the public prior to notification.

Next steps

If Council agrees with the recommendation, the proposed chapter and provisions on financial contributions would be drafted along with the required evaluation under s32 of the RMA. Consultation on the draft would be completed as per Schedule 1 of the RMA. A report back to Council will be required prior to the draft provisions being finalised for public notification.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

Developing a financial contributions chapter and associated requirements, including the evaluation required under s32 of the RMA is expected to cost approximately \$60,000.00. Costs for this would be met out of existing budgets for this financial year.

If financial contributions are to be included as a variation to the PDP, the costs associated with notification and the hearings would be part of the decision Council is to make about public notification of the draft chapter and falls into the next financial year.

If the approach is to include a chapter on financial contributions through a plan change after the PDP becomes operative, there will be additional costs including costs of hearing commissioners. Based on other plan changes, these costs may exceed \$100,000 depending on the level of complexity and

hearings requirements. As a plan change would occur much later (approx. 2027) these costs are subject to change).

ĀPITIHANGA / ATTACHMENTS

1. **Research Report Financial Contributions - January 2024 - A4539282** [!\[\]\(48a7667d09d5a06397e047ee4537bb6f_img.jpg\)](#) [!\[\]\(3df135a685d1b545c4fa64a5f3516545_img.jpg\)](#)

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

He Take Ōkawa / Compliance Requirement	Aromatawai Kaimahi / Staff Assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	In line with the Significance and Engagement Policy the recommendation to start developing a chapter on financial contributions will have little effect on financial thresholds, ratepayers, specific demographics, or levels of service. Therefore, at this stage in the development process the level of significance is low. As part of the next stage in notifying the proposal, it is expected the significance will be higher and additional consultation is required by Schedule 1 of the RMA.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	<i>Long-Term Plan 2021-2023:</i> supports the strategic response to asset management to continue to optimise the way infrastructure is funded. <i>Revenue and Financing Policy 2021:</i> the approach to funding capital expenditure to replace, upgrade or build assets to be funded from rates and borrowing will need to be updated to reflect any changes to funding options. <i>Climate Change Policy 2023:</i> policy for Council to remain alert to funding opportunities to reflect the significant financial implications of climate change adaptation and mitigation.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	Charging financial contributions is a District wide issue and so the views of Community Boards have not been sought for the decision in this report. However, the drafting of the chapter may identify a need for local or ward variation, and engagement and/or views of Community Boards sought as part of the development.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi.	Māori are landowners in the district including of whenua Māori and treaty settlement land. Any development which occurs on these may be affected if financial contributions are charged. Land owned by Māori is often complex with multi ownership structures and payment of additional costs may create a further barrier to implementing papakāinga or other development. However, having funds to put in infrastructure which would benefit whenua Māori or

	treaty settlement land would further enable development to occur on those lands, and shifts the financial burden away from the existing community. This should be an issue explored through further engagement. Further consultation with iwi through the Resource Management Act Schedule 1 process would occur as part of next steps.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities).	Some limited consultation and engagement has occurred to identify potential issues and opportunities. Further engagement will be required as part of drafting the chapter. Public notification is also required of the draft chapter.
State the financial implications and where budgetary provisions have been made to support this decision.	<p>Developing a financial contributions chapter and associated requirements, including the evaluation required under s32 of the RMA is expected to cost approximately \$60,000.00. Costs for this would be met out of existing budgets for this financial year.</p> <p>If financial contributions are to be included as a variation to the PDP, the costs associated with notification and the hearings would be part of the decision Council is to make about public notification of the draft chapter and falls into the next financial year.</p> <p>If the approach is to include a chapter on financial contributions through a plan change after the PDP becomes operative, there will be additional costs including costs of hearing commissioners. Based on other plan changes, these costs may exceed \$100,000 depending on the level of complexity and hearings requirements. As a plan change would occur much later (approx. 2027) these costs are subject to change).</p>
Chief Financial Officer review.	The CFO has reviewed this report.



HE ARA TĀMATA
CREATING GREAT PLACES
Supporting our people

Research Report

Financial Contributions

1 Purpose

To describe and discuss the key issues and opportunities of the Far North District Council (**Council**) having the ability to charge financial contributions.

2 Context and Situation

2.1 Background

Development, subdivision, and use of land creates demand for additional infrastructure such as for water supply, wastewater, and stormwater disposal, roading, open spaces and community facilities, and can create other adverse effects on the environment¹. For the Far North district these costs are primarily met from rates revenue, which puts the costs onto the community.

Impacts and issues for the Far North District from increased demand include:

- Creating strain on aging three waters infrastructure and assets which:
 - are prone to failure and breakage,
 - cannot meet existing demand,
 - has no, or very limited, capacity for future demand, and/or
 - already has issues complying with existing resource consents.
- Increased use of local roads causing:
 - traffic congestion,
 - more requests for repairs and road sealing, and/or
 - increased costs associated with maintenance needs for roads.
- Lack of sufficient open space, recreational or community facilities.

In this report unless stated otherwise:

- The use of the term 'development' also includes the subdivision and use of land.
- The use of the term 'developer' means the person or entity which undertakes any development.

2.2 Options to meet costs associated with impacts from development

Outside of rates or central government funding, funding options include collecting development contributions under the Local Government Act 2002 (**LGA**) and/or financial contributions under the Resource Management Act 1991 (**RMA**). Currently:

- the Council's Development Contributions Policy is that it does not collect development contributions. Further progress on a new Development Contributions Policy requires additional growth data,

¹ Environment is broadly defined to include ecosystems, people and communities, natural and physical resources (*Resource Management Act 1991 (RMA), s.2*).

- the Council can collect very limited financial contributions through its operative District Plan under Chapter 14. This ability will cease once the Proposed District Plan (**PDP**) becomes operative, and
- the PDP, which is to replace the operative District Plan, does not include any ability for the Council to collect financial contributions.

Further detail about funding methods is in section 5 below.

2.3 Council's role

Council provides and maintains local infrastructure: Council has a significant role in developing, maintaining, and operating local infrastructure such as roads, three waters infrastructure², and for local parks and recreation facilities including community facilities.

Council grants resource consents: Council as the regulator grants resource consents. Resource consent can be issued subject to conditions³, which can include the requirement for financial contributions⁴.

Local Government Act functions: Seeking financial contributions from developers to offset or compensate for the effects on the environment can support the purpose of local government and the wellbeing of communities.

3 Objectives and scope of the report

3.1 Purpose of research and objectives

The purpose of the research undertaken, and this report, is to inform a decision on whether to proceed with preparing a chapter and other necessary provisions to include financial contributions in a District Plan.

The research objectives are to cover:

- the impacts and adverse effects which arise from development for the Far North District,
- options to meet the costs associated with these and current methods in place for the Council,
- the legislative framework required to charge financial contributions
- how financial contributions can be calculated,
- approaches taken by other councils,
- potential impact charging financial contributions would have on development in the Far North District,
- potential impacts for Māori, and
- implementation considerations.

3.2 Structure of this report

This report covers:

Section 4	Relevant legislation about financial contributions, and how they compare to development contributions.
Section 5	What impacts from development are there for the Far North District and possible ways to fund the costs to address them.
Section 6	How financial contributions are used by other councils including methods to calculate them.
Section 7	Potential impact on Māori and development.
Section 8	Alignment and effects on other Council policies.

² As a result of central government's announcement to repeal the Three Waters legislation including the *Water Services Entities Act 2022*.

³ RMA, s.108.

⁴ Provided there are rules in the district plan about financial contributions.

Section 9	How financial contributions could be implemented in practice, potential amounts, and timelines.
Section 10	Conclusions, risks, and benefits.

3.3 In scope

The project will review and complete an initial analysis on:

- Infrastructure needs due to development in the district.
- The impacts from urban development/subdivision on local infrastructure (such as pressure on local open spaces) and how funding of infrastructure (as allowed for by financial contributions) can mitigate these impacts.
- Funding options and purposes Council could collect financial contributions for.
- Potential impact on development.

3.4 Out of scope

- Research and data to support a development contributions policy. However, information collected from that has been considered to help inform this report where relevant.
- Analysis of all funding types.
- A full evaluation and analysis of each of the methods, which would be required as part of preparing the draft chapter on financial contributions and public notification.⁵
- Full research and summary on additional policies required to support Council collecting financial contributions, such as any financial contribution policy.

4 Relevant Legislation

4.1 Resource Management Act 1991

The RMA⁶ allows councils to require developers to make financial contributions as a condition of a resource consent. Financial contributions mean a contribution of:⁷

- money; or
- land, including an esplanade reserve or esplanade strip (other than in relation to a subdivision consent), but excluding whenua Māori unless the *Te Ture Whenua Māori Act 1993* says otherwise; or
- a combination of money and land.

A local authority can make rules in a district plan about financial contributions for any class⁸ of activity apart from prohibited activities.⁹ The rules must specify the purpose it is required for, how the amount will be calculated, and when it will be paid.

Resource consents can include financial contributions as a condition of consent provided that:¹⁰

- the condition is imposed in accordance with the purposes specified in the plan or proposed plan, and
- the level of contribution is determined in the manner described in the plan or proposed plan.

⁵ Prepared under s.32 of the RMA.

⁶ As a result of the repeal of the Natural and Built Environment Act 2023 on 24 December 2023, the RMA continues to apply.

⁷ RMA, s.108(9). It is noted that financial contributions were to be phased out from 2017 pursuant to the *Resource Legislation Amendment Act 2017*, with collection to end by April 2022. However, the *Resource Management Amendment Act 2020* reversed this, and financial contributions can be included as a condition of consent provided the requirements of the RMA are met.

⁸ For example, for permitted, controlled, restricted discretionary, discretionary, and non-complying activities.

⁹ RMA, s.77E.

¹⁰ RMA, s.108(2)(a) and s.108(10).

Financial contributions can cover wide range of matters but must give effect to the purpose of the RMA

Financial contributions do not need to be linked to growth but must fit the purpose of the RMA to achieve sustainable management of the environment. The RMA specifically refers to one of the purposes to be *ensuring positive effects on the environment to offset any adverse effect*¹¹.

Financial contributions generally address the direct impacts of a particular development with the purpose to help pay for measures that will avoid, remedy, or mitigate adverse effects on the environment, or offset/compensate adverse effects in some other way.

There is considerable variation in how other councils have applied this. Some examples of the types or purposes include for:

- Meeting the additional demand placed on a district's assets (i.e. parks, open spaces, facilities) such as by:
 - creating, adding capacity to, or otherwise enhancing open spaces (including recreation areas, visual buffers, amenity areas),
 - giving public access to coastal areas, reserves, bush areas, or areas of special character, and/or
 - providing new, or upgrading existing, community amenities (such as libraries, community halls, leisure facilities, public toilets).
- Providing safe and convenient movement of vehicles (including bicycles) and pedestrians along roads affected by development such as by providing new, or upgrading existing, roading or transportation infrastructure.
- Maintaining sustainable and efficient infrastructure that meets the additional demands created by the development such as by providing new, or upgrading existing, water infrastructure (water supply, wastewater, stormwater).
- Protecting or enhancing amenities, habitats, ecosystems, landscape features and archaeological heritage or cultural values.
- Avoiding, remedying, or mitigating land use activity or subdivision/development impacts on sensitive parts of the natural and physical environment such as the requirement to plant tree canopies where there is a loss of trees as part of a development to address biodiversity loss and climate change issues.

4.2 Local Government Act 2002

Purpose of Local Government

Providing infrastructure (including three waters and roading), open spaces and community facilities plays an important part to the liveability and wellbeing of communities and contributes to the purpose of local government.

Financial and Development Contribution Policies

The Council must have a policy on development and financial contributions¹² which complies with the requirements of section 106 of the LGA.¹³

The LGA also sets out requirements for development contributions policies, which are outside the scope of this report. Development contributions can only be used for capital expenditure to address growth needs.¹⁴ Evidence of growth is required. The Department of Internal Affairs, in its guide on development

¹¹ RMA, s.77E(2).

¹² Local Government Act 2002 (LGA), s.102.

¹³ As at the time of this report, financial contributions are referred to as *environmental contributions* in the LGA due to the Natural and Built Environment Act 2023 (now repealed).

¹⁴ LGA, s.204.

contributions provides a comparison of financial and development contributions, which is reproduced as Table 1 below.¹⁵

Table 1 – Differences between development contributions and financial contributions

Development Contributions	Financial Contributions
Operate under the Local Government Act 2002	Operate under the Resource Management Act 1991
Can only be used by territorial authorities (including unitary authorities)	Can be used by territorial authorities and regional councils
Fully integrated with growth, asset management and financial planning	No required integration with asset management or financial planning
Imposed based on share of fiscal effect of growth for a development (past or planned capital expenditure related to growth, also allowing for cumulative effects)	Imposed based on the environmental effects of a development (allowing for cumulative effects). The environmental effects need not be related to growth
Imposed through a requirement to pay upon granting of a resource consent, building consent (or certificate of acceptance), or authorisation to connect to a service - but not a condition of the consent or authorisation	Imposed as a condition of resource consent or designation
Cannot be charged to the Crown	Able to be charged to the Crown, except for the Ministry of Education or the Ministry of Defence
Must be documented in the council's DCP	Must be in the District Plan or Regional Plan – and be summarised in the council's DCP
Objection process: <ul style="list-style-type: none"> Judicial review (policy adoption) Reconsiderations, objections, and judicial review (policy application) 	Objection process: <ul style="list-style-type: none"> Appeals (plan adoption) Objections and appeals (plan application)

5 What are the impacts from development that financial contributions could address?

5.1 How impacts were identified

Financial contributions are intended to address the impacts from a development and help pay for measures that will avoid, remedy, or mitigate adverse effects on the environment or offset the adverse effects in some other way. For this report, identification of these impacts has been from:

- discussions with staff (including from infrastructure, roading, resource consents, planning and finance),
- a desktop review of Council policies, existing research and reports, including work completed or underway by the Council as part of the long-term plan, development contributions, spatial plans, district plan, open space and community facilities strategies, and
- limited discussions with persons and entities involved in development.

5.2 Population growth projections

As populations grow and more development occurs, demand for services and infrastructure needs, and expectations, increases. The population in the Far North District is growing. As of 2023, the estimated resident population was 74,700 (based on Infometrics 2023 estimates). This is a 1.4% increase from the year earlier (2022).

¹⁵ *Guide to developing and operating development contributions policies under the Local Government Act 2020*, Department of Internal Affairs, pp. 20-21. Available from <https://www.dia.govt.nz/diawebsite.nsf/Files/Development-contributions-policies-guide/Sfile/Development-contributions-policies-guide-v2.pdf> (accessed 15 January 2024).

Population growth data from Infometrics provides for the projected population level, based on a medium growth scenario to steadily increase and peak around 83,000 in 2050 as shown in Graph 1 below.¹⁶

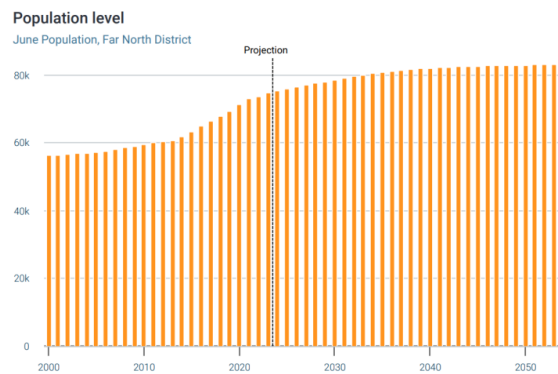


Figure 1 - Infometrics Graph, Population Level, Medium Growth Scenario, accessed 8 Jan 2024

Most of the population increase is in urban areas located throughout the district, with significant growth occurring in and around Kerikeri as shown in Graph 2 below.¹⁷ There are also communities with non-growth / declining populations.

Projected population growth, 2023-2050

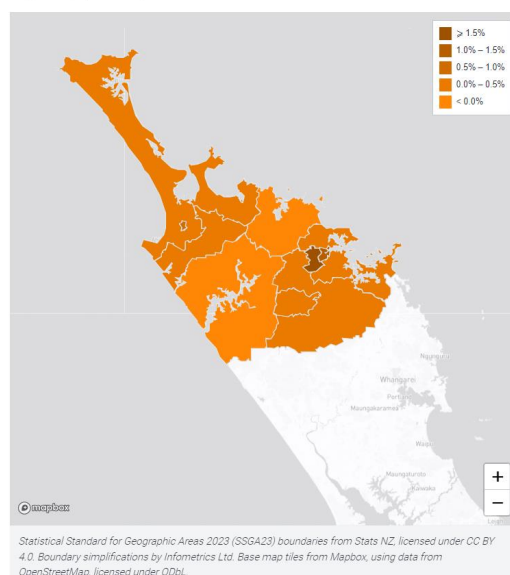


Figure 2 – Infometrics, projected population grown (medium) 2023-2050

The number of new lots consented from the between 2018 to 2023 indicates an upward trend as shown in Figure 3 below¹⁸.

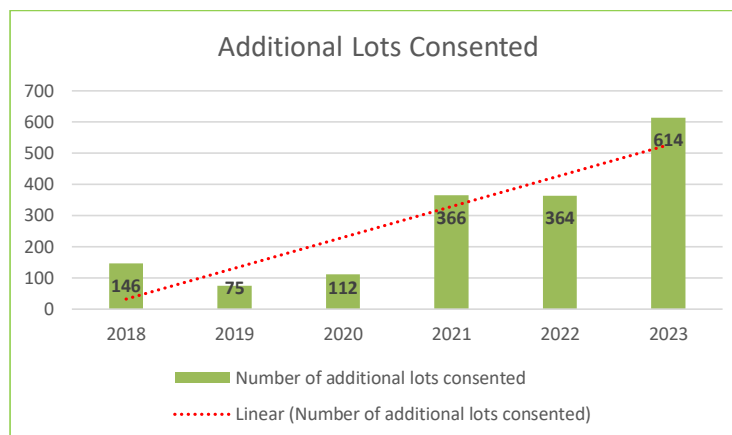


Figure 3 - Graph additional lots created based on resource consent data – year ending 30 June

As one lot can have more than one dwelling or unit on it, the below is a summary of the number of new dwellings consented, which includes apartments, retirement village units, townhouses, flats, and units.¹⁹ The below data is to year ending September. While there were less new dwellings consented in 2023 compared to the previous two years, there is still an upward trend of new dwellings being consented.

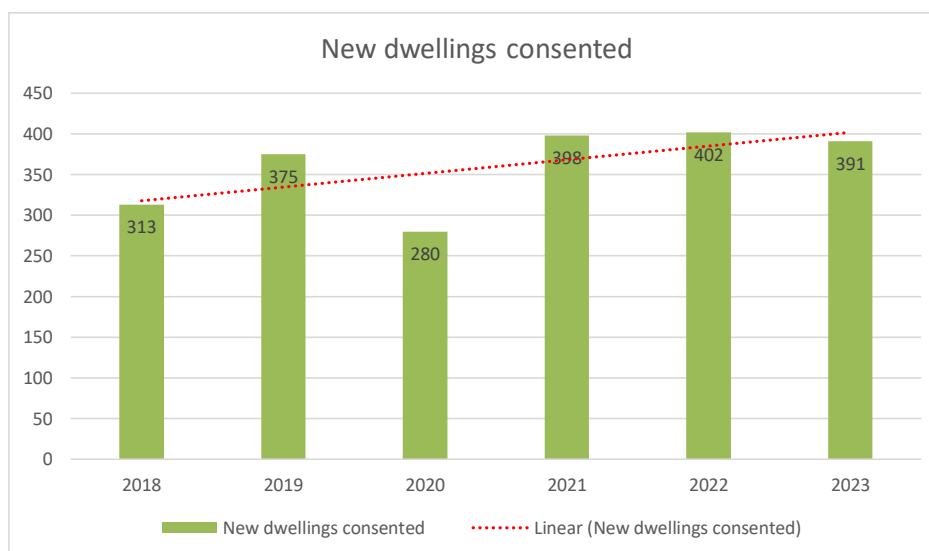


Figure 4 - new dwellings consented - year ending 30 September

¹⁶ Obtained from: <https://population.infometrics.co.nz/far-north-district/population-growth?compare=new-zealand>

¹⁷ Obtained from <https://population.infometrics.co.nz/far-north-district/growth-areas>

¹⁸ Based on raw resource consent data and number of new lots consented. This does not mean these are the number of new lots created each year as the consents may not be implemented immediately.

¹⁹ Building Consents Issued: September 2023, Stats NZ, access from <https://www.stats.govt.nz/information-releases/building-consents-issued-september-2023/> (accessed on 15 January 2024).

5.3 Summary of impacts and arising issues

The following sorts of impacts and issues arising from development are identified as:

- Increased housing numbers and more developments are leading to additional strain on existing infrastructure.
- Development is not evenly spread but more concentrated on the east coast.
- Demand and issues arise not just from large scale developments, but also from the cumulative effect of multiple smaller developments occurring in the same area.
- Existing infrastructure does not have enough capacity for new connections to be made.
- Existing developments have occurred in places where there is a lack of suitable infrastructure meaning future developments face constraints (i.e. no wastewater infrastructure).
- Some communities do not have enough parks or open spaces for the population, or the ones that are there are not in the right place.
- Increased road use leading to more traffic congestion, safety issues, and wear and tear on roads.
- As more assets are vested in the council from development, this puts more costs on the council to maintain and repair them. The additional rates from new lots created does not meet the additional maintenance and repair costs.
- Expectations from communities for higher levels of service.
- Insufficient social infrastructure. Increased demand on this social infrastructure (such as schools) can also have a flow on impacts such as:
 - on road congestion surrounding schools where the school roll increases, and
 - on infrastructure requirements where new schools are needed.

These impacts can adversely affect the environment due to:

- Existing infrastructure not meeting demand or is not suitable,
- in the case of stormwater, create risks to communities and the environment from flooding, erosion, and pollution,
- in the case of wastewater, create risks to communities and the environment from pollution, and
- in the case of water supply be a health risk to communities, or safety issue if water supply and flow rates are not sufficient for firefighting purposes.
- Increasing use means existing communities may end up with reduced or insufficient levels of service, such as access to open spaces or have reduced mobility with increased use of local roads,

5.4 Infrastructure capacity and challenges

Long-Term Plan 2021-2031 identified issues with infrastructure for the Far North

The Long-Term Plan (LTP) provides that:

- infrastructure such as three waters and roading is the platform on which community wellbeing is built,
- managing these assets is a significant challenge with some assets facing compliance issues due to age and demand, and
- rates increases above inflation would be required every year to meet the rising costs of providing infrastructure, and that it was not possible to maintain current levels of service without significant capital and operating expenditure.

The LTP also identified the need to provide an appropriate range of active and passive recreation and leisure opportunities such as playgrounds and reserves as part of Council's vision of 'Creating Great Places'.

Three waters infrastructure

With the anticipated repeal of the three waters legislation²⁰ water infrastructure and services remain in the control of local government. Central government have indicated it will introduce new legislation about three waters in February 2024. Based on policies communicated prior to the 2023 election, it is anticipated this will follow the *Local Water Done Well Plan*²¹ which provides for:

- drinking water, stormwater, and wastewater to remain in local control,
- requirements for strict water quality standards, and
- requirements for councils to invest in the ongoing maintenance and replace of vital water infrastructure.

As a result, three waters infrastructure is considered as part of this report. It is noted that work on growth data for three waters infrastructure to support a Development Contributions Policy in some areas experiencing growth has been completed. If this infrastructure is to be funded from development contributions, then financial contributions cannot be collected for the same purpose²².

Issues with three waters infrastructure includes aging infrastructure and assets which:

- are prone to failure and breakage,
- cannot meet existing demand,
- has no, or very limited, capacity for future demand, and/or
- does not comply with existing resource consents.

The Council has 17 wastewater plants and 9 water treatment plants which is one of the highest numbers of installations per population nationwide. The high number and their geographic spread means maintenance and upgrading work is less efficient and costs more.

Even with targeted rates based on the scheme, for smaller communities the funds received from targeted rates are needed to meet ongoing maintenance and works to meet new standards and there is not enough available funding to complete upgrades to accommodate more demand.

Roading network

Roading is critical to the Far North with the management of roading being a core function of Council.

Relevant issues for roading include:

- The main towns in the Far North, apart from Kerikeri, are accessed from the State Highway network which is owned and operated by NZTA/Waka Kotahi.
- The District has a road network of 2,509km long, of which 1,598km (64%) is unsealed.
- Council owns and manages approximately \$1.9 billion²³ of transport assets including the Hokianga Ferry.
- The roading network includes approximately 480 one lane bridges.
- Some bridges are not fit for use by larger vehicles.

While roading for the Far North district receives a high level of funding from central government, that funding in this current Long-Term Plan cycle is required for repairs for the storm damaged roading network.

The main impact from development on the roading network is an increased number of vehicle movements.

This leads to issues such as:

- traffic congestion,
- traffic safety issues with roading or intersection upgrades needed,

²⁰ As announced on 14 December 2023 – see <https://www.beehive.govt.nz/release/government-repeal-three-waters-legislation#:~:text=%E2%80%9CThe%20Bill%20will%20also%20disestablish,in%20setting%20up%20this%20body.>

²¹ Refer to:

https://www.national.org.nz/local_water_done_well#:~:text=It%20will%20ensure%20that%20drinking,of%20their%20vital%20water%20infrastructure (accessed 15 January 2024).

²² LGA, s.200.

²³ Replacement value as at June 2023.

- more wear and tear on roads leading to increased requests for service and maintenance requirements, and
- higher use of unsealed roads leading to increased dust and complaints from owners. Traffic on unsealed roads impacts nearby residents and can affect their health and homes from the dust.

When developers vest new roads in Council as part of a new development, Council is required to fund the ongoing maintenance costs for the new roading asset. Generally, where a developer builds a new road for a development of nine lots/households or more the road must be sealed, or an existing road may need to be sealed. Council is required to complete a 'second-coat' seal of that new road/new seal within 2 – 3 years which is paid for by the Council and not from any central government funding. The additional rates received from any new development is not enough to meet the ongoing maintenance costs or the costs of the second seal.

Open spaces, recreation, and community facilities

Open spaces cover a wide variety of parks and recreation areas. Open spaces contribute to community wellbeing and may be enjoyed by locals and visitors alike.

The development, protection and growth of open spaces, and improvements to the quality of these, is increasingly important. Open spaces also:

- are key contributors to cultural, ecological, environmental and amenity values,
- provide connectivity and pedestrian/shared path transport networks, and
- provide ecological corridors and networks.

Initial research undertaken for the development of the Open Spaces Strategy indicates that a number of towns in the Far North do not have enough open spaces for the community due to:

- insufficient space being available,
- a lack of suitable playground equipment, and/or
- poorly located (i.e. children need to cross a busy road to get there from residential areas, park located in unsuitable areas or with limited access).

Population growth, residential intensification, changes in community expectations and needs, competing uses for spaces, and economic and tourism opportunities all affect open spaces. With residential intensification, including subdivision of large productive land holdings, there are fewer larger sections and vacant land that provide for local recreation areas.

Recreation and community facilities include:

- halls,
- facilities like sports grounds and courts,
- playgrounds,
- public toilets,
- cemeteries, and
- libraries.

Based on an inventory completed in 2021 as part of the Far North Places and Spaces Plan, there was:

- approximately 145+ play, active recreation and sport sites across the district in a mixture of Council, crown (such as school) and private ownership.,
- 23 council owned playgrounds, and
- 24 community halls of which 19 are owned by Council.

In addition, there are:

- 6 libraries and one mobile library,
- 11 council-maintained cemeteries, and
- 70 public toilets.

Community facilities contribute to the wellbeing of communities by providing for recreational and social opportunities, opportunities for learning and economic development, attract visitors and provide for community needs. Of the facilities in the Far North District, some are fit for purpose and meet the existing

needs of the community. Some of them are not and require substantial investment to refurbish or renew to make them fit for purpose. Work ongoing for a Community Facilities Strategy will cover this further.

An increase in the number of residents and visitors to the area can create additional demand on these facilities. This can mean existing users have less access to these facilities.

Climate change creates additional challenges

Climate change and resilience for infrastructure is an identified concern. Investment is needed to ensure not only that assets can meet the necessary levels of service for existing and future communities, but also to be resilient to disruption including from natural hazards and climate change related issues such as severe weather events.

Upgrades made to stormwater infrastructure take into account climate change issues with greater capacities being built into the system however this increases the cost. More demand on these from development further increases cost.

Climate change and sea level rise may also mean that open spaces and community facilities located in at risk areas are not suitable for use by communities, or significant upgrades are needed to make them suitable. This may reduce the amount of open space or community facilities available, or renewals and upgrades to meet demand from development would need to take these risks into account.

5.5 Methods available to address impacts and issues

The following table sets out possible options (apart from central government funding) to fund infrastructure and address issues which arise from development, and the current approach of the Council for each of those options.

Table 2 - Funding Options

Option	Council's use/approach
Targeted rates based on areas of benefit/ catchment.	Targeted rates are currently used for water infrastructure schemes based on the area of benefit.
Funding from development contributions.	Not collected.
Funding from financial contributions.	Currently limited to the following circumstances: ²⁴ <ul style="list-style-type: none"> - To provide for esplanade reserves, esplanade strips and access strips, collectively known as esplanade areas, upon subdivision. - For the costs of providing non-residential car parking (where that is not provided by the developer) to service the proposed subdivision or activity. <p>Over the last five years, the Council has received land for esplanade reserves but has not received funds through this process. The PDP does not include these provisions, and once the PDP is operative there are no provisions which allow for financial contributions to be charged.</p>
The provision of land from developers for public use – this can be through the creation and vesting of roads or reserves.	Currently occurs as part of the resource consent process.
Development Agreements	Currently occurs as part of the resource consent process.

²⁴ Chapter 14 of the operative District Plan. Accessed from <https://www.fndc.govt.nz/files/assets/public/v/1/objectivedocuments/policy-and-planning-pol/district-plan/operative-plan-2009/14-financial-contributions.pdf>

Of the above, targeted rates, development and financial contributions all involve legal frameworks to be set up to enable them to be charged. Having those frameworks also provides methods of enforcement.

Providing land can also be a financial contribution²⁵. It may also form part of conditions of a resource consent for other reasons (such as the need for the developer to build roads which service the development internally and those roads become vested in council).

Development agreements are voluntary, customised arrangements and need to be negotiated between a developer and Council. More details about development agreements are below.

A council can use all or some of the above methods to fund infrastructure needs. Having one method does not mean that a council cannot also use another. It is important however that development and financial contributions are not required from the same development for the same purpose, and any policy and methodology to calculate contributions needs to make this clear.²⁶ Financial contributions should also not be collected for the same where a developer is undertaking works for the development (such as upgrading a road), unless they are being collected for a different purpose.

5.5.1 Development Agreements

Development agreements have been identified as an option for council to fund infrastructure needs, particularly for large developments. Although Council has entered into a few development agreements for large developments in the district within the last five years, they are not common and are more used for large scale developments.

Development agreements provide:

- the ability to negotiate issues wider than just financial contributions,
- may be more flexible than imposing financial contributions, and
- a more tailored approach by both the developer and the Council regarding demand created from the development and options to address adverse effects.

The Council having the ability to collect financial contributions does not exclude the use of development agreements. As part of drafting a chapter on financial contributions and/or policy, considerations can be given to circumstances where a development agreement is entered into and whether discretions would apply about how financial contributions would be charged. Where a District Plan provides guidelines to assess a financial contribution, the council may have discretion to reduce the contribution in appropriate developments.²⁷ A policy as to when or where the Council would enter into a development agreement and what they would cover would also assist, however that is out of scope for this report.

Based on feedback from staff, development agreements are resource intensive and require:

- Council to have staff and/or resources with the necessary authority and skill set to negotiate with developers,
- systems are in place to implement the terms,
- can take years to negotiate and sign off,
- may involve complex legal arrangements requiring specialist input,
- negotiations can be difficult where staff cannot justify the amounts sought or its position, and
- there can be a point where it may become uneconomic to continue to negotiate due to the resources needed.

Development agreements are a voluntary process for both parties and may be more effective for medium/large scale development including multi-unit and commercial or mixed-use developments where there is the need for specific infrastructure upgrades, or for developments where resource consent

²⁵ Such as land provided for an esplanade reserve.

²⁶ LGA, s.200(1)(a).

²⁷ While caselaw has found that there can be an element of discretion in a financial contribution policy, the regime should not be so overly discretionary that it removes certainty and increases the prospect of legal risk.

conditions need to be negotiated. They may be unsuitable and not cost effective for situations where the development consists of 1 or 2 new lots or in-fill type development.

Council having the ability to charge financial contributions creates a default position, and may entice more developers to instead seek to negotiate development agreements. Provisions requiring financial contributions and the amounts may also assist development agreements with providing a basis for negotiations.

6 Use of Financial Contributions by Other Councils

6.1 Nationwide

The majority of district, city and unitary councils can collect some form of contributions, with 70 (90%) of them having the ability to charge financial contributions in their district plan. Table 3 below provides a summary of these as at September 2023.

Table 3- Numbers of councils which collect financial and/or development contributions

Councils that can collect both Development Contributions and Financial Contributions	41*
Councils that can collect Development Contributions only	4
Councils that can collect Financial Contributions only	19 **
Councils that cannot collect any Development or Financial Contributions	3

* includes Whangarei District Council and Kaipara District Council

** includes Far North District Council

Of the councils which collect financial contributions, the assets covered by financial contributions is broken down as shown in Table 4 below (both number and as percentage of all councils which have financial contributions in their district plan):

Table 4 - Asset types

Asset Type/Purpose	Number	%
Roading/parking	47	67%
Water Supply	40	57%
Wastewater	40	57%
Stormwater	38	54%
Reserves	36	51%
Community Facilities	17	24%
Ecological/heritage	16	23%

A detailed summary was prepared by MorrisonLow in September 2023 which sets out which council charges financial contributions for what sort of asset. A copy of that summary is reproduced in Schedule 1.

6.2 How financial contributions can be calculated

Methods to calculating financial contributions vary across New Zealand and any approach needs to be one which fits the Far North. The approach to set the level should be transparent, certain, and meet the purpose of the RMA. Approaches taken to calculate financial contributions by other councils include:

- A fixed amount per new unit or lot, where each new unit or lot created is charged a fixed amount.
- A fixed amount per hectare of land which is subject to the development.
- An amount based on value of the new lot or unit created.
- An amount based on the value of the assets and number of new lots or units created.
- A cost recovery model where the amount is calculated as:
 - an amount equal to the value of the new services within the development area.
 - an amount equal to the value of connecting services within the development area.
 - the cost of the full value of upgrading or enhancing the affected infrastructure network.

This approach could also be based on the capital expenditure required, plus interest and an allowance for inflationary factors, less an estimate for the rates that would be paid by the creation of the new rating units.

- Through a development impact assessment which requires a detailed impact assessment to estimate the specific demands created by the development and determine the costs.

The above approaches may also apply different amounts or approaches to calculation of financial contributions by considering factors like the:

- location such as either ward or catchment based, or based on zoning or land use classifications, and/or
- type of development – residential, commercial, etc.

This type of approach recognises that adverse effects are different based on different types and locations of development.

A mixture of the above approaches can be used, with different methods of calculation used for different infrastructure or impacts caused by the development.

Schedule 2 covers off advantages and disadvantages of the above approaches.

6.3 Provision of land

The RMA allows financial contributions to also be by way of the provision of land. This is most common where the council receives land for reserves or open spaces. This is in addition to existing instances where developers are required to vest land in the Council such as for an esplanade reserve.

Where the council receives land, the following must be considered:

- whether it is suitable and fit for its intended purpose,
- its location, and
- whether it would create a financial burden due to ongoing maintenance needs.

Council does not have an open spaces strategy although work on that is currently occurring. As part of that strategy those parameters could be developed and could cover the necessary considerations about where, if land was to form part of the financial contribution, what criteria it would need to meet.

6.4 Financial contributions in lieu of developers doing the work

Financial contributions are often used for existing infrastructure directly associated or impacted by a new development. Developers will usually provide local infrastructure (such as roads) within a new development and the assets then vest with Council once it is completed to the required standard.

However, in situations such as:

- where there are multiple developments which may use or benefit from the work to upgrade, and/or
- where it is not fair or practical for one developer to provide local infrastructure ahead of others which may end up using it for their developments,

it may be best for Council to complete this local infrastructure and charge financial contributions to recover its costs.

Where financial contributions are imposed instead of a condition for a developer to do the work, the method used to calculate that would need to ensure costs are recovered from the work undertaken by Council.

6.5 Examples of approaches taken by other councils

The below is a summary of the approaches taken by the councils.

Northland Regional Council

The ability to collect financial contributions is in its 2016 Regional Plans but not in its Proposed Regional Plan (as of October 2023).

The Regional Policy Statement for Northland 2016 (updated 2018) which provides broad direction and framework for managing the region's natural and physical resources refers to the use of financial or development contributions in circumstances such as:

- To provide an environmental benefit or public benefit from activities arising from private use of the common marine and coastal area.
- Through the purchase of land which has outstanding natural features, landscapes, character and/or heritage values.
- To promote sustainability measures such as the efficient uses of water, energy, reduction in waste by providing rebates.

Whangarei District Council

Has the ability to collect financial contributions to ensure the person carrying out the activity meets the costs associated with addressing adverse effects arising from it, and uses them to provide additional capacity and meet the need for services and infrastructure within the district arising from the activity including for the:

- road network,
- water supply,
- wastewater,
- stormwater, and
- provision and development of reserves and community facilities.

Whangarei District Council calculates the amount the developer is to pay as the lesser of the following two approaches:

- a fixed charge approach for each category, which includes some variation depending on the catchment where the activity is located, or
- a calculation undertaken taking into account the costs of infrastructure upgrade required due to the development and the number of new units which will use that infrastructure.

Whangarei District Council also collects development contributions.

Kaipara District Council

Has the ability to collect financial contributions where it does not collect development contributions.

Kaipara District Council uses different methods to calculate the amount depending on the asset affected, based on:

- *Heritage*: the costs to reinstate or reestablish affected significant natural or heritage features, or to improve access and visibility.
- *Roading*: the number of additional vehicle movements generated per day taking into account the intended use of the lots and any seasonable fluctuations in traffic.
- *Reserves*: the size or value of the new lots.

- *Network facilities (sewerage, stormwater, water):* the costs associated with upgrading based on the number of additional connections needed.

South Waikato District Council

Has the ability to collect financial contributions. The amount charged is based on an approach where new subdivisions or developments are essentially buying into existing networks, and is calculated by taking into account:

- the value of the network/asset affected,
- the number of rateable units that are charged for use of that network or asset, and
- the number of new rateable units which will use that network or asset.

This is applied for:

- roading,
- water supply, wastewater, and stormwater in urban areas, and
- reserves.

A discount is then applied and reduces the level of the contribution in response to the level of development activity within its district.

South Waikato District Council also collects development contributions for water, wastewater, reserve and roading in Putāruru only.

Thames-Coromandel District Council

Primarily collects development contributions, but has the ability to collect financial contributions only for reserves and car parking. It includes options where:

- the amount to be charged is to be directly proportional to the cost of the work to remedy or mitigate the adverse effects; and/or
- is based on the cost of the land in the relevant area where a commercial or community activity in certain areas cannot meet its car parking requirements.

Western Bay of Plenty District Council

Has the ability to collect financial contributions to manage adverse effects on the community's water, wastewater, stormwater, transportation (including walkways/cycleways) and recreation and leisure infrastructure. Western Bay of Plenty District Council also collects financial contributions for the purpose of ecological protection.

The amount is calculated based on a mixture of:

- number of new lots or units created,
- per hectare of land developed,
- determining the impact on existing infrastructure generated by a typical household, and/or
- approved development programmes.

The actual dollar amount updated through the annual plan process and included in the fees and charges schedule.

Western Bay of Plenty District Council does not collect development contributions.

Timaru District Council

The proposed district plan includes provision for financial contributions to fund the additional demand on its infrastructure network and its assets as a result of subdivision, land use and development, and to ensure that development contributes to the costs associated with adverse effects on the environment.

Financial contributions are collected to meet the additional needs for public infrastructure that arise from the development/subdivision/activity including for:

- roading (including streetscape improvements, shared pathways, cycleways and walkways, vehicle parking, EV charging spaces, service lanes),
- utilities such as water supply, wastewater, stormwater),
- parks, reserves and open spaces, recreation facilities, community facilities and/or
- planting of indigenous vegetation.

Financial contribution amounts are set based on the sort of network or asset by using either:

- a cost recovery model for water, stormwater, wastewater and roading assets; or
- based on the value of a new lot for open space and recreation assets.

Timaru District Council does not collect development contributions.

Kāpiti Coast District Council

Financial contributions are only required by Kapiti Coast District Council where the provisions of their development contributions policy do not apply, or it does not address the type of adverse effects generated by the development. It uses a fixed charge approach model by setting out the amount charged per residential unit equivalent (**RUE**), which amount is subject to an annual CPI adjustment. The number of RUEs change depending on the type of development ranging from charges being the equivalent of 0.5 RUE to 4 RUE.

7 Impacts

7.1 Consultation and engagement

Staff have not undertaken formal consultation for this report. In obtaining views and identifying potential impacts and issues, some limited consultation and engagement has occurred, along with review of additional documentation to identify potential impacts as detailed below. Further engagement and consultation will be required as part of any plan variation or plan change process.²⁸

7.2 Impact on Māori and whenua Māori

Whenua Māori in the Far North

Approximately 49% of the population in the Far North District are Māori. Whenua Māori makes up approximately 17% of land in the Far North District. In addition, there is also Treaty Settlement Land (land returned to Māori ownership as part of treaty negotiations which is owned by the relevant iwi/hapū or related entity). Treaty Settlement Land and land in Māori title has been mapped as part of the PDP.

Preamble to Te Ture Whenua Māori Act 1993

The inclusion of financial contributions and financial contributions policy must support the principles to Te Ture Whenua Māori Act 1993.²⁹ These principles are to:

- recognise that land is a taonga tuku iho of special significance to Māori people,
- promote the retention of that land in the hands of its owners, their whānau, and their hapū, and to protect wāhi tapu, and
- facilitate the occupation, development, and utilisation of that land for the benefit of its owners, their whānau, and their hapū.

²⁸ For example, as part of the requirement to use the Schedule 1 RMA process for a plan variation or plan change.

²⁹ LGA, s102(3A).

Information reviewed

The purpose of development on whenua Māori is often for long term inter-generational whanau benefit rather than for profit. In considering potential impacts to Māori, the following was considered:

- Iwi and hapū management plans for iwi and hapū in the Far North. A full list of the plans reviewed is in Schedule 3.
- Auditor-General report from 2011 Government planning and support for housing on Maori Land³⁰.
- Approaches taken by other councils for whenua Māori when collecting financial or development contributions.

The purpose of the above review is to identify high level potential impacts which may apply to Māori and whenua Māori, rather than individual iwi or hapū impacts. This review is not to be considered to be in lieu of consulting with iwi and hapū. Consultation with iwi through the Schedule 1 RMA process would be required if a plan variation or plan change was to occur.

7.2.1 Iwi and Hapū Management Plans

A review of 16 iwi and hapū management plans for iwi and hapū in the Far North. Review considered:

- Express comments on financial or development contributions. The reason for including development contributions as part of this review is the effect of imposing additional costs on development (i.e. additional costs to be paid, infrastructure) is similar for both financial and development contributions.
- Comments on infrastructure needs.
- Comments on development needs and/or aspirations.

Of those management plans which referred to development needs or aspirations, the general themes included:

- A desire for the ability to develop whenua Māori and treaty settlement land.
- Concerns about expensive housing development policies that may restrict papakainga development.
- That proper infrastructure is essential to the community and must be put in place first.
- That a limitation for Māori in developing marae and papakainga is due to a lack of sufficient infrastructure connections and services.
- Concerns that the ratepayers and future generations are bearing the financial burden for developments as developers have not paid for the full and real cost of providing infrastructure and services to new development.
- For development undertaken by Māori to not be unnecessarily constrained by bureaucracy.
- If contributions are to be paid to have a range of tools to exempt or waive payment, or reduce the amount, which may apply to iwi economic development.

7.2.2 Auditor General Report 2011 – Housing for Māori

In 2011 central government completed a report on housing for Māori. This involved interviews with owners of whenua Māori.

The authors of the report identified that development and financial contributions were an additional extra cost which could be a reason for some developments not proceeding. Concerns and frustrations from those interviews also identified that Māori were unhappy being charged these when their land was already poorly connected, and (in the context of development contributions) they are seen as a tax on developers

³⁰ *Government planning and support for housing on Maori Land*, Office of the Auditor-General, August 2011. Available from <https://oag.parliament.nz/2011/housing-on-maori-land/docs/housing-on-maori-land.pdf> (accessed on 15 January 2024).

who will make a profit from there development, which is not something Māori housing developments fall into.³¹

7.2.3 Approaches taken by other Councils to charges relating to development on whenua Māori

Some councils exempt development on whenua Māori from paying financial or development contributions or include discounts or deductions on how that council charges financial or development contributions, for example:

Western Bay of Plenty District Council: allows for a deduction for papakainga with a base charge based on one household equivalent for the first dwelling on the site is charged, and then there is 100% deduction for additional dwellings for applications for a maximum of 10 dwellings.³²

Auckland Council: recognises additional costs associated with paying contributions creates an additional barrier for development on whenua Māori especially for papakainga and marae and operates a cultural initiatives fund for this. However, does not identify specific Māori development types as being exempt from paying contributions apart from not charging contributions for reserves for not-for-profit developments on whenua Māori due to much of Auckland's parkland previously being Māori land.³³

Christchurch City Council: has a development contribution rebate scheme where certain developments on whenua Māori do not pay contributions (for residential development and non-residential development for social or cultural purposes if located in a particular zone). This was to recognise the role council believes it has to encourage owners of Māori land to retain that land and to develop it in ways that benefit its owners, their whānau, and their hapū.³⁴

7.3 On development in the Far North District

7.3.1 High level impacts identified

Engagement with staff and research identified the following potential impacts on development:

- The extra cost to developers may result in a decrease in development occurring in the Far North, with smaller developments (i.e. 1 – 2 lots) most likely to disagree with having to pay additional amounts.
- Developers may pass on the increase in costs to purchasers, which may affect housing affordability.
- Unfair or inequitable situations may arise if local variation, or the type of development is not considered. For example, developments such as retirement villages where legal challenges have been raised on the basis that retirement village developments have lower numbers of residents per household and therefore impose less of a burden on council assets and infrastructure.
- Where Council does collect financial contributions, it needs to then do the work to put in the necessary infrastructure to enable or support development.
- Development may end up occurring in places where financial contributions are not collected, or the amount is less.

³¹ Government planning and support for housing on Maori Land, Office of the Auditor-General, August 2011. Available from <https://oag.parliament.nz/2011/housing-on-maori-land/docs/housing-on-maori-land.pdf> (accessed on 15 January 2024) at at 5.24 (p.70).

³² Refer to <https://www.westernbay.govt.nz/property-rates-and-building/district-plan-and-resource-consents/resource-consents/common-resource-consent-planning/dwellings-on-multiple-owned> (accessed 15 January 2024).

³³ Refer to <https://www.aucklandcouncil.govt.nz/plans-projects-policies-reports-bylaws/our-policies/development-contributions-policy/Documents/development-contributions-policy-2022-variation-a.pdf> (accessed 15 January 2024).

³⁴ Refer to <https://ccc.govt.nz/consents-and-licences/development-contributions/development-contributions-rebate-schemes#:~:text=This%20rebate%20scheme%20seeks%20to,of%20the%20Christchurch%20District%20Plan.&text=The%20Council's%20development%20contributions%20team,development%20qualifies%20for%20a%20rebate.> (accessed 15 January 2024).

7.3.2 Feedback from developers

Some early engagement has occurred with people and entities involved in development, including in development for Māori housing, and for social housing. The purpose was to discuss at a high-level potential impacts of Council collecting financial contributions on development, and what issues and opportunities arose. Workshops with developers as part of the Housing and Business Capacity Assessment occurring in February 2024 will inform any further development of the financial contribution provisions (if council chooses to proceed with including financial contributions).

While developers spoken to were familiar with and understood the concept of development or financial contributions, there is an expectation that if councils were to charge them, then those funds are used to provide or upgrade infrastructure and open spaces to support development occurring. A key constraint to development was referred to as the lack of investment in necessary infrastructure.

The main potential impact identified was that charging financial contributions will increase costs and may disincentivise or hinder new developments, particularly for not-for-profit developments such as social housing or papakāinga. This is particularly due to:

- additional costs can impact development financing,
- Northland has experienced the highest construction cost inflation in the last year with over 20% increase to per m² building costs³⁵. Transportation logistics and high interest rates also add to the increasing costs of development, and
- some towns in the Far North District already are not attracting much private market development as developers cannot make a profit – adding more costs will worsen this.

Discussions with the developers also highlighted the following which should be considered:

The amount to be paid:

- The amount should not be so high that it constrains development.
- Any other funding source received (such as central government funding) should be considered as part of whether financial contributions should be charged for the same asset.
- There is a concern it may increase costs of housing if developers were to pass on the cost.

How and when the amount is calculated and paid:

- The amount should be fair and reasonable.
- The amount to be charged should be known up front to enable the developer to work out costs.
- Payment of any contributions should be made by the developer before the development is signed off by Council³⁶ to stop surprises for the next purchaser.
- Given the nature and makeup of the district, a ward-based approach with different rules for different wards would be fairer.
- Caps on amounts are needed.
- For Council to have a discretion to approve exemptions and waivers (for example for whenua Māori developments, social, community and/or affordable housing, when a developer enters into a development agreement instead).

What amounts collected are used for:

- Funds received should be used for infrastructure needs directly related to the development they are collected from.
- To upgrade existing infrastructure and roading instead of building new infrastructure or roading.
- Provide for more open spaces to benefit residents who live in developments with smaller lots.
- That there is transparency for what the funds were used for.
- Funds received should be used in the areas most in need in the district.
- The priority should be for improving roads and three waters.

³⁵ Refer to <https://www.canstar.co.nz/home-loans/how-much-to-build-a-new-house-in-nz/> (accessed 15 January 2024).

³⁶ For example, as part of issuing the s224(c) certification under the RMA confirming conditions of the resource consent have been complied with.

Other ways to improve infrastructure or address adverse effects from development:

- Continue to use development agreements. Financial contributions (as well as development contributions) could operate as an “and/or” with development agreements where developers may prefer to enter into development agreements with the council instead. This also provides Council with a fallback position if an agreement cannot be reached.
- For some developments, particularly larger ones, it is better for the developer to create or build the infrastructure.
- Whether more targeted rates is a better approach for long term maintenance needs for infrastructure put in for that development (i.e. for open spaces or roads built as part of the development).
- To explore more central government funding options so infrastructure to support development can be built in areas where the population is not high enough to fund it from rates.

7.3.3 PDP submissions

As the PDP did not include a chapter on financial contributions, submitters were not prompted to comment directly on this. A small number of submissions received expressly referred to the need to charge financial or development contributions and the lack of infrastructure.

8 Alignment with other Far North District Council policies**8.1 Far North 2100**

Collecting financial contributions to address the impacts of development is consistent with the vision of *He Whenua Rangatira – a district of sustainable prosperity and wellbeing* from the Far North 2100.

8.2 Long-Term Plan 2021-2031

As part of the strategic response to asset management, it is to *continue to optimise the way infrastructure is funded and the way it is delivered*.³⁷ Further the Financing Strategy in the LTP adopted a ‘user pays’ policy through charging targeted rates, and consumption and user charges.

Funding from non-rates sources meets the financial strategy in the Long-Term Plan to provide infrastructure and services in a way that is affordable to the district’s ratepayers.

8.3 Revenue and Financing Policy 2021

Collecting financial contributions complies with the basic principles referred to in that policy to guide the assessment of fairness and equity in choosing funding sources. It supports the approach of the Council to use any other funding sources before rates and may also help keep rates increases and borrowing to be within the limits set in the financial strategy.

It does not comply with the principle for capital expenditure to replace assets to be funded from rates in the form of unfunded depreciation, or to upgrade or build new assets to be funded through borrowing. Instead, financial contributions would provide another source of revenue for the Council. Amendments may be needed to this policy to update any changes to funding or revenue sources.

³⁷ Long-Term Plan 2021-2023, p. 42.

8.4 Climate Change Policy 2023

Collecting financial contributions supports the directions of policy 13 of the Climate Change Policy to be alert to emerging funding opportunities. This is in recognition of the significant financial implications of climate change adaptation and mitigation.

8.5 Where changes or new policies are needed as part of implementation

A financial contributions policy as part of the Long-Term Plan will be required. The timeframes for this should mean that this occurs as part of, or at the same time that, financial contributions start to be charged. The method to calculate financial contributions and the financial analysis and inputs to the formula or model (including values) can be updated annually through Council's Annual Plan and/or Long-Term Plan processes to reflect changes in costs and timing of planned infrastructure. Depending on the approach taken, this may mean Council will need to undertake financial analysis and annual adjustments so amounts can be included in the appropriate plans.

Amendments to financial policies such as the Revenue and Financing Policy may be required to refer to the collection and use of any amounts received.

Current work on open spaces and community facilities strategies would need to consider how Council collecting financial contributions may need to be reflected in those strategies. Where the financial contributions is to consist of land which is intended to become open space for public, then policies will need to be in place about when that would apply and best used.

9 Implementation

9.1 How financial contributions are implemented in practice

Feedback from staff was for any method used to calculate the amount to be transparent and easy to understand. If Council collects financial contributions, implementation would require staff in resource consents, infrastructure, and financing teams to:

- Calculate and administer them. Methods of calculations which require valuations or assessments will need the necessary staff in place to review and consider the requirements.
- Include them in conditions in resource consents.
- Enforce the conditions and ensure the contribution are collected when required.
- Hold the funds as required. Financial contributions which are a cash contribution must be used by Council in reasonable accordance with the purposes of which the money was received.³⁸

The more complex the calculation or work surrounding financial contributions is, the more administrative and staff time involved which needs to be considered against the benefit from collecting financial contributions.

9.2 How much could be collected by charging financial contributions

The amounts which Council could collect varies depending on the approach. By way of example -

Table 5 below is a worked example of the potential amounts³⁹ based on:

- A development creating 10 new SUiPs (separately used or inhabited part of a rating unit) which shows the potential cost to the developer, and

³⁸ RMA, s.111.

³⁹ This example is for illustrative purposes only. Assumptions are made that all amounts for each purpose would be charged for the development and using an SUiP approach to follow data held from rates information about the number of separately rated units. Some resource consents would not be appropriate to have financial contributions included as a condition (i.e. boundary adjustments, rural developments where no reticulated infrastructure exists and all services must be on-site).

- The totals which Council may collect on the creation of 350 new SUIPs, which figure is based on the rounded average of new dwellings built over the last six years shown in Figure 4⁴⁰. The below does not include a cost recovery model or approach the calculation using ward/local variation.

Schedule 4 is a summary of the amounts collected by some other councils per new unit/lot/SUIP, which total amounts range from approximately \$5,600 to \$77,000.

Table 5 - Example of amounts based on different approaches to calculation

Approach		Possible Amount for 10 New SUIPs	Possible Amount for 350 New SUIPs
Fixed charge			
	By reference to a table of fixed amounts using low end of Whangarei District Council figures	\$56,000	\$1,960,000
	By reference to replacement value of assets, based on the number of existing SUIPs, and new SUIPs (no discount applied)	\$344,350	\$12,052,250
Valuation of additional lots (ranges from 4% - 7.5%⁴¹) using average value for Far North District property as at Sept 2023 of \$679,960⁴²			
	At 4% of value of each new lot ⁴³	\$271,984	\$9,519,440
	At 7.5% of value of each new lot	\$509,970	\$17,848,950
Cost recovery		Variable and depends on actual costs	Variable and depends on actual costs

Further detailed financial analysis of the options would be required as part of development and evaluation of the methods to charge financial contributions.

9.3 What happens if the activity (such as the proposed development) does not proceed?

If a resource consent which includes a condition requiring financial contribution lapses or is cancelled and the activity does not proceed, the Council must refund or return the financial contribution to the consent holder.⁴⁴

However, if the Council has incurred costs in relation to the activity and its discontinuance, then the Council may retain a portion of the financial contribution of a value equivalent to those costs.⁴⁵

⁴⁰ It is noted that financial contributions are a condition of resource consent and not building consent: the purpose of using an average of new dwelling numbers rather than new lots is one new lot may have more than one dwelling or separately rateable unit on it.

⁴¹ While not directly comparable the LGA caps development contributions for reserves to 7.5% of property value – see LGA, s.203.

⁴² This value is the average current house value obtained from <https://qem.infometrics.co.nz/far-north-district/indicators/house-values?compare=new-zealand,northland-region> Vacant land resulting from subdivisions may have a lower value.

⁴³ For example, this is the approach taken and amount used by Timaru District Council to calculate financial contributions for reserves.

⁴⁴ RMA, s.110(1).

⁴⁵ RMA, s.110(2).

9.4 How financial contributions can be challenged

Financial contribution provisions in a Plan can be challenged as part of the plan making process through an appeal to the Environment Court.

Further, an applicant for resource consent can challenge a financial contribution condition through the RMA process (i.e. objecting to Council, appeal to the Environment Court). This would be based on the individual consent and the application of them for that consent.

9.5 Timelines for implementation

9.5.1 Opportunity to include financial contributions in the Proposed District Plan

Financial contributions provisions within a district plan, or a proposed district plan, must be adopted through a plan change or variation process under Schedule 1 of the RMA, which provides for rights of submission and appeal to the Environment Court. Once in effect, the provisions remain in force for at least 10 years or until changed by the council.

The District Plan is currently under review and a new District Plan has been notified and submissions have closed. For the PDP to include financial contributions, the PDP requires a variation. So that the chapter could become operative at the same time as the rest of the PDP (subject to any appeals), the variation needs to occur during the current PDP timeline.

A summary of the timeline for the PDP, and necessary timeframes for a variation to occur to fit the PDP timeline is below:

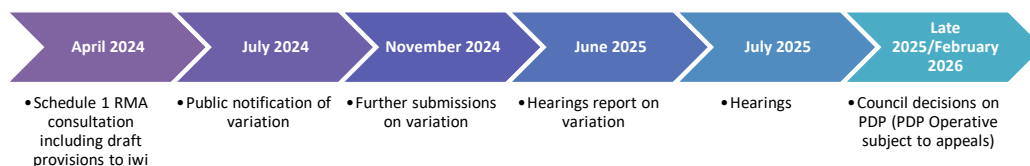


Figure 5 - Timeline to include variation to PDP

Alternatively, including financial contributions in an operative plan would require a plan change.

9.6 Opportunities which arise from collecting financial contributions

Other policies can be adopted about how certain financial contributions are spent. For example, the Kaipara District Council has a *Reserve Contributions (use of) Policy*⁴⁶ which covers:

- How the reserve contribution portion of funds can be used (i.e. creating more public open space or access) and that it will not be used for maintenance.
- Where they are allocated, which is primarily on a locality basis, with 10% of funds held to be used for district improvements such as playgrounds, cycleways, tracks and carpark sealing.
- The creation of a contestable fund for community groups to take on these types of projects.

Provided the funds collected are used by the Council for the purpose for which they are held, this demonstrates the possibility of financial contributions supporting a contestable fund being made available for community groups as referred to in and Halls and Facilities Strategy 2015 and the Spaces and Places Plan 2021 - 2030.

⁴⁶ Available from:
[https://www.kaipara.govt.nz/uploads/Policies/Reserve%20Contributions%20\(use%20of\)%20Policy%20Adopted%2023022022.pdf](https://www.kaipara.govt.nz/uploads/Policies/Reserve%20Contributions%20(use%20of)%20Policy%20Adopted%2023022022.pdf)
 (accessed 15 January 2024).

10 Conclusions

Development has the potential to adversely affect the environment, which can be significant when cumulative adverse effects arising from multiple developments in the same area are created over time. Development and growth creates additional demand on existing infrastructure and may require new or upgraded infrastructure to meet it. Council collecting financial contributions is an option to fund this demand.

The key issues and opportunities of Council collecting financial contributions are:

Opportunities/Benefits	Issues/Risks
<ul style="list-style-type: none"> Provides the ability to address potential impacts on the environment and infrastructure created from development. This could also apply to development on Whenua Māori. Shifts financial burden of costs to the Council to fund infrastructure needs arising from development or adverse environmental effects from ratepayers to the developer. May encourage more, and provide more certainty, for development agreements. May open up more areas for development if there are funds to pay for necessary upgrades or renewals of infrastructure. Better infrastructure including more open spaces improves wellbeing for communities. 	<ul style="list-style-type: none"> Additional costs on development may be a barrier to development occurring, including on Whenua Māori, and increase costs of housing. Where financial contributions are collected and need to be spent on new infrastructure, there may be additional ongoing maintenance costs incurred by the council for the life of that new infrastructure. As developers are used to not paying either financial or development contributions there may be low public appetite from putting additional costs onto development and be seen as more 'red tape'.

If Council is to collect financial contributions, then any approach must ensure it:

- meets the purposes of the RMA,
- is transparent, consistent and equitable, and
- takes into account effects on development, developers, communities and Māori as well as the effects created by development and how climate change may impact on this.

SCHEUDULE ONE – TABLE SHOWING CONTRIBUTIONS COLLECTED BY OTHER COUNCILS

From MorrisonLow Report: *Development Contributions Gap Analysis, Sept 2023*



Appendix Two – DCs and FCs by territorial authority

Council	DCs	FCs	Assets funded by financial contributions							Ecological / Heritage	
			Roading/ parking	Water supply	Wastewater	Stormwater	Reserves	Community facilities			
Councils with developer contributions and financial contributions											
Whangarei District Council	Yes	Yes	✓	✓	✓	✗	✓	✓		✗	
Kaipara District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✓	
Auckland Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✗	✗	
Thames-Coromandel District Council	Yes	Yes	✓	✗	✗	✗	✓	✓	✗	✗	
Hauraki District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✗	✗	
Waikato District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗	
Matamata-Piako District Council	Yes	Yes	✗	✗	✗	✗	✓	✓	✗	✗	
Hamilton City Council	Yes	Yes	✗	✗	✗	✗	✓	✓	✗	✗	
Waipa District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✗	✗	
Ōtorohanga District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✓	✗	
South Waikato District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗	
Tauranga City Council	Yes	Yes	✓	✗	✗	✗	✗	✓	✗	✓	
Rotorua District Council	Yes	Yes	✓	✗	✗	✗	✗	✓	✗	✗	
Whakatane District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✓	✗	
Gisborne District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✓	
Hastings District Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✗	✓	
Central Hawke's Bay District Council	Yes	Yes	✓	✗	✗	✗	✗	✗	✗	✗	
New Plymouth District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✓	✓	
Ruapehu District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✗	✗	
Whanganui District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✓	

© Morrison Low

22



Council	DCs	FCs	Assets funded by financial contributions							Ecological / heritage
			Roading/ parking	Water supply	Wastewater	Stormwater	Reserves	Community facilities		
Manawatu District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗
Palmerston North City Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✓	✗
Horowhenua District Council	Yes	Yes	✗	✗	✗	✗	✗	✓	✓	✗
Kāpiti Coast District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✗	✗
Porirua City Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗
Upper Hutt City Council	Yes	Yes	✗	✗	✗	✗	✗	✓	✗	✗
Hutt City Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗
Wellington City Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗
Tasman District Council	Yes	Yes	✗	✗	✗	✗	✗	✓	✓	✗
Nelson City Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✓	✗
Marlborough District Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✗	✓
Buller District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✓	✓
Hurunui District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗
Waimakariri District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✗	✓
Christchurch City Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✓	✗
Ashburton District Council	Yes	Yes	✓	✓	✓	✓	✓	✓	✗	✗
Chatham Islands District Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✗	✓
Waitaki District Council	Yes	Yes	✓	✓	✓	✓	✓	✗	✓	✗
Central Otago District Council	Yes	Yes	✗	✗	✗	✗	✗	✓	✗	✗
Dunedin City Council	Yes	Yes	✗	✗	✗	✗	✗	✗	✗	✓
Southland District Council	Yes	Yes	✓	✗	✗	✗	✗	✓	✗	✗
Councils with developer contributions only										



Council	DCs	FCs	Assets funded by financial contributions						Ecological / heritage
			Roading/ parking	Water supply	Wastewater	Stormwater	Reserves	Community facilities	
Taupo District Council	Yes	No	X	X	X	X	X	X	X
Kaikōura District Council	Yes	No	X	X	X	X	X	X	X
Selwyn District Council	Yes	No	X	X	X	X	X	X	X
Queenstown-Lakes District Council	Yes	No	X	X	X	X	X	X	X
Councils with financial contributions only									
Far North District Council	No	Yes	X	X	X	X	X	X	X
Waikato District Council	No	Yes	X	X	X	X	X	X	X
Western Bay of Plenty District Council	No	Yes	X	X	X	X	X	X	X
Kawerau District Council	No	Yes	X	X	X	X	X	X	X
Ōpōtiki District Council	No	Yes	X	X	X	X	X	X	X
Napier City Council	No	Yes	X	X	X	X	X	X	X
Stratford District Council	No	Yes	X	X	X	X	X	X	X
South Taranaki District Council	No	Yes	X	X	X	X	X	X	X
Taranaki District Council	No	Yes	X	X	X	X	X	X	X
Masterton District Council	No	Yes	X	X	X	X	X	X	X
Carterton District Council	No	Yes	X	X	X	X	X	X	X
South Wairarapa District Council	No	Yes	X	X	X	X	X	X	X
Grey District Council	No	Yes	X	X	X	X	X	X	X
Westland District Council	No	Yes	X	X	X	X	X	X	X
Timaru District Council	No	Yes	X	X	X	X	X	X	X
Mackenzie District Council	No	Yes	X	X	X	X	X	X	X
Waimate District Council	No	Yes	X	X	X	X	X	X	X



Council	DCs	FCs	Assets funded by financial contributions							Community facilities	Ecological / heritage
			Roading/ parking	Water supply	Wastewater	Stormwater	Reserves				
Clutha District Council	No	Yes	✓	✓	✓	✗	✓			✗	✗
Gore District Council	No	Yes	✓	✓	✓	✓	✓			✓	✗
Councils with no developer or financial contributions											
Wairoa District Council	No	No	✗	✗	✗	✗	✗			✗	✗
Rangitikei District Council	No	No	✗	✗	✗	✗	✗			✗	✗
Invercargill City Council	No	No	✗	✗	✗	✗	✗			✗	✗

SCHEDULE TWO – ADVANTAGES AND DISADVANTAGES OF APPROACHES TO CALCULATION METHODS

Approach	Advantages	Disadvantages
Fixed charge per new lot or unit	<ul style="list-style-type: none"> • Certain – costs known at start of project. • Easy to administer, charge, apply, calculate. • Would apply to both vacant lot subdivisions and developments with separate units on the same lot. 	<ul style="list-style-type: none"> • May not reflect the true impact of different types of developments or the effects, where the amount charged could be too high or too low. • Needs to be reviewed regularly, or CPI adjusted to meet inflation.
Fixed charge per hectare of land developed	<ul style="list-style-type: none"> • Certain – costs known at start of project. • Easy to administer, charge, apply, calculate. 	<ul style="list-style-type: none"> • May not reflect the true impact of different types of developments or the effects, where the amount charged could be too high or too low. • Needs to be reviewed regularly, or CPI adjusted to meet inflation. • Calculation needed to determine average number of lots per hectare – may not reach threshold or may exceed it.
Charges based on costs of works (cost recovery model)	<ul style="list-style-type: none"> • Bespoke and linked specifically to the work needed. • Will be able to directly target effects. • More targeted approach and may result in fairer and more transparent results. 	<ul style="list-style-type: none"> • Uncertain at commencement of project. • Higher administration costs. • Challenges could arise to the calculation of the costs. • Reliant on sufficient information being available on costs. • May mean other future developments which connect to the same works are not charged as the works are already completed.
Charges based on value of assets and number of new lot or unit numbers	<ul style="list-style-type: none"> • Relatively certain – base figures used for calculation can be obtained relatively quickly. • Does not need future adjustments as linked directly to value of fixed assets and lot numbers. • Acts like a 'buy in' for new users. 	<ul style="list-style-type: none"> • May not reflect the true impact of different types of developments or the effects, where the amount charged could be too high or too low.
Charges based on value of lots on completion	<ul style="list-style-type: none"> • Easy to administer, charge, apply, calculate. • Takes into account local variation due to values being different for different areas. • Mostly used for determining the amount for reserve financial contributions. 	<ul style="list-style-type: none"> • Uncertain of amount until near the end of the development. • Additional administration with valuations required. • Likely cannot be justified for all types of infrastructure. • Vacant land as opposed to land with building on it – quite different values but likely same impact, so need to define which approach.
Whole of region	<ul style="list-style-type: none"> • Easy to administer. • Certain for developers. 	<ul style="list-style-type: none"> • Could create unequitable results where there is less infrastructure available.
Use of subcategories such as location or type	<ul style="list-style-type: none"> • Could create more equitable results as takes into account factors specific for that area, zone, type of development. • More transparent if financial contributions collected are used for infrastructure for that area. 	<ul style="list-style-type: none"> • More difficult to administer. • Would only suit infrastructure which benefits one area.

SCHEDULE THREE – LIST OF IWI AND HAPŪ MANAGEMENT PLANS REVIEWED FOR REPORT

Ngāti Kurī Pou Taiao Environmental Management Plan 2018
Ngā Tai e Rua o Te Aupōuri Environmental Management Plan June 2018
Te Iwi O Ngāi Takoto Environmental Plan
Ahipara Takiwā Management Plan
Nga Ture mo Te Taiao o Te Roroa - Te Roroa Iwi Environmental Policy Document 2008 (reviewed 2011)
Te Rūnanga o Whaingaroa - Te Ūkaipō Iwi Resource Management Plan
Ngātiwai Iwi Environmental Policy Document 2007
Ngā Tikanga mo te Taiao o Ngāti Hine - Ngāti Hine Environmental Management Plan 2022
Haititaimarangai Marae Hapū Development Plan 2015
Te Paatu Ki Kauhanga Trust Board RMA Protocols & Policies 2019
Ngāti Rēhia Hapū Environmental Management Plan 2018
Ngāti Torehina Hapū Environmental Management Plan 2007
Ngāti Rangi Hapū Management Plan 2016
Kororāreka Marae Society Hapū Environmental Management Plan
Ngāti Kuta ki Te Rawhiti Environmental Management Plan – fifth edition
Te Kahukura a Ngāti Korokoro, Ngāti Wharara me Te Poukākā. Ngā Hapū o Te Wahapū o Te Hokianga nui a Kupe Hapū Environmental Management Plan 2008

SCHEDULE FOUR - BENCHMARKING AMOUNTS

The table below shows the following:

- Amounts collected by other councils for financial contributions where fixed amounts are identified/used and published in their Annual Plan, Long Term Plan or District Plan. These:
 - are broken down into the purpose for which they are collected,
 - does not include cost recovery models or valuation approaches,
 - ranges are used where different amounts may be collected for that purpose, usually due to local variation applying, and
 - for the totals charged per new lot/unit, it is assumed that all of the purposes apply. In practice there may be some developments which not do pay a financial contribution for each purpose.
- Totals collected by those councils as reported in their 2022/2023 Annual Report. It is noted where the report does not break the figure down between the amount of financial and development contributions.

	PURPOSE					Total charged per new lot/unit	Total amount collected [FY 22/23]
	Water	Wastewater	Stormwater	Roading	Reserves, community facilities		
Whangarei District Council (fixed amounts only, does not include cost recovery model component)	\$1,000	\$1,000 - \$3,146	\$1,000	\$1,000	\$1,600	\$5,600 - \$7,746	\$11,737,000*
South Waikato District Council (excluding Putāruru, with discount applied as per their Annual Plan)	\$4,674	\$7,686	\$0	\$10,101 (\$4,506 for roading, \$5,595 for carparking)	\$1,749	\$24,210	\$793,000*
Western Bay of Plenty District Council	\$3,974 - \$7,999	\$7,515 - \$19,498	\$4,188 - \$10,202	\$1,441 - \$28,863	\$10,601 (\$10,100 for open spaces, \$501 for ecological)	\$27,719 – \$77,163	\$14,035,000
Kapiti Coast District Council (does not separate out purpose)						\$8,161.36 - \$16,322.71	\$9,088,000*

* these figures include the amount also received from development contributions where the Annual Report does not break the figures down

6.2 ALCOHOL CONTROL BYLAW CONTINUATION

File Number: A4571868

Author: Donald Sheppard, Policy Advisor

Authoriser: Jonathan Slavich, Chief Financial Officer

TAKE PŪRONGO / PURPOSE OF THE REPORT

The purpose of this report is to recommend to Council to agree the Alcohol Control Bylaw should continue without amendment.

WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

- The Alcohol Control Bylaw (the Bylaw) was due for review by 13 December 2023
- This review took place on 16 November 2023 when Council agreed:
 - the Bylaw is the most appropriate way to address identified problems of crime, disorder and incidents of harm relating to the consumption, bringing in, and/or possession of alcohol in public places in the Far North District
 - the Bylaw is in the most appropriate form
 - any implications on peoples' rights associated with the Bylaw are justified in accordance with the New Zealand Bill of Rights Act 1990
 - the Bylaw should continue without amendment subject to public consultation following the principles in section 82 of the Local Government Act 2002.
- Based on the consultation feedback, Council staff recommend no changes to the Bylaw meaning it can continue without amendment.

TŪTOHUNGA / RECOMMENDATION

That Council

- a) **agree to continue the Alcohol Control Bylaw without amendment under section 147 of the Local Government Act 2002**
- b) **agree the Chief Executive may make minor changes to the Bylaw to correct grammatical or spelling errors, update the review dates, or make formatting changes.**

1) TĀHUHU KŌRERO / BACKGROUND

The Bylaw is included as Attachment One.

On 16 November 2023, under section 160(3)(b)(ii) of the Local Government Act 2002, Council agreed to consult on continuing the Bylaw without amendment in a manner that gives effect to the requirements of section 82 of the Local Government Act 2002 (Resolution 2023/147 refers). Note that the schedules to the Bylaw, including the list of Alcohol Control Areas, may be amended by resolution at any time in the future.

In the period from 20 November to 18 December 2023, the public was invited to provide their written views on continuing the Bylaw or not. In addition, oral submissions were heard by the Council on 08 February 2024.

Eighty written submissions were received (69 online and 11 via email), while 2 people also made oral submissions.

Seventy submissions (88%) fully supported continuing the Bylaw without amendment, 3 submissions (4%) supported this in part, while 7 submissions (9%) did not support the Bylaw continuing without amendment at all.

Main reasons for supporting the Bylaw continuing without amendment are:

- Happy with the current Bylaw (15 mentions)
- Bylaw supports public safety (12 mentions)
- Bylaw reduces alcohol-related harm/abuse (9 mentions)
- Bylaw supports law and order/prevents crime (9 mentions)
- Bylaw is positive for community wellbeing (8 mentions)
- Bylaw gives the Police the power to act (or use discretion) (5 mentions)

A relatively small number of submitters gave reasons for not continuing the Bylaw and/or amending the Bylaw. Main reasons mentioned are:

- Being concerned about enforcement of the Bylaw (5 mentions)
- The Alcohol Control Areas need updating (3 mentions)
- Bylaw should restrict the number of outlets selling alcohol and their hours of operation (3 mentions)
- Bylaw should address underage drinking (2 mentions)
- Council does not have the authority to make the Bylaw (2 mentions)

Council staff recommend that none of these submissions require changes to the Bylaw or require the Bylaw not to continue.

Attachment Two is a report which analyses these submissions in detail and recommends the Bylaw should continue without amendment.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

On 16 November 2023 Council agreed to the option to continue the Bylaw without amendment (Resolution 2023/147 refers). Advantages of this option include:

- the Bylaw addresses serious problems relating to crime, disorder and incidents of harm associated with alcohol in public places
- it supports the community outcome of 'Communities that are healthy, safe, connected and sustainable'
- it targets areas where high levels of alcohol-related crime and disorder have occurred
- it provides the Police with enforcement powers:
 - to prevent alcohol-related problems escalating
 - that are quick and instant to apply
 - that are discretionary
 - that are less time consuming and easier to apply than charging offenders under the Summary Offences Act 1981.
- continuing the Bylaw is strongly supported by the Police and Te Whatu Ora (Ngā Tai Ora – Public Health Northland)
- the Bylaw will not need to be reviewed again until December 2033.

For these reasons Council staff recommended the Bylaw should continue without amendment.

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION

Feedback from public consultation strongly supports continuing the Bylaw without amendment with 70 out of 80 submitters (88%) wholly supportive.

Suggested amendments to the Bylaw by submitters such as regulating the number of licensed premises and their opening hours or updating the Alcohol Control Areas authorised by the Bylaw, while valuable suggestions, are out of scope for the consultation exercise.

Reasons given by submitters for not continuing the Bylaw, such as Council not having the authority to make the Bylaw, are not valid.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

The current ongoing costs to administer the alcohol control areas authorised by the Bylaw come from the Environmental Health Services operational budget in the Annual Plan and include:

- Periodically printing new self-adhesive signs costing around \$4,000 per print run, which will last several years
- Annual inspections of the alcohol control areas to identify and replace vandalised or weathered signage (involves staff time only).

There will be no new costs involved if the Bylaw continues without amendment.

ĀPITIHINGA / ATTACHMENTS

1. **Alcohol-control-bylaw-2018 - A4572555** [!\[\]\(e548a391c65118ac2476924cdb5db38c_img.jpg\)](#) [!\[\]\(6fc1fda334fce799e3b50f6cf68d70a8_img.jpg\)](#)
2. **Analysis of Alcohol Control Bylaw Submissions - A4572415** [!\[\]\(a85cf8a5f7692437e8653d157b475e72_img.jpg\)](#) [!\[\]\(1ed54328d83d1d02ca08b870ce12dc0d_img.jpg\)](#)

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

He Take Ōkawa / Compliance Requirement	Aromatawai Kaimahi / Staff Assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	While the Bylaw covers the serious problem of alcohol-related crime, disorder and incidents of harm in public places in the district, under Council's Significance and Engagement Policy it is not an area of high significance, as it: <ul style="list-style-type: none"> ○ does not involve the transfer of ownership or control of a strategic asset or other important asset ○ is not inconsistent with current Council policies.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	The relevant community outcome from the Long-Term Plan is 'communities that are healthy, safe, connected and sustainable'. Requirements to review the Bylaw are covered by section 155 of the Local Government Act 2002. Section 147 of the Local Government Act 2002 authorises the Council to make a bylaw for alcohol control purposes, while sections 169 and 170 of this Act describe the powers for the Police to enforce the Bylaw.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	As a district-wide matter, it is outside the delegations of Community Boards to provide their views on the continuation of the Bylaw. However, when the alcohol control areas are reviewed (as a separate exercise), the views of the Community Boards will be essential.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi.	The Bylaw does not consider the relationship of Māori to land, water, sites, wāhi tapu, valued flora and fauna and other taonga as it does not "significantly affect land or a body of water" as covered by section 60A of the Local Government Act 2002. However, as crime, disorder, and incidents of alcohol-related harm in public places may disproportionately affect Māori, the views of Māori are essential. The views of iwi and hapū will be integral when the alcohol control areas are reviewed.

Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities).	<p>There are two main groups of persons likely to be affected by the Bylaw and its provisions:</p> <p>1) The general public – the public can be negatively affected by crime and disorder in public places e.g. feeling intimidated or threatened by intoxicated individuals, having their property damaged, and/or not enjoying being in these public places</p> <p>2) Those consuming alcohol in public – the Bylaw puts in place controls on the consumption of alcohol in designated Alcohol Control Areas. If someone is peacefully enjoying a drink in these areas, the Police have the discretion to ignore these people. However, the Police have a range of powers in the Bylaw to address offenders whose behaviour is intimidating, aggressive or anti-social.</p>
State the financial implications and where budgetary provisions have been made to support this decision.	There will be no new costs involved if the Bylaw continues without amendment.
Chief Financial Officer review.	The CFO has reviewed this report.



ALCOHOL CONTROL BYLAW

2018

Pursuant to the Local
Government Act 2002, Far
North District Council makes the
following bylaw about alcohol
control in public places.

1. Title

This bylaw is the Alcohol Control Bylaw 2018.

2. Commencement

19 December 2018.

3. Application

This bylaw applies to the Far North District.

Part 1 – Preliminary Provisions

4. Purpose

The purpose of this bylaw is to provide for the prohibition and control of the consumption or possession of alcohol in public places (including vehicles in public places) to reduce alcohol related harm.

Explanatory notes:

The provisions of the Act provide explicit details about what this type of bylaw can control. Generally, any transporting of alcohol in unopened containers within an alcohol control area is permitted, subject to certain conditions. See section 147 of the Act for further details.

Alcohol control areas do not apply to licensed premises, which can include situations where a special license has been issued for a specific event. Licensed premises can include areas of public places such as footpaths.

Under the Act, only constables (New Zealand Police Officers) can take enforcement action under this Bylaw. Constables have powers of arrest, search and seizure under the Act and they can issue infringement notices.

5. Interpretation

5.1 Any word used in this Bylaw that is defined in section 5, 147, 169, 169A and 243 of the Act, or section 5 of the Sale and Supply of Alcohol Act 2012 has, for the purposes of this Bylaw, the same meaning as in those sections, unless otherwise provided for in this clause.

5.2 In this Bylaw, unless the context otherwise requires -

Act means the Local Government Act 2002

Council means the Far North District Council.

Far North District means the area within the boundaries under the territorial authority of the Far North District and includes all coastal areas to the line of mean low water springs.

5.3 Any explanatory notes and attachments are for information purposes only and do not form part of this Bylaw.

- 5.4 The Interpretation Act 1999 applies to this Bylaw.

Part 2 – Control of Alcohol

6. Alcohol control areas

- 6.1 Council may, by resolution, declare alcohol control areas in which the consumption, bringing in, and possession of alcohol in public places is prohibited or controlled.
- 6.2 Any resolution made under clause 6.1 must also:
- (a) include a map of the alcohol control area;
 - (b) specify the time(s) that any prohibition or control applies, and whether the alcohol control area is permanent or temporary;
 - (c) if consumption, bringing in, and possession of alcohol is controlled rather than prohibited, specify the nature of the control.
- 6.3 No person shall consume, bring into, or possess alcohol in any public place (including inside a vehicle) in an alcohol control area that contravenes a resolution made under clauses 6.1 and 6.2.
- 6.4 Clause 6.3 does not apply to a person who is acting pursuant to, and in accordance with any conditions of, a consent granted under clause 12.1.

Explanatory note: As at 01 April 2014, The Act defines a public place for the purposes of an alcohol control area as:

“a place that is open to or is being used by the public, whether free or on payment of a charge, and whether any owner or occupier of the place is lawfully entitled to exclude or eject any person from it; but does not include licensed premises.”

7. Permanent alcohol control areas

- 7.1 Council may under clause 6.1 declare an area to be a permanent alcohol control area at all times; or for specified, repeated periods of time.
- 7.2 Council will consult in accordance with section 82 of the Act on any proposal to declare, amend or revoke a permanent alcohol control area.

Explanatory note: All resolutions of Council declaring alcohol control areas are contained within the additional information for the Alcohol Control Bylaw 2018 - Register of Resolutions, attached to this Bylaw.

8. Temporary alcohol control areas

- 8.1 Council may under clause 6.1 declare an area to be a temporary alcohol control area for a specific period not exceeding seven consecutive days.

- 8.2 Council will give public notice of a temporary alcohol control area at least 14 days before the temporary alcohol control area comes into force.

9. Matters to be considered before declaring alcohol control areas

- 9.1 Before declaring a permanent alcohol control area the Council:

- (a) must consider views presented to the Council through consultation on the proposal to declare a permanent alcohol control area;
- (b) must consider the relevant criteria in sections 147A and 147B of the Act, as applicable;
- (c) may consider any other matter it considers relevant.

Explanatory note: Sections 147A and 147B of the Act are outlined in Section 3 of the Additional Information to this Bylaw.

- 9.2 Before declaring a temporary alcohol control area the Council:

- (a) must consider the relevant criteria in sections 147A and 147B of the Act, as applicable;
- (b) where the temporary alcohol control area applies to an event:
 - i) may consider the nature and type of the event
 - ii) the history (if any) of the event
 - iii) the number of people expected to attend the event
 - iv) the area in which the event is to be held
 - v) whether the Police support the proposed temporary alcohol control area, and whether the Police will be present at the event to enforce it
- (c) may consider any other information it considers relevant.

Explanatory note: Records of resolutions made for temporary alcohol controls will not be included in the 'register of resolutions' but are permanently recorded through the appropriate Council records of meetings, minutes and resolutions.

Part 4: Enforcement Powers

10. Enforcement

- 10.1 A constable may use their powers under the Act to enforce this Bylaw.
- 10.2 This Bylaw authorises a constable to exercise the power of search under sections 169(2)(a) and 170(2) of the Act for temporary alcohol areas declared in accordance with clauses 6 and 8.

Explanatory note: Section 170(2) provides constables with additional powers of search in relation to temporary alcohol controls that have been notified and indicated by signs in accordance with section 170(3) of the Act.

Part 5: Offences and Penalties

11. Bylaw breaches

- 11.1 Every person who breaches this bylaw commits an offence.
- 11.2 Every person who commits an offence under this bylaw is liable to a penalty under the Local Government Act 2002.

Explanatory note: As at 29 October 2013 the penalty for breaching an alcohol bylaw is an infringement fee of \$250 under the Local Government (Alcohol Ban Breaches) Regulations 2013.

Part 6: Exceptions

12. Exceptions

- 12.1 Council may, issue a consent to any person, or class of persons, to allow the consumption, bringing in and possession of alcohol in a public place (including inside a vehicle) within an alcohol control area.
- 12.2 In considering an application for a consent under clause 12.1, Council will consider the following matters:
 - (a) the purpose of the exception
 - (b) the proposed duration of the exception
 - (c) the area of the proposed exception
 - (d) whether the area is under the control of, or managed by, Council
 - (e) whether any other permits are required from Council for the event
 - (f) Any other matter Council considers relevant.
- 12.3 Council may prescribe conditions for any such consent, including, but not limited to:
 - (a) the duration of the consent
 - (b) the exact location to which the consent applies
 - (c) the maximum number of people the consent applies to.
- 12.4 Council may by resolution made after consultation that gives effect to the requirements of section 82 of the Act:
 - (a) prescribe a fee for receiving and processing an application and issuing a consent
 - (b) determine situations when consent fees may be remitted, refunded or waived.
- 12.5 A consent may be cancelled by Council at any time.

Explanatory note: Exceptions for events with special licences do not require consent under clause 12.1, as they are excluded from the definition of public places that applies to this Bylaw.

Additional information to Alcohol Control Bylaw 2018

This document is for information purpose only and does not form part of this Bylaw. It contains matters made pursuant to this Bylaw and information to help users to understand, use and maintain this Bylaw. The document may be updated at any time.

Section 1: History of the bylaw

Action	Description	Date of decision	Commencement
Expire	Public Places Liquor Control Bylaw 2003 expires in accordance with Local Government (Alcohol Reform) Amendment Act 2012	13 December 2018	18 December 2018
Make	Alcohol Control Bylaw 2018	13 December 2018	19 December 2018

Section 2: Related documents

Document	Description	Location	Date
<i>Reports to Council/Committee/Panels</i>			
Adoption of Statement of Proposal	Statement of Proposal including draft Bylaw adoption for public consultation	Statement of Proposal	30 August 2018
Submissions	Public submissions on the Statement of Proposal	Submissions	8 September – 8 October 2018
Deliberations	Deliberations on submission issues raised	Deliberations	27 November 2018
Making of Bylaw	Council makes final Bylaw	Adoption	13 December 2018

Document	Description	Location	Date
<i>Legislation</i>			
Local Government Act 2002	Provides the functions, duties, powers and penalties to make and enforce this Bylaw. Particularly sections 147A and 147B relating to the making of alcohol control bylaws.	www.legislation.govt.nz	NA
Sale and Supply of Alcohol Act 2012	Associated legislation	www.legislation.govt.nz	NA
Local Government (Alcohol Ban Breaches) Regulations 2013	Regulations that determines the infringement fee for breaching an alcohol ban	www.legislation.govt.nz	NA
Bylaws Act 1910	Provides for certain matters related to the validity of bylaws.	www.legislation.govt.nz	NA
Interpretations Act 1999	Provides for certain matters related to the interpretation of bylaws.	www.legislation.govt.nz	NA

Section 3: Delegations

Clause	Function, Duty, Power to be delegated	Delegated Authority	Delegation date	Delegation active date
All	All of its responsibilities, duties and powers under this bylaw, except - (a) the power to set fees (b) the power to make a decision for which a Council resolution is required (c) the power to hear and decided on any appeal process	Chief Executive	13 December 2018	19 December 2018

Section 4: Enforcement powers

Legislative provision	Description
Section 169 and 170 of the Local Government Act 2002	A constable has powers of arrest, search and seizure in relation to alcohol controls.

Section 5: Offences and penalties

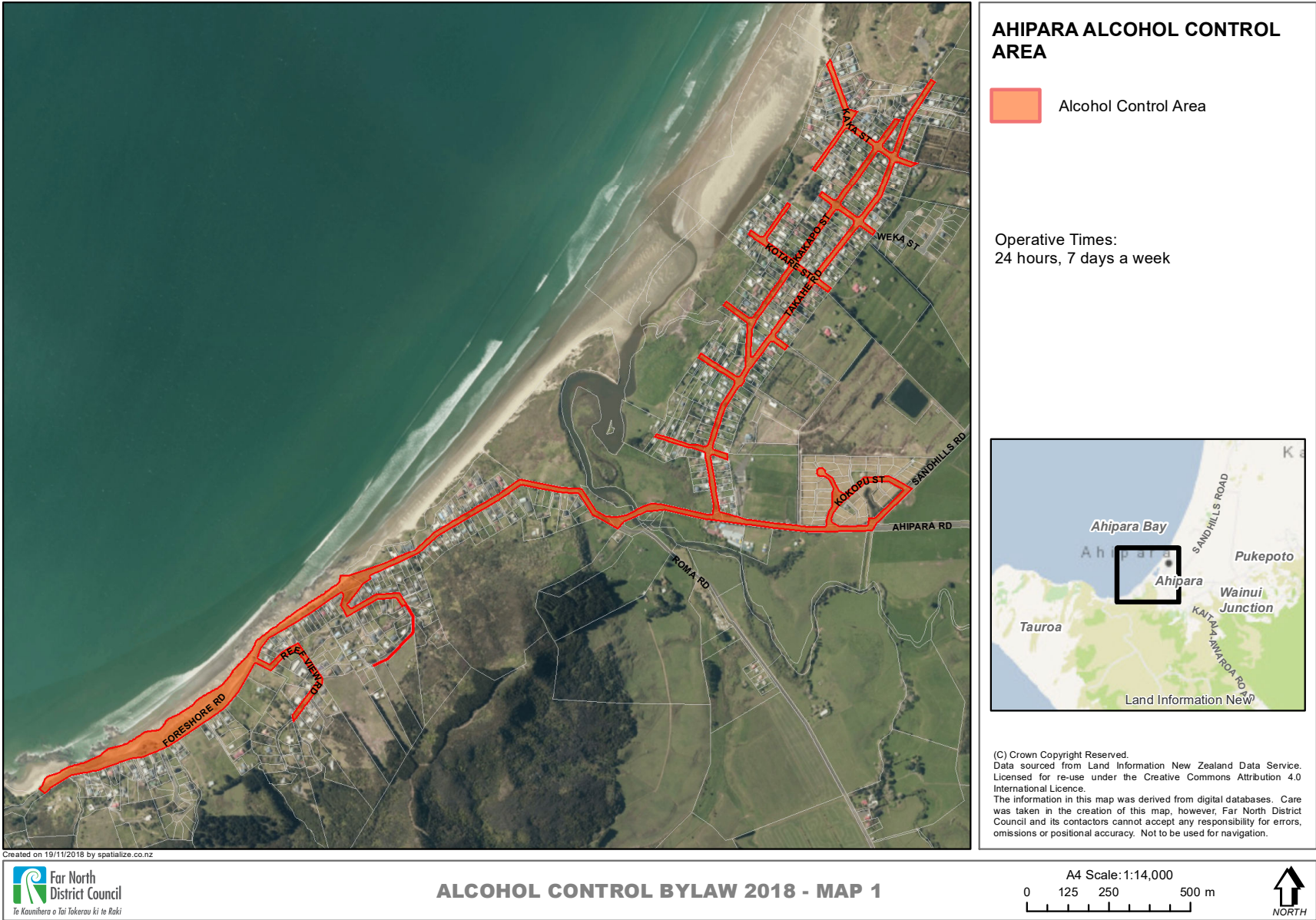
Provision	Description of offence	Maximum fine upon conviction	Infringement fee
cl 4*	Breach of bylaw	n/a	\$250*

*Local Government (Alcohol Ban Breaches) Regulations 2013

Section 6: Register of resolutions for permanent alcohol controls


General location description	Map number	Operative time	Decision date	Commencement date
Ahipara	1	24 hours, 7 days a week	13/12/2018	19/12/2018
Coopers Beach Reserve	2	24 hours, 7 days a week	13/12/2018	19/12/2018
Haruru Falls	3	24 hours, 7 days a week	13/12/2018	19/12/2018
Hihi Beach	4	7 days a week from 10pm to 10am except New Years Eve	13/12/2018	19/12/2018
Kaeo	5	24 hours, 7 days a week	13/12/2018	19/12/2018
Kaikohe	6	24 hours, 7 days a week	13/12/2018	19/12/2018
Kaitaia	7	24 hours, 7 days a week	13/12/2018	19/12/2018
Kawakawa	8	24 hours, 7 days a week	13/12/2018	19/12/2018
Kerikeri	9	24 hours, 7 days a week	13/12/2018	19/12/2018
Kohukohu	10	24 hours, 7 days a week	13/12/2018	19/12/2018
Lily Pond	11	24 hours, 1 December – 31 January	13/12/2018	19/12/2018

General location description	Map number	Operative time	Decision date	Commencement date
Moerewa	12	24 hours, 7 days a week	13/12/2018	19/12/2018
Okaihau	13	24 hours, 7 days a week	13/12/2018	19/12/2018
Omapere	14	24 hours, 7 days a week	13/12/2018	19/12/2018
Opononi	15	24 hours, 7 days a week	13/12/2018	19/12/2018
Paihia	16	24 hours, 7 days a week	13/12/2018	19/12/2018
Pukenui	17	24 hours, 7 days a week	13/12/2018	19/12/2018
Rawene	18	24 hours, 7 days a week	13/12/2018	19/12/2018
Russell	19	24 hours, 7 days a week	13/12/2018	19/12/2018
Taipa	20	24 hours, 7 days a week	13/12/2018	19/12/2018
Taupo Bay	21	24 hours, 7 days a week	13/12/2018	19/12/2018
Tokerau Beach	22	24 hours, 1 December – 31 January	13/12/2018	19/12/2018
Waipapa	23	24 hours, 7 days a week	13/12/2018	19/12/2018

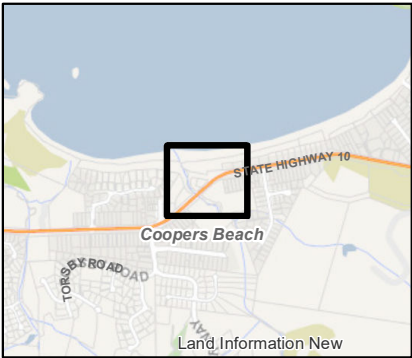




COOPERS BEACH ALCOHOL CONTROL AREA

 Alcohol Control Area

Operative Times:
24 hours, 7 days a week



(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.

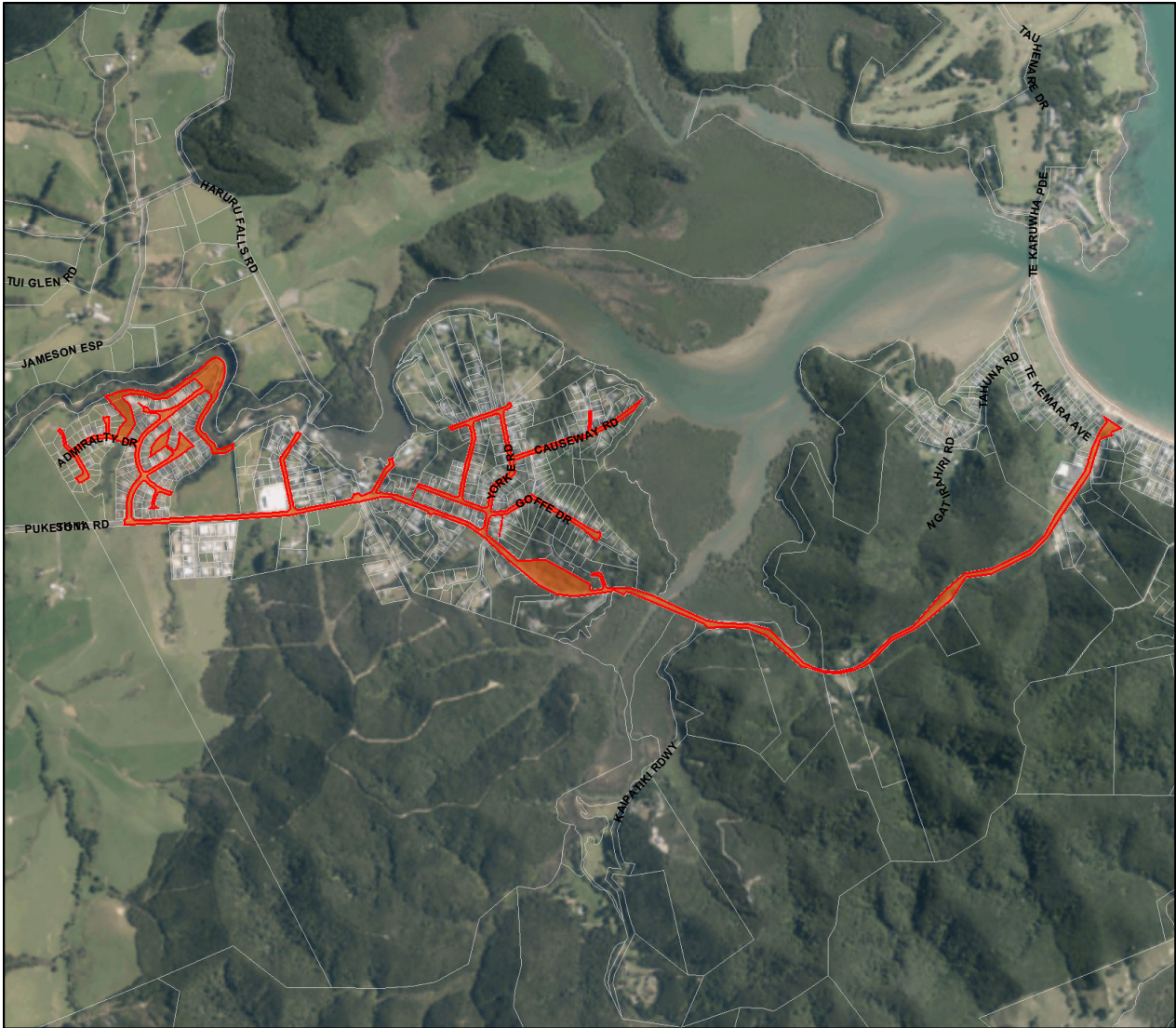
Created on 19/11/2018 by spatialize.co.nz




ALCOHOL CONTROL BYLAW 2018 - MAP 2

A4 Scale: 1:1,500
0 25 50 m

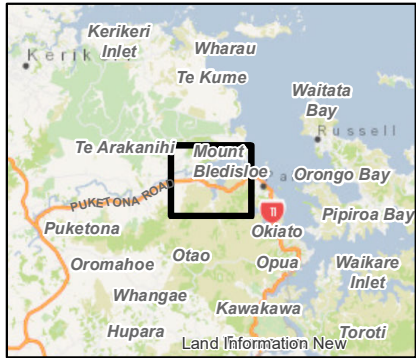




HARURU FALLS ALCOHOL CONTROL AREA

 Alcohol Control Area

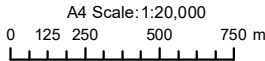
Operative Times:
24 hours, 7 days a week

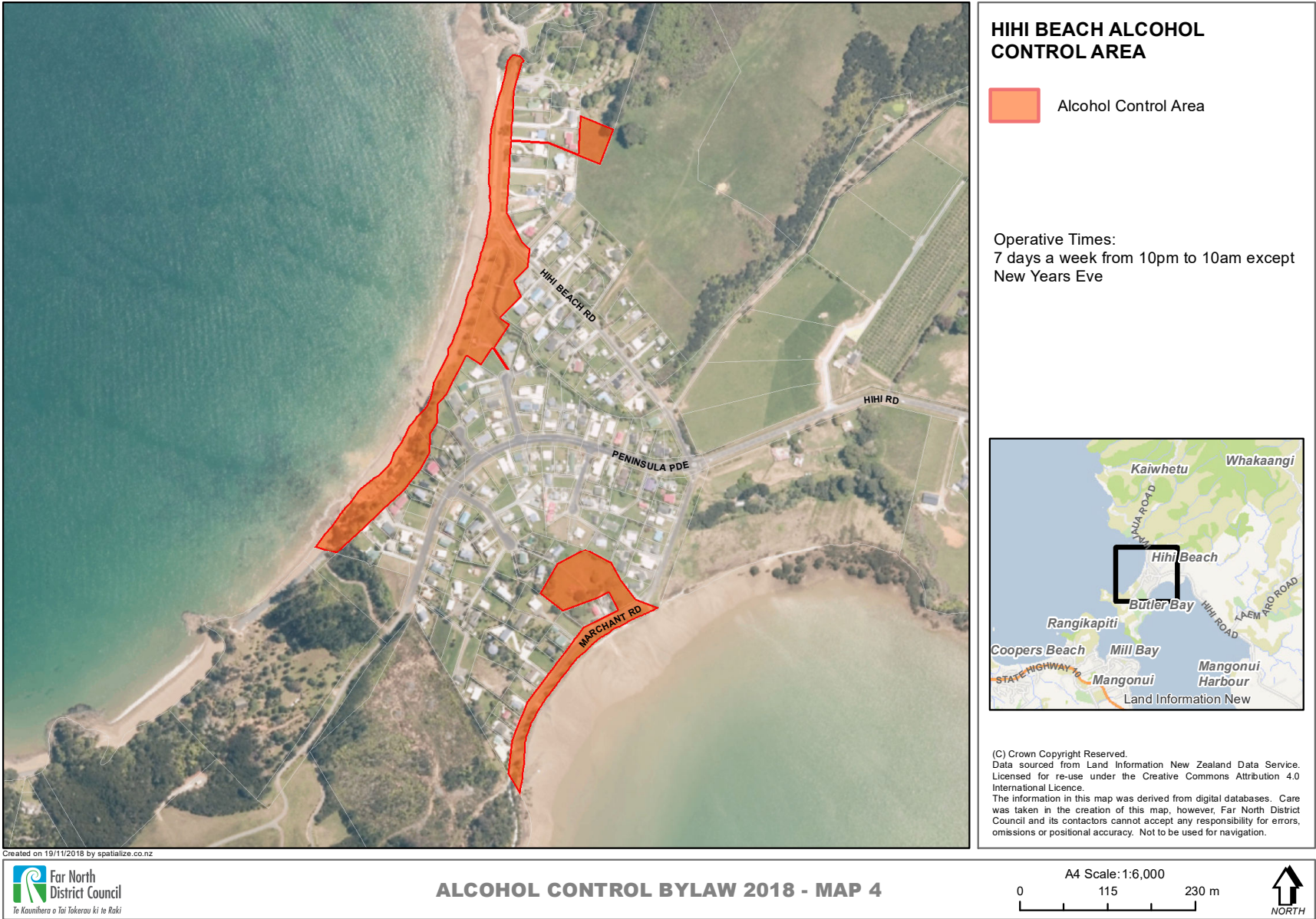


(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contractors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.




ALCOHOL CONTROL BYLAW 2018 - MAP 3







KAERO ALCOHOL CONTROL AREA

 Alcohol Control Area

Operative Times:
24 hours, 7 days a week



(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contractors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.

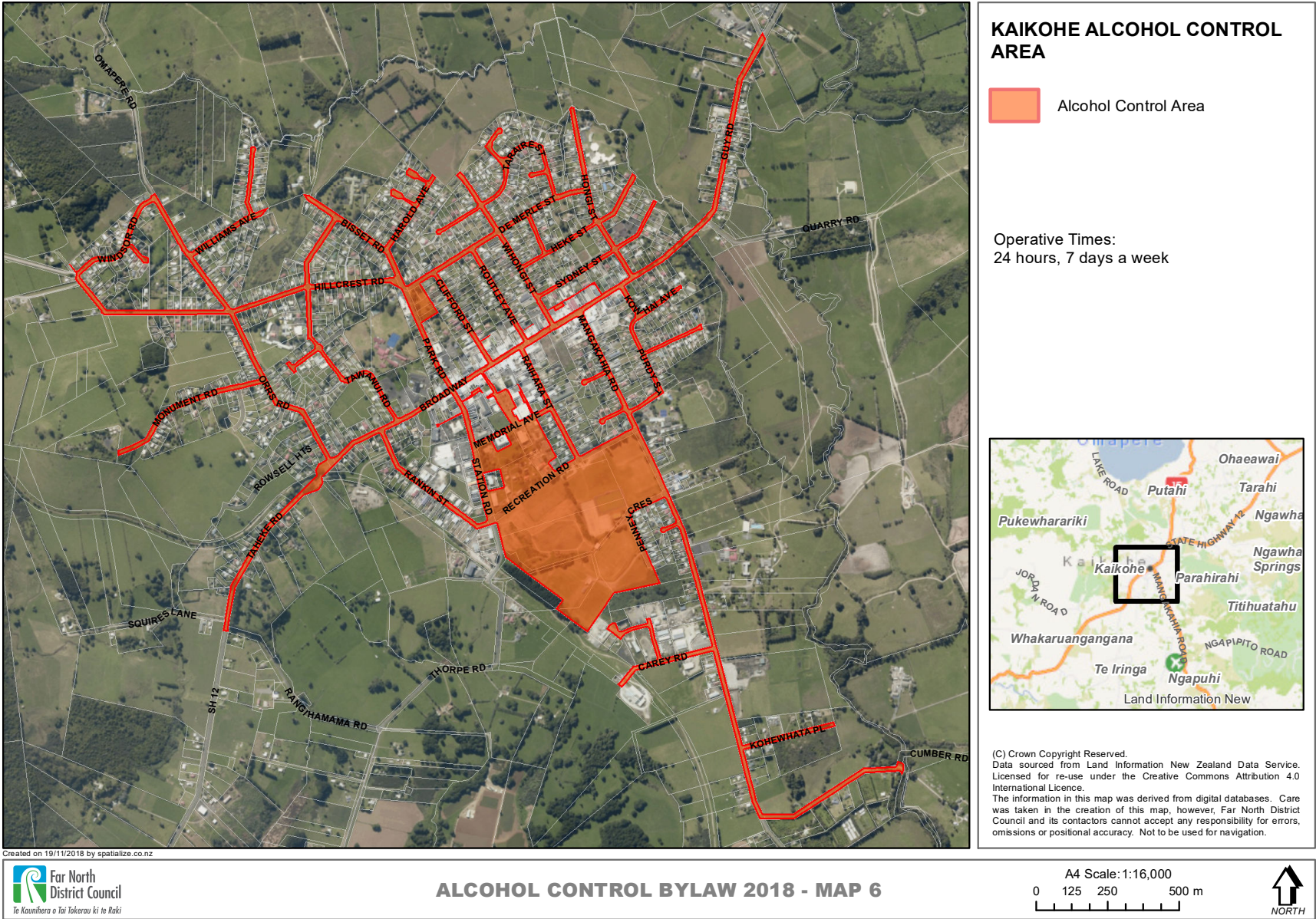
Created on 19/11/2018 by spatialize.co.nz

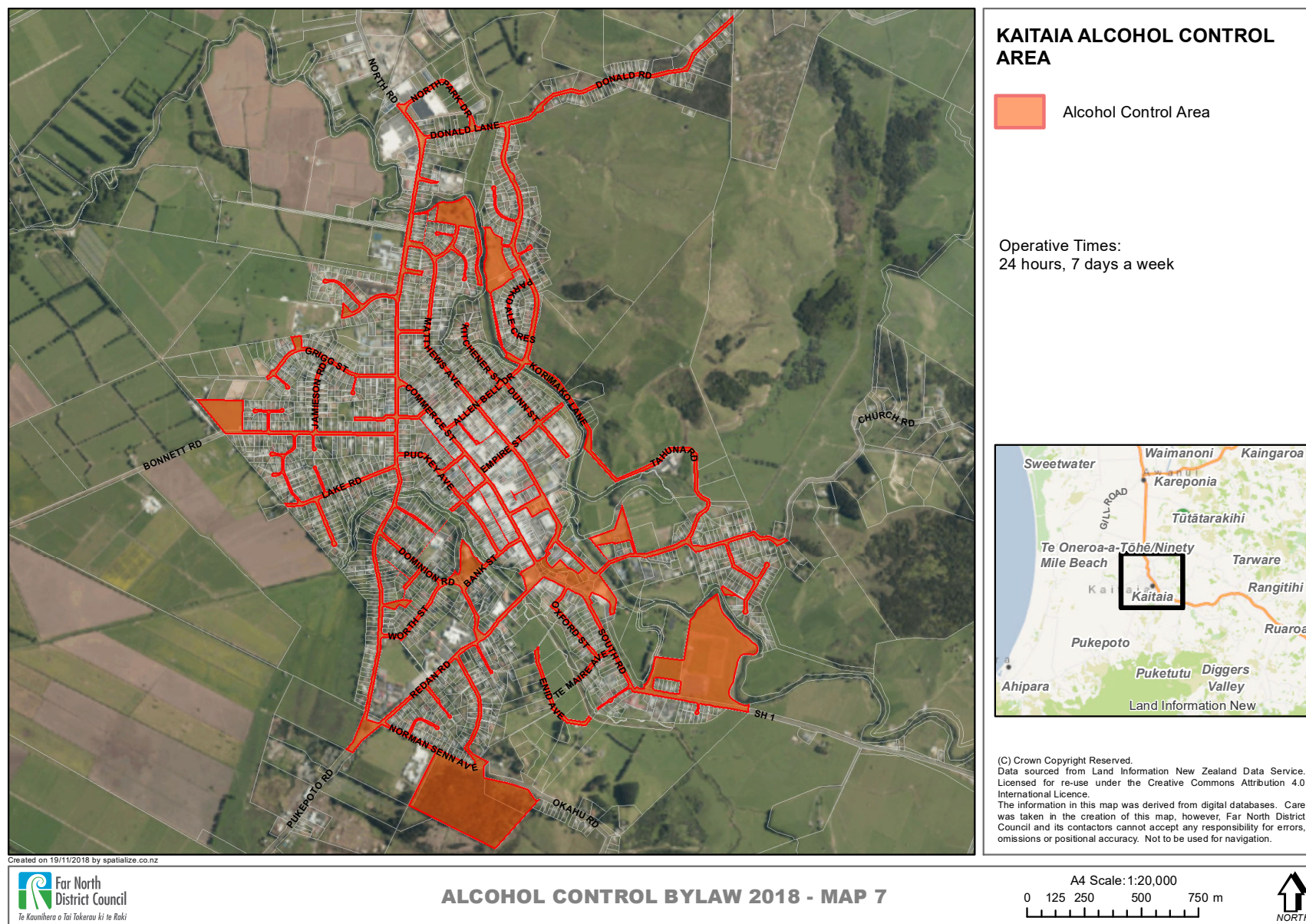


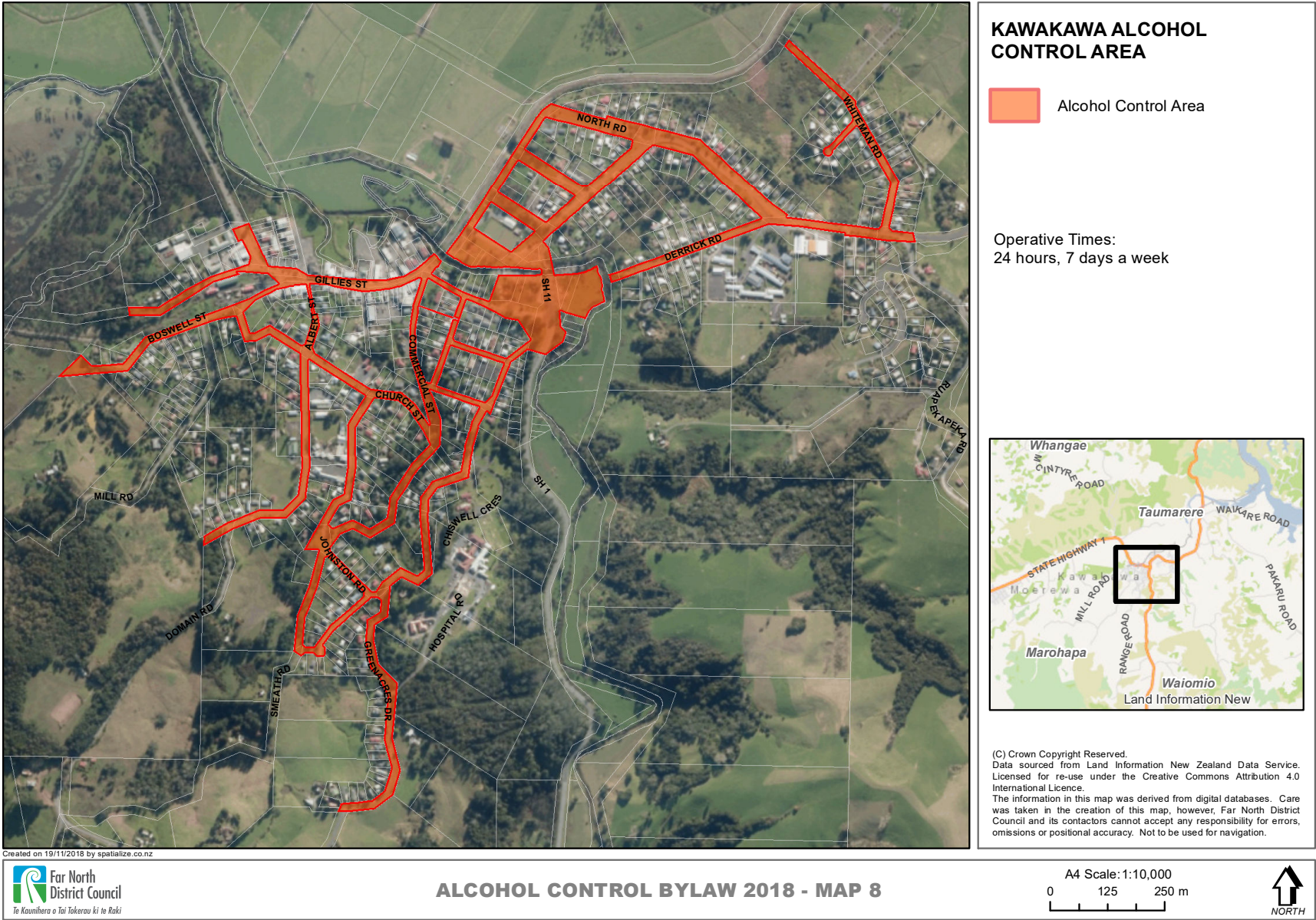
ALCOHOL CONTROL BYLAW 2018 - MAP 5

A4 Scale: 1:10,000
0 125 250 m








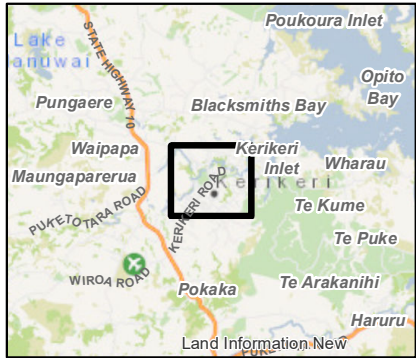




KERIKERI ALCOHOL CONTROL AREA

 Alcohol Control Area

Operative Times:
24 hours, 7 days a week



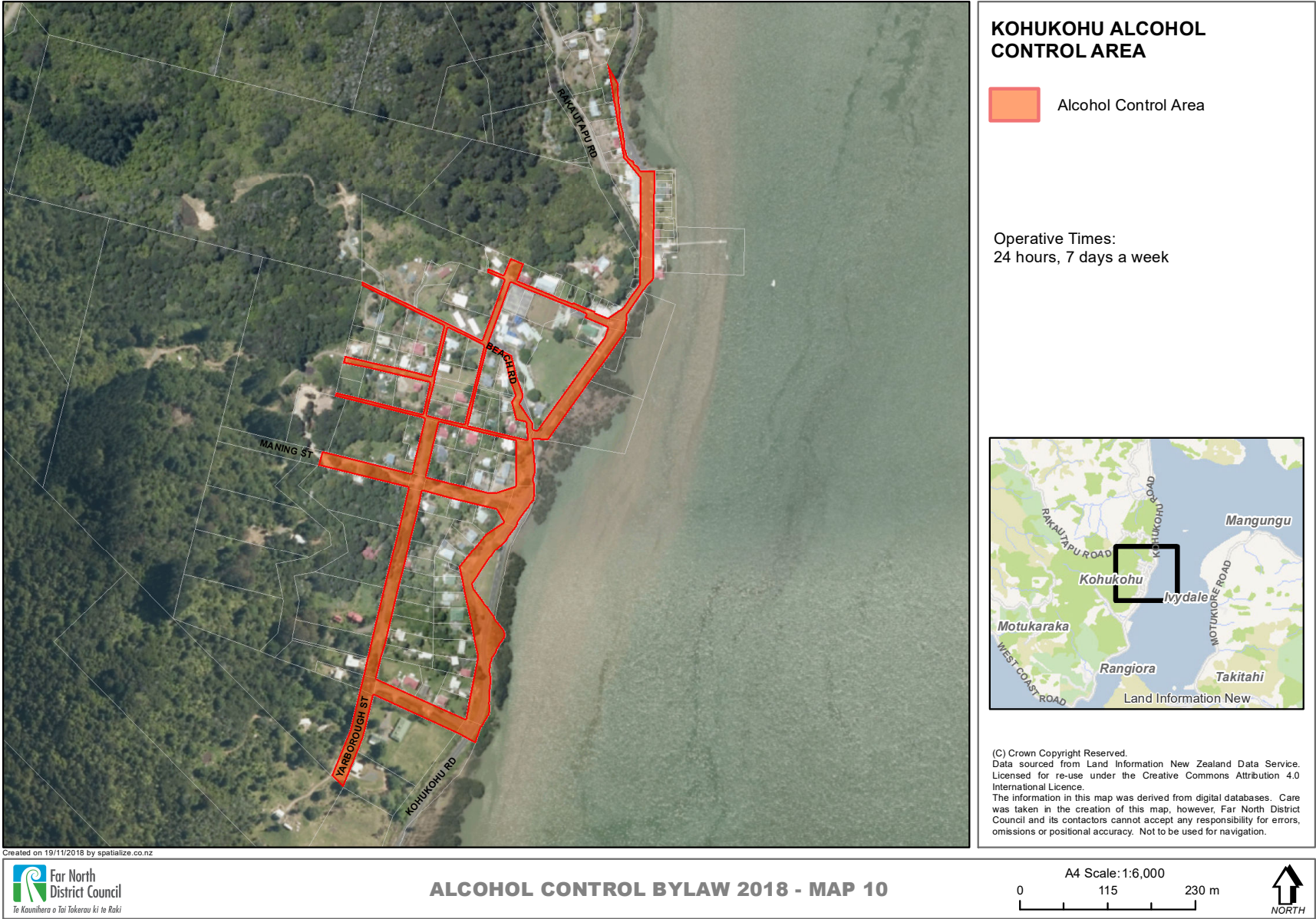
(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.

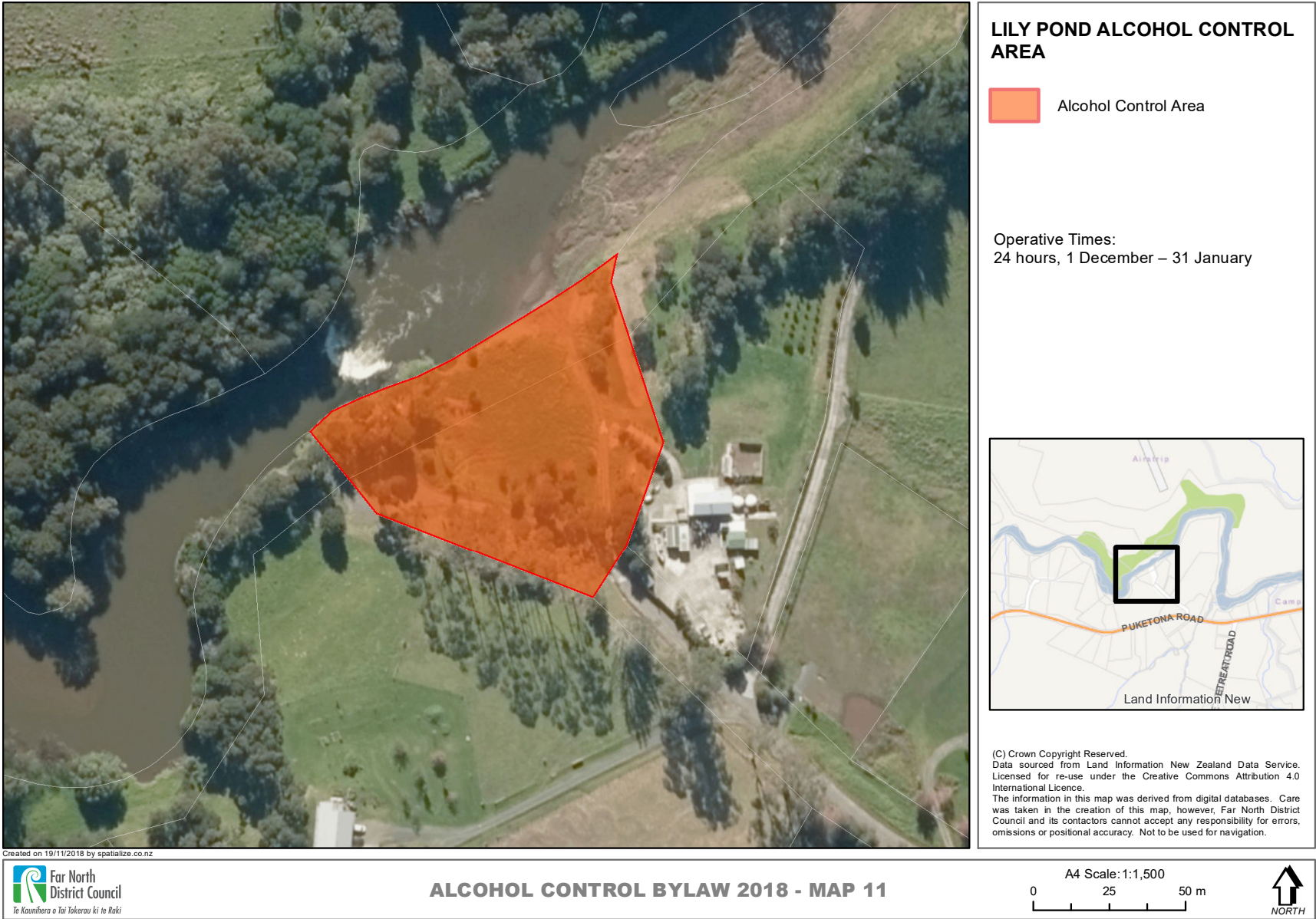


ALCOHOL CONTROL BYLAW 2018 - MAP 9

A4 Scale: 1:18,000
0 125 250 500 m






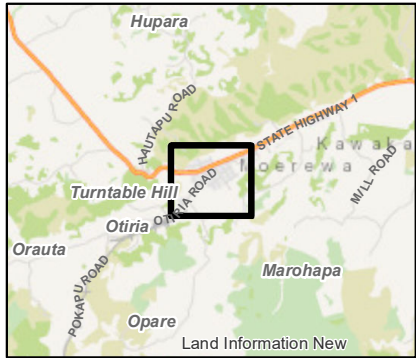




MOERewa ALCOHOL CONTROL AREA

 Alcohol Control Area


Operative Times:
24 hours, 7 days a week



(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contractors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.



OKAIHAU ALCOHOL CONTROL AREA

 Alcohol Control Area

Operative Times:
24 hours, 7 days a week



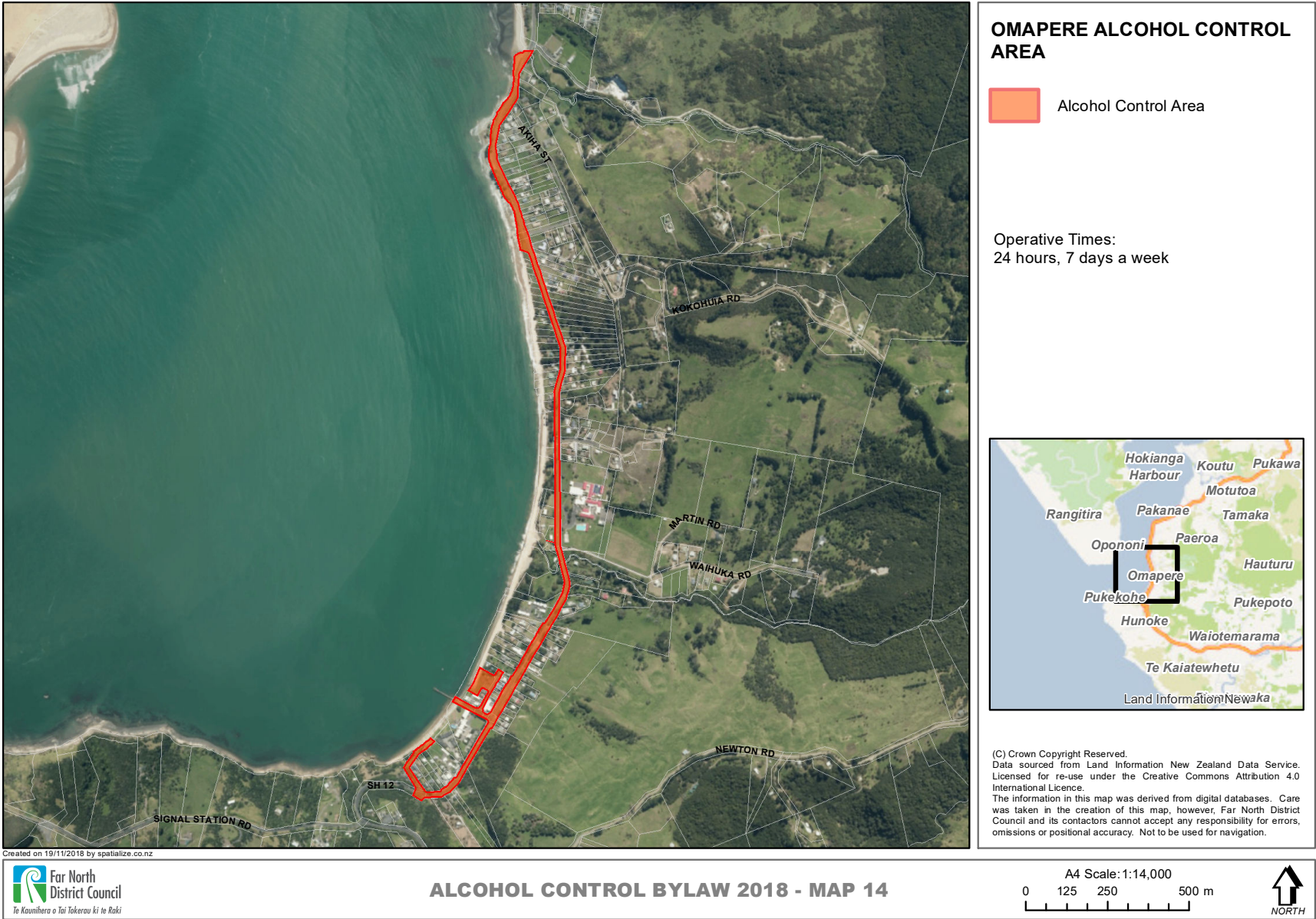
(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.



ALCOHOL CONTROL BYLAW 2018 - MAP 13


A4 Scale: 1:6,000
0 115 230 m



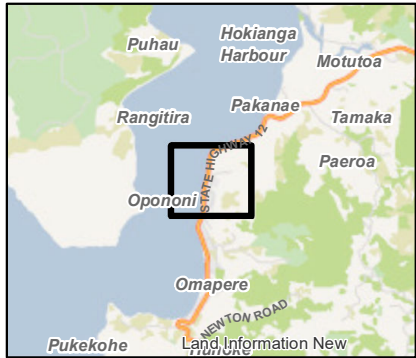




OPONONI ALCOHOL CONTROL AREA

 Alcohol Control Area


Operative Times:
24 hours, 7 days a week



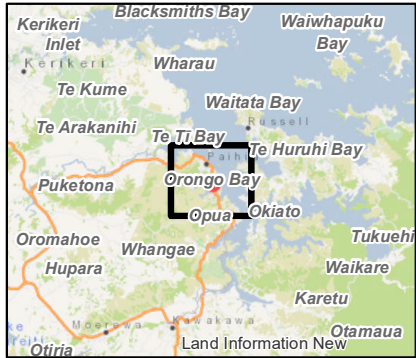
(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.



PAIHIA ALCOHOL CONTROL AREA

 Alcohol Control Area

Operative Times:
24 hours, 7 days a week



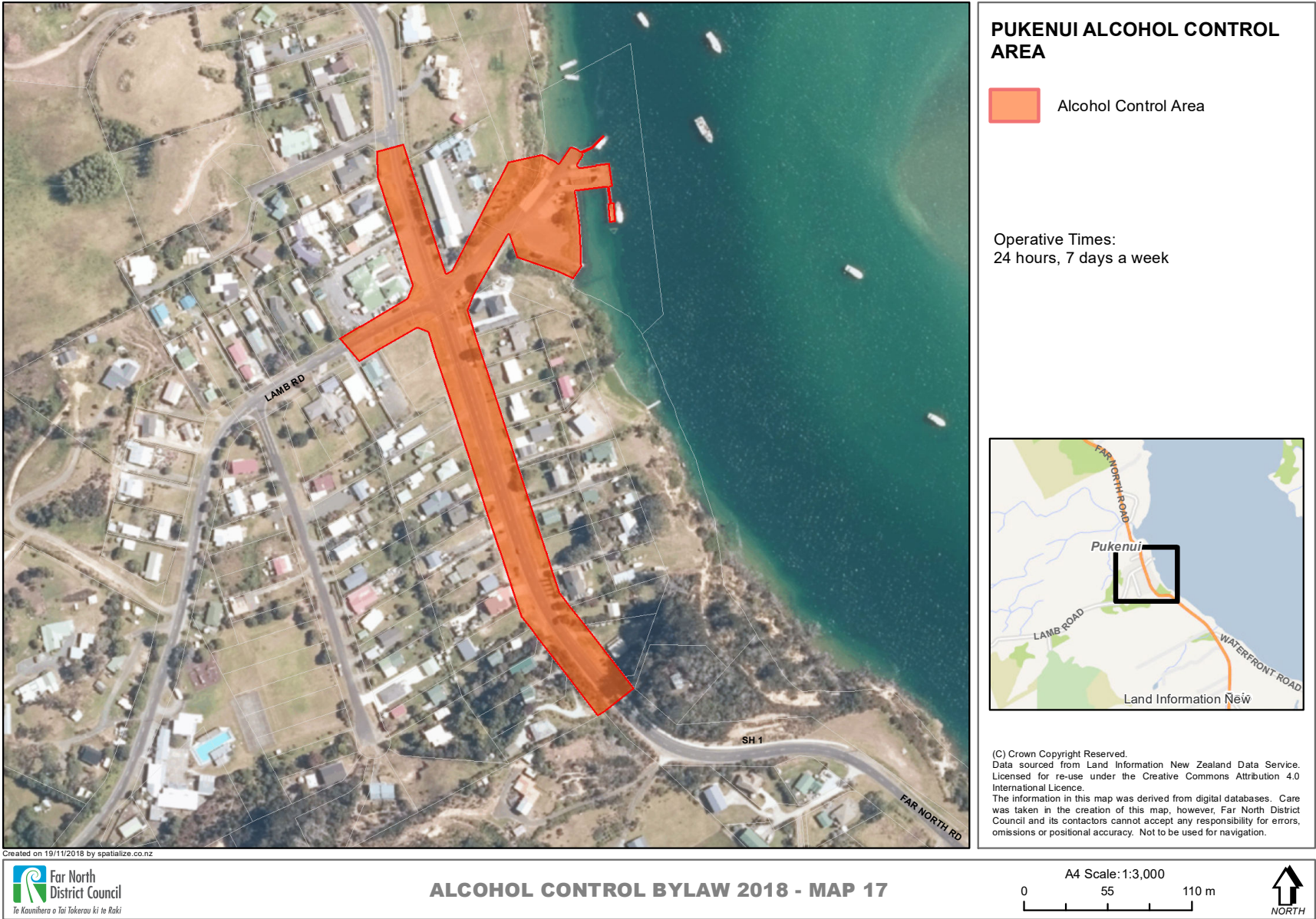
(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.



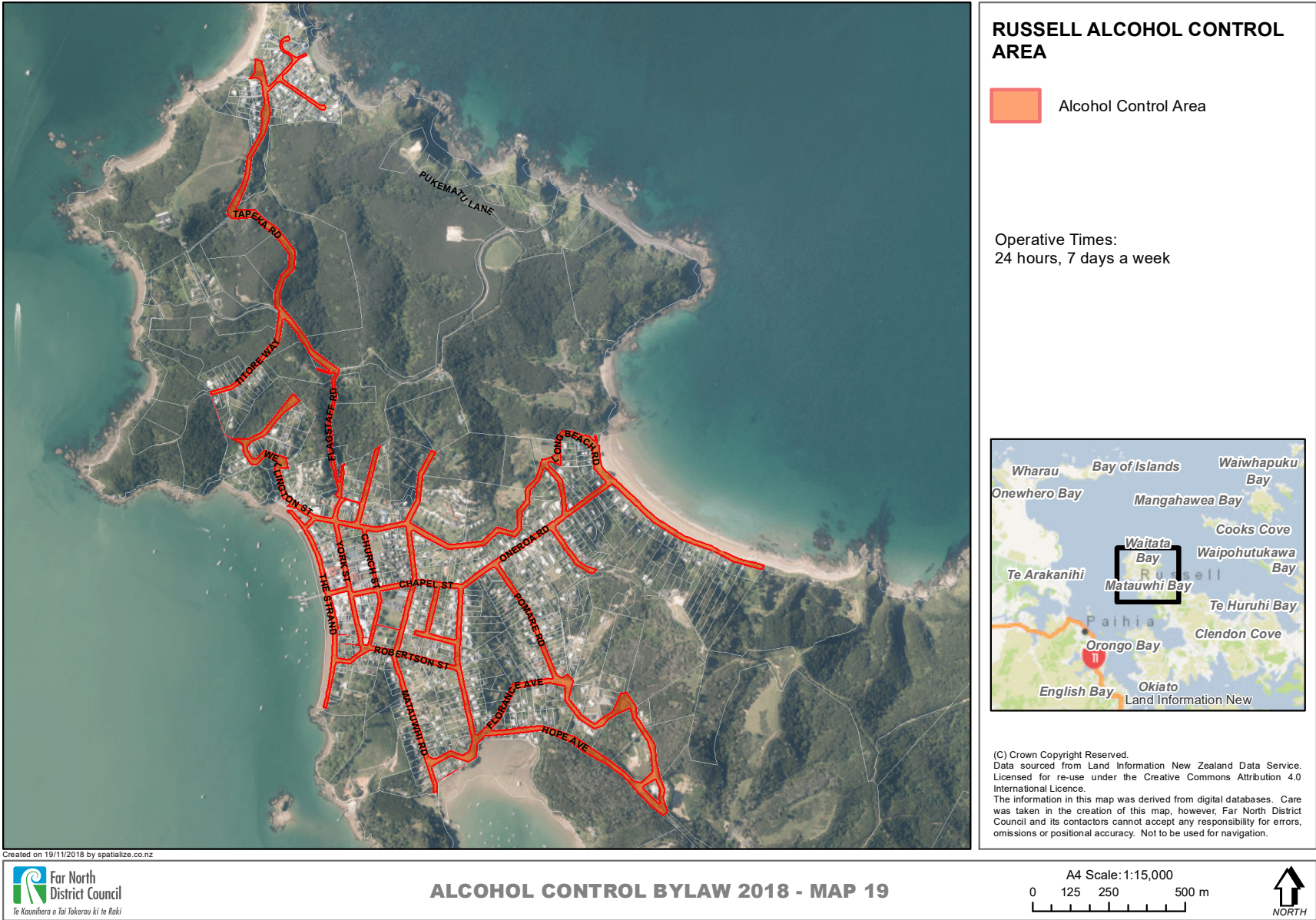
ALCOHOL CONTROL BYLAW 2018 - MAP 16

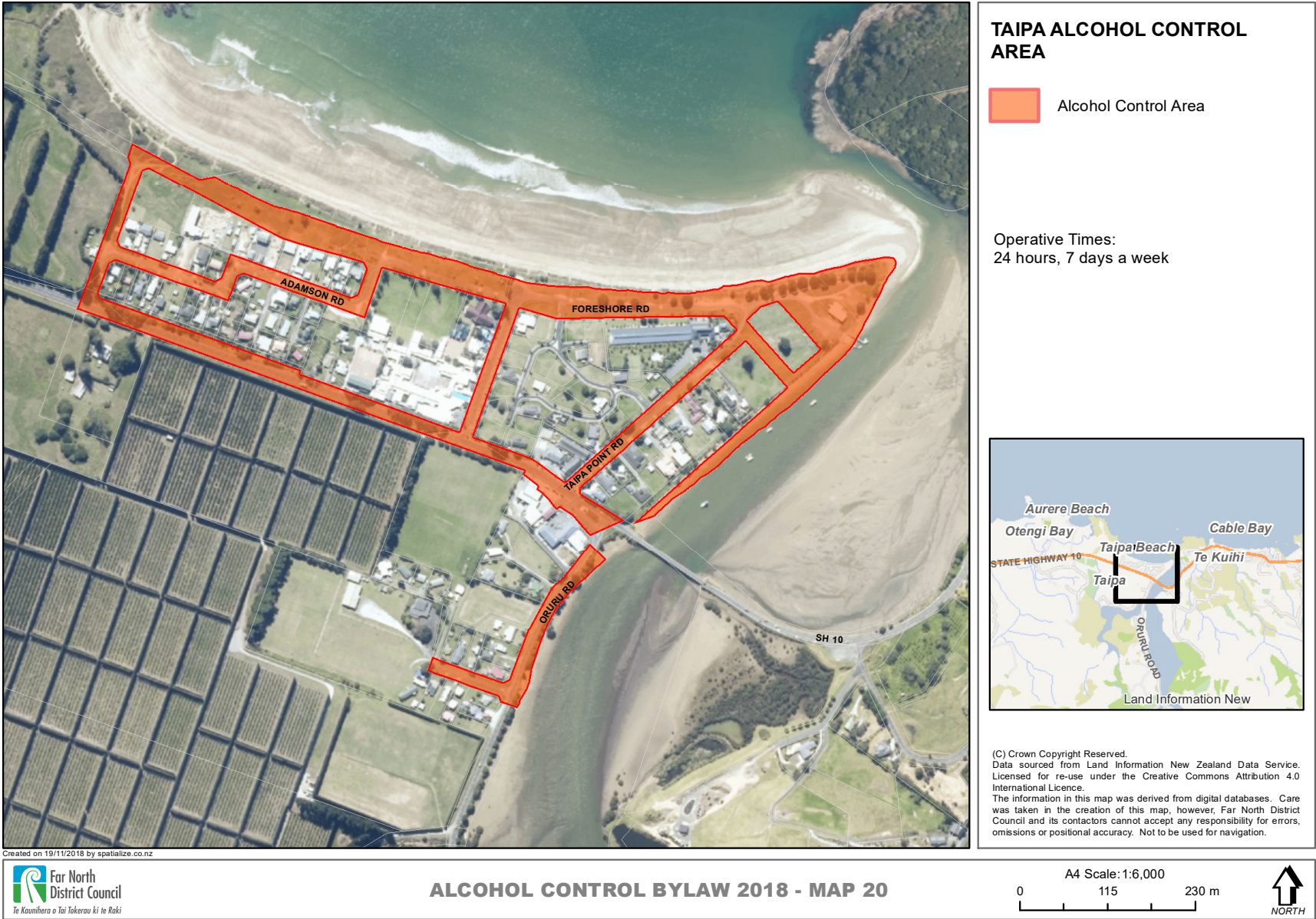
A4 Scale: 1:26,000
0 125 250 500 750 m

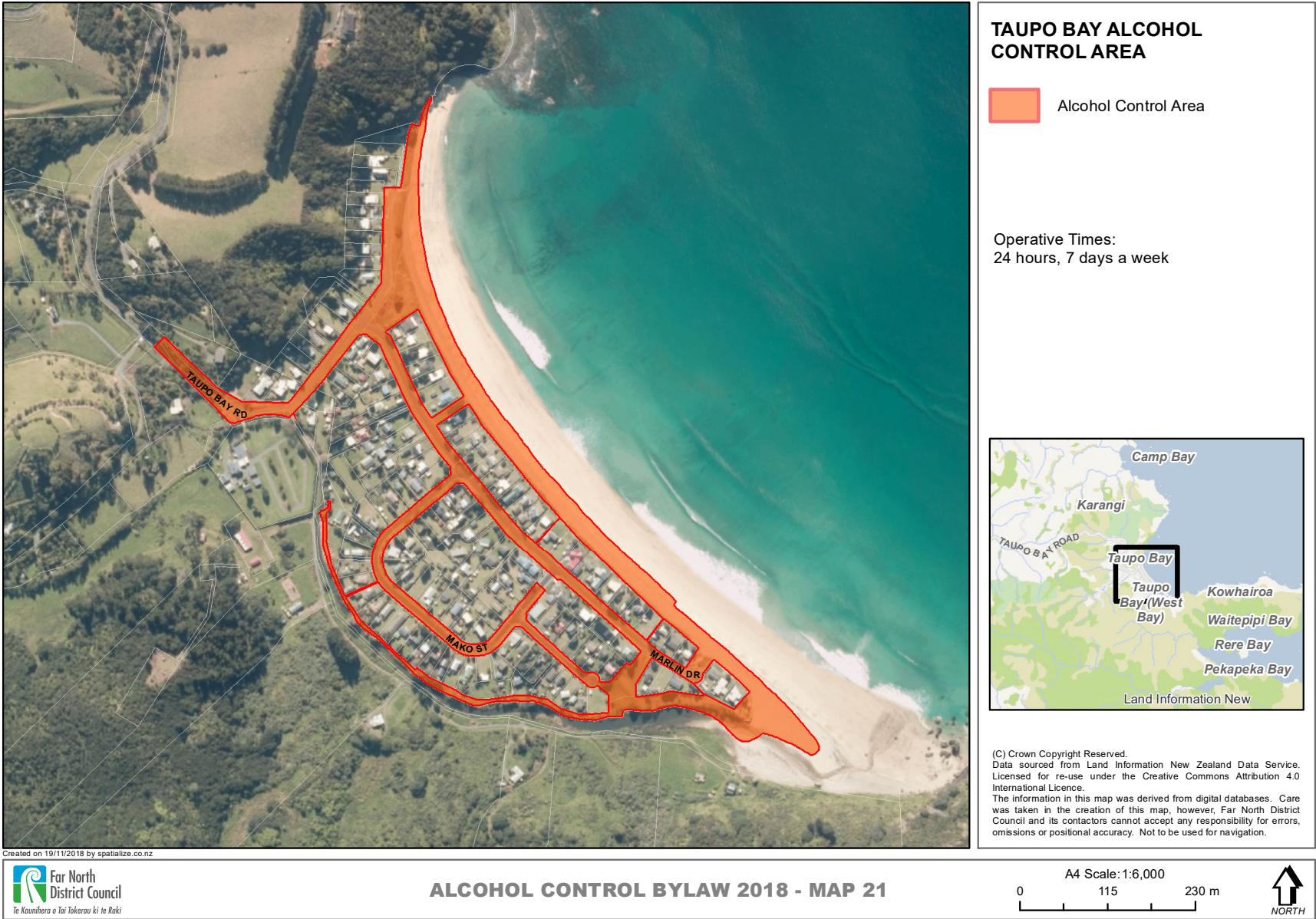


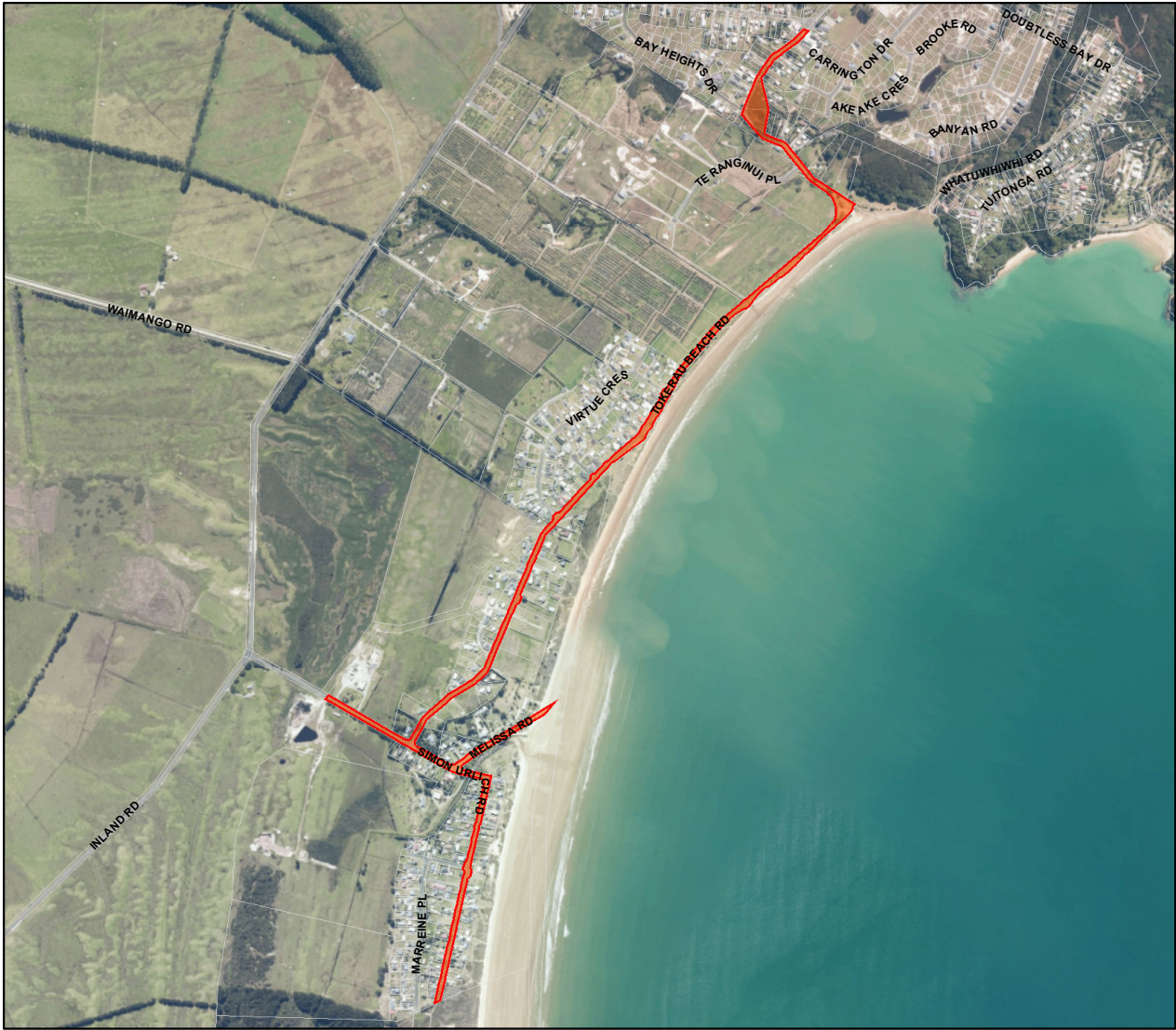









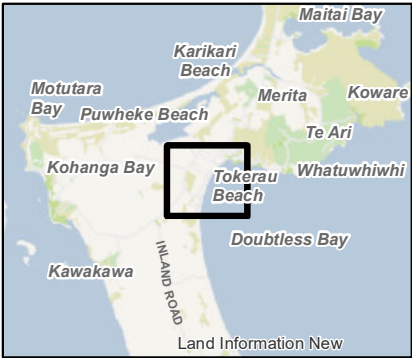




TOKERAU BEACH ALCOHOL CONTROL AREA

 Alcohol Control Area


Operative Times:
24 hours, 1 December – 31 January



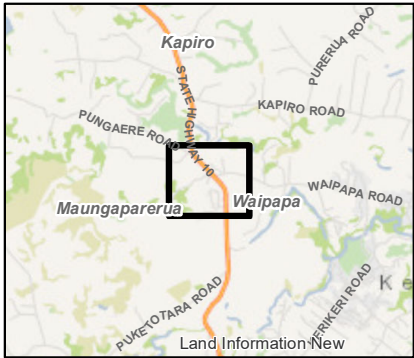
(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.



WAIPAPA ALCOHOL CONTROL AREA

 Alcohol Control Area

Operative Times:
24 hours, 7 days a week



(C) Crown Copyright Reserved.
Data sourced from Land Information New Zealand Data Service.
Licensed for re-use under the Creative Commons Attribution 4.0 International Licence.
The information in this map was derived from digital databases. Care was taken in the creation of this map, however, Far North District Council and its contactors cannot accept any responsibility for errors, omissions or positional accuracy. Not to be used for navigation.

Analysis of submissions

Alcohol Control Bylaw

1 Background

On 16 November 2023, following a review of the Alcohol Control Bylaw (the Bylaw), the Council approved the following (Resolution 2023/147 refers):

“That the Council:

- d) agrees, under section 160(3)(b)(ii) of the Local Government Act 2002, **to consult on continuing the Alcohol Control Bylaw without amendment** in a manner that gives effect to the requirements of section 82 of the Local Government Act 2002”

Accordingly, in the period from 20 November to 18 December 2023, the public was invited to provide their written views on continuing the Bylaw or not. They were informed of the consultation exercise via:

- email messages to Council’s database of people who have asked to be informed of consultation by the Council
- the ‘Have Your Say’ page on the Council website
- a media release about the review of the Bylaw
- social media postings.

In addition, oral submissions were heard by the Council on 8 February 2024.

The following report analyses the submissions received.

2 Summary of submissions

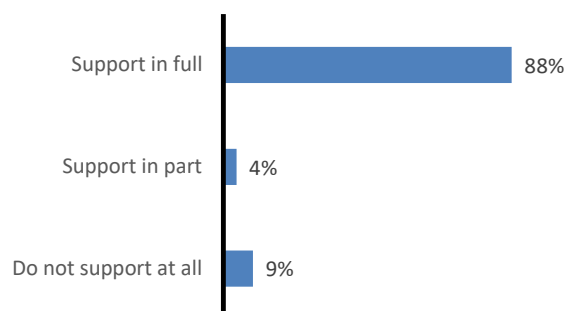
Eighty written submissions were received (69 online and 11 via email), while 2 people also made oral submissions to the Council.

This report analyses these submissions and recommends no changes to the Bylaw based on the feedback received.

A numbered list of people who made submissions is in Appendix One and these numbers are used to refer to the individual submissions in the body of this report.

The following chart summarises the level of support for continuing the Bylaw without amendment.

Figure 1: Support for continuing the Bylaw without amendment



Base: 80 written submissions. Total adds to more than 100% due to rounding.

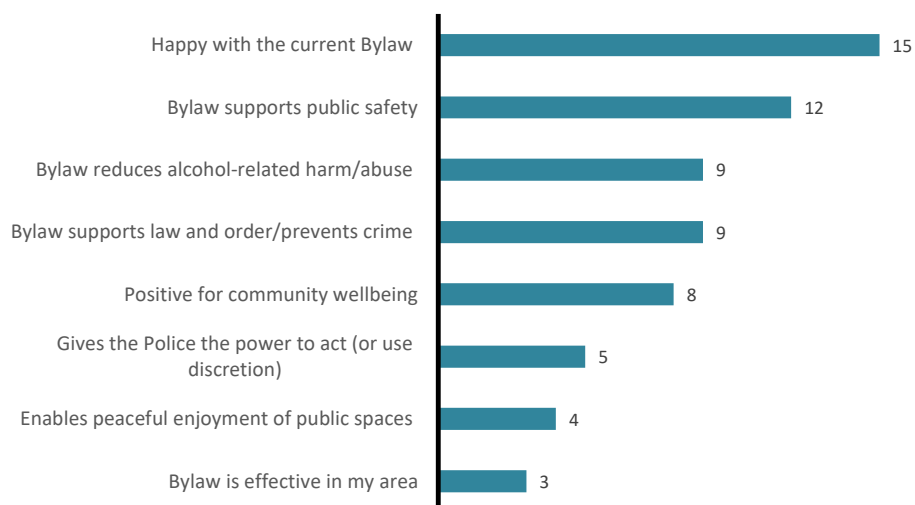
Seventy out of 80 submissions (88%) fully support continuing the Bylaw without amendment, 3 submissions (4%) support this in part, while 7 submissions (9%) do not support the Bylaw continuing without amendment at all.

The two people who made oral submissions were in support of continuing the Bylaw without amendment.

3 Why submitters fully supported continuing the Bylaw with no changes

Main reasons for fully supporting the Bylaw continuing without amendment are illustrated below:

Figure 2: Main reasons for fully supporting the Bylaw continuing without amendment (number of responses)



Base: 70 people who fully supported the Bylaw continuing without amendment

These responses are analysed below...

Happy with the current Bylaw

Fifteen people (7, 13, 20, 26, 28, 32, 37, 46, 47, 52, 63, 72, 73, 74, 75) said they are happy for the Bylaw to continue without amendment. Specific reasons for being happy with the Bylaw include:

- It is effective

- It provides the Police with powers to address drinking in public places
- It is sensible
- Drinking in public places gives a bad image to the community
- To keep the community safe, friendly, and healthy.

Bylaw supports public safety

Twelve people (9, 11, 25, 31, 33, 35, 36, 40, 44, 58, 76, 78) said they fully support the Bylaw because it supports and protects the safety of the public. The following comment from submitter 25 is typical of the views of these people: "This bylaw enhances a safe, family-friendly environment in key public places, without disturbance from alcohol fuelled incidents".

Bylaw reduces alcohol-related harm/abuse

Nine people (4, 6, 10, 18, 22, 30, 61, 62, 80) said that the Bylaw reduces and/or prevents alcohol-related harm and abuse. For example, submitter 6 said the Bylaw helps protect vulnerable people such as women, elderly and young people from abuse and harm. Submitter 18 said "these liquor bans are in place to stop people from doing stupid things which could harm themselves or members of the public". Te Whatu Ora (Ngā Tai Ora – Public Health Northland) supported this aspect of the Bylaw in both a written submission¹ and an oral submission to Council – "we fully support the Bylaw continuing as it is a precautionary approach in a District that is adversely affected by alcohol-related harm and disorder" (80).

Bylaw supports law and order/prevents crime

Nine people (14, 25, 29, 42, 50, 53, 71, 78, 79) want the Bylaw to remain in force because it prevents crime and/or supports law and order. For example, submitter 53 strongly supported the Bylaw continuing to help prevent unruly behaviour or crime in their community.

Positive for community wellbeing

Eight people (15, 35, 46, 58, 69, 71, 72, 75) said the Bylaw has a positive effect on community wellbeing – "The Bylaw protects the wellbeing of both the wider community and alcohol consumers" (15).

Gives the Police the power to act (or use discretion)

Five people (38, 45, 48, 59, 60) noted that the Bylaw gives the Police the power to act or use their discretion when they observe alcohol being consumed or brought into public places.

Enables peaceful enjoyment of public spaces

Four people (5, 16, 36, 65) said that the Bylaw enables them and/or their family to peacefully enjoy public spaces.

Bylaw is effective in my area

Three people said that the Bylaw is effective in their area. Two of these submitters were from Kerikeri (3, 56) and one from Russell (57).

Staff analysis

Reasons given for fully supporting the Bylaw continuing without amendment reflect the purpose of the Bylaw to reduce alcohol-related harm. These reasons also reflect Council's broad community outcome in the Long-Term Plan of "communities that are healthy, safe, connected and sustainable".

Staff recommendation

No changes are recommended to the Bylaw based on these submissions which fully support the Bylaw continuing without amendment.

¹ [FNDC Public-Places-Alcohol-Control-Bylaw FINAL SubmissionTeWhatuOra \(A4570410\)](#)

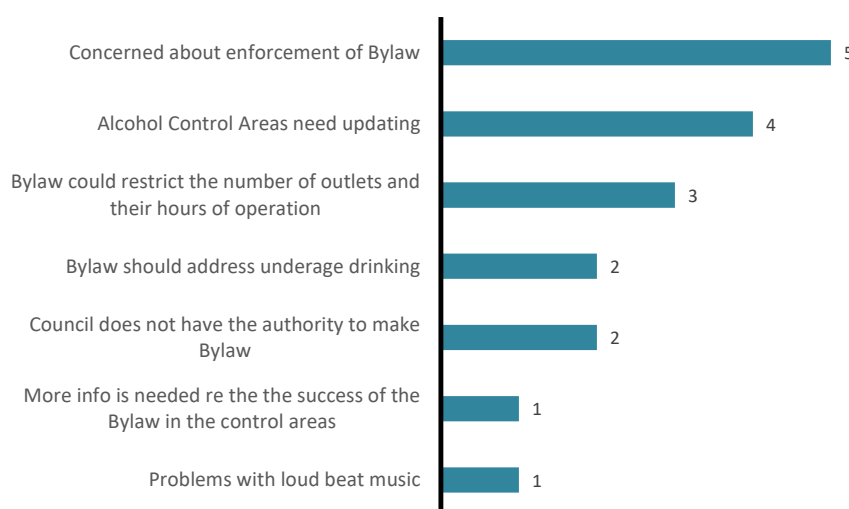
4 Why some submitters are not fully supportive of the Bylaw continuing with no changes

Reasons for not fully supporting the Bylaw continuing without amendment came from three sources:

- Those who only partly support the Bylaw continuing
- Submitters who did not support the Bylaw continuing at all
- People who made 'other comments' about the Bylaw. This was a separate question in the consultation feedback form.

These reasons are shown in the following chart:

Figure three: Main reasons for not fully supporting the Bylaw continuing without amendment (number of responses)



Base: 13 people who either stated they do not fully support the Bylaw continuing, or made 'other comments' about the Bylaw.

These reasons are analysed below.

Concerned about enforcement of the Bylaw

Five submitters (2, 21, 37, 42, 55) have issues with enforcement of the Bylaw by the Police.

Two of these submitters (37, 42) wanted stronger enforcement of the Bylaw in Kaikohe, Kawakawa and Moerewa. For example, submitter 37 referred to Kaikohe and said: "The problem is the enforcement of the bylaw especially at the Library Square. It would be good if the Council staff walked through once a day and rang the police when they see the Bylaw being breached. It would also be good if the Police spent less time revenue collecting on the roads between Kaikohe and Kerikeri and more time walking through Kaikohe Library Square once a day".

Submitter 55 said it would be unfair for the Police to penalise those enjoying a peaceful drink. This person did not support the Bylaw continuing.

Submitter 2 said "The way I read the bylaw, police could stop someone just passing through an alcohol control area on their way to a mate, search them, and confiscate a couple of beer bottles in the backpack". Again, this person did not support the Bylaw continuing at all.

Another person (21) who only partly supported continuing the Bylaw said that it is not policed as intended. However, they did not explain what they meant.

Staff analysis

Feedback from the Police is that their resources are stretched and in their day-to-day experience, other matters may take priority over people consuming or bringing alcohol into public places. However, if this drinking escalates into crime and public disorder they will act if possible.

Enforcement of the Bylaw by the Police is discretionary, and in most cases, someone enjoying a quiet drink in an alcohol control area is likely to be ignored by the Police.

Section 147(4c) of the Local Government Act 2002, states that transport of alcohol in an unopened container to premises outside the public place is not covered by the Bylaw. Therefore, the Police should not confiscate unopened beer bottles being taken to a mate's place in a backpack.

Staff consider that the powers given to the Police by the Bylaw which range from ignoring an issue if it is a minor matter, to issuing a warning and asking offenders to leave the area, to search, seizure and arrest of offenders provide the Police with a range of ways to respond appropriately to alcohol-related crime and disorder in the Alcohol Control Areas authorised by the Bylaw.

Staff recommendation

While some submitters wanted stronger enforcement and others wanted less enforcement, Council staff recommend no changes to the Bylaw in response to these submissions, as enforcement of the Bylaw is a matter of discretion for the Police, who can choose how to respond to particular situations.

Council could potentially lobby for more Police "on the beat" in Far North communities where alcohol-related crime and disorder is occurring to address the resourcing issue Police have in tackling this area. However, this is outside the scope of deciding whether the Bylaw should continue or not.

The alcohol control areas need updating

Four submitters (14, 23, 26, 43) said that the current Alcohol Control Areas need updating. Submitter 14 asked why Waitangi is not an Alcohol Control Area. Submitters 23 and 43 stated that the Bylaw should cover more areas. Submitter 26 wanted the Control Areas to be updated.

Staff analysis

The Alcohol Control Areas authorised by the Bylaw are in an associated Schedule to the Bylaw, not in the Bylaw itself. As such, these areas are not part of the current Bylaw review. However, these Alcohol Control Areas will be reviewed later in 2024. This may or may not mean adding new Control Areas or extending the geographic coverage of existing areas. However, early engagement on this issue suggests that more Alcohol Control Areas are wanted by some key stakeholders. As the Options Report presented to Council on 16 November 2023 stated:

- "the Police have noted that high levels of alcohol-related crime and disorder is occurring in some areas outside the current 23 alcohol control areas: for example, in Paihia on streets adjacent to the current control area and on the beach and lookout area
- "Council's Environmental Health Compliance team has suggested new areas could be declared as alcohol control areas, such as Awanui, Cable Bay, Mangonui and Ohaewai subject to collecting evidence of alcohol-related crime and disorder in these areas
- "photographic evidence collected by Te Whatu Ora (Ngā Tai Ora – Public Health Northland) has pinpointed problem areas outside the current alcohol control areas including service lanes and local playgrounds adjacent to supermarkets".

Staff recommendation

Staff recommend no changes to the Bylaw in response to these submissions.

Bylaw should restrict the number of outlets selling alcohol and their hours of operation

Three submitters (6, 43, 46) stated that the number of liquor outlets and their hours of operation should be restricted.

Submitter 43 said that alcohol is currently available from too many outlets. Submitter 46 wanted a review of the number of liquor outlets in our communities. They said, “it is seen as an easy and profitable entry business, but alcohol is widely available already through existing outlets”. Submitter 6 would like controls on the hours that businesses selling liquor can open, and where they can be located. They gave the example of Kaikohe with two liquor stores plus at least three supermarkets/food marts selling liquor “for a small population in a small area where drug and alcohol offences/abuse are rife”.

Staff analysis

As determined by section 147 of the Local Government Act 2002, the Bylaw has a limited scope relating to the consumption, possession or bringing in of alcohol into designated public places (excluding licensed premises) and cannot regulate the opening hours and location of licensed premises. However, Council can develop a Local Alcohol Policy to address, amongst other things, the opening hours, number and density of liquor outlets. Research is being conducted to prepare a paper to Council with the option to develop such a Policy.

Staff recommendation

Staff recommend no changes to the Bylaw in response to these submissions. Developing a Local Alcohol Policy could help address the concerns of these submitters.

Bylaw should address underage drinking

Two submitters (34, 41) stated that the Bylaw should address underage drinking.

Staff analysis

To a certain extent the Bylaw already addresses underage drinking which is a crime under the Summary Offences Act 1981. Prosecuting offenders under this Act can take up valuable Police time and resources, and the Bylaw provides a helpful alternative approach where, for example, the Police can use their discretion to give young offenders a warning, ask them to pour out their alcohol and move on. If the offender refuses to follow the Police requests, they can be charged.

NB. Council can also act in other ways to address underage drinking, for example by developing a Local Alcohol Policy. These initiatives are out of scope for the decision to continue the Bylaw.

Staff recommendation

Council staff recommend no changes to the Bylaw based on these submissions.

Council does not have the authority to make the Bylaw

Two people (17, 51) queried the legitimacy of the Bylaw.

Submitter 17 said: “It’s not the business of the state to tell us where we can or cannot drink” while submitter 51 said that the Council has “no jurisdiction, authority, or right to make any bylaws, laws or regulations”.

Staff analysis

While these submitters are entitled to their opinion, section 147(2) of the Local Government Act 2002 gives Council the power to make bylaws to regulate the consumption, possession or bringing in of alcohol into public places excluding licensed premises.

Staff recommendation

Staff recommend no changes to the Bylaw in response to these submissions.

More information is needed re the success of the Bylaw in the control areas

Submitter 20 stated “It would have been helpful to have information about the effects of the Alcohol Control Bylaw in reducing crime in the control areas”.

Staff analysis

Section 4 of the Research Report² accompanying the review of the Bylaw provides evidence from the Police regarding the success of the Bylaw in reducing alcohol-related crime and disorder in the Alcohol Control Areas. Further evidence is being sourced which will be used to review the 23 current control areas later in 2024.

Staff recommendation

No changes to the Bylaw are recommended based on this submission.

Problems with loud beat music

Submitter 12 made both a written and an oral submission to the Council. He was concerned about “amplified beat music” not being addressed by Council’s noise control officers.

Staff analysis

The main example submitter 12 gave in his oral submission involved an intoxicated neighbour playing loud beat music late at night with noise control not responding to his complaints. In this case the Bylaw would not apply as this alcohol-related behaviour did not occur in a public place.

Another example given by this submitter was of people playing loud beat music in playgrounds, which are often in Alcohol Control Areas and would be covered by the Bylaw if alcohol was involved. However, in his written submission, submitter 12 said “I have not noticed smoking and drinking is a problem”.

Staff recommendation

No changes to the Bylaw are recommended based on this submission which was about noise control rather than alcohol-related crime and disorder in public places.

5 Feedback regarding the Bylaw wording

No submissions were made regarding any specific clauses in the Bylaw, therefore there is no analysis of this area.

² [Research Report - Alcohol Control Bylaw \(A4408879\)](#)

APPENDIX 1 – LIST OF SUBMISSIONS RECEIVED

Number	Organisation	Oral Submission
1	Individual submission	
2	Individual submission	
3	Cafe Zest	
4	Individual submission	
5	Individual submission	
6	Individual submission	
7	Individual submission	
8	Individual submission	
9	Individual submission	
10	Individual submission	
11	Individual submission	
12	Individual submission (William Gillanders)	X
13	Individual submission	
14	Individual submission	
15	Individual submission	
16	Individual submission	
17	Individual submission	
18	Individual submission	
19	Individual submission	
20	Te Paatu ki Kauhanga Trust	
21	Whangaroa Village Inc	
22	Individual submission	
23	Individual submission	
24	Individual submission	
25	Individual submission	
26	Individual submission	
27	Individual submission	
28	Individual submission	
29	Individual submission	
30	Individual submission	
31	PKLBWT Whānau Trust	
32	Chang Siam Thai restaurant	
33	Individual submission	
34	Individual submission	
35	Individual submission	
36	Individual submission	
37	Heart of the North Celebration Centre	
38	Individual submission	
39	Individual submission	

Number	Organisation	Oral Submission
40	Individual submission	
41	Individual submission	
42	Individual submission	
43	Individual submission	
44	Individual submission	
45	Individual submission	
46	Individual submission	
47	Individual submission	
48	Individual submission	
49	Scrumptious Fruit Trust	
50	Individual submission	
51	Individual submission	
52	Individual submission	
53	Individual submission	
54	Individual submission	
55	Individual submission	
56	Individual submission	
57	Individual submission	
58	Individual submission	
59	Individual submission	
60	Individual submission	
61	Individual submission	
62	Individual submission	
63	Individual submission	
64	Individual submission	
65	Individual submission	
66	Individual submission	
67	Individual submission	
68	Northern Districts Security	
69	Te Hiku Hauora	
70	Individual submission	
71	Individual submission	
72	Individual submission	
73	Individual submission	
74	Individual submission	
75	Individual submission	
76	Individual submission	
77	Individual submission	
78	Individual submission	
79	Individual submission	
80	Northern District, Te Whatu Ora (Health NZ)	X

6.3 STATEMENT OF PROPOSAL- TRANSFER OF THE INDEPENDENT QUALIFIED PERSON'S (IQP'S) REGISTER TO AUKLAND COUNCIL

File Number: A4578261

Author: Trent Blakeman, Manager - Building Services

Authoriser: Kevin Johnson, Group Manager - Delivery and Operations

TAKE PŪRONGO / PURPOSE OF THE REPORT

To approve and adopt for consultation the transfer of the administration of the Independent Qualified Person's (IQP's) Register (including the acceptance of Independent Qualified Person's) to Auckland Council.

WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

There are two options under consideration, either build and maintain an IQP register ourselves or transfer the powers to Auckland Council.

There are a range of factors in favour of the transfer of powers including a more technological advanced system for Independent Qualified Person's and building owners through the Auckland Council website, additional opportunities for working outside Northland, a reduction in compliance costs and a potential reduction in risk from an improved assessment regime.

Should the transfer not occur it is likely that our current processes will require review and likely amendment which will create additional costs.

TŪTOHUNGA / RECOMMENDATION

That Council:

- a) adopt the statement of proposal which is subject to s.83 the Special Consultative Procedure Process under the Local Government Act 2002.**
- b) resolve to seek public submissions on the proposal between 2 April 2024, and 30 April 2024, in accordance with the Special Consultative Procedure process.**
- c) authorise the Chief Executive to make any necessary drafting, typographical or presentation corrections to the attached supporting documents prior to consultation.**

1) TĀHUHU KŌRERO / BACKGROUND

At present Whangarei District Council maintain the register of Independent Qualified Person's for all 3 of Northland's District Councils. This arrangement has been in place for approximately 20 years and means that Independent Qualified Persons who are on the register can undertake work throughout Northland rather having to be accepted by 3 different Councils.

It is proposed to transfer those responsibilities including the setting of fees to Auckland Council.

Whangarei & Kaipara District Councils have transferred the powers.

The proposed transfer only relates to the approval of Independent Qualified Person's, the maintenance of the register of Independent Qualified Person's and the setting of fees for such approval and on-going registration.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

Councils throughout the country are working together in relation to the registering of IQPs. For example, the South Island operates under one register administered by Timaru District Council and there is a joint group that administers the register for Hamilton City Council, Hauraki District Council, Matamata Piako District Council, Otorohanga District Council, Thames Coromandel District Council, Waikato District Council, Waipa District Council & Waitomo District Council.

There are 2 main reasons why the transfer of power is being considered, being efficiencies and technical capability. These considerations are outlined in the procedures for transfer under the Local Government Act 2002. The technical capability is important as robust assessment of Independent Qualified Person's will result in reduced risk going forward. The consideration of these matters is outlined in the attached statement of proposal (SOP).

Risks

The administration of the BWoF (Building Warrant of Fitness) system carries risks for Councils generally. It is considered that Auckland Council has a robust established process for considering the acceptance of IQPs (Independent Qualified Person) to undertake their responsibilities under the Building Act 2004. This is considered an important component in ensuring the on-going safety of the public.

Options

- 1.) **That FNDC transfer the Duty of assessing and keeping an IQP register to Auckland Council, -this option provides the highest level of assessment of an Independent Qualified Person's with no cost to FNDC.**
- 2.) **That FNDC take back the duty of assessing and keeping an Independent Qualified Person's register, therefore build, and maintain their own IQP register. -this is considered the least resilient option due to cost, competence, and retention of qualified staff.**
- 3.) **That the four councils enter in a join committee to maintain and assess Independent Qualified Person's. - this option was not furthered due to complexity.**

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION

It provides for the least cost to FNDC and the best overall outcome for Independent Qualified Person's and building owners in northland in terms of cost and the standard of competence of Independent Qualified Person's.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

Financial considerations are outlined in the SOP. There will only be financial and budgetary implications if FNDC do not transfer the powers to Auckland, that being the cost of building and managing an Independent Qualified Person's register.

ĀPITIHINGA / ATTACHMENTS

1. **Statement of Proposal: Transfer of Powers under the Building Act 2004 - A4605534** [↓](#)


Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

He Take Ōkawa / Compliance Requirement	Aromatawai Kaimahi / Staff Assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	Medium: The decisions or matters of this Agenda require the use of the special consultative procedure as set out in section 83 of the Local Government Act 2002. This is a requirement for any transfers of power under the Building Act 2004. It is proposed to consult directly with existing IQPs and the public generally.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	As FNDC has not managed an Independent Qualified Person's register in some 20 years, there is no relevant council policies that relate to the LTP that I am aware of.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	This is a district wide as it relates to all buildings that have specified systems and those that are open to the public.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi.	There are no Treaty of Waitangi implications relating to the transfer of the Independent Qualified Person's register to Auckland District Council. All IQP's and building owners that have Building Warrant of Fitness's will be impacted.
Identify persons likely to be affected by or have an interest in the matter, and how you have considered their views or preferences (for example – youth, the aged and those with disabilities).	IQP's and building owners that have Building Warrant of Fitness's.
State the financial implications and where budgetary provisions have been made to support this decision.	Please refer to attached Statement of Proposal
Chief Financial Officer review.	The CFO has reviewed this report.



Statement of Proposal

Transfer of Powers under the Building Act 2004

2024

Table of Contents

Overview.....	3
What is the transfer of powers?.....	3
Why is the transfer of powers being considered?	3
Efficiencies assessment.....	Error! Bookmark not defined.
Technical capabilities	
Summary	5
Issues to consider	Error! Bookmark not defined.
Having Your Say	5
Key dates for providing your views are:.....	5
Making a Submission	5
Being heard	6
Where can I get more information?	6

Overview

Council is calling for submissions on a proposal to transfer some of its powers to Auckland Council under the Building Act 2004 (BA) in relation to the approval of Independently Qualified Persons (IQP). IQPs are those parties accepted by Council as being qualified to carry out responsibilities in relation to building warrants of fitness (BWof).

The proposed transfer only relates to the approval of IQPs, the maintenance of the register of IQPs and the setting of fees for such approval and on-going registration. The responsibilities of ensuring that buildings have current BWofs, and their auditing will remain with Whangarei District Council.

It is considered that there are several positive outcomes to be gained through the transfer, including cost savings, greater opportunities for Northland based IQPs to work within the Auckland region, a better experience for IQPs and building owners through the modern Auckland web-based system, whilst reducing potential risk through a robust assessment of IQPs. It is acknowledged that some parties may see such a transfer as a loss of local autonomy. A joint regional approach such as the Waikato (see below) example was considered but would not give any advantages (efficiencies or technical) that can't be gained through the simpler transfer as proposed.

Section 233 of the BA provides for a TA to transfer its functions, duties, or powers to another TA subject to the use of the special consultative procedure in section 83 of the Local Government Act 2002.

We are calling for submissions on this proposal.

Consultation on the policy will open on August 16, 2023, and close on 18 September 2023.

Anyone who is interested can find all the information about it on our website, or they can call or come in to see us, however actual submissions shall be in writing.

What is the Transfer of Powers?

The Building Act 2004 (BA), require Territorial Authorities (TA) to accept IQPs as being *qualified to carry out or supervise all or some of the inspection, maintenance, and reporting procedures required for a specified system stated in a compliance schedule and to certify that those procedures have been fully complied with*. In simple terms the IQPs certify the safety systems (known as specified systems) for commercial buildings through the annual Building Warrant of Fitness regime. As such it is critical that parties undertaking such responsibilities are qualified to do so to ensure that certifications are accurate and therefore reduces risk to building users.

Why is the Transfer of Powers being Considered?

At present WDC maintain the register of IQPs for all 3 of Northland's district councils. This arrangement has been in place for approximately 20 years and means that IQPs who are on the register can undertake work throughout Northland rather having to be accepted by 3 different Councils.

There is an increasing trend throughout the country for TAs to work together in relation to the registering of IQPs. For example, the South Island operates under one register administered by Timaru District Council and there is a joint group that administers the register for Hamilton

CC, Hauraki DC, Matamata Piako DC, Otorohanga DC, Thames Coromandel DC, Waikato DC, Waipa DC & Waitomo DC.

There are 2 main reasons why the transfer of power is being considered, being efficiencies and technical capability. These considerations are outlined in the procedures for transfer under the Local Government Act 2002. The technical capability is important as robust assessment of IQPs will result in reduced risk going forward.

Efficiencies Assessment

At present WDC look after the maintenance of the register and it is a very manual process with letters being emailed to and from IQPs. Whilst this approach does work it is not an efficient use of resources and falls short of a modern website-based portal approach (as per Auckland). Currently the register includes approximately 160 IQPs so the staff time involved in the maintenance of the register is not insignificant. Income from the fees associated with the register is approximately \$27k per annum (WDC). It should be noted that should the transfer not take place there will be additional costs in implementing a modern web portal-based system to meet customer expectations in the near future. Estimates of the costs of such a system are around the \$50,000 (although these costs are indicative only).

The transfer of the register and the approval process to Auckland would allow IQPs to practice under one registration for all the Auckland and Northland regions. Whilst allowing Northland based IQPs to operate in Auckland, Northland building owners will also have a larger pool of IQPs potentially available to undertake work within the Northland region.

Costs of joining the Auckland register do need to be considered. Those IQPs who are currently are on both registers will have a cost saving of \$182 per annum (being WDC's current renewal fee). Those who require acceptance through the Auckland process will be charged \$400 for the initial application which includes 3 years of registration. The renewal process at Auckland is \$250 for a three-year period. So overall IQPs will be paying less as 3 years' worth of renewals under our current fees schedule will cost \$546 compared to Auckland's \$250. IQPs will be required to go through the Auckland on-line assessment process so will need to demonstrate their suitability to be accepted. This will be a positive check to reduce risk to the public.

A summary table of efficiencies is produced below:

	Advantages	Disadvantages
Transfer to Auckland	Cost savings for IQPs; Ability for IQPs to work from Pukekohe to North Cape; Better web-based process for register;	There aren't any as we current do not maintain a register.
Build and maintain our own IQP register.	northland based IQPs & building owners will deal with local Council	Investment will be needed to build a fit for purpose web-based system

Technical Capabilities

Due to the number of IQPs within the Auckland area and the number of buildings subject to the BWoF process, Auckland Council has developed a system for the registration of IQPs including a panel of experts who meet fortnightly to consider new applications. This is a more robust approach than is currently undertaken within Northland. This will help limit risk going forward as it is considered that there is less chance of inappropriate people being accepted as IQPs which will lessen the potential for BWoFs to be issued erroneously.

This is a significant advantage with transferring the power to Auckland Council. Should the transfer not occur it is likely that current processes for assessing suitability would require review and allocation of additional resources.

A summary table of technical capabilities is produced below:

	Advantages	Disadvantages
Transfer to Auckland	The transfer will allow Northland Councils to piggyback off the established Auckland regime therefore reducing risk from poor assessments.	FNDC responsible for decisions made by Auckland.
Maintain Status Quo		The current assessment regime is considered inferior to Auckland's.

Summary

There are two options under consideration, either build and maintain an IQP register us or transfer the power to Auckland. There are a range of factors in favour of the transfer of powers including a more technological advanced system for IQPs and building owners through the Auckland Council website, additional opportunities for working outside Northland, a reduction in compliance costs and a potential reduction in risk from an improved assessment regime. Should the transfer not occur it is likely that our current processes will require review and likely amendment which will create additional costs.

Having Your Say

We are seeking community feedback in accordance with the Local Government Act 2002 (Section 83) Special Consultative Procedure.

As part of this procedure, we provide you with the opportunity to present your views to Council on the proposed transfer of powers.

Key dates for providing your views are:

Submissions on the proposed transfer open on 2nd April 2024

Information is available on the website at www.fnkc.govt.nz.

Submissions close at 5pm 30 April 2024

Proposed dates and location for hearing submissions by Council will be advised following receipt of submissions.

Making a Submission

Any person or organisation can make a submission on the Proposed Transfer of Powers under the Building Act 2004.

Submissions can be made, either electronically online, by email or on paper.

Submissions should:

- What your views are and the reasons for them
- Whether you wish to be heard in support of your submission.

All submissions must be received by 5 pm on 18 September 2023.

You can make a submission online at: [XXXXXXXXX](#) or

Email your submission to: ask.us@fndc.govt.nz, or

Post your submission to:
Proposed Transfer of Powers under the Building Act 2004
Far North District Council
Private Bag 752
Kaikohe, 0440

Submissions can also be hand delivered to any Far North District Council Office or Service Centre listed below.

Kaikohe, 5 Memorial Ave, Kaikohe 0405.

Kaitaia, Corner of State Highway 1 and Mathews Avenue, Kaitaia 0410.

Kaeo, Leigh Street, Kaeo 0478.

Kerikeri, 60 Kerikeri Road, Kerikeri 0230.

Paihia, 69 Marsden Road, Paihia 0200.

Hokianga, 29 Hokianga Harbour Drive, Opononi 0473.

Rawene, 11 Parnell Street, Rawene 0473.

Kawakawa, 56 Gillies Street, Kawakawa 0210.

Being heard

Any person who makes a submission will have the opportunity to be heard by Council; but must make that request in their written submission. No anonymous submissions will be accepted.

The Council is legally required to make all written or electronic submissions available to the public and to Councilors, including the name and address of the submitter. The submissions, including all contact details provided, will be available to the public.

Information will be available to the public subject to the provisions of the Local Government Official Information and Meetings Act 1987.

Submitters who have asked to be heard will be advised of the hearing dates available.

Where can I get information?

Copies of this Statement of Proposal can be viewed on Far North District Councils website.

Alternatively, copies of the Statement of Proposal can be viewed at Whangarei District Council Offices at:

Kaikohe, 5 Memorial Ave, Kaikohe 0405.

Kaitaia, Corner of State Highway 1 and Mathews Avenue, Kaitaia 0410.

Kaeo, Leigh Street, Kaeo 0478.

6.4 GROUND LEASE TO DOUBTLESS BAY SEA SCOUTS - EAST STREET TAIPA**File Number: A4581251****Author: Michelle Rockell, Team Leader - Property Management****Authoriser: Kevin Johnson, Group Manager - Delivery and Operations****TAKE PŪRONGO / PURPOSE OF THE REPORT**

To seek resolution from Council on the granting of a new ground lease over recreation reserve, under Section 54 Reserves Act 1977 for a portion of Part Allot 5 PSH OF Taipa, 10 East Street, Taipa to Scouts Aotearoa.

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- Doubtless Bay Sea Scouts Group (DBSSG), operating under the Scouts Aotearoa umbrella, have been established at 10 East Street, Taipa since May 1991.
- October 2022 DBSSG formally requested a new lease.
- There is no existing Reserve Management Plan for Taipa Sports Ground.
- The Reserves Act 1977 requires public consultation on the issuing of a lease over a Recreation Reserve when no Reserve management plan is in place.
- A report was presented to the Te Hiku community Board on 1st August 2023 who recommended that public consultation be initiated. Resolution 2023/60.

Public consultation ran from 2 November to 30 November 2023. A total of 15 submissions were received, all in support of the proposed lease. No submissions wished to be heard. This report was presented to the Te Hiku Community Board on 13 February 2024 who recommended the approval of the ground lease.

TŪTOHUNGA / RECOMMENDATION**That Council:**

- a) **approve a new ground lease to Scouts Aotearoa over part of the Recreation Reserve being approximately 860 square metres of Part Allot 5 PSH OF Taipa, held in New Zealand Gazette 1984 page 104.**

The terms of the proposed lease shall be:

- **Term: 15 Years (5+5+5)**
- **Rental: As per FNDC Fees and Charges Schedule for a Community lease.**
- **\$113 plus GST for 2022/23 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule.**

- b) **approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.**

1) TĀHUHU KŌRERO / BACKGROUND

At the 13 February 2024 Te Hiku Community Board meeting, the following resolution was passed:

RESOLUTION 2024/3

Moved: Chairperson Adele Gardner

Seconded: Member Rachel Baucke

That Te Hiku Community Board recommends that Council:

- a) **approve a new ground lease to Scouts Aotearoa over part of the Recreation Reserve being approximately 860 square metres of Part Allot 5 PSH OF Taipa, held in New Zealand Gazette 1984 page 104.**

The terms of the proposed lease shall be:

Term: 15 Years (5+5+5)

Rental: As per FNDC Fees and Charges Schedule for a Community lease.

- **\$113 plus GST for 2022/23 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule.**

- b) **approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.**

CARRIED

Taipa Recreation Reserve is vested in Council and has been partly occupied by DBSSG, operating under the Scouts Aotearoa umbrella, since 1991 who maintain their leased area and building to a high standard.

DBSSG occupy the site in conjunction with Taipa Plunket Clinic, Doubtless Bay Squash Racket Club and Eastern United Rugby Football Club.

In October 2022, Scouts Aotearoa approached Council formally seeking a new lease.

DGSSG is a well-established group with 87 years of service to the local community, providing young people with the ability to foster development in physical, emotional, spiritual and mental aspects through the provision of safe and nurturing environments. Their purpose is to empower young people from ages 5 to 26 to lead lives that make a positive difference, both to themselves and their community.

The longevity of the scout group at this site reinforces the valuable service DBSSG provides to the community of Taipa and surrounding localities.



2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

As per the Reserves Act 1977 section 54, public consultation is required on the granting of a lease over recreation reserve.

Public Notification

Public Notice was advertised in the Northern Advocate and ran from 2 November - 30 November 2023 as required under the Reserve Act.

A total of 15 submissions were received, all in support of the proposed lease. No submissions wished to be heard.

A copy of the submissions is attached.

The options available for this site are:

Option 1: Recommended

That Council:

- c) **approves a new ground lease to Scouts Aotearoa over part of the Recreation Reserve being approximately 860 square metres of Part Allot 5 PSH OF Taipa, held in New Zealand Gazette 1984 page 104.**

The terms of the proposed lease shall be:

Term: 15 Years (5+5+5)

Rental: As per FNDC Fees and Charges Schedule for a Community lease.

- **\$113 plus GST for 2022/23 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule.**

- d) **approves further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.**

Option 1 will allow DBSSG to continue providing their service to the community.

Option 2:

- a. Decline DBSSG's request for a new lease
- b. ask DBSSG to remove the existing building and associated assets from the reserve and reinstate the recreation reserve at their cost.

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION

DBSSG provide a beneficial service to the community and requiring them to vacate the land will be detrimental to the whānau and tamariki of the area.

As per the FNDC Parks and Reserves Policy 2022, Council can grant exclusive leases to part or all of a reserve for a maximum term of 15 years with a further right of renewal for 15 years if it deems such terms to be appropriate. In this case, we deem the term of 15 years (5+5+5) acceptable for this site.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

The lease will:

- a) provide for the lessee to continue to be responsible for all ongoing maintenance of the associated green space.
- b) provide for the lessee to be responsible for the payment of all utility charges, rates and insurances.

Should a lease not be provided to DBSSG and the land reinstated to reserve, Council will become responsible for any ongoing maintenance of the site, placing more pressure on the reserves maintenance budget.

ĀPITI HANGA / ATTACHMENTS

1. **Public submission results Doubtless Bay Sea Scouts 2023 - A4536261** [↓](#) 

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

He Take Ōkawa / Compliance Requirement	Aromatawai Kaimahi / Staff Assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	Medium - we are requesting the Community Boards feedback and recommendation.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	FNDC Reserves Policy: The Policy supports a long-term lease being offered to community orientated groups wanting a permanent base. The Reserves Act 1977: Section 119 and 120 require that public consultation be initiated prior to the granting of a lease
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	Council in respect of applications for the use and/or lease of reserves not contemplated by an existing reserve management plan.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi.	Public consultation ran from 2 November to 30 November 2023. 15 submissions were received, all in support of the granting of the lease. Of the 15 submissions, none wished to be heard by the Te Tiku Community Board. Far North District Council recognises the significant role of tangata whenua as set out in the Working with Māori chapter in the Long-Term Plan 2021-2031. Te Rūnanga-a-iwi o Ngāti Kahu Co-Chief Executive Officers were informed of the requested lease and notified of the commencement of public consultation.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities).	The community have been notified and consulted via public notice and consultation.
State the financial implications and where budgetary provisions have been made to support this decision.	All upgrade and maintenance costs fall to the lessee. The appropriate community rent for the land is set by the FNDC Fees Charges Policy.
Chief Financial Officer review.	The Chief Financial Officer has reviewed this report.

Do you support the proposal to grant a new 15-year ground lease over 10 East Street, Taipa Recreational Reserve to Doubtless Bay Sea Scouts?	Why do you support the proposed lease?	Why don't you support the proposed lease?	Would you like to share any further feedback on the proposed lease?	Would you like to be heard in support of your submission? Verbal submissions will be heard by the Te Hiku Community Board.
Yes, I want it to go ahead.	I totally support Sea Scouts being able to continue in this location.			
Yes, I want it to go ahead.	I am all in favour of this group continuing on this site.			
Yes, I want it to go ahead.	<p>Hello,</p> <p>Re this link: https://www.fndc.govt.nz/Whats-new/Have-your-say/Doubtless-Bay-Sea-Scouts-Lease</p> <p>The page says there is a survey we can complete, I can't see any link to it on this page? Can you share the survey location with me, thanks.</p> <p>I'm supportive of the proposal, but would like to make a submission so that is recorded.</p>			I'm supportive of the proposal, but would like to make a submission so that is recorded.

Yes, I want it to go ahead.	Doubtless Bay Sea Scouts is an important facility and resource for local youth.			No
-----------------------------	---------------------------------------------------------------------------------	--	--	----

Yes, I want it to go ahead.	We need community groups that encourage young people to be involved in purposeful recreation.			No
Yes, I want it to go ahead.	They use the ground in a positive and constructive way.			No
Yes, I want it to go ahead.	It is an AWESOME group for our youngsters to have access to.			
Yes, I want it to go ahead.	Good community service		No	No
Yes, I want it to go ahead.	A great group who offer a fabulous opportunity for our kids.			No
Yes, I want it to go ahead.	We need to encourage youth groups. Without premises they will die out. Council should be making it as easy as possible without having to jump through hoops to help our young people.		I've said it.	No
Yes, I want it to go ahead.	This is a very important programme to offer the youth of the area, particularly because we're a coastal community.			No
Yes, I want it to go ahead.	I loved it as a kid		Amazing community work they do	No
Yes, I want it to go ahead.				No
Yes, I want it to go ahead.	The Scouts are an important part of our community.			No
Yes, I want it to go ahead.	Community groups require security of venue for all their volunteer efforts for youth.			No
Yes, I want it to go ahead.	Good for the community.			No
Yes, I want it to go ahead.	Anything that supports life skills and encourages our tamariki to be the best they can be is benefitting our rohe.			No
Yes, I want it to go ahead.	they are doing a good job			No

6.5 APPOINTMENT FOR RANGITANE MARITIME DEVELOPMENT EXPERT CONSENTING PANEL

File Number: A4606631

Author: Ellie Greenwood, Democracy Advisor

Authoriser: Casey Gannon, Manager - Democracy Services

TAKE PŪRONGO / PURPOSE OF THE REPORT

To formalise an appointment on behalf of the Far North District Council for the Rangitane Maritime Development Expert Consenting Panel under the COVID-19 Recovery (Fast-track Consenting) Act 2020.

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- The Far North District Council received an invitation to nominate a member/s to the Rangitane Maritime Development Expert Consenting Panel from the Environmental Protection Agency.
- It is preferable that any nominees are a section 39A Resource Management Act Making Good Decisions Commissioner.
- Far North District Council has five Councillors who have attended the *Making Good Decisions* course.
- If Council nominates more than one person, the panel convener may decide which one of those nominees is to be appointed as a member.
- The person nominated by a local authority may, but need not, be an elected member of the local authority (clause 3(3) of Schedule 5 of the Act).
- If the Council chooses not to nominate a person, the decision falls to the panel convener who must appoint a person with the appropriate skills and experience.

TŪTOHUNGA / RECOMMENDATION

That Council nominate XXXXXX to be considered as a panel member on the Rangitane Maritime Development Expert Consenting Panel.

1) TĀHUHU KŌRERO / BACKGROUND

Central Government introduced legislation to urgently promote employment to support New Zealand's recovery from the economic and social impacts of COVID-19, and to support the certainty of ongoing investment across New Zealand, while continuing to promote the sustainable management of natural and physical resources. A panel is being convened to consider a resource consent for a project including reclamation of the coastal marine area (CMA) to form land that will accommodate an upgraded boat ramp, floating pontoon, carparking, landscaping and public recreational amenities at Rangitane, Kerikeri.

The Far North District Council has been invited to provide a short bio for any persons wishing to be nominated, the panel convener will then consider the nominees and select the most appropriately skilled and experienced person for the role.

The invitation asked that the bio for each nominee include commentary on whether the nominee was a Resource Management Act Making Good Decisions Commissioner and to note their experience on hearings panels.

Any potential conflicts of interest and time commitments relating to the project the nominee may have should also be identified. It is anticipated that the time commitment for this project will be approximately 55 working days, unless the panel seeks an extension to their timeframes, in which there could be an additional 25 working days commitment.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

Far North District Council has five Councillors who have attended the *Making Good Decisions* course. Councillors who have completed and passed the *Making Good Decisions* course are Kōwhai Kelly Stratford, Cr Ann Court and Cr Felicity Foy.

Cr Hilda Halkyard-Harawira has completed the course and is expecting results. Cr Steve McNally has completed the course and has not yet completed the assessment.

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION

The panel convener will ultimately decide who sits on the Panel, but this recommendation narrows down the selection process for the panel convener to determine who can best contribute given the skills and experience wanted.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or need for budgetary provisions.

ĀPITI HANGA / ATTACHMENTS

1. Letter Seeking Panel Nominations from FNDC - A4606626 [↓](#) 

Hōtaka Take Ōkawa / Compliance Schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

He Take Ōkawa / Compliance Requirement	Aromatawai Kaimahi / Staff Assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	This is a matter of low significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	This process is governed by the COVID-19 Recovery (Fast-track Consenting) Act 2020 and the Resource Management Act 1991.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	This process is not of district relevance but requires skills and knowledge beyond those held by Community Board members.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water. State any Treaty of Waitangi Implications.	There are no implications for Māori in nominating a person for the panel. The panel will however need to consider implications for Māori as part of their process.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities).	Those nominated have agreed on this approach.
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or need for budgetary provision.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

► Panel Convener

FAST-TRACK CONSENTING

New Zealand Government

File ref FTC000042A

1 March 2024

Guy Holroyd

Chief Executive

Far North District Council

By email: guy.holroyd@fndc.govt.nz

CC: rochelle.deane@fndc.govt.nz

Tēnā koe

Request for nomination from Far North District Council in relation to Rangitane Maritime Development Expert Consenting Panel

As the Panel Convener under the COVID-19 Recovery (Fast-track Consenting) Act 2020 (Fast-track Consenting Act), I am seeking nominations for the Rangitane Maritime Development Expert Consenting Panel (the Panel). Clause 3(2) of Schedule 5 of the Act states that an Expert Consenting Panel must include one person nominated by the relevant local authorities.

This project includes a reclamation of the coastal marine area (CMA) to form land that will accommodate an upgraded boat ramp, floating pontoon, carparking, landscaping and public recreational amenities at Rangitane, Kerikeri.

I am seeking a nomination from Far North District Council relating to the Rangitane Maritime Development resource consent application. This is a resubmission on an application from September 2021 which was determined to have prohibited activities under the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 (NES-F). An amendment to the NES-F in January 2023 has prompted the applicant to submit a new application for the project activities to be reconsidered by the EPA. I have also written to the Northland Regional Council seeking a nomination.

Clause 3(3) of Schedule 5 of the Fast-track Consenting Act states that if the relevant local authorities nominate more than one person for appointment as a member of the Panel, I may decide which one of those nominees is to be appointed as a member.

If Far North District Council does not make a nomination for a panel member, I must appoint a person with the appropriate skills and experience to be a member of the Panel (clause 3(4) of Schedule 5 of the Fast-track Consenting Act).

Please provide your nomination for the Panel 15 March 2024.

Please also provide a short bio (half page) of the nominee noting if the nominee is a section 39A Resource Management Act Making Good Decisions commissioner, and if the nominee has experience working on hearings panels.

Any potential conflicts of interest and time commitments relating to the project the nominee may have should also be identified. It is anticipated that the time commitment for this project will be approximately 55 working days, unless the panel seeks an extension to their timeframes, in which there could be an additional 25 working days commitment.

If you have any questions or wish to know more about the project, please contact the project team by email at rangitanemaritime.fasttrack@epa.govt.nz.

Nākū noa, nā

A handwritten signature in blue ink, appearing to read 'L. Newhook', with a stylized flourish at the end.

Judge Laurie Newhook
Panel Convener

CC: Northland Regional Council

6.6 COMMITTEE RECOMMENDATIONS AND RESOLUTIONS - FEBRUARY 2024**File Number: A4590953****Author: Ellie Greenwood, Democracy Advisor****Authoriser: Casey Gannon, Manager - Democracy Services****TAKE PŪRONGO / PURPOSE OF THE REPORT**

- To increase governance oversight of Committee business/discussions.
- Communicate resolutions of Committee meetings.
- Escalate Committee recommendations to Council.

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- The following Committee meetings have been held since the last ordinary Council meeting.
 - 20 February 2024 – Te Koukou – Transport Committee
 - 22 February 2024 – Te Kuaka – Te Ao Māori Committee
 - 28 February 2024 – Te Miromiro – Assurance Risk and Finance Committee
- Copies of the Committee meeting minutes are attached for information.
- Links to the agendas containing the reports that formed the basis of the recommendations below are included in this report.

TŪTOHUNGA / RECOMMENDATION**That Council**

Te Kuaka- Te Ao Māori Committee: Item 6.6 – Te Kuaka Te Ao Māori Committee Open Resolutions Update February 2024

direct CEO to include the consultation item for the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt as part of this Long-Term Plan consultation document.

TĀHUHU KŌRERO / BACKGROUND

This is a regular report to provide greater governance oversight of discussions that occur at Committee meetings and to avoid duplication of reading for Councillors for decisions that are recommended to them, from each Committee meeting.

Copies of Committee meeting minutes that have occurred since the last ordinary Council meeting are attached for information.

From time to time, Committee's discuss items that are outside their delegations. This report, when necessary, will highlight recommendations from each Committee to Council for decision.

Information about Council, Committee or Community Board meetings is publicly available at <https://infocouncil.fndc.govt.nz/>

MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS

Since the last Council meeting the following Committee meetings have occurred:

20 February 2024 – Te Koukou Transport Committee

[20 February 2024 Te Koukou Agenda](#)

Escalation required as part of the Public Excluded Agenda

22 February 2024 – Te Kuaka Te Ao Māori Committee

[22 February 2024 Te Kuaka Agenda](#)**That Council**

Te Kuaka- Te Ao Māori Committee: Item 6.6 – Te Kuaka Te Ao Māori Committee Open Resolutions Update February 2024

direct CEO to include the consultation item for the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt as part of this Long-Term Plan consultation document.

28 February 2024 – Te Miromiro Assurance Risk and Finance Committee




[28 February 2024 Te Miromiro Agenda](#)

No escalation required.

PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

This report does not intend to repeat the financial implications, options or decision-making requirements for the recommendations listed. Please review the agendas via the provided links for further information.

ĀPITIHINGA / ATTACHMENTS

1. **2024-02-20 Te Koukou - Transport Committee Minutes - A4577928** [↓](#) 
2. **2024-02-22 Te Kuaka Te Ao Māori Committee Minutes - A4581651** [↓](#) 
3. **2024-02-28 Te Miromiro - Assurance, Risk and Finance Committee Minutes - A4592258**
[↓](#) 

Ordinary Te Koukou - Transport Committee Meeting Minutes - **unconfirmed** 20 February 2024

**MINUTES OF FAR NORTH DISTRICT COUNCIL
ORDINARY TE KOUKOU - TRANSPORT COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBER, MEMORIAL AVE, KAIKOHE
ON TUESDAY, 20 FEBRUARY 2024 AT 10:00AM**

PRESENT: Kahika - Mayor Moko Tepania, Kōwhai - Deputy Mayor Kelly Stratford, Cr Felicity Foy, Cr Ann Court, Cr Steve McNally, Cr Babe Kapa, Cr Penetaui Kleskovic, Cr Tāmati Rākena, Cr Mate Radich, Cr John Vujcich

IN ATTENDANCE: Calvin Thomas (General Manager - Northland Transport Alliance), Elizabeth Stacey (Senior Road Safety & Traffic Engineer - Northland Transport Alliance), Jeff Devine (Strategy and Planning Manager – Northland Transport Alliance), Dawn (Asset Strategy and Management Lead - Northland Transport Alliance), Cushla Jordan (Asset Manager – Northland Transport Alliance)

STAFF PRESENT: Jacine Warmington (Group Manager - Strategic Relationships), Tanya Proctor (Head of Infrastructure Strategy), Ellie Greenwood (Democracy Advisor – Democracy Services), Imrie Dunn (Democracy Advisor – Democracy Services), Casey Gannon (Manager – Democracy Services)

1 KARAKIA TIMATANGA / OPENING PRAYER

Kahika/Mayor Moko Tepania commenced the meeting with a karakia at 10.03am.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

An apology for lateness from Cr Babe Kapa is noted.

3 NGĀ TONO KŌRERO / DEPUTATION

Nil.

4 NGĀ KŌRERO A TE KAHIKA / MAYORAL ANNOUNCEMENTS

The Māramataka Māori today is Ariroa – coming out of low energy days.

5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

4.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 4.1 document number A4561882, pages 8 - 13 refers

RESOLUTION 2024/1

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr John Vujcich

That Te Koukou – Transport Committee confirm the minutes of the meeting held 27 November 2024 are true and correct.

CARRIED

At 10:23 am, Kōwhai - Deputy Mayor Kelly Stratford left the meeting.

At 10:24 am, Kōwhai - Deputy Mayor Kelly Stratford returned to the meeting.

Ordinary Te Koukou - Transport Committee Meeting Minutes - **unconfirmed** 20 February 2024

At 10:35 am, Cr Babe Kapa joined the meeting.

6 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

5.1 TRANSPORT PORTFOLIO MEMBER REPORTS

Agenda item 5.1 document number A4568470, page 13 refers

RESOLUTION 2024/2

Moved: Cr Ann Court

Seconded: Cr Steve McNally

That Te Koukou – Transport Committee note the verbal February 2024 reports from Members Ann Court and Steve McNally as Transport Portfolio holders.

CARRIED

At 11:27 am, Kōwhai - Deputy Mayor Kelly Stratford left the meeting.

At 11:32 am, Kōwhai - Deputy Mayor Kelly Stratford returned to the meeting.

5.2 FNDC TRANSPORTATION ACTIVITY UPDATE - NOVEMBER & DECEMBER 2023 OPERATIONS REPORT

Agenda item 5.2 document number A4558861, pages 14 - 90 refers

RESOLUTION 2024/3

Moved: Cr Ann Court

Seconded: Cr John Vujcich

That Te Koukou - Transport Committee receive the report FNDC Transportation Activity Update - November & December 2023 Operations Report.

CARRIED

At 12:02 pm, Cr Mate Radich left the meeting.

At 12:04 pm, Cr Mate Radich returned to the meeting.

5.3 FNDC SEAL EXTENSION PRIORITISATION UPDATE

Agenda item 5.3 document number A4561837, pages 91 - 117 refers

RESOLUTION 2024/4

Moved: Cr Steve McNally

Seconded: Kahika - Mayor Moko Tepania

That Te Koukou - Transport Committee receive the report FNDC Seal Extension Prioritisation Update.

CARRIED

6 TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION 2024/5

Moved: Kahika - Mayor Moko Tepania

Page 2

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
6.1 - Confirmation of Previous Minutes - Public Excluded	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
6.2 - Fern Flat Road - Fatal Crash Report	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
6.3 - Emergency Slips Programme Report and Funding Request for Complex Sites (Local Share)	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

CARRIED

At the conclusion of the public excluded session Te Koukou Transport Committee confirmed the decisions contained in the part of the meeting held with public excluded **be restated** in public meeting as follows:

6.2 - Fern Flat Road - Fatal Crash Report – decision with amount redacted

That Te Koukou - Transport Committee

- a) receive the report Fern Flat Road - Fatal Crash Report;
- b) request that the section of roading around the Peria Falls be considered as part of the 2024-27 Council Speed Review Programme; and

Ordinary Te Koukou - Transport Committee Meeting Minutes - **unconfirmed** 20 February 2024

- c) recommend to Council that up to **\$REDACTED** (unbudgeted and unsubsidised funding) is allocated to fund the installation of barrier on Fern Flat Road, around Peria Falls

6.3 - Emergency Slips Programme Report and Funding Request for Complex Sites (Local Share) - all information and decision with any amounts redacted

That Te Koukou Transport Committee

- a) receive the Emergency Slips Programme Report
- b) approve the allocation of **\$REDACTED** Emergency Works reserves funding as the local share funding contribution, with an associated Financial Assistance Rate (FAR) of 89%, for construction of:
 - i) West Coast Road Motuti (RP16775) - **\$REDACTED** Local Share Component and
 - ii) West Coast Road (RP20915) - **\$REDACTED** Local Share Component and
 - iii) Whangae Road (RP4817) - **\$REDACTED** Local Share Component.

7 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

Kahika/Mayor Moko Tepania closed the meeting with a karakia.

8 MEETING CLOSE

The meeting closed at 1.42pm.

The minutes of this meeting will be confirmed at the Ordinary Te Koukou - Transport Committee Meeting held on 26 March 2024.

.....
CHAIRPERSON

Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

**MINUTES OF FAR NORTH DISTRICT COUNCIL
ORDINARY TE KUAKA - TE AO MĀORI COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBERS, MEMORIAL AVENUE, KAIKOHE
ON THURSDAY, 22 FEBRUARY 2024 AT 10:10 AM**

PRESENT: Chairperson Harry Burkhardt, Cr Hilda Halkyard-Harawira, Kahika - Mayor Moko Tepania, Kōwhai – Deputy Mayor Kelly Stratford, Cr Ann Court, Cr Babe Kapa (Virtual), Cr Penetaui Kleskovic, Cr Steve McNally (Virtual), Cr Tāmati Rākena, Cr John Vujcich, Mori Rapana (Te Runanga A Iwi O Ngāpuhi Representative)

IN ATTENDANCE: Phil Grimshaw (Kaitohutohu Taiao Senior Advisor- Te Kahu o Taonui)

STAFF PRESENT: Margriet Veenstra (Group Manager- Corporate Services), Tanya Proctor (Head of Infrastructure), Jacine Warmington (Group Manager- Strategic Relationships), Ruben Garcia (Group Manager- Community and Engagement), Llani Harding (Manager- Te Hono), Marlema Baker (Te Kuaka- Te Ao Māori Coordinator- Democracy Services), Jude Campbell (Principal Advisor- Te Hono), Piripi Rākena (Kaiarahi Kaupapa Māori- Te Hono), Dena-Maree Hemara (Kaiarahi Kaupapa Māori- Te Hono), Casey Gannon (Manager- Democracy Services), Imrie Dunn (Democracy Advisor)

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10:10 am Chair Burkhardt commenced the meeting, Cr Rākena continued with a karakia.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

APOLOGY

RESOLUTION 2024/1

Moved: Cr John Vujcich

Seconded: Cr Tāmati Rākena

That the apology received from Cr McNally be accepted and leave of absence granted.

CARRIED

3 NGĀ TONO KŌRERO / DEPUTATION

Nil

4 NGĀ KŌRERO A TE HEAMANA / CHAIRPERSON ANNOUNCEMENTS

Chairperson Harry Burkhardt gave all members of Te Kuaka a chance to give an update.

Deputy Chair Hilda Halkyard- Harawira:

- acknowledged everyone in the room today, Greetings for the new year
- acknowledged those who had recently passed
- updated members of the meeting they had in Rawene with Te Puna o Kupenuku.

Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

Kahika Moko:

- Gave his apologies for not being at the meeting in person as he was unwell.
- Acknowledge that FNDC are in the Northland Age today around our Representation review specifically looking at Nga Tai o Tokerau District wide Māori ward, and looking for feedback from whānau to split that ward from a single ward to and split it to make those geographic boundaries that the members represent.
- Consultation is live right now on our website, and it closes on 31st March 2024
- Also noted the Rep Review Consultation also mentions whether far northerners would support Iwi representatives to have voting rights on council, which is something that other Councils are also doing.

Chairperson Harry Burkhardt:

- Last Thursday Te Kahu o Taonui met, with a commitment to ensure that we lean in those commitments that have been presented. Te Kuaka is one piece of strategic work that we are keen to balance over the next 12 months.
- Discussed the thought process on what Te Kuaka can offer, and on behalf of Te Kahu o Taonui are looking forward to leaning into this.
- Te Kuaka will be meeting by-monthly to ensure we have more information on our agendas

5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 4.1 document number A4561988, pages 8 - 14 refers

RESOLUTION 2024/2

Moved: Cr Tāmati Rākena

Seconded: Cr John Vujcich

That Te Kuaka – Te Ao Māori Committee confirm the minutes of the meeting held 28 November 2023 are true and correct.

Note: Report item 7.2 Ratings Relief Policy Amendments, in the 28 November 2023 meeting minutes requested that a report be brought to the 22 February 2024 Te Kuaka Te Ao Māori Committee, this was not received as required in part b) of the resolution.

CARRIED

At 10:45am Chairperson Harry Adjourned the meeting to allow for staff consultation

At 11:17am meeting was resumed

6 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

6.1 MEMORANDUM OF UNDERSTANDING (MOU) PROCESS REVIEW

Agenda item 5.1 document number A4574353, pages 15 - 17 refers

RESOLUTION 2024/3

Moved: Cr Hilda Halkyard-Harawira

Seconded: Cr Tāmati Rākena

Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

That the Te Kuaka – Te Ao Māori Committee receive the report Memorandum of Understanding (MOU) Process Review.

Abstained: Cr Ann Court

CARRIED

6.2 TE PAE O UTA TE AO MĀORI FRAMEWORK AND TE REO AND TIKANGA - UPDATE

Agenda item 5.2 document number A4574343, pages 18 - 98 refers

RESOLUTION 2024/4

Moved: Cr Penetaui Kleskovic

Seconded: Cr Tāmati Rākena

That the Te Kuaka – Te Ao Māori Committee note the report Te Pae o Uta Te Ao Māori Framework and Te Reo and Tikanga - Update.

Abstained: Cr Ann Court

CARRIED

At 11:31 am, Cr Ann Court left the meeting.

At 11:32 am, Cr Ann Court returned to the meeting.

6.3 IWI HAPU MANAGEMENT PLANS REFRESH UPDATE

Agenda item 5.3 document number A4576303, pages 99 - 100 refers

RESOLUTION 2024/5

Moved: Cr Hilda Halkyard-Harawira

Seconded: Cr John Vujcich

That the Te Kuaka – Te Ao Māori Committee receive the report Iwi Hapu Management Plans Refresh Update.

CARRIED

6.4 TE KUAKA TE AO MAORI COMMITTEE - RESOLUTIONS ESCALATED TO COUNCIL IN 2023 - UPDATE

Agenda item 5.4 document number A4574339, pages 101 - 105 refers

RESOLUTION 2024/6

Moved: Cr John Vujcich

Seconded: Kōwhai – Deputy Mayor Kelly Stratford

That the Te Kuaka – Te Ao Māori Committee receive the report Te Kuaka Te Ao Maori Committee - Resolutions Escalated to Council in 2023 - Update.

CARRIED

Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

6.5 TE KUAKA- TE AO MĀORI COMMITTEE OPEN RESOLUTIONS UPDATE FEBRUARY 2024

Agenda item 5.5 document number A4574035, pages 106 - 110 refers

RESOLUTION 2024/7

Moved: Cr Tāmāti Rākena

Seconded: Kōwhai – Deputy Mayor Kelly Stratford

That Te Kuaka - Te Ao Māori Committee:

- a) receive the February open resolution report;
- b) request an extraordinary workshop in urgency due to Long-Term Plan timeline constraints to enable EMs to discuss the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt;
- c) recommend that Council direct CEO to include the consultation item for the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt as part of this Long-Term Plan consultation document.

Note: Democracy Services will follow up on the Open Resolutions that were not included on the February register.

CARRIED

7 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

At 11:58am Cr Kleskovic closed the meeting with a karakia.

8 MEETING CLOSE

The meeting closed at 11:58am.

The minutes of this meeting will be confirmed at the Ordinary Te Kuaka - Te Ao Māori Committee Meeting held on 22 April 2024.

.....
CHAIRPERSON

Te Miromiro - Assurance, Risk and Finance Committee Meeting Minutes

28 February 2024

**MINUTES OF FAR NORTH DISTRICT COUNCIL
TE MIROMIRO - ASSURANCE, RISK AND FINANCE COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBER, 5 MEMORIAL AVENUE, KAIKOHE 0405
ON WEDNESDAY, 28 FEBRUARY 2024 AT 10.00**

PRESENT: Mr Graeme McGlinn, Deputy Chairperson John Vujcich (Virtually), Kōwhai - Deputy Mayor Kelly Stratford, Cr Ann Court, Cr Penetaui Kleskovic (Virtually), Cr Steve McNally.

IN ATTENDANCE: Virtually: Cr Felicity Foy, Cr Mate Radich, Adele Gardner (Chairperson - Kaikohe-Hokianga Community Board). *NOTE: apology from Cr Babe Kapa.*

STAFF PRESENT: Guy Holroyd (Chief Executive), Margriet Veenstra (Group Manager Corporate Services), Jonathan Slavich (Chief Financial Officer), Emma Healy (Executive Officer), Zena Tango (Team Leader – Transaction Services), Ian Wilson (Manager – Health Safety & Wellbeing), Jacine Warmington (Group Manager – Strategic Relationships), Roger Ackers (Group Manager – Planning and Policy), Tanya Proctor – (Head of Infrastructure Strategy), Ruben Garcia (Group Manager – Community & Engagement), Angie Thomas (Team Leader – Accounting Services), Esther Powell (Climate Action & Resilience), Zena Tango (Team Leader – Transaction Services), Elbie Serfontein (Executive Assistant to Group Manager - Corporate Services), Joshna Panday (Risk & Assurance Specialist), Casey Gannon (Manager - Democracy Services), Imrie Dunn (Democracy Advisor - Democracy Services), Fleur Beresford (Democracy Advisor - Democracy Services).

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10.00am Kowhai Deputy Mayor Kelly Stratford opened the meeting with a prayer.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

RESOLUTION 2024/1

Moved: Mr Graeme McGlinn

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That the apology received from Kahika Mayor Moko Tepania be accepted and leave of absence granted.

CARRIED

2 NGĀ TONO KŌRERO / DEPUTATION

Nil

Te Miromiro - Assurance, Risk and Finance Committee Meeting Minutes

28 February 2024

4 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES**4.1 CONFIRMATION OF PREVIOUS MINUTES**

Agenda item 4.1 document number A4570975, pages 8 - 12 refers.

RESOLUTION 2024/2

Moved: Deputy Chairperson John Vujcich

Seconded: Cr Ann Court

That Te Miromiro - Assurance, Risk and Finance Committee confirm the minutes of the Extraordinary meeting held 4 December 2023 are true and correct.**CARRIED****5 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS****5.1 TOP 10 ORGANISATIONAL RISK UPDATE**

Agenda item 5.1 document number A4567041, pages 13 - 34 refers.

RESOLUTION 2024/3

Moved: Cr Ann Court

Seconded: Cr Steve McNally

That Te Miromiro - Assurance, Risk and Finance Committee receive the report Top 10 Organisational Risk Update.**CARRIED****5.2 PEOPLE AND CAPABILITY REPORT FOR PERIOD 1 OCT - 31 DEC 2023**

Agenda item 5.2 document number A4568888, pages 35 - 39 refers.

RESOLUTION 2024/4

Moved: Cr Steve McNally

Seconded: Deputy Chairperson John Vujcich

That Te Miromiro - Assurance, Risk and Finance Committee receive the report People and Capability Report – Period 1 October to 31 December 2023.**CARRIED**

At 11.13am Chairperson Graeme McGlynn paused the meeting for a short break.

At 11.27am Chairperson Graeme McGlynn reconvened the meeting.

At 11.31am Cr Steve McNally returned to the meeting.

5.3 REVENUE RECOVERY REPORT AS AT 31 DECEMBER 2023

Agenda item 5.3 document number A4570848, pages 40 - 44 refers.

RESOLUTION 2024/5

Moved: Cr Ann Court

Seconded: Cr Steve McNally

Te Miromiro - Assurance, Risk and Finance Committee Meeting Minutes

28 February 2024

That Te Miromiro - Assurance, Risk and Finance Committee receive the Revenue Recovery Report as at 31 December 2023.

CARRIED

5.4 LEVEL OF SERVICE KPI QUARTER 2 PERFORMANCE REPORT FOR 2023-2024

Agenda item 5.4 document number A4570924, pages 45 - 74 refers.

RESOLUTION 2024/6

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Ann Court

That Te Miromiro - Assurance, Risk and Finance Committee receive the Level of Service KPI Quarter 2 Performance Report for 2023.

CARRIED

At 12.06pm CE Guy Holroyd left the meeting.

At 12.10pm CE Guy Holroyd joined the meeting.

At 12.15pm Cr Penetaui Kleskovic left the meeting to prepare for another hui.

5.5 HEALTH SAFETY AND WELLBEING REPORT - QUARTER 2 - 2023-2024

Agenda item 5.5 document number A4569052, pages 75 - 83 refers.

RESOLUTION 2024/7

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Steve McNally

That Te Miromiro - Assurance, Risk and Finance Committee:

- a) accept the format of the HSW Report; and**
- b) agree with the improvement suggestions made in the report for Q3 to reduce HSW risk to Council.**

CARRIED

6 TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED**RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION 2024/8**

Moved: Mr Graeme McGlinn

Seconded: Cr Steve McNally

That the public be excluded from the following parts of the proceedings of this meeting.**The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:**

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
6.1 - Confirmation of Previous Minutes Public Excluded	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
6.2 - FNDC Current Legal Action Potential Liability Claims	s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
6.3 - 2022/23 Final Audit Report Recommendations Update	s7(2)(c)(ii) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

Against: Cr Ann Court**CARRIED**

Te Miromiro - Assurance, Risk and Finance Committee Meeting Minutes

28 February 2024

The meeting returned from Public Excluded at 2.21pm

7 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

Chairperson Graeme McGlinn closed the meeting with a prayer.

8 MEETING CLOSE

The meeting closed 2.22pm.

The minutes of this meeting will be confirmed at the Te Miromiro - Assurance, Risk and Finance Committee Meeting held on 3 April 2024.

.....
CHAIRPERSON

7 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

7.1 COMMUNITY BOARD MINUTES - FEBRUARY 2024

File Number: A4578218

Author: Ellie Greenwood, Democracy Advisor

Authoriser: Casey Gannon, Manager - Democracy Services

TAKE PŪRONGO / PURPOSE OF THE REPORT

To provide an overview of resolutions made by Community Boards with an opportunity for Chairpersons to speak with Council about pertinent discussions held at Community Board.

WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

Minutes from Te Hiku, Kaikohe-Hokianga, and Bay of Islands-Whangaroa Community Board February 2024 meetings are attached for Council information.

TŪTOHUNGA / RECOMMENDATION

That Council note the following Community Board minutes:

- 13 February 2024 Te Hiku Community Board;
- 19 February 2024 Extraordinary Te Hiku Community Board;
- 15 February 2024 Bay of Islands-Whangaroa Community Board; and
- 16 February 2024 Kaikohe-Hokianga Community Board.

TĀHUHU KŌRERO / BACKGROUND

This report is to provide Council with an overview of resolutions made at Community Board meetings and for Community Board Chairpersons to raise any Community Board issues with Council.

MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS

This is intended as an information report but shows on the agenda as a standard report to place it earlier on the agenda.

From time-to-time Community Boards may make recommendations to Council. This report is not considered to be the appropriate mechanism for Council to make a decision from a Community Board recommendation. Council could however move a motion to formally request a report on a particular matter for formal consideration at a subsequent meeting. The report would then ensure that Council have sufficient information to satisfy the decision-making requirements under the Local Government Act 2002 (sections 77-79).

The minutes presented to this meeting include recommendations to Council, which staff have requested be considered by Council for the June meeting.

PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or need for budget provision in considering this report.

ĀPITIHINGA / ATTACHMENTS

1. 2024-02-13 Te Hiku Community Board Minutes - A4570819  
2. 2024-02-19 Te Hiku Community Board Minutes - A4577788  
3. 2024-02-15 Bay of Islands-Whangaroa Community Board Minutes - A4574253  
4. 2024-02-16 Kaikohe-Hokianga Community Board Minutes - A4570136  

Te Hiku Community Board Meeting Minutes - **Unconfirmed**

13 February 2024

**MINUTES OF
TE HIKU COMMUNITY BOARD MEETING
HELD AT THE CONFERENCE ROOM - TE AHU, CNR STATE HIGHWAY 1 AND MATHEWS
AVENUE, KAITAIA
ON TUESDAY, 13 FEBRUARY 2024 AT 10:00 AM**

PRESENT: Chairperson Adele Gardner, Deputy Chairperson John Stewart, Councillor Felicity Foy, Member Darren Axe, Member Sheryl Bainbridge, Member William (Bill) Subritzky, Member Rachel Baucke

IN ATTENDANCE: Councillor Hilda Halkyard-Harawira

STAFF PRESENT: Kathryn Trewin (Funding Advisor - Stakeholder Relationships), Beverly Mitchell (Community Board Coordinator – Stakeholder Relationships), Ellie Greenwood (Democracy Advisor – Democracy Services), Imrie Dunn (Democracy Advisor – Democracy Services), Maria Bullen (Support Officer – Strategic Relationships), Peggy Veen (Principal Advisor – Strategic Relationships), Katie May (virtual) (Asset Manager – District Facilities), Peter Marselos (virtual) (Facilities Technical Officer) Dena-Maree (virtual) (Kaiarahi Kaupapa Māori – Te Hono), Marlema Baker (Te Kuaka – Te Ao Māori Coordinator)

1 KARAKIA TIMATANGA / OPENING PRAYER

Chairperson Adele Gardner commenced the meeting at 10:00am and Member Rachel Baucke opened with a karakia.

1 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND CONFLICTS OF INTEREST

Nil.

2 TE WĀHANGA TŪMATANUI / PUBLIC FORUM

Nil.

3 NGĀ TONO KŌRERO / DEPUTATIONS

- Fiona King regarding drainage updates.

4 NGĀ KAIKŌRERO / SPEAKERS

- Charlotte Nightingale representing Glass Ceiling Collective item 7.5, page 42 refers (virtually)
- Gary Lees and John Drew representing Mangonui Cemetery Committee item 7.5, page 53 refers
- Pat Millar representing Mangonui Community Patrol item 7.5, page 59 refers
- John Haines regarding Paewhenua Boardwalk item 7.5, page 70 refers
- Haylee Koroī representing Toi Tangata item 7.5, page 89 refers (virtually)

The meeting was adjourned from 11.12am to 11.26am.

Te Hiku Community Board Meeting Minutes - **Unconfirmed**

13 February 2024

5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

6.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 6.1 document number A4535859, pages 8 - 14 refers.

RESOLUTION 2024/1

Moved: Member Darren Axe
Seconded: Member William (Bill) Subritzky

That Te Hiku Community Board confirm the minutes of the meeting held 12 December 2023, to be a true and correct record.

CARRIED

6 NGĀ PŪRONGO / REPORTS

7.1 ROAD NAMING - 1000 SANDHILLS ROAD, AHIPARA

Agenda item 7.1 document number A4510253, pages 15 - 20 refers.

RESOLUTION 2024/2

Moved: Deputy Chairperson John Stewart
Seconded: Member Darren Axe

That the Te Hiku Community Board, pursuant to Council's Naming Policy, name a private road Tiromoana Way, currently addressed at 1000 Sandhills Road, Ahipara

CARRIED

7.2 GROUND LEASE TO DOUBTLESS BAY SEA SCOUTS - EAST STREET TAIPA

Agenda item 7.2 document number A4520101, pages 21 - 28 refers.

RESOLUTION 2024/3

Moved: Chairperson Adele Gardner
Seconded: Member Rachel Baucke

That Te Hiku Community Board recommends that Council:

- a) **approve a new ground lease to Scouts Aotearoa over part of the Recreation Reserve being approximately 860 square metres of Part Allot 5 PSH OF Taipa, held in New Zealand Gazette 1984 page 104.**
The terms of the proposed lease shall be:
Term: 15 Years (5+5+5)
Rental: As per FNDC Fees and Charges Schedule for a Community lease.
 - **\$113 plus GST for 2022/23 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule.**
- b) **approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.**

CARRIED

7.3 DEFERRAL OF NORTH PARK TOILET CONSTRUCTION

Agenda item 7.3 document number A4543612, pages 29 - 31 refers.

RESOLUTION 2024/4

Moved: Member Sheryl Bainbridge

Seconded: Deputy Chairperson John Stewart

That Te Hiku Community Board leave the item Deferral of North Park Toilet Construction to lie on the table.

CARRIED

Note: The Board request further enquiry by staff into alternative locations for the toilet.

7.4 PROJECT FUNDING REPORTS

Agenda item 7.4 document number A4553587, pages 32 - 35 refers.

RESOLUTION 2024/5

Moved: Member William (Bill) Subritzky

Seconded: Member Darren Axe

That Te Hiku Community Board note the project report received from Te Rūnanga o Te Rarawa.

CARRIED

7.5 FUNDING APPLICATIONS

Agenda item 7.5 document number A4553594, pages 36 - 96 refers.

RESOLUTION 2024/6

Moved: Deputy Chairperson John Stewart

Seconded: Member Rachel Baucke

That Te Hiku Community Board approve the sum of \$2,500 (plus GST if application) to be paid from the Board's Community Grant Fund account to Glass Ceiling Arts Collective for SparkLive at Te Ahu Centre, with the provision that up to \$1,200 of this money covers the \$15 entry fee to the event for the first 80 Te Hiku locals, to support the following Community Outcomes:

- a) Proud, vibrant communities.
- b) Communities that are healthy, safe, connected and sustainable.

CARRIED

7.5 FUNDING APPLICATIONS

Agenda item 7.5 document number A4553594, pages 36 - 96 refers.

RESOLUTION 2024/7

Moved: Councillor Felicity Foy

Seconded: Member William (Bill) Subritzky

That Te Hiku Community Board

- a) **approve the sum of \$5,280 (plus GST if application) to be paid to from the Board's**

Te Hiku Community Board Meeting Minutes - **Unconfirmed**

13 February 2024

Community Grant Fund account to Mangonui Cemetery Committee for the works quoted in the supporting information tabled at the meeting to support the following Community Outcomes:

- i) Proud, vibrant communities.
- ii) Communities that are healthy, safe, connected and sustainable; and,
- b) request a report to Te Hiku Community Board outlining the financial, rating and operational background relating to the Cemetery and other Council owned, volunteer-managed Cemeteries in the District.

CARRIED**Attachments tabled at meeting**

- 1 14 Feb Tabled Document (MC Quote)
- 2 14 Feb Tabled Document (Map1)
- 3 14 Feb Tabled Document (Map2)
- 4 14 Feb Tabled Document (Map3)

7.5 FUNDING APPLICATIONS

Agenda item 7.5 document number A4553594, pages 36 - 96 refers.

RESOLUTION 2024/8

Moved: Member Sheryl Bainbridge

Seconded: Deputy Chairperson John Stewart

That Te Hiku Community Board

- a) approve the sum of \$4,680 (plus GST if application) to be paid from the Board's Community Grant Fund account for the 2023/24 financial year to Mangonui Community Patrol for secure storage or vehicle and safety equipment, to support the following Community Outcomes:
 - i) Proud, vibrant communities.
 - ii) Communities that are healthy, safe, connected and sustainable; and,
- b) approve the sum of \$4,680 (plus GST if application) to be paid from the Board's Community Grant Fund account for the 2024/25 financial year.

CARRIED**7.5 FUNDING APPLICATIONS**

Agenda item 7.5 document number A4553594, pages 36 - 96 refers.

RESOLUTION 2024/9

Moved: Member Sheryl Bainbridge

Seconded: Chairperson Adele Gardner

That Te Hiku Community Board leave the application from John Haines for the construction of a boardwalk at Paewhenua to lie on the table pending further information from staff regarding the consent requirements of a boardwalk, to support the following Community Outcomes:

- a) Proud, vibrant communities.
- b) Communities that are healthy, safe, connected and sustainable.

Page 4

Te Hiku Community Board Meeting Minutes - **Unconfirmed**

13 February 2024

CARRIED

7.5 FUNDING APPLICATIONS

Agenda item 7.5 document number A4553594, pages 36 - 96 refers.

RESOLUTION 2024/10

Moved: Deputy Chairperson John Stewart

Seconded: Member Darren Axe

That Te Hiku Community Board approve the sum of \$434 (plus GST if application) to be paid from the Board's Community Grant Fund account to Te Whakaora Tangata for graduation ceremony at Te Ahu Centre to cover the cost of hiring the venue at Te Ahu, to support the following Community Outcomes:

- a) **Proud, vibrant communities.**
- b) **Communities that are healthy, safe, connected and sustainable.**

CARRIED

7.5 FUNDING APPLICATIONS

MOTION

Moved: Deputy Chairperson John Stewart

Seconded: Member Darren Axe

That Te Hiku Community Board approve the sum of \$1,400 (plus GST if application) to be paid from the Board's Community Grant Fund account to Toi Tangata – Te Hotu Manawa Māori for Māori kai wānanga to cover venue hire, to support the following Community Outcomes:

- a) **Proud, vibrant communities.**
- b) **Communities that are healthy, safe, connected and sustainable.**

AMENDMENT

Moved: Councillor Felicity Foy

Seconded: Member William (Bill) Subritzky

That Te Hiku Community Board approve the sum of \$3,000 (plus GST if application) to be paid from the Board's Community Grant Fund account to Toi Tangata – Te Hotu Manawa Māori for Māori kai wānanga, to support the following Community Outcomes:

- a) **Proud, vibrant communities.**
- b) **Communities that are healthy, safe, connected and sustainable.**

LOST

RESOLUTION 2024/11

Moved: Deputy Chairperson John Stewart

Seconded: Member Darren Axe

That Te Hiku Community Board approve the sum of \$1,400 (plus GST if application) to be paid from the Board's Community Grant Fund account to Toi Tangata – Te Hotu Manawa Māori for Māori kai wānanga to cover venue hire, to support the following Community Outcomes:

- a) **Proud, vibrant communities.**
- b) **Communities that are healthy, safe, connected and sustainable.**

Page 5

Te Hiku Community Board Meeting Minutes - **Unconfirmed**

13 February 2024

CARRIED**7 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS****8.1 SUMMARY OF APPLICATIONS JULY - DECEMBER 2023**

Agenda item 8.1 document number A4553655, pages 97 - 100 refers.

RESOLUTION 2024/12

Moved: Chairperson Adele Gardner
Seconded: Member William (Bill) Subritzky

That Te Hiku Community Board note the report Summary of Applications July – December 2023.**CARRIED****8.2 TE HIKU COMMUNITY BOARD FEBRUARY 2024 OPEN RESOLUTION REPORT**

Agenda item 8.2 document number A4535910, pages 101 - 108 refers.

RESOLUTION 2024/13

Moved: Member Rachel Baucke
Seconded: Deputy Chairperson John Stewart

That Te Hiku Community Board receive the report Te Hiku Community Board February 2024 Open Resolution Report.**CARRIED****8.3 CHAIRPERSON AND MEMBER REPORTS**

Agenda item 8.3 document number A4547957, pages 109 - 119 refers.

RESOLUTION 2024/14

Moved: Chairperson Adele Gardner
Seconded: Member William (Bill) Subritzky

That Te Hiku Community Board note the February 2024 reports from Chairperson Adele Gardner and Members Darren Axe, Sheryl Bainbridge and Rachel Baucke.**CARRIED***Note verbal report received from Deputy Chairperson John Stewart***9 RESOLUTION TO MOVE INTO PUBLIC EXCLUDED****RESOLUTION 2024/15**

Moved: Chairperson Adele Gardner
Seconded: Member William (Bill) Subritzky

That the Te Hiku Community Board move into Public Excluded to allow free and frank discussion.**CARRIED**

Page 6

Te Hiku Community Board Meeting Minutes - **Unconfirmed**

13 February 2024

10 RESOLUTION TO READMIT THE PUBLIC

RESOLUTION 2024/16

Moved: Chairperson Adele Gardner

Seconded: Member Rachel Baucke

That the Te Hiku Community Board move out of Public Excluded and back readmit the public.

CARRIED

11 TE KAPINGA HUI / MEETING CLOSE

The meeting closed at 12.56pm and Councillor Hilda Halkyard-Harawira closed with a karakia.

The minutes of this meeting will be confirmed at the Te Hiku Community Board Meeting held on 19 March 2024.

.....
CHAIRPERSON

Extraordinary Te Hiku Community Board Meeting Minutes

19 February 2024

**MINUTES OF
EXTRAORDINARY TE HIKU COMMUNITY BOARD MEETING
HELD AT THE VIRTUALLY VIA MICROSOFT TEAMS
ON MONDAY, 19 FEBRUARY 2024 AT 3.30PM**

PRESENT: Chairperson Adele Gardner, Member Darren Axe, Member Sheryl Bainbridge, Member William (Bill) Subritzky

STAFF PRESENT: Tanya Proctor (Head of Infrastructure Strategy), Ellie Greenwood (Democracy Advisor – Democracy Services), Beverly Mitchell (Community Board Co-ordinator – Strategic Relationships), Casey Gannon (Manager – Democracy Services), Dena-Maree Hemara (Kaiarahi Kaupapa Māori – Te Hono)

1 KARAKIA TIMATANGA / OPENING PRAYER

Chairperson Adele Gardner commenced the meeting at 3.34pm and opened the meeting with a prayer.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND CONFLICTS OF INTEREST

2 APOLOGIES

RESOLUTION 2024/17

Moved: Chairperson Adele Gardner

Seconded: Member Darren Axe

That Te Hiku Community Board grant the apology received from Deputy Chairperson John Stewart.

CARRIED

3 TE WĀHANGA TŪMATANUI / PUBLIC FORUM

Nil.

4 NGĀ TONO KŌRERO / DEPUTATIONS

Nil.

5 NGĀ KAIKŌRERO / SPEAKERS

Nil.

6 NGĀ PŪRONGO / REPORTS

6.1 SETTING OF DRAINAGE COMMITTEE MEETING DATES 2024

Agenda item 6.1 document number A4574160, pages 8 - 10 refers

RESOLUTION 2024/18

Moved: Member Darren Axe

Seconded: Member William (Bill) Subritzky

Page 1

Extraordinary Te Hiku Community Board Meeting Minutes

19 February 2024

That Te Hiku Community Board adopt the following meeting dates for the Kaitaia, Motutangi and Kaikino and Waiharara Area Drainage Committees:

- **Wednesday 13 March**
- **Thursday 26 September**

CARRIED

8 TE KAPINGA HUI / MEETING CLOSE

The meeting closed at 3.37pm and Chairperson Adele Gardner closed with a prayer.

The minutes of this meeting will be confirmed at the Extraordinary Te Hiku Community Board Meeting held on 19 March 2024.

.....
CHAIRPERSON

**MINUTES OF
BAY OF ISLANDS-WHANGAROA COMMUNITY BOARD MEETING
HELD AT THE TURNER CENTRE, 43 COBHAM ROAD, KERIKERI
ON THURSDAY, 15 FEBRUARY 2024 AT 10.00AM**

PRESENT: Chairperson Belinda Ward, Member Lane Ayr, Councillor Ann Court, Member Bruce Mills, Member Amy Slack, Member Jane Hindle, Member Tyler Bamber

STAFF PRESENT: Kim Hammond (Community Board Co-ordinator – Stakeholder Relationships), Kathryn Trewin (Funding Advisor – Stakeholder Relationships), Casey Gannon (Manager – Democracy Services), Ellie Greenwood (Democracy Advisor – Democracy Services), Fleur Beresford (Democracy Advisor - Democracy Services), Harley Alexander (Multimedia Strategy and Communications Advisor - Communications and Engagement), Lawrence Wharerau (Virtually) (Kaiahi Kaupapa Māori - Te Hono), Peggy Veen (Principal Advisor – Strategic Relationships), Scott May (Stakeholder Relationships), Grace Hamlin (Support Officer), Lisa Nelson (Support Officer), Maria Bullen (Support Officer), Rochelle Deane (Manager Compliance), Ken Ward (Virtually) (Team Leader – Monitoring).

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10.07am Member Tyler Bamber commenced the meeting with a karakia.

At 10:10 am, Councillor Ann Court joined the meeting.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND CONFLICTS OF INTEREST

APOLOGY

COMMITTEE RESOLUTION 2024/1

Moved: Chairperson Belinda Ward

Seconded: Member Tyler Bamber

That the apology received from Cr Roddy Hapati-Pihema be accepted and leave of absence granted.

CARRIED

3 TE WĀHANGA TŪMATANUI / PUBLIC FORUM

4 NGĀ TONO KŌRERO / DEPUTATIONS

5 NGĀ KAIKŌRERO / SPEAKERS

- Diane Eaglesome (Virtually) representing Glass Ceiling Collective in regard to the SparkLive Show;
- Claire Gordon/Jaime Pavlicevic representing Kitted NZ in regard to the Female Sport Art Exhibition;
- Haylee Koroī (Virtually) representing Toi Tangata in regard to Te Hotu Manawa Māori Wānanga's.

Bay of Islands-Whangaroa Community Board Meeting Minutes

15 February 2024

6 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

6.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 6.1 document number A4560427, pages 8 - 14 refers.

RESOLUTION 2024/2

Moved: Chairperson Belinda Ward

Seconded: Member Lane Ayr

That Bay of Islands-Whangaroa Community Board confirm the minutes of the meeting held on 14 December 2023 are a true and correct record.

CARRIED

7 NGĀ PŪRONGO / REPORTS

7.1 CHAIRPERSON AND MEMBERS REPORT

Agenda item 7.1 document number A4553569, pages 15 - 30 refers.

RESOLUTION 2024/3

Moved: Member Jane Hindle

Seconded: Member Amy Slack

That the Bay of Islands-Whangaroa Community Board note the reports from Chairperson Belinda Ward and Members Lane Ayr, Tyler Bamber and Jane Hindle.

CARRIED

At 11:07 am, Member Amy Slack left the meeting.

At 11:10 am, Member Amy Slack returned to the meeting.

7.2 ALFRESCO DINING APPLICATIONS

Agenda item 7.2 document number A4541281, pages 31 - 41 refers.

RESOLUTION 2024/4

Moved: Member Lane Ayr

Seconded: Member Jane Hindle

That the Bay of Islands-Whangaroa Community Board:

- a) provide comment on the new alfresco dining approval application from Third Wheel Coffee Company, pursuant to the Council resolution passed on 30 June 2022; and**
- b) provide comment on the new alfresco dining approval application from Paihia Bakery Espresso, pursuant to the Council resolution passed on 30 June 2022;**

to assist with the final decision on the new applications.

In Favour: Chairperson Belinda Ward, Lane Ayr, Bruce Mills, Amy Slack, Jane Hindle and Tyler Bamber

Abstained: Cr Ann Court

CARRIED

7.3 PROJECT FUNDING REPORTS

Agenda item 7.3 document number A4554914, pages 42 - 51 refers.

RESOLUTION 2024/5

Moved: Member Bruce Mills

Seconded: Member Amy Slack

That the Bay of Islands-Whangaroa Community Board note the project reports received from:

- 1. Our Kerikeri – Kerikeri Chess**
- 2. Northern Community Family Services**
- 3. Turner Centre – Kanikani Kanoa**
- 4. Turner Centre – Trouble in Paradise**

CARRIED

Chairperson Belinda Ward adjourned the meeting at 11.28am and recommenced at 11.58am.

7.4a) FUNDING APPLICATIONS

Agenda item 7.4 document number A4555208, pages 52 - 99 refers.

RESOLUTION 2024/6

Moved: Member Jane Hindle

Seconded: Member Bruce Mills

That the Bay of Islands-Whangaroa Community Board approve the sum of \$950.00 (plus GST if applicable) be paid from the Boards Community Fund account to ArtsXL for the costs of the 100x100 Art Exhibition 2024, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable;**
- ii) Proud, vibrant communities.**

In Favour: Crs Belinda Ward, Lane Ayr, Bruce Mills, Amy Slack, Jane Hindle and Tyler Bamber

Abstained: Cr Ann Court

CARRIED

7.4b) FUNDING APPLICATIONS

Agenda item 7.4 document number A4555208, pages 52 - 99 refers.

RESOLUTION 2024/7

Moved: Member Lane Ayr

Seconded: Member Tyler Bamber

That the Bay of Islands-Whangaroa Community Board approve the sum of \$5000.00 (plus GST if applicable) be paid from the Boards Community Fund account to Glass Ceiling Collective for the costs of the SparkLive show in the Bay of Islands-Whangaroa Ward, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable;**
- ii) Proud, vibrant communities.**

Bay of Islands-Whangaroa Community Board Meeting Minutes

15 February 2024

Abstained: Cr Ann Court**CARRIED****7.4c) FUNDING APPLICATIONS**

Agenda item 7.4 document number A4555208, pages 52 - 99 refers.

RESOLUTION 2024/8Moved: Member Lane Ayr
Seconded: Member Jane Hindle

That the Bay of Islands-Whangaroa Community Board approve the sum of \$3000.00 (plus GST if applicable) be paid from the Boards Community Fund account to Kitted NZ for the costs of the female sport art exhibition, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable;**
- ii) Proud, vibrant communities.**

Abstained: Cr Ann Court**CARRIED****7.4d) FUNDING APPLICATIONS**

Agenda item 7.4 document number A4555208, pages 52 - 99 refers.

MOTIONMoved: Member Bruce Mills
Seconded: Member Tyler Bamber

That the Bay of Islands-Whangaroa Community Board approve the sum of **\$5000.00** (plus GST if applicable) be paid from the Boards Community Fund account to Toi Tangata for the costs of the Te Hotu Manawa Māori Wānanga's, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable;
- ii) Proud, vibrant communities.

AMENDMENTMoved: Member Amy Slack
Seconded: Member Jayne Hindle

That the Bay of Islands-Whangaroa Community Board approve the sum of **\$2700.00** (plus GST if applicable) be paid from the Boards Community Fund account to Toi Tangata for the costs of the Te Hotu Manawa Māori Wānanga's, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable;
- ii) Proud, vibrant communities.

Abstained: Cr Ann Court

The amendment became the substantive motion.

RESOLUTION 2024/9Moved: Member Amy Slack
Seconded: Member Jayne Hindle

That the Bay of Islands-Whangaroa Community Board approve the sum of \$2700.00 (plus GST if applicable) be paid from the Boards Community Fund account to Toi Tangata for the

Page 4

Bay of Islands-Whangaroa Community Board Meeting Minutes

15 February 2024

costs of the Te Hotu Manawa Māori Wānanga's, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable;
- ii) Proud, vibrant communities.

Abstained: Cr Ann Court, Lane Ayr

CARRIED

8 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

8.1 SUMMARY OF APPLICATIONS JULY - DECEMBER 2023

Agenda item 8.1 document number A4554899, pages 100 - 103 refers.

RESOLUTION 2024/10

Moved: Member Bruce Mills

Seconded: Member Amy Slack

That Bay of Islands-Whangaroa Community Board note the report Summary of Applications July – December 2023.

CARRIED

8.2 BAY OF ISLANDS-WHANGAROA COMMUNITY BOARD FEBRUARY OPEN RESOLUTION REPORT

Agenda item 8.2 document number A4560578, pages 104 - 106 refers.

RESOLUTION 2024/11

Moved: Member Belinda Ward

Seconded: Member Bruce Mills

That Bay of Islands-Whangaroa Community Board receive the Bay of Islands-Whangaroa Community Board February Open Resolution Report.

CARRIED

9 TE KAPINGA HUI / MEETING CLOSE

Member Jane Hindle closed the meeting with a karakia at 12.26pm.

The minutes of this meeting will be confirmed at the Bay of Islands-Whangaroa Community Board Meeting held on 21 March 2024.

.....
CHAIRPERSON

Kaikohe-Hokianga Community Board Meeting Minutes- **Unconfirmed**

16 February 2024

**MINUTES OF
KAIKOHE-HOKIANGA COMMUNITY BOARD MEETING
HELD AT THE COUNCIL CHAMBER, MEMORIAL AVENUE, KAIKOHE
ON FRIDAY, 16 FEBRUARY 2024 AT 10:01AM**

PRESENT: Chairperson Chicky Rudkin, Member Mike Edmonds, Member Trinity Edwards (Virtual), Member Harmonie Gundry, Member Jessie McVeagh

STAFF PRESENT: Kathryn Trewin (Funding Advisor- Strategic Relationships), Piripi Rākena (Kaiarahi Kaupapa Māori - Te Hono), Peggy Van Veen (Principal Advisor - Strategic Relationships), Melissa Wood (Community Board Coordinator- Strategic Relationships), Imrie Dunn (Democracy Advisor - Democracy Services)

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10:01am Chairperson Chicky Rudkin opened the meeting with a karakia.

2 TE WĀHANGA TŪMATANUI / PUBLIC FORUM

Linda Bracken

- Vice Chair of the Kaikohe Business Association
- Still looking for someone with the Volunteer capacity to assist with dealing with the Graffiti around town
- Noted there is one particular Graffiti artist, who is going around town
- Needing a volunteer or looking at another way to reduce the presence of the graffiti artist
- Roading and speed humps, there is still that presence of bikes and cars speeding
- Positive feedback the All Heart Shop 3 days before Valentines day they inherited a big heart painted it red and asked the community to share some positives of our town

Shaun Reilly

- Township needs tidying up
- Street maintenance is not being done
- Questioning the contract to mow the side berms does exist and is not being upheld, hasn't been mowed for a long time
- Contractor neglected to do the entire length of Thorpe Road
- Vegetation growing in the gutter showing a long neglect

3 NGĀ TONO KŌRERO / DEPUTATIONS

- Scarlet Mocaraka representing He Korowai o Kaikohekohe in regard to forming a Strategic Relationship with The Far North District Council for their project.
- Wally Hicks in regard to the Urgent Review of Speed Signs

4 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND CONFLICTS OF INTEREST

APOLOGY

RESOLUTION 2024/1

Moved: Chairperson Chicky Rudkin

Page 1

Seconded: Member Jessie McVeagh

That the apology received from Crs Vujcich, Kapa, Deputy Chairperson Tanya Filia, and Member Edwards be accepted and leave of absence granted.

CARRIED

5 NGĀ KAIKŌRERO / SPEAKERS

- Charlotte Nightingale representing Glass Ceiling Collective item 7.5a refers (virtually)
- Haylee Koroī representing Toi Tangata - Te Hotu Manawa Maori item 7.5e refers (virtually)
- Janie Smith representing Hui Waiata Toi o Hokianga item 7.5b, refers
- Brian Vesey and Wally Te Huia representing Man vs Wild item 7.5c refers

6 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

6.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 6.1 document number A4536011, pages 8 - 12 refers

Note: There were not enough members present that were also present at the 13 December meeting so the minutes will be confirmed at the next meeting.

7 NGĀ PŪRONGO / REPORTS

7.1 CHAIRPERSON AND MEMBERS REPORTS

Agenda item 7.1 document number A4536021, pages 13 - 23 refers

RESOLUTION 2024/2

Moved: Chairperson Chicky Rudkin

Seconded: Member Jessie McVeagh

That the Kaikohe-Hokianga Community Board note the February 2024 member report from Chairperson Chicky Rudkin, Deputy Chair Tanya Filia and Members Trinity Edwards, and Jessie McVeagh

CARRIED

7.2 ESTABLISH A KAIKOHE RIDE FOR LIFE COMMITTEE

Agenda item 7.2 document number A4504267, pages 24 - 37 refers

RESOLUTION 2024/3

Moved: Chairperson Chicky Rudkin

Seconded: Member Jessie McVeagh

That the Kaikohe-Hokianga Community Board:

- a) uplift the Establish a Ride for Life Committee report; and,
- b) acknowledge the Kaikohe Ride for Life Group will remain a Working Group.

CARRIED

7.3 ROAD NAMING - 43 MANNING STREET, RAWENE

Agenda item 7.3 document number A4510030, pages 38 - 42 refers

RESOLUTION 2024/4

Moved: Member Jessie McVeagh

Seconded: Member Harmonie Gundry

That the Kaikohe-Hokianga Community Board, pursuant to Council's Naming Policy, name a private road addressed at 43 Manning Street, Rawene "Kōrari Place".

CARRIED

7.4 PROJECT FUNDING REPORTS

Agenda item 7.4 document number A4555213, pages 43 - 46 refers

RESOLUTION 2024/5

Moved: Chairperson Chicky Rudkin

Seconded: Member Harmonie Gundry

That the Kaikohe-Hokianga Community Board note the project report received from Horeke Whānau Day

CARRIED

7.5a FUNDING APPLICATIONS

Agenda item 7.5a document number A4555219, pages 47 - 92 refers

RESOLUTION 2024/6

Moved: Chairperson Chicky Rudkin

Seconded: Member Jessie McVeagh

That the Kaikohe-Hokianga Community Board

- a) approve the sum of \$2,500 (plus GST if applicable) be paid from the Boards Community Fund account to Glass Ceiling Collective for the costs of the SparkLive show in the Kaikohe-Hokianga Ward, to meet the following Community Outcomes:**

- i) Communities that are healthy, safe, connected and sustainable**
- ii) Proud, vibrant communities**

CARRIED

7.5b FUNDING APPLICATION

Agenda item 7.5b document number A4555219, pages 47 - 92 refers

RESOLUTION 2024/7

Moved: Chairperson Chicky Rudkin

Seconded: Member Harmonie Gundry

That the Kaikohe-Hokianga Community Board

- b) approve the sum of \$3,000 (plus GST if applicable) be paid from the Boards**

Kaikohe-Hokianga Community Board Meeting Minutes- **Unconfirmed**

16 February 2024

Community Fund account to Hui Waiata Toi O Hokianga for the costs of the Hui Waiata Festival, to meet the following Community Outcomes:

- i) Communities that are healthy, safe, connected and sustainable**
- ii) Proud, vibrant communities**

CARRIED**7.5c FUNDING APPLICATION**

Agenda item 7.5c document number A4555219, pages 47 - 92 refers

RESOLUTION 2024/8

Moved: Chairperson Chicky Rudkin

Seconded: Member Jessie McVeagh

That the Kaikohe-Hokianga Community Board

- c) approve the sum of \$2,500 (plus GST if applicable) be paid from the Boards Community Fund account to Man vs Wild for the costs of the Man vs Wild Fishing Wananga, to meet the following Community Outcomes:**

- i) Communities that are healthy, safe, connected and sustainable**
- ii) Proud, vibrant communities**

CARRIED**7.5d FUNDING APPLICATION**

Agenda item 7.5d document number A4555219, pages 47 - 92 refers

RESOLUTION 2024/9

Moved: Member Mike Edmonds

Seconded: Chairperson Chicky Rudkin

That Kaikohe-Hokianga Community Board LEAVE TO LIE the application to approve the sum of \$7,000 (plus GST if applicable) be paid from the Boards Placemaking Fund account to Ōkaihau Whānau House for costs of fitout of the facility, until applicant can come and speak to it.

CARRIED**7.5e FUNDING APPLICATION**

Agenda item 7.5e document number A4555219, pages 47 - 92 refers

RESOLUTION 2024/10

Moved: Member Jessie McVeagh

Seconded: Member Harmonie Gundry

That the Kaikohe-Hokianga Community Board:

- d) approve the sum of \$1,600 (plus GST if applicable) be paid from the Boards Community Fund account to Toi Tangata for the costs of the Te Hotu Manawa Māori Wananga, to meet the following Community Outcomes:**

Page 4

Kaikohe-Hokianga Community Board Meeting Minutes- **Unconfirmed**

16 February 2024

- i) **Communities that are healthy, safe, connected and sustainable**
- ii) **Proud, vibrant communities**

CARRIED

8 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

8.1 HOKIANGA FERRY LIAISON GROUP - MEETING 7TH DECEMBER 2023

Agenda item 8.1 document number A4540201, pages 93 - 97 refers

RESOLUTION 2024/11

Moved: Member Jessie McVeagh
Seconded: Member Harmonie Gundry

That the Kaikohe-Hokianga Community Board receive the report Hokianga Ferry Liaison Group - Meeting 7th December 2023.

CARRIED

8.2 SUMMARY OF APPLICATIONS JULY - DECEMBER 2023

Agenda item 8.2 document number A4555222, pages 98 - 100 refers

RESOLUTION 2024/12

Moved: Member Jessie McVeagh
Seconded: Member Harmonie Gundry

That Kaikohe-Hokianga Community Board note the report Summary of Applications July – December 2023.

CARRIED

8.3 KAIKOHE-HOKIANGA COMMUNITY BOARD FEBRUARY OPEN RESOLUTION REPORT

Agenda item 8.3 document number A4536019, pages 101 - 102 refers

RESOLUTION 2024/13

Moved: Member Jessie McVeagh
Seconded: Member Harmonie Gundry

That the Kaikohe-Hokianga Community Board receive the report Kaikohe-Hokianga Community Board February Open Resolution Report.

CARRIED

9 TE KAPINGA HUI / MEETING CLOSE

The meeting closed at 11:22pm.

The minutes of this meeting will be confirmed at the Kaikohe-Hokianga Community Board Meeting held on 22 March 2024.

Kaikohe-Hokianga Community Board Meeting Minutes- **Unconfirmed**

16 February 2024

.....
CHAIRPERSON

7.2 COUNCIL OPEN RESOLUTIONS UPDATE MARCH 2024**File Number:** A4578222**Author:** Ellie Greenwood, Democracy Advisor**Authoriser:** Casey Gannon, Manager - Democracy Services**TAKE PŪRONGO / PURPOSE OF THE REPORT**

To provide Council with an overview of outstanding Council and the previous term Committee decisions from 1 January 2021.

WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- Open resolutions are a mechanism to communicate progress against decisions/resolutions.
- Open resolutions are also in place for all formal elected member meetings.

TŪTOHUNGA / RECOMMENDATION

That Council receive the report Council Open Resolution Update March 2024.

1) TĀHUHU KŌRERO / BACKGROUND

Any resolution or decision from a meeting is compiled on an open resolution status report, to capture actions triggered by Council decisions. Staff provide updates on progress against tasks that are not yet completed.

The open resolution report also includes outstanding actions from previous triennium committees.

2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS

The outstanding tasks are often multi-facet projects that take longer to fully complete. Where a decision differs to the recommendation of staff there may be unintended consequences or challenges that take longer for staff to work through.

TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION.

To provide Council with an overview of outstanding Council decisions from 1 January 2020.

3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or need for budgetary provision in receiving this report.

ĀPITIHINGA / ATTACHMENTS

1. Open Resolution Report - A4607054  

OPEN RESOLUTION REPORT			
		Division: Committee: Council Officer:	Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024
Meeting	Title	Resolution	Notes
Council 1/07/2021	Proposal to Construct an Erosion Protection Structure on Council Owned Reserve, Omapere	RESOLUTION 2021/51 That Council: a) approves the construction of, and associated occupation with, an erosion protection structure on Far North District Council owned local purpose reserved legally described as Lot 5 DP196729; and b) approval is provided subject to a memorandum of encumbrance being recorded on the titles of Lot 1 DP196729 and Lot 1 DP310507 and that the encumbrance records the agreement that the owners of those properties: i) bear full responsibility for the maintenance, repair, removal of the seawall (if required) during its lifetime, and end of its lifetime. ii) incur cost of the agreement construction and registration against title. iii) notify FNDC of any variation or modification of the erosion protection structure To avoid doubt, approval is given both within Council's capacity as the administering body of the reserve and an affected person within the meaning of Section 95 of the Resource Management Act 1991. CARRIED	23 Nov 2023 1:26pm Owners are finalising the draft Memorandum of Encumbrance for FNDC approval. 30 Jan 2024 3:29pm On 23 January 2024 Council received draft Encumbrance Instrument prepared by the Applicant Lawyers – for Council's review and approval. Legal Services to review and approve by end Feb 2024. After which the Instrument can be registered on private titles. 22 Feb 2024 3:47pm Ditchfield, Carla No further update.
Council 4/11/2021	Extension of Solid Waste and Waste Minimisation Education Contracts	RESOLUTION 2021/58 That: b) Council approve in principle to further extend the Waste Minimisation Education Contracts for a term of three years to 30 September 2025, to enable the completion of a	01 Nov 2023 11:33am Michelle Sharp: EM workshop held on 19th July. The RFP went out to market on 7th August and closed on Thursday 26th October 2023. The Tender evaluation phase has now commenced and will include supplier presentations by respondents, price clarifications and substantive negotiations during November through to January 2024.

OPEN RESOLUTION REPORT			
		Division: Committee: Council Officer:	Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024
Meeting	Title	Resolution	Notes
		strategic work programme, new contracts, and public tender CARRIED 10/0 c) officers commence discussion and negotiation with current contractors to extend the current contracts for a further three-year term. iii) Community Business and Enterprise Centre CBEC CARRIED 8/0 d) officers are to report quarterly to the Infrastructure Committee the progress being made to the proposed Solid Waste Strategic Programme. CARRIED 10/0	24 Jan 2024 3:08pm No further update – November narrative still stands. 6 Mar 2024 Solid Waste Services Contract has been tendered and evaluated, and a preferred supplier has been identified. The Supplier Recommendation Report will be presented to Council on 14th March 2024.
Council 24/02/2022	Ngakahu Steering Group Update	RESOLUTION 2022/12 That Council, in receiving the recommendations from the Ngakahu Steering Group and subject to discussion and agreement with the Ngakahu/Ngakohu Whanau Ahuwhenua Trust, agree to; a) obtain the processed and analysed data from the Northland Regional Council sonar soundings of the dam, done in 2017. b) stage the lowering of the dam water level, beginning with a water level drop of 2 metres, once lowered the water level will be maintained at the lower levels. c) staff assist the Ngakahu Steering Group to prepare a report showing a visual presentation, including landscaping, of the preferred option, or options, with a rough order of cost to implement. d) and that further recommendations be brought to the 7 April Council meeting.	25 Jan 2024 8:42am Recommendations from steering group were tabled at November hui, with a decision report on the December agenda (in the minutes). Decommissioning has commenced. 6 Mar 2024 The Ford Repair Agreement cancellation has been drafted and will continue to run in parallel of the decommissioning of the Dam

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		CARRIED	
Council 11/08/2022	Russell Landfill Options Report	RESOLUTION 2022/61 That Council: <ol style="list-style-type: none"> approve in principle, the permanent closure of Russell Landfill (Option One). approve staff commence the resource consent application Northland Regional Council to close the Russell Landfill request staff bring back to Council the terms of the resource consent and investment required to close the landfill approve staff commence the community consultation process and report to Council the outcome of that consultation delegate to the Chief Executive, or his nominee, the negotiation, agreement and signing of contract variations with Northland Waste Ltd to provide on-going transport and disposal of waste from the Russell facility whilst Council progress the resource consent and consultation process. CARRIED	23 Nov 2023 1:54pm Hoskins have recommended a direct award of Professional services support for the assessment of effects, closure plan & resource consent to Pattie Delamore Partners (PDP). PDP hold the corporate knowledge and experience in relation to the issues and proposed solutions at Russell Landfill. • Russell Landfill: PDP have already completed: - Russell Landfill: Options Assessment (June 2022), - Russell Landfill: Interim resource consent (September 2022) RFQ Award 22 Feb 2024 1:57pm Pattie Delamore Partners (PDP) have started discussions on capping options and developing estimated costs. Hoskins Civil (HC) have been put in contact with Te Hono to co-ordinate Iwi consultation with other FNDC projects in the Russell area. A site visit with PDP and HC has been scheduled.
Council 22/09/2022	Notice of Motion - Rangitane Maritime Development	RESOLUTION 2022/64 That Council: <ol style="list-style-type: none"> Support the Maritime Facilities Development at Rangitane proceed through to the conclusion of the Resource Consent process. Remains committed to the funding Agreement with MBIE and supports an approach be made to MBIE to 	09 Oct 2023 8:18am The Hapu collective have their 3rd hui this week and are progressing with the CIA. MBIE have signed an amended Funding Agreement for their \$2.5m contribution which adjusted the milestone deliverables for the project and are keen for the project to proceed. The re-lodging of the application with the EPA is scheduled for November with a decision in March. Technical reports are being updated now. 22 Feb 2024 2:43pm Update, 1.Hapu progressing with CIA., 2.EPA application in and decision by end of March 2024.,

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		continue its funding support for the period required to conclude the consenting process CARRIED	3.MBIE has signed funding agreement for \$2.5M contribution.
Council 20/12/2022	Turner Centre Stormwater Catchment	RESOLUTION 2022/94 That Council: a) notes the storm water flooding risk within the Turner Centre sub-catchment b) approves a budget of \$200,000 to progress a design to mitigate this risk through a future physical works contract c) approves the direct appointment of Trine Kel to undertake the design work. CARRIED	06 Oct 2023 11:04am Planning Assessment complete. Site inspection undertaken. Extent of the sub-catchment determined. Undertaken topographical surveys and Drone Flight Survey. Stormwater flood modelling undertaken in the established catchments to imitate a 1% AEP MPD+CC flood scenario. Determine location and extent of overland flow. Work is now progressing to develop solutions from the models captured above. 01 Nov 2023 1:49pm Design solution from developed hydraulic models to be agreed by the end of November. A further report to be brought to Council in New Year. 04 Dec 2023 12:59pm No further update 22 Jan 2024 2:33pm A review options being undertaken to endeavour to mitigate anticipated cost of mitigation which is currently estimated to be in excess of \$10m. Timing of report to Council seeking approval and further funding to follow post March. 6 Mar 2024 11:36am Next steps are to review design and consider requesting funds via the LTP
Council 9/02/2023	Easement On Local Purpose Esplanade Reserve-Wairawarawa Stream	RESOLUTION 2023/5 That Council approve the granting of a right of way easement pursuant to section 48(1)(f) of the Reserves Act 1977 on Local Purpose Esplanade Reserve Lot 16 DP 146304 for the purpose of constructing and using a private bridge over the Wairawarawa Stream connecting: i. 2276C State Highway 10 Kerikeri - Lot 1 DP 91402 contained in record of title NA64B/178; and	23 Nov 2023 1:27pm Agreement to Grant Easement needs to be drafted, finalised and executed. AGE will contain agreed compensation and the draft Easement Instrument (later to be registered on titles). 30 Jan 2024 3:30pm Nov 2023 letter of valuation received. Legal Services proceeding to prepare Agreement to Grant Easement for landowners' and lawyer's consideration/review. Once AGE finalised and executed, landowners can apply to NRC for consent, works can commence. Once completed, it can be surveyed and easement plan lodged with LINZ.

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		ii. 15 Conifer Lane Kerikeri - Lot 1 DP 535123 and Lot 14 DP 158690 contained in record of title 884105; and iii. 2228 State Highway 10, Kerikeri - Lot 1 DP 457586 contained in record of title 593590. and that approval is provided subject to: 1. NRC granting Resource Consent for construction of the bridge; and 2. public consultation in accordance with sections 48(2), 119 and 120 of the Reserves Act 1977; and 3. compensation being negotiated and finalised in a written Compensation Agreement payable by the landowners to the Council; and 4. Landowners - a) bearing all costs and disbursements in relation to the required public consultation. b) if required by law and prior to commencing construction works, seeking relevant consent(s) and / or permits from the Council under Local Government Act 1974, Resource Management Act 1991 and / or Building Act 1991. c) bearing all legal and survey costs and disbursements in relation to creating and registering the easement instrument on all relevant titles; d) bearing full responsibility for the construction, maintenance, upkeep, repair, removal of the bridge (if required) during its lifetime, and end of its lifetime; e) the bridge being the landowner's asset, which if abandoned, neglected or on becoming a nuisance of any kind or degree, must be removed or	22 Feb 2024 3:48pm No further update.

OPEN RESOLUTION REPORT			
		Division: Committee: Council Officer:	Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024
Meeting	Title	Resolution	Notes
		decommissioned and Reserve land remediated to Council's satisfaction; f) indemnifying the Council of all costs, claims and expenses arising from use and operation of the bridge during its lifetime. CARRIED	
Council 1/06/2023	Approval for FNHL to borrow via LGFA	RESOLUTION 2023/56 That Council approve: a) Far North Holdings Limited directly borrow funds from Local Government Funding Agency (LGFA); b) Staff work with Bancorp Treasury Services Limited to establish an "uncalled capital" agreement. c) Far North Holdings Limited commence the legal process to arrange for direct lending from Local Government Funding Agency and fund this from within existing Far North Holdings Limited operational budgets. CARRIED	10 Oct 2023 2:49pm Following Council approval, tabled at LGFA Board meeting 16/08/23. LGFA directors approved FNHL to join LGFA. Next Step: FNHL to begin the legal process with LGFA. Awaiting updates from FNHL. With Bob Trautz departure (FNHL CFO) this may move slowly. 01 Nov 2023 11:36am Jonathan Slavich: No further update currently 24 Nov 2023 10:15am No further updates currently
Council 1/06/2023	Kerikeri Water Source - Options Review	RESOLUTION 2023/63 That Council a) indicate to the Te Tai Tokerau Trust Water Trust its conditional approval to invest with the purchase of 200 shares in the planned Otawere Domain Reservoir and appropriate watermain infrastructure. This would be subject to Council being able to obtain the necessary approvals for this purchase from the Department of Internal Affairs under the Affordable Waters regime and the negotiation of satisfactory commercial terms that protect Council's borrowing position.	07 Nov 2023 1:18pm Future Kerikeri Water Sources will need to be considered with the current uncertainty around Affordable Waters 24 Jan 2024 11:05am Staff will need to consider investment case due to the disestablishment of Three Waters

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		b) determine the best option out of the suggested solutions including consent/design/build costs c) request that the investigative work for water source options identified in the Kerikeri Water Supply Strategy Study be prioritised for 2023/2024. CARRIED	
Council 24/08/2023	Rangitoto Reserve, Mangonui	RESOLUTION 2023/98 That Council: a) approve the initiation of a public consultation process under Section 16 of the Reserves Act 1977 to classify Rangitoto Reserve (Allot 71 PSH of Mangonui East) as a Historic Reserve. b) appoint Te Hiku Community Board to hear any submissions received in response to the consultation process and to make recommendations to the Council in respect of the reserve classification. c) staff develop a Management Plan under s41 of the Reserves Act to eradicate the invasive wattle trees and moth plants. CARRIED	22 Feb 2024 1:43pm Rawson, Robin Consultation for classification of Rangitoto Reserve started 14 February and remains open until 14 March. This is on website, and stakeholders have also been advised.
Council 21/09/2023	Maritime Facilities Bylaw - Approval of Draft for Public Consultation	RESOLUTION 2023/113 That Council: a) approves the proposal for a new Maritime Facilities Bylaw in Attachment 1 to be released for public consultation to meet the requirements of section 156 of the Local Government Act 2002. b) approves a minimum four-week period for making written submissions on the proposal in Attachment 1.	24 Jan 2024 2:16pm "The consultation period has ended and the feedback from consultation has been received and collated. It is currently being summarised. There are oral presentations requests that will be organised through Democracy Services in due course." 27 Feb 2024 9:37am

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		c) approves to hear any oral submissions and agrees to delegate to the Mayor, the power to arrange and change the date of the oral presentations of submissions. d) directs Council staff to make all necessary logistical arrangements for people to be heard in person in the council Chambers or online via Microsoft Teams. e) authorises the Chief Executive to make minor changes to the proposal for a new Maritime Facilities Bylaw to correct grammatical or spelling errors, or formatting. CARRIED	Getting help with answering legal questions from consultation feedback with advice from legal., Getting help with answering technical questions from consultation feedback with advice from Far North Holdings., Organising requested 1 on 1 meetings with consultation respondents that have requested it with Far North Holdings., Will arrange verbal submissions with Democracy services following 1 on 1 meetings., Working with Far North Holdings and Finance to finalise maritime facilities fees and charges schedule and criteria
Council 21/09/2023	Ground Lease to Doubtless Bay Sea Scouts - East Street Taipa	RESOLUTION 2023/112 That Council: a) commences the public consultation process on the granting of a new ground lease to Scouts Aotearoa over part of the Recreation Reserve being approximately 860 square metres of Part Allot 5 PSH OF Taipa, held in New Zealand Gazette 1984 page 104. The terms of the proposed lease shall be: Term: 15 Years (5+5+5) Rental: As per FNDC Fees and Charges Schedule for a Community lease. <ul style="list-style-type: none"> \$113 plus GST for 2022/23 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule. b) appoints the Te Hiku Community Board to hear any submissions received in response to the consultation process and to make recommendations to Council. CARRIED	11 Oct 2023 11:16am Public consultation will commence on the 2nd November for 4 weeks 23 Nov 2023 2:23pm A report will be presented to the Te Hiku Community Board at the first meeting of 2024 for recommendation to Council on the granting of the lease. 12 Jan 2024 2:03pm Report being presented to Council on 8th Feb for resolution 23 Feb 2024 11:42am Council passed resolution to grant the lease. a new ground lease will be drawn up and put in place

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
Council 21/09/2023	Lease Extension Request Aupouri Ngati Kahu Te Rarawa (ANT) Trust	RESOLUTION 2023/111 That Council: <ol style="list-style-type: none"> approve the renewal of a further 5 year term, expiring on 31 August 2028, as allowed for in the current lease to Aupōuri Ngāti Kahu – Te Rarawa Trust over Tangonge Domain, being Recreation Reserve DP 108 Title NA530/132, located at 63 Bonnet Road, Kaitaia. the terms being: <ul style="list-style-type: none"> Term: 5 years \$118 plus GST per year in conjunction with the Fees & Charges Policy for 2023/24 and reviewed annually. commences the public consultation process on the granting of a new ground 30 (15+15) year lease to Aupōuri Ngāti Kahu – Te Rarawa Trust over Tangonge Domain, being Recreation Reserve DP 108 Title NA530/132, located at 63 Bonnet Road, Kaitaia. The terms of the proposed lease shall be: <ul style="list-style-type: none"> Term: 30 Years (15+15) Rental: As per FNDC Fees and Charges Schedule for a Community lease. \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule. that the Te Hiku Community Board is appointed to hear any submissions received in response to the consultation process and to make recommendations to Council. 	11 Oct 2023 11:16am Public consultation will be initiated on 30th October for 4 weeks 23 Nov 2023 2:22pm A report for recommendation to Council will be presented to the Te Hiku CB on 12th December 2023. A report will then follow to the February 2024 Council meeting for final resolution on the granting of the lease 18 Dec 2023 11:05am Resolution granted from Te Hiku CB - Report will be presented to Council on 8th feb for resolution on the granting of the lease 12 Jan 2024 2:03pm Report being presented to Council on 8th Feb for resolution 23 Feb 2024 11:42am Council passed resolution to grant the lease. a new ground lease will be drawn up and put in place

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		d) and that Council adhere to the timeline of a lease to the February 2024 Council meeting. CARRIED	
Council 19/10/2023	Hokianga Harbour Long Term Plan	RESOLUTION 2023/135 That Council allocate \$175,000 in the 2024/27 Long Term Plan to allow the preparation of a long-term plan for the crossing of the Hokianga Harbour. CARRIED	26 Feb 2024 9:40am Awaiting confirmation of funding following LTP consultation and deliberation to commence this in next financial year
Council 19/10/2023	Kerikeri-Waipapa Spatial Plan Project - Public Engagement on Emerging Themes	RESOLUTION 2023/127 That Council approves for public engagement in November/December 2023 the emerging themes for Te Pātukurea (Kerikeri-Waipapa Spatial Plan) as set out in this report. CARRIED	04 Dec 2023 2:53pm Public engagement on emerging themes for Te Pātukurea closes on Monday 4th December. Staff set up 5 public engagement sessions (at The Old Packhouse Market, at the carpark next to The Warehouse in Waipapa, at the Kerikeri half marathon, outside Ngāti Rehia offices at the Pioneer Pub in Waipapa), these events were well attended by the public and supported by attendance from various BOI Community Board reps and they mayor. The public could provide feedback in the form of an online or in-person survey and also by way of post it notes on boards at the public events to indicate their priority themes. Collation of all feedback received from the engagement period will occur in December and result in an Engagement Summary Report, which will be used to inform the development of the final agreed objectives for Te Pātukurea. 26 Feb 2024 1:47pm

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
			This public engagement stage of work for Te Pātukurea Kerikeri Waipapa Spatial Plan is completed. Public engagement on emerging themes for Te Pātukurea closed on 04.12.2023. Staff set up 5 public engagement sessions, which were well attended by the public and supported by attendance from various BOI Community Board reps and the mayor. The feedback has been collated into an Engagement Summary Report and has been used to inform the development of the final objectives for Te Pātukurea. Staff will report the findings of that public engagement, along with the spatial plan objectives and proposed decision making framework in an upcoming Briefing Paper to Elected Members.
Council 11/12/2023	Housing Strategy Options Analysis	RESOLUTION 2023/159 That Council: a) approve to develop a housing strategy b) endorse the interim Housing Action Plan (attachment 2). <u>Against:</u> Crs Penetaui Kleskovic and Steve McNally CARRIED	26 Feb 2024 3:27pm 22 Jan 2024: Development of Housing Strategy underway. Funding from MHUD received to support development of Housing Strategy. Staff attending the Māori Housing Expo on Waitangi Day 26 Feb 2024 3:32pm Development of Housing Strategy continuing. Staff attended Housing Expo on Waitangi Day. Gap analysis work to start this week.
Council 11/12/2023	Investment for Housing for the Elderly	RESOLUTION 2023/165 That the Council receive the report Investment for Housing for the Elderly. CARRIED	26 Feb 2024 3:32pm Notes and the presentation from the workshop held in February are available on Te Huinga. Staff are developing a project plan.
Council 11/12/2023	Ngakahu Steering Group Recommendations	RESOLUTION 2023/166 That Council: a) confirm that Kauri Dam has not been transferred to any 3 Waters Entity, b) cancel the Ford Repair Agreement, and;	26 Feb 2024 24 Jan 2024: Recommendations from steering group were tabled at November hui, with a decision report on the December agenda (in the minutes). Decommissioning has commenced. 6 Mar 2024 The Ford Repair Agreement cancellation has been drafted and will continue to run in parallel of the decommissioning of the Dam

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		c) confirm the Steering Group guidelines covered by Council Resolution 2021/72 CARRIED	
Council 8/02/2024	Notice of Motion - Interim Speed Management Plan for Kerikeri Bay of Islands	RESOLUTION 2024/5 That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule) and that Council continue implementation of all the changes adopted Interim Speed Management Plan for Kerikeri – Bay of Islands (2023/151) at the 16 November 2023 Council meeting. CARRIED	6 Mar 2024 NTA is progressing this catchment through final design and implementation over the next few months.
Council 8/02/2024	New Ground Lease to Te Rarawa Rugby Club Incorporated over Rarawa Memorial Domain Recreation Reserve	RESOLUTION 2024/10 That Council: a) approve the commencement of public consultation process on the granting of a new ground lease to Te Rarawa Rugby Club Incorporated over part of the Rarawa Memorial Domain Recreation Reserve being Section 151 Block IV Ahipara SD, approximately 40,468 square metres, held in New Zealand Gazette 1979, page 1202 and Recreation Reserve held in Record of Title 308444, being of Lot 4 DP 366836, approximately 6010 square metres. The terms of the proposed lease shall be: <ul style="list-style-type: none"> • Term: 30 Years (15+15); • Rental: As per FNDC Fees and Charges Schedule for a Community Lease; 	23 Feb 2024 11:44am Working with internal staff to being public consultation process

OPEN RESOLUTION REPORT			
		Division: Committee: Council Officer:	Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024
Meeting	Title	Resolution	Notes
		<ul style="list-style-type: none"> \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule; <p>with further conditions negotiated and agreed upon by the Group Manager Delivery and Operations, and Te Rarawa Rugby Club Incorporated; and</p> <p>b) appoint Te Hiku Community Board to hear any submissions received in response to the consultation process and to make recommendations to Council.</p> <p style="text-align: right;">CARRIED</p>	
Council 8/02/2024	New Ground Lease to Hokianga Bowling Club over 61 Clendon Esplanade, Rāwene	<p>RESOLUTION 2024/11</p> <p>That Council:</p> <p>a) approve a new ground lease to be issued to Hokianga Bowling Club Incorporated, over approximately 2700.9m2 of land being Sections 153, 157 and 158 TN OF Rāwene, located at 61 Clendon Esplanade, Rāwene and vested in Far North District Council as recreation reserve.</p> <p>The terms of the proposed lease shall be:</p> <ul style="list-style-type: none"> Term: 15 years (5+5+5) – allowed for under the Reserves Act 1977 Rental: As per FNDC Fees and Charges Schedule for a Community lease. \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC fees and Charges Schedule. 	<p>23 Feb 2024 11:43am</p> <p>Council passed resolution to grant the lease. a new ground lease will be drawn up and put in place</p>

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		b) approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations. CARRIED	
Council 8/02/2024	New Ground Lease to Playcentre Aotearoa - Russell Playcentre over 12 Church Street, Russell	RESOLUTION 2024/12 That Council: a) grant a new ground lease to Playcentre Aotearoa over the Local Purpose (Playcentre) Reserve being approximately 736 square meters of Lot 6 DP 7147, 12 Church Street, Russell, held in New Zealand Gazette 1984 page 3528 and vested in Far North District Council as Local Purpose Reserve. The terms of the lease shall be: <ul style="list-style-type: none"> 30 years (10+10+10) Rental: as per FNDC Fees and Charges schedule for a community lease. \$118 plus GST for 2023/2024 and reviewed annually in conjunction with the FNDC Fees and Charges schedule. b) with further conditions negotiated and agreed upon by the Group Manager Delivery and Operations, and Playcentre Aotearoa. CARRIED	23 Feb 2024 11:43am Council passed resolution to grant the lease. a new ground lease will be drawn up and put in place
Council 8/02/2024	Lease Extension Request Aupouri Ngati Kahu Te Rarawa (ANT) Trust	RESOLUTION 2024/9 That Council: a) approve a new ground lease to Aupōuri Ngāti Kahu – Te Rarawa Trust over Tangonge Domain, over 20,234 square	23 Feb 2024 11:42am Rockell, Michelle Council passed resolution to grant the lease. a new ground lease will be drawn up and put in place

OPEN RESOLUTION REPORT			
Division: Committee: Council Officer:		Printed: Tuesday, 27 February 2024 1:49:50 pm Date From: 27/01/2021 Date To: 27/02/2024	
Meeting	Title	Resolution	Notes
		<p>metres being Recreation Reserve DP 108 Title NA530/132, located at 63 Bonnet Road, Kaitaia.</p> <p>The terms of the proposed leased shall be:</p> <ul style="list-style-type: none">• Term: 30 years (15 + 15)• Rental: \$118 plus GST per year in conjunction with the Fees & Charges Schedule for 2023/24 and reviewed annually. <p>b) approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.</p> <p>CARRIED</p>	

7.3 MAYOR AND COUNCILLOR'S REPORTS

File Number: A4592501

Author: Ellie Greenwood, Democracy Advisor

Authoriser: Casey Gannon, Manager - Democracy Services

TE TAKE PŪRONGO / PURPOSE OF THE REPORT

This report is a mechanism to have open communication and transparency on activities undertaken by Councillors as elected representatives.

NGĀ TŪTOHUNGA / RECOMMENDATION

That Council note the reports submitted by Kahika Mayor Moko Tepania, Kōwhai Kelly Stratford, Crs Hilda Halkyard- Harawira and Ann Court.

TE TĀHUHU KŌRERO / BACKGROUND

Kahika-Mayor Tepania has reintroduced Council members reports as a mechanism to have open communication and transparency on activities undertaken by Councillors as elected representatives. Members reports are compulsory for Councillors.

TE MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS

Members reports are attached for information.

REASON FOR THE RECOMMENDATION

To formally receive the Mayor and Councillor reports.

NGĀ PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

NGĀ ĀPITI HANGA / ATTACHMENTS

1. Kahika Report Mayor Moko Tepania - A4605535 [↓](#) 
2. Kōwhai Report Kelly Stratford - A4606033 [↓](#) 
3. Member Report Hilda Halkyard-Harawira - A4592450 [↓](#) 
4. Member Report Ann Court - A4601634 [↓](#) 



Pūrongo ā-Mema | Member Report

Mayor Moko Tepania

Date:

Rā Date	Kaupapa Hui Meeting Topic
20/11/23	Local Government New Zealand (LGNZ) Zone 1 Meeting, Kaikohe Attended by Vice President, Mayor Campbell Barry & Deputy CE Ranjani Ponuchetty Northland Forward Together Workshop, Kaikohe
21/11/23	The Platform Interview – Māori Wards & Maramataka Young Elected Member Hui Organisation, Kaikohe
22/11/23	Te Hono Update via Teams
23/11/23	Business & Agency Leaders Call via Teams Future for Local Government Discussion via Teams Te Kuaka – Te Ao Māori Committee Workshop via Teams
24/11/23	Federation of Māori Authorities Conference, Tauranga
27/11/23	Community Board Chairs' Meeting via Teams Te Koukou Transport Committee, Kaikohe
28/11/23	Extraordinary Council Meeting via Teams Te Huia Executive Review Committee Meeting, Kaikohe Te Kuaka Te Ao Māori Committee Meeting, Kaikohe Agenda Preview via Teams
29/11/23	Te Hiku Recreation Centre Trust Meeting via Teams Wai Tāmaki ki Te Hiku Meeting, Kaikohe Radio Wātea Interview Waitangi 2024 Briefing with Committee via Teams NZ Sign Language Catchup, Kaikohe
30/11/23 – 01/12/23	LGNZ National Council Meeting, Wellington
04/12/23	Far North Holdings AGM, Ngāwhā Te Touwai Marae Opening Discussion via Teams Mayoral Relief Fund Update via Teams Te Pūkenga Kaimahi Māori Forum, Paihia YEM Committee Briefing via Teams Te Miromiro Assurance Risk & Finance Committee Meeting via Teams
05/12/23	Waters Workshop, Kaikohe Civil Defence Meeting via Teams
06/12/23- 08/12/23	Young Elected Member Hui The Far North successfully hosted this year's YEM Hui for around 50 attendees which spanned Hokianga and the Bay of Islands. A special mention to our local heroes who participated in panels. Programme attached.
09/12/23	Kerikeri Christmas in the Domain Event



Pūrongo ā-Mema | Member Report

10/12/23	Kāeo Hineraumati Christmas Celebration
11/12/23	Council Meeting, Kaikohe LGNZ Special General Meeting for the Future by Local Government
12/12/23	Air NZ Meeting, Kaikohe Meeting with logistics manager and relationships manager. Good discussion around potential direct Wellington flights from the Bay of Islands. Will need to see a sustained increase in current flights through Auckland (to around 85-90% on average). Also discussed a potential Koru Lounge for BOI Airport. Air NZ are currently reviewing these types of offerings and how they could be rolled out to provincial airports. Meeting with Hon. Dover Samuels, Kaikohe Meeting held re Matauri Reserve.
13/12/23	Radio NZ Interview – Year Summary Weekly Catchup with CE via Teams
14/12/23	Business & Agency Leaders' Call via Teams Long Term Plan Workshop, Kerikeri
15/12/23	Sport Northland Catchup, Kaikohe Northland Regional Council has issued notices to Far North sports clubs advising that oil can no longer be used to mark up sports fields. Oil is cheaper and lasts longer than paint or other alternatives. Request made on the option to include sportsfield marking within our recreation contracts similar to Whangārei District Council. Meeting with Doubtless Bay Water, Kaikohe Events Funding Meeting via Teams Kaikohe Christmas Parade
18/12/23	Bay of Islands' Hockey Association Meeting, Kaikohe Weekly Catchup with CE via Teams Waka Kotahi Monthly Catchup via Teams
22/12/23	Newshub Interview – Hokianga Wastewater
09/01/24	Te Hono Monthly Hui via Teams Democracy Services Monthly Meeting, Kaikohe
15/01/24	Weekly Catchup with CE, Kaikohe Whakatau – Shanghai Delegation, Kaikohe
17/01/24	Wai Tāmaki ki Te Hiku Meeting, Kaikohe Te Puāwaitanga BOI Sportshub Discussion, Kaikohe
18/01/24	Extraordinary Council Meeting via Teams
23/01/24	Relationship Roadshow Hui with Te Rūnanga o Ngāti Whātua, Whangārei Council Agenda Preview, Kaikohe
24/01/24	Kāeo Bridge Blessing Cruzn the Bayz Meeting via Teams Mayors Taskforce for Jobs 6 Monthly Catchup via Teams Our Far North MTFJ programme has been extremely successful. Update attached. Weekly Catchup with CE via Teams
25/01/24	Business & Agency Leaders' Call via Teams Relationship Roadshow Hui with Te Rūnanga ā-Iwi o Ngāti Kahu, Kaitiāia



Pūrongo ā-Mema | Member Report

	Elections NZ Hui, Kaitiāia Kāeo Library Visit
26/01/24	Ruaapekepeka Road Blessing Meeting with Minister Mark Mitchell (Emergency Management) via Teams Te Hiku FM Interview – New Year Outlook Hokianga Community Gym Meeting via Teams
30/01/24	Long Term Plan Workshop, Kaikohe
31/01/24	National Iwi Chairs Forum Pōwhiri, Waitangi Comms Team Filming, Kaikohe Ngākahu Steering Group Meeting via Zoom
01/02/24	Business & Agency Leaders' Call via Teams Te Huia Executive Review Committee, Kaikohe Whangaroa Filming Meeting, Kaikohe
02/02/24	Mana Mokopuna Hui, Kaikohe
03/02/24	Pōwhiri for Her Excellency Dame Cindy Kiro, Waitangi Pōwhiri for Opposition Parties, Waitangi
04/02/24	Pōwhiri for Kīngitanga, Waitangi
05/02/24	Interview for Breakfast Radio 95BFM Interview Business & Agency Leaders' Call via Teams Interview for Te Ao Māori News Pōwhiri for the Crown, Waitangi Waitangi Forum Tent – Local Government Privileged to host a panel for the Forum Tent with President of LGNZ, Mayor Sam Broughton, Co-Chair of Te Maruata, Cr Bonita Bigham & Deputy Chair of Northland Regional Council, Cr Tui Shortland. Filming for Waitangi Day Special Interview for Te Karere Beat Retreat Ceremony
06/02/24	Waitangi Day Dawn Service Interdenominational Service Council Market Tent
07/02/24	Radio Waatea Interview Te Koukou Agenda Preview via Teams CE Catchup via Teams
08/02/24	Council Meeting
09/02/24	Waikare Stream Footbridge Blessing, Kāeo Peria Falls Site Visit, Peria Kaimahi North Lunch, Kerikeri
12/02/24	Solartive Catchup, Kaikohe Te Puna o Kupenuku Meeting, Kaikohe Radio Waatea Interview



Pūrongo ā-Mema | Member Report

13/02/24	Te Hiku Recreation Centre Trust Meeting via Teams CE Catchup via Teams
14/02/24	Te Hono Monthly Hui via Teams Mayors Taskforce for Jobs Catchup via Teams Te Puna o Kūpenuku Hui, Rāwene Housing for the Elderly Workshop, Kaikohe
15/02/24	Meeting with CE of NZTA, Wellington
16/02/24	Te Hiku FM Interview Meeting with Deputy CE of DIA, Wellington
19/02/24	New Staff Pōwhiri and Love Your Work Awards, Kaikohe University of the Third Age, Kerikeri Relationship Roadshow Hui with Ngāti Wai, Kaikohe
20/02/24	Te Koukou Transport Committee Meeting & Workshop, Kaikohe
21/02/24	CE Catchup, Kaikohe Financial Contributions Workshop, Kaikohe Cyclone Gabrielle Recovery Catchup via Teams Relationship Roadshow Hui with Te Rūnanga o Whaingaroa, Kāeo
22/02/24	Business & Agency Leaders' Call via Teams Te Kuaka Te Ao Māori Committee Meeting & Workshop, Kaikohe Solid Waste & Parks/Reserves Workshop via Teams
24/02/24	Bridge Opening Ceremony, Kāeo Meeting with Minister Simeon Brown via Teams
26/02/24	Waitangi Feedback Hui via Teams Northland Mayoral Forum via Teams Mid Term Review Preparation, Kaikohe Radio Waatea Interview LTP Consultation Items Workshop via Teams
27/02/24	District Plan Commissioners Morning Tea, Kerikeri North Hokianga Roding Meeting via Teams
28/02/24	Call with Mental Health Foundation for Mullet Matters Jobs Explore Kaikohe Ngākahu Steering Group Meeting via Zoom Te Maruata Monthly Wānanga via Zoom
29/02/24	FNHL Preparation Meeting, Kaikohe Business & Agency Leaders' Call via Teams Te Huia Executive Review Committee, Kaikohe 3 Waters Meeting via Teams
01/03/24	Local Government New Zealand National Council Meeting, Wellington



Mayors Taskforce for Jobs
Community Recovery Programme
ImpactLab GoodMeasure Report
October 2022

ImpactLab

ImpactLab
GoodMeasure Report
Wellington, New Zealand

Prepared for:
Mayors Taskforce for Jobs

October 2022

ACKNOWLEDGEMENTS

We would like to thank Emma, Thomas and the Mayors Taskforce for Jobs team who contributed to the preparation of this report by sharing their values, processes, evidence and experience.

Enquiries to:
ImpactLab
187 Featherston Street
Wellington
info@impactlab.co.nz



Simplifying social impact measurement

I had the privilege in public life to work with people who understood the need for positive change in the lives of those around them and worked hard to achieve it.

Our social services do a tremendous job of bringing positive change to our most deserving individuals and communities. These organisations are built by volunteers and community workers who dedicate their lives to helping others.

Social service workers can see the positive impact of their work. Children thriving, families united, jobseekers in new employment and people empowered to change their life course.

With more tools they could do more good. I want to help them by finding ways to make sure that effort is recognised, results are measurable and they can make decisions about how to do more good.

ImpactLab grew from a desire to make available to community organisations tools that use the power of public information and the latest technology, so these organisations can change more lives.

By measuring social change and positive outcomes, ImpactLab enables charities and social service providers to speak the language of funders, investors and governments.

It has been a pleasure to work with Mayors Taskforce for Jobs to learn how this organisation changes lives throughout New Zealand.

Calculating social value helps inform decision making and investment and enables you to do good, better.

Thank you for joining us on this journey.

Sir Bill English
ImpactLab Chairman

Contents

Who we are	3
Understanding social value	4
How we measure social value	5
Mayors Taskforce for Jobs’ people	8
The change journey	9
Outcomes map	10
GoodMeasure results summary	11
GoodFeatures	13
References and further reading	14
GoodMeasure summary sheet	15
GoodMeasure for Mayors Taskforce for Jobs	16
Appendix	17



Who we are

The team at ImpactLab share the goal of helping all organisations do good, better.

Our story

Our team at ImpactLab has seen the power of understanding social change. Our founders came together working in the public sector, where we led the development of new processes to link social value measurement with decision making. We believe that all organisations should be able to understand and improve their social impact. Our mission is to help impact creators and investors make decisions that change more lives.


Our team


To make better decisions, it's crucial to consider both the hard facts and the human stories that substantiate them. Our family of researchers, data scientists and statisticians are committed to combining powerful analytics with what you know works for your community.


Alongside expertise in data-driven decision making, our team brings a wealth of real-world experience. We are parents, teachers, volunteers and customers of social services.


Our partners

ImpactLab is proud to be partnering with trust company Perpetual Guardian. Together we are using GoodMeasure to improve strategic grantmaking and support collaboration with grantees by applying a consistent measurement framework.

 @impactlabnz

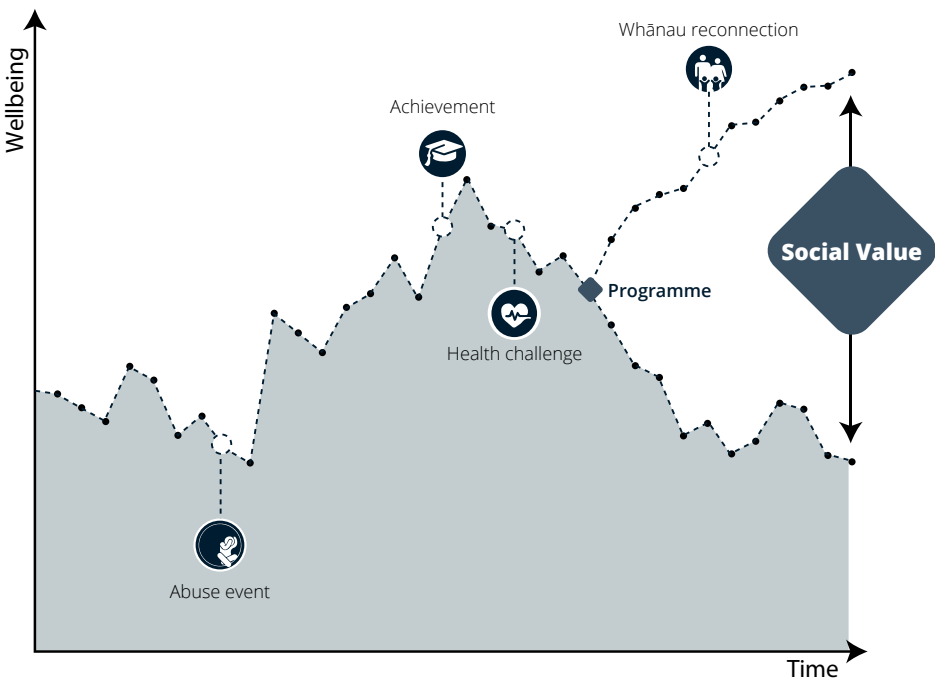
 ImpactLab Ltd

 @ImpactLabNZ

 www.impactlab.co.nz

"The strength of ImpactLab is a real depth of experience in a public policy context. They understand what evidence would be helpful to enable us to make decisions for the future"

– Debbie Sorenson, CEO, Pasifika Futures



Understanding social value

Social value is the social impact in dollar terms that a programme achieves for participants over their lifetime.

Throughout our lives, different events occur which impact our overall wellbeing trajectory. ImpactLab measures the impact on an individual's wellbeing across multiple domains when they're supported by a programme to make positive changes in their life.

We measure this impact in terms of both positive benefits (such as increased income) and avoided costs to government.

To calculate social value, we combine these impact values with

- ◆ Evidence from global literature about how effective a programme can be.
- ◆ The size of the opportunity for the people an organisation serves to achieve more positive outcomes.
- ◆ The number of people supported.

By combining these inputs, the social value calculation helps us understand how a programme or intervention helps change lives for the better. We combine the social value with cost information to calculate a programme's social return on investment.



How we measure social value

Our consistent approach to measurement enables comparisons across wellbeing domains and over time.

Map programme dimensions	Clean and analyse data	Collect and synthesise literature	Calculate impact	Map social value to frameworks
ImpactLab engages with providers to understand their people, their service and the outcomes they seek to achieve.	ImpactLab uses the best of data about people's lives to understand what works, for whom, at what cost. We combine publicly available insights from the NZ Treasury, NZ Statistics and other sources. Impact values produced using Statistics NZ's Integrated Data Infrastructure are a particularly valuable resource. The IDI is a dataset containing information on every New Zealander about many areas of their lives – education, health, social welfare, employment and others. It's anonymised, so we can't identify anyone. This adds up to over 166 billion facts, for nine million New Zealanders (some have left the country, and some have passed on), for more than a generation of us.	ImpactLab draws on the best academic impact literature from around the world. We access globally screened evidence from top universities and governments to estimate how impactful a programme can be. We also identify service delivery model features associated with the most effective programmes.	<p>Our algorithm combines New Zealanders' life experiences, with the wisdom about what works from the brightest minds across the world, with what we know about need in communities.</p> <p>This combination of system level insights and grassroots know-how means we can consistently calculate the expected impact of a programme, and the social return on investment.</p>	<p>Because we start with individuals' experience, we can organise our insights into the relevant government and international frameworks. The New Zealand Treasury's Living Standards Framework (Living Standards Framework) is the Treasury's way of systematising wellbeing. It has four 'capitals' – social capital, financial and physical capital, human capital and natural capital. ImpactLab's GoodMeasure tool links the social value and return on investment created to domains within human capital.</p> <p>We can also map social value and return on investment to the relevant OECD Sustainable Development Goals.</p>



Period in scope
Jul 1st 2021 – Jun 31st 2022

Mayors Taskforce for Jobs’ people

The Mayors Taskforce for Jobs (MTFJ) Community Recovery programme (CRP) is a nation-wide network of New Zealand Mayors, and their respective councils, working together towards the vision of rural NEETs, and other unemployed peoples, being engaged in appropriate education, training, work, or other positive activities in their communities. This initiative is in partnership with the Ministry of Social Development

CRP participants tend to display lower educational and employment attainment, and NEET’s and young people in rural New Zealand often face exacerbated challenges when entering into the labour force compared to students from larger cities. These challenges include a lack of access to skill development pathways, driver licensing and testing facilities and a lack of access to employers. Covid displaced participants are also a high need population who are experiencing hardship due to the current (2021/22) economic impacts of covid-19. The MTFJ community recovery programme aims to facilitate sustainable employment for 1,450 NEETs, disabled, youth and covid displaced per year across these communities.

The community recovery programme provides wraparound support to participants to develop their capacity for work, address mental and emotional barriers to employment and high self-efficacy, and connect them with employment and skill development opportunities. Co-ordinators and mentors guide participants through various personal development processes such as drivers licensing, skills training, and connecting them with local businesses. Through trusting relationships participants are empowered to gain valuable skills and match with work that improves their personal life trajectory. Each council has a localised programme, which is unique to their own challenges and key industries ensuring a beneficial fit for participants, and local business alike.

The Recovery programme engages rural participants to have higher educational and employment attainment, re-directing them from negative pathways. It improves their skills and opportunity to gain sustainable employment, develop better personal habits and finances, and positively contribute to the communities where they live.

Note: we are looking at 6 district councils to model an aggregated view of the MTFJ impact across the country as a representative sample. Therefore, this is a high-level overview of the individual districts with unique data utilised where applicable below to each region.

Participants

Define participants	Description	# starting and engaging
All (always complete)	All participants	561
Youth	Youth engaged in MTFJ's community recovery programme	132
Neets	NEETS engaged in MTFJ's community recovery programme.	133
Covid Displaced	Covid displaced individuals (those who have lost employment due to Covid-19) engaged in MTFJ's Community recovery programme.	86
Disability	Disability engaged in MTFJ's community recovery programme	30
Employment (other)	Participants who do not fit in the MSD reporting above but become full time employed.	129
Employment PT/casual	Participants who do not fit in the MSD reporting above but become part time or casually employed.	51
Drivers licensing	Participants who receive drivers licensing training	51
Educational attainment	Participants who receive education and training	45

Location New Zealand



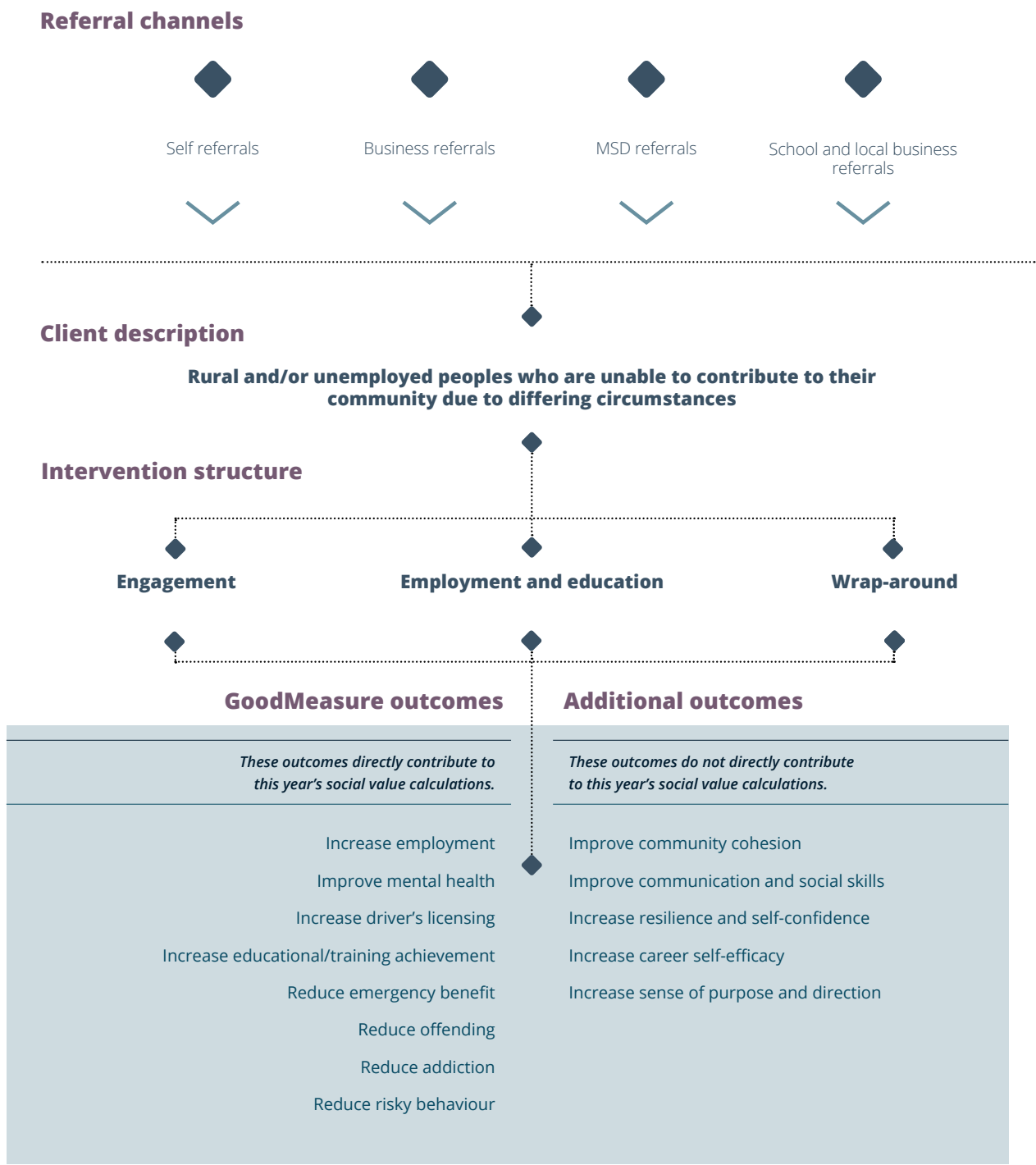
The change journey

MTFJ community recovery programme engages participants to develop their ability to find and maintain sustainable employment and positively contribute to their communities.

Engagement	Employment and education	Wrap-around support
<p>The MTFJ co-ordinators promote employment and education opportunities through various means i.e., Mobile employment hub (Central Hawkes Bay), local coms strategies, job boards, events etc.</p> <p>Participants are self-referred, referred by MSD or other organisations, and referred by local colleges or businesses.</p> <p>Participants fill out an onboarding form which collects key information for the MTFJ team to review.</p> <p>Participant mentors meet with the Participants to establish a relationship, build trust, and assess their needs on an individualised basis.</p> <p>Once participants are assessed and deemed work ready, they are connected with suitable employment opportunities or in appropriate education, training, or other positive activities in their communities</p>	<p>The MTFJ mentors and co-ordinators ensure that participants have what they need to fulfil their new role to a high standard or engage in necessary education.</p> <p>Those who require further education or training are referred to the correct agencies to develop their skill-sets.</p> <p>The mentors identify what participants need and then navigate them to the correct services to support their ongoing employment success. These include:</p> <ul style="list-style-type: none">• Driver licensing• Skills and training• Literacy and numeracy• Counselling• Drug and alcohol counselling <p>These services can be internally and externally referred.</p> <p>Once engaged in the correct employment situation MTFJ may use their funding to provide incentives to local employers, pay for tools/gear/clothing required for work or for driver licensing.</p>	<p>Local coordinators provide wrap-around pastoral care for participants engaging in their programme, ensuring they are comfortable, well supported and have transport to keep them in their employment.</p> <p>Participants can remain engaged in counselling, education, and other training programmes for extended periods to ensure professional development.</p> <p>The MTFJ team not only help manage the practical means for participants but provide the necessary emotional support to develop youth who not only engage but remain engaged in employment despite trauma or mental health issues.</p> <p>This practical support process empowers participants to remain engaged in employment opportunities and develop their abilities and contribution to the local GDP.</p>

Outcomes map

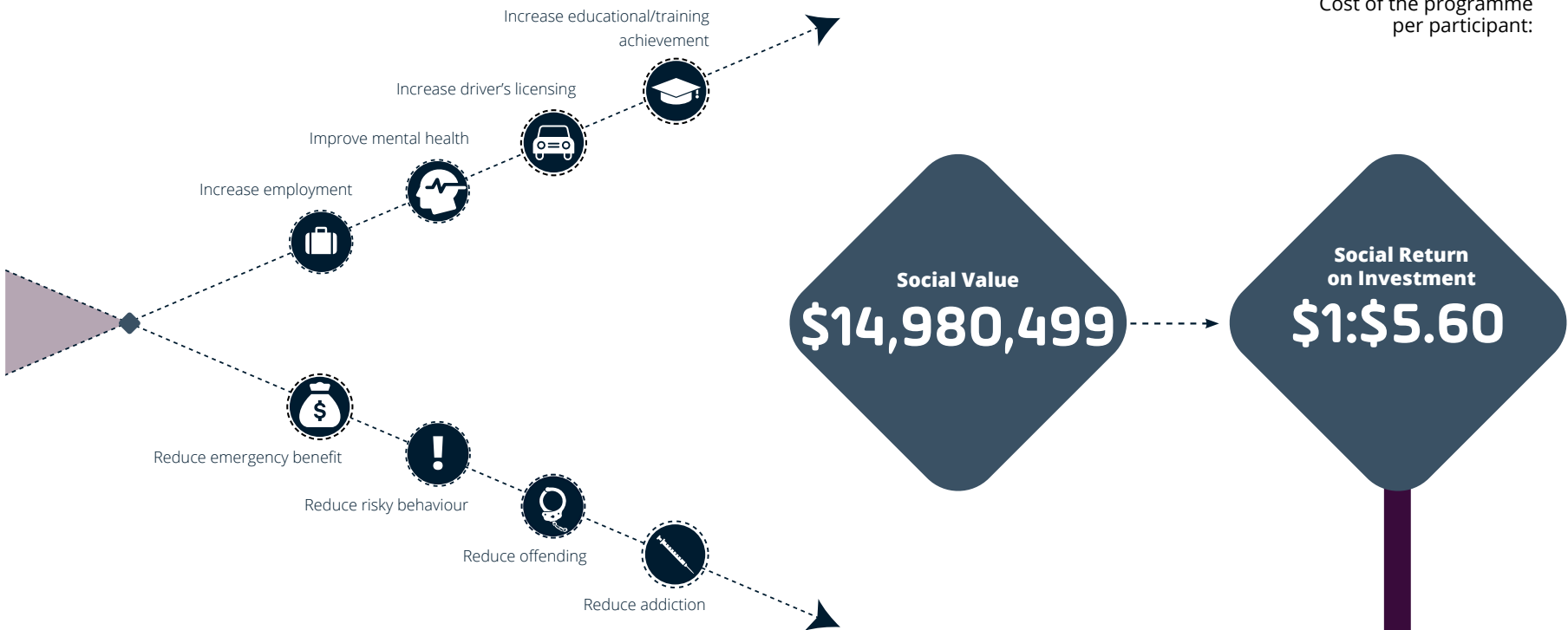
The outcomes that Mayors Taskforce for Jobs aims to achieve and how these are reflected in the GoodMeasure calculation.



GoodMeasure results summary

Every year, the Mayors Taskforce for Jobs delivers \$14,980,499 of measurable good to society in the six districts measured. An investment of \$2,685,566 is required to enable this positive change.

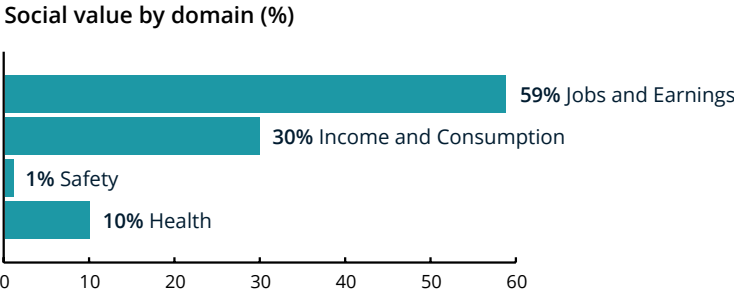
The Mayors Taskforce for Jobs’ real-world value is even greater than this, as some outcomes such as improved community cohesion, communication/social skills, resilience/self-confidence, career self-efficacy, sense of purpose and direction cannot yet be directly quantified with available data.



Social value breakdown

Mayors Taskforce for Jobs creates social value across different aspects of people's lives.

This chart shows the breakdown of social value created according to the Living Standards Framework. Each domain highlights a different aspect of well-being.



When we consider the operating costs of the Mayors Taskforce for Jobs, we can calculate the social return on investment that is generated for every dollar that is invested in the programme.

Social value generated for each participant:	\$26,703
Measurable benefits as proportion of programme cost:	560%
Cost of the programme per participant:	\$4,787



This means that every dollar invested in Mayors Taskforce for Jobs delivers \$5.60 of measurable good to New Zealand.

(July 1st 2021 – June 31st 2022)

The Living Standards Framework is a practical application of national and international research around measuring wellbeing.

It was designed drawing from the Organisation for Economic Co-operation and Development's (OECD) internationally recognised approach, in consultation with domestic and international experts, and the NZ public.

Definitions

Jobs and Earnings: Freedom from unemployment

Income and Consumption: People's disposable income

Health: People's mental and physical health

Safety: People's safety and security and freedom from risk of harm

GoodFeatures

GoodFeatures are actionable insights drawn from literature. Research has connected these actions with positive outcomes for participants.

Use GoodFeatures to prompt discussion about your programme and service delivery compared to examples of effective practice from international literature.

◆ Programme Staff	<ul style="list-style-type: none">• The programme’s staff provide individualised mentor-ship and coaching to participants, and treat participants with empathy, patience and understanding.• The programme’s staff are attuned to the socioeconomic and industry challenges facing both their local community and their participant population and develop solutions that are specifically tailored to address these challenges.• The programme’s staff do not pressure participants to take jobs that are low-skill and low-wage, but instead ensure that participants have access to the training and support needed to pursue their own future career goals.• The programme’s staff build relationships with local educators, trainers and employers, and engage these networks collaboratively when supporting participants into these pathways.
◆ Programme Targeting	<ul style="list-style-type: none">• The programme matches participants with training, educational, or other opportunities that match their needs, goals and skill sets.• The programme recognises that the reasons for unemployment are diverse and complex, and creates bespoke, individually tailored employment/ training plans that are attentive to personal circumstances such as caring responsibilities, industry decline, or limited educational opportunities.• The programme intentionally targets those who are at the highest risk of long-term unemployment and who are at the highest risk of poor long-term outcomes.• The programme is community focused and community driven.
◆ Programme Services	<ul style="list-style-type: none">• The programme supports participants to obtain their driver’s license and private vehicle, particularly in rural areas where public transport is sparse.• The programme continues to offer support and mentoring to participants for a minimum of six months following their entry to employment, training or education.• The programme helps connect participants to physical/mental health support, justice support, welfare support, or any other third-party institutions that would ease the path to employment.• The programme combines work-ready interventions, such as job search assistance, CV writing and work experience with the development of soft-skills, non-cognitive skills and ‘life-skills’ relating to communication, self-regulation, time-management, reliability and self-management.• The programme supports local businesses by providing a wage and equipment subsidy when they hire a participant.

References and further reading

In compiling our reading lists we consider a wide variety of topics, focussing on specific aspects of service delivery or outcome attainment. Here are a selection of readings that may be of interest.

Bartelink, Vicky H. M., et al. “Unemployment Among Young People and Mental Health: A Systematic Review.” *Scandanavian Journal of Public Health*, vol. 48, no. 5, 2020, pp. 544-558.

Bateson, Regina. “Unemployment Scarring and the COVID-19 Pandemic: How Pandemic Resume Gaps Affect Perceptions of Job-Seekers.” *Available at SSRN: <https://ssrn.com/abstract=4129550>*, 2020.

Card, David., et al. “What Works? A Meta Analysis of Recent Active Labor Market Program Evaluations.” *Journal of the European Economic Association*, vol. 16, no. 3, 2017, pp. 894-931.

Dixon, Sylvia., et al. “Evaluation of the Impact of the Youth Service: NEET Programme.” *New Zealand Treasury Working Paper*, no. 16/08, New Zealand Government, The Treasury, Wellington, 2016.

Fransen, Koos., et al. “The Impact of Driver’s License Ownership on Unemployed Job Seekers’ Access to Job Openings: Assessing the Driver’s License at School Project in Flanders.” *Case Studies on Transport Policy*, vol. 6, no. 4, 2018, pp. 695-705.

Grove, Lynn. “School-Leaver Work-Readiness: The Perspectives of Students, Educators and Employees in a Rural New Zealand Setting.” *Master’s Thesis*, Unitech Institute of Technology, 2018.

Jones, Marion. M. et al. “Linking Transportation Inadequacies to Negative Employment Outcomes.” *Canadian Review of Social Policy*, vol. 60/61, 2008, pp. 1-17.

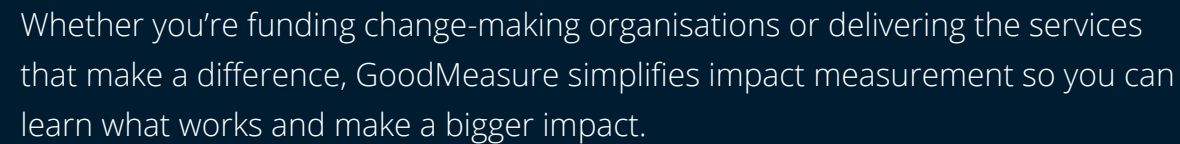
McGirr, Mandy. “Not Just About NEETs: A Rapid Review of Evidence on What Works for Youth At Risk of Limited Employment.” *Ministry of Education*, New Zealand, 2019.

Morrish, Nia., et al. “Does Unemployment Lead to Greater Levels of Loneliness? A Systematic Review.” *Social Science & Medicine*, vol 287, 2021.

Pacheco, Gail., et al. “Estimating the Cost of Youth Disengagement in New Zealand.” *Economics Working Paper Series*, No. 2013/04, Auckland University of Technology (AUT), Faculty of Business, Economics and Law, Auckland, 2013.

Rose, Damaris. “The Impact of Active Labour Market Policies on the Well-Being of the Unemployed.” *Journal of European Social Policy*, vol. 29, no. 3, 2018, pp. 396-410.

Samoilenko, Anton., et al. “Economic Outcomes of Youth not in Education, Employment or Training (NEET).” *New Zealand Treasury Working Paper*, no. 15/01, New Zealand Government, The Treasury, Wellington, 2015.



Contact us



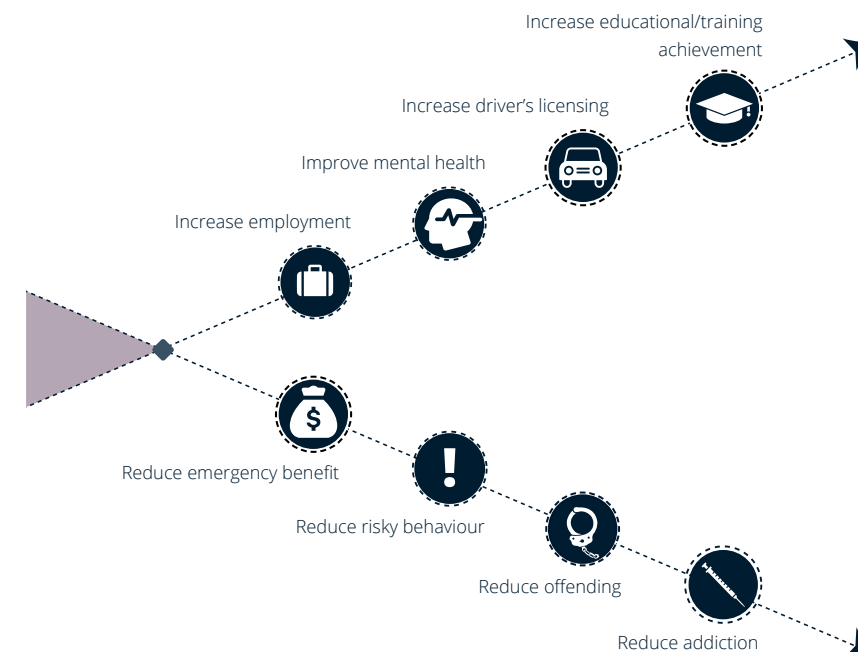
We measure this impact in terms of both positive benefits (such as increased income) and avoided costs to government.

By combining these inputs, the social value calculation helps us understand how a programme or intervention helps change lives for the better. We combine the social value with cost information to calculate a programme's social return on investment.

Alongside expertise in data-driven decision making, our team brings a wealth of real-world experience. We are parents, teachers, volunteers and customers of social services.

Helping you do good, better.

The MTFJ community recovery programme aims to facilitate sustainable employment for 1,450 NEETs, disabled, youth and covid displaced per year across New Zealand.



- Increase employment
- Improve mental health
- Reduce emergency benefit
- Reduce offending
- Reduce addiction
- Reduce risky behaviour
- Increase driver's licensing
- Increase educational/training achievement

- Improve community cohesion
- Improve communication and social skills
- Increase resilience and self-confidence
- Increase career self-efficacy
- Increase sense of purpose and direction

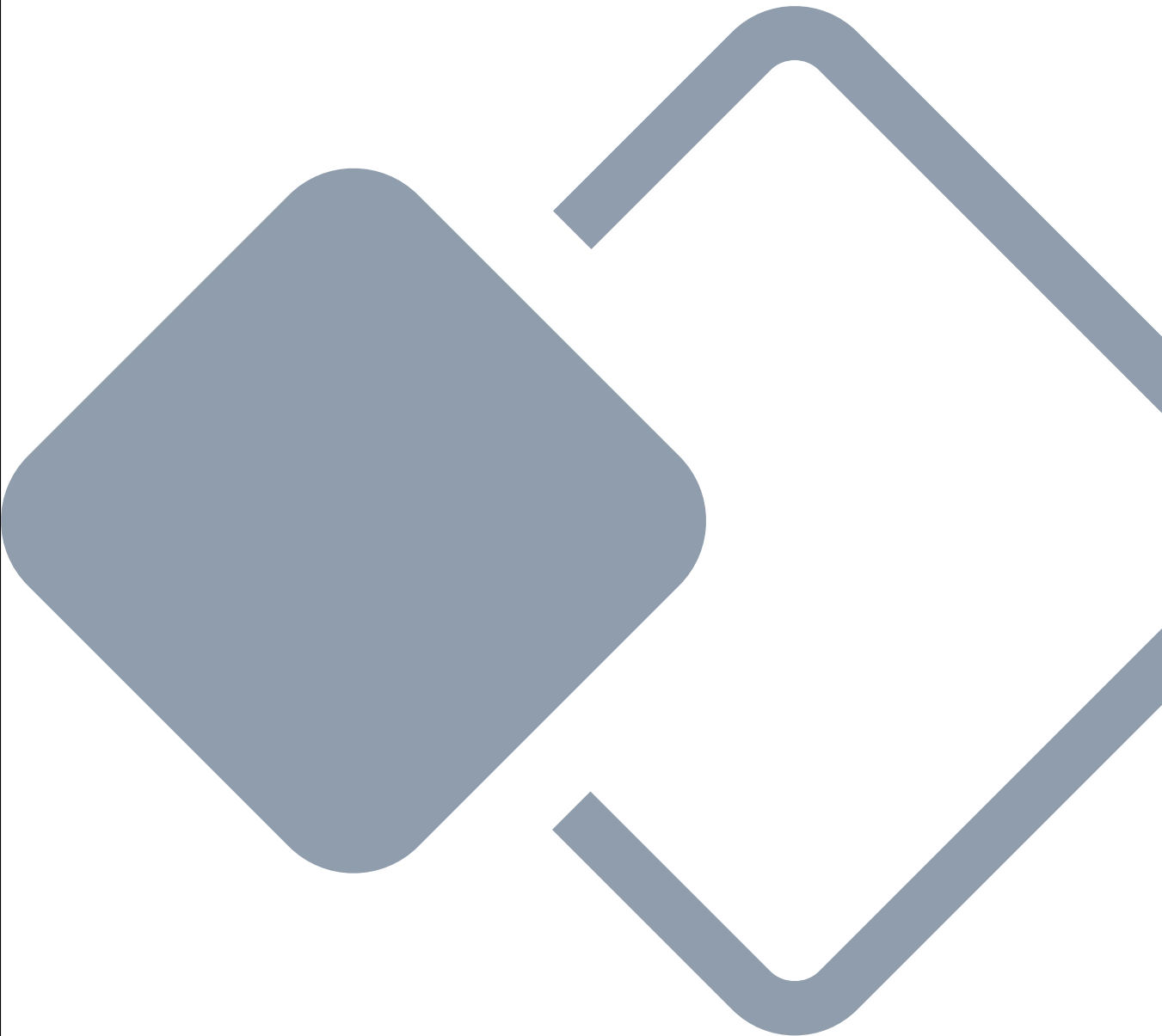
ImpactLab GoodMeasure Report
Mayors Taskforce for Jobs: October 2022

Appendix

Below is a list of definitions of key terms contained in this report.

Amount invested	Population
The dollar amount that has been invested in a specific programme, in New Zealand dollars.	The group of people supported by the programme, in terms of age, gender, and ethnicity.
Cost per person	Programmes
The dollar amount invested in the programme divided by the number of people supported by the programme (including those who did not successfully complete it).	The services delivered by the provider for the amount invested.
Domain	Social ROI
A domain is a way of dividing or filtering the subject and outcome material in your ImpactLab results. ImpactLab refer to domains as per the New Zealand Treasury's Living Standards Framework domains.	This is the Social Return on Investment. It is calculated by comparing the social value generated by the programme to the amount invested in it.
	Social Value
	The social impact in dollar terms that the amount invested achieves for participants over their lifetime. The social value is calculated by combining impact values with a service delivery quality score, the size of the opportunity to support a population, and the number of people supported.

Attribution
Some data and information used in the Social ROI calculations is licensed under a Creative Commons Attribution 4.0 International (CC BY 4.0) Licence. It is attributed to the NZ Treasury.
Disclaimer
This disclaimer sets out important information about the scope of our (ImpactLab Limited) services. It should be read in conjunction with the contract that we have entered into with you (or your company/ organisation) for our services, including the applicable terms and conditions.
We have endeavoured to ensure that all material and information on GoodMeasure, including all ROI calculations and impact numbers (together the information) is accurate and reliable. However, the Information is based on various sources, including information that you have provided to us, which we do not independently verify. Accordingly, we do not provide any representations or warranties in relation to any information, including any representations or warranties relating to the accuracy, adequacy, availability or completeness of the information or that it is suitable for your intended use. We do not provide advice or make any recommendations in relation to decisions, financial or otherwise, that you may make.







YOUNG ELECTED MEMBERS' HUI PROGRAMME

Day one – Wednesday 6 December

“E hara taku toa I te toa takitahi engari he toa takitini”

The focus of day one is on whanaungatanga – supporting attendees to get familiar with the Far North, with local government and the YEM Network, and with each other as community leaders, to help enable a positive hui and strong, ongoing relationships across the YEM Network.

12.00pm	Arrive at Kerikeri/Bay of Islands Airport for Hui start
12.15pm	Coach transfers, Hui introduction and whakawhanaungatanga
1.30pm	Mihi whakatau at Manea in the Hokianga
2.00pm	Kai
2.30pm	Introduction to the Far North – its people, culture, history and places, including experiencing Manea and the story of Kupe arriving in Aotearoa <ul style="list-style-type: none"> This session aims to build attendees' cultural confidence by delving into the Far North's unique culture, history and identity
4.15pm	Transfer to Ngāwha Innovation Park via coach, including reflections and continued whanaungatanga
5.15pm	Guided tour of Ngāwha Innovation Park and kōrero on opportunities for private, public and mana whenua partnership <ul style="list-style-type: none"> This session will have a strong focus on the importance of partnerships. Attendees will see and experience, in practice, how hapū, public and private partnerships are supporting and enabling economic and environmental sustainability in the Far North. The session will give YEM tools to build enduring partnerships in their rohe
6.00pm	Depart Ngāwha Innovation Park for Copthorne Waitangi
6.30pm	Arrive Copthorne Waitangi for check in
7.00pm	Far North styles picnic and welcome

Young Elected Members' Hui Programme // 1



Day two – Thursday 7 December

“Titiro whakamuri, kokiri whakamua”

The focus of day two will be building YEMs’ own leadership capability, resilience, hauora and cultural confidence to enable them to effectively perform their role as elected members and community leaders.

9.00am	Arrive at Waitangi Treaty Grounds
9.15am	Welcome and scene setting – workshop on “setting our collective course” and Hui objectives, led by the YEM Committee
10.00am	Tour of Waitangi Treaty Grounds
11.00am	Kai break
11.15am	<p>YEM Kaupapa kōrero and workshop led by Alex Crackett, Rohan O’Neill-Stevens and Sophie Handford from the YEM committee</p> <ul style="list-style-type: none"> • This session will: <ul style="list-style-type: none"> ○ build YEMs’ understanding of the YEM Kaupapa and provide an opportunity to consider its relevance in current political, social and economic contexts ○ enable the YEM Network to work together to identify collective actions for delivering the Kaupapa
1.00pm	Kai break
2.00pm	<p>Panel discussion facilitated by Mayor of Gore Ben Bell: Looking after your health and wellbeing as an elected member and community leader – some tips, tricks, and strategies</p> <ul style="list-style-type: none"> • This session will provide YEM with practical tips, tricks and strategies to be effective leaders and look after their hauora (wellbeing) in their leadership roles, to ensure they’re able to effectively deliver to the communities they serve
2.45pm	<p>Post-panel workshop: What did we hear? What could this look like? What does this mean for YEM?</p> <ul style="list-style-type: none"> • This session will provide YEM with the opportunity to identify the strategies and actions they can put in place individually and collectively to enable them to effectively perform their roles as elected members and community leaders
3.30pm	Kai break
3.45pm	Team building activities

Young Elected Members’ Hui Programme // 2



- This session will help to build the collective strength of the YEM network

4.15pm Summing up the day – reflections and closing karakia

4.45pm Depart Waitangi Treaty Grounds for a free evening

Day three – Friday 8 December

“Whaia te iti Kahurangi, ki te tuohu koe me maunga teitei.”

The focus of day three is how YEM can enable and deliver positive outcomes for their communities. It'll challenge YEM to think outside the box, and to work in smart, cost-effective and collaborative ways to best serve their communities.

9.00am Opening address and summing up day two – led by the YEM Committee

9.15am Engaging effectively with your community – led by Ranjani Ponnuchetty, Chief Advisor, LGNZ

- This session will give YEM practical tips and tricks for effectively engaging with communities, using tools such as media and social media to share the value of local government to communities

10.45am Kai break

11.00am Panel discussion facilitated by Deputy Mayor of Nelson Rohan O'Neill-Stevens: Supporting the health and wellbeing of communities through long-term planning

- This session will explore ways that YEM can leverage opportunities through partnerships, innovation and strategy to unlock good outcomes and enable communities to have strong identities, particularly through councils' upcoming long-term planning processes

12.00pm Post-panel workshop: What did we hear? What are we curious about? What could collective action look like?

- In this session YEM will think about individual and collective actions that they can take to support good outcomes for their communities

12.45pm Kai break and time to explore the Waitangi Treaty grounds

2.00pm Zone catch-ups

2.45pm Wrap up session: check in on the parking lot, reflections and YEM Committee close

Young Elected Members' Hui Programme // 3



3.30pm	Closing karakia
5.30pm	Ferry to Russell for Gala Dinner, with guest speaker Eric Rush
10.30pm	Return Ferry to Waitangi

Attendees are welcome to leave at their leisure on Saturday 9 December



Member Report

Name: Kōwhai | Deputy Mayor Kelly Stratford

Ward: Bay of Islands - Whangaroa

Date: 21 February 2024

Meetings/Events Attended

Date	Meeting Topic	Comment
20 Nov 2023	LGNZ Zone 1 Meeting	<p>An interesting presentation on plastic packaging and the timeline and engagement for the implementation of a mandatory plastic stewardship scheme.</p> <p>We had an update from the LGNZ Vice President Campbell Barry on the work that LGNZ are doing on our behalf.</p>
	Northland Forward Together Strategic Wananga	<p>We went through the collective briefings for incoming Ministers outlining the most pressing issues for our region.</p> <p>Big discussion on roading and infrastructure and the possibility of public private partnerships.</p> <p>Brad Olsen from Infometrics presented on the state of the Northland Economy.</p>
21 Nov 2023	Kaitaia issues	Met with a ropu in Kaitaia that have views on the strategic and economic benefits of Kaitaia airport and other Kaitaia matters.
	Housing Strategy	Where we are at with the scoping for a Housing Strategy.
22 Nov 2023	Funeral – Noma Shepherd	Noma was the chair of the Bay of Islands Community Board from 1997 to 2006 and was a huge inspiration to me as a leader that just got stuck in not just as a governance level, but volunteering, and just generally doing what needed doing. She was the visionary behind the Te Hononga building behind Kawakawa's Hundertwasser toilets, which is home to the FNDC service centre and library. And a very busy freedom camper's base. She is greatly missed, a person that I would just call at the end of a rough council day.
	Pou Herenga Tai Cycle Trail Trust	Attended the AGM as a special guest.
23 Nov 2023	Business Call	
	Te Kuaka Wananga	



Member Report

27 Nov 2023	Te Koukou Komiti Hui	
	Te Koukou Komiti Wananga	
28 Nov 2023	Extraordinary Council Hui	
	Te Huia Komiti Hui	Regular hui where the CE reports on pertinent operational matters and elected members monitor the employment of CE through reporting.
	Local Alcohol Policy Wananga	A workshop with stakeholders on the process that needs to take place to start work on a Local Alcohol Policy now that there has been some improvements in the legislation.
	Council Agenda Preview	
29 Nov 2023	Police Advisory Hui	Seeking urgent restoration of the Neuman and Derrick road shortcut that runs parallel to the Waioomio stream. Which is part of Johnson Park. A student and community route used daily and meeting all health and safety requirements keeping our whanau safe and well.
	Waitangi 2024 & Beyond Discussion	Met with representatives of the Waitangi Week events committee, to discuss what role they would like to see council play in the future.
	Kawakawa Civil Defence Hui	The community adopted the reviewed Kawakawa Community Response Plan.
	Johnson Park Walkway	On council reserve, pathway that connects the recreation reserve of Johnson Park to Derrick Road footpath (pedestrian link between Bay of Islands College and the township) has a slip that has not been addressed, and the bank continues to erode when Waioomio River is in flood. NRC and FNDC need to work together on this to remedy.
	Taumarere Flood Catchment Hui	We received an update on Pokapu spillway works and the timeline for Kawakawa benching works to prevent flooding.
30 Nov 2023	Business Call	
	Opua Hill	Site visit with concerned Love Opua members regarding the placement of the hit sticks. Supportive of initiatives to slow down traffic, but



Member Report

		some minor remedies required for safety of pedestrians and cyclists.
1 Dec 2023	Te Roroa	Building relationships with the iwi of Te Roroa. We met at the council office in Kaikohe with Snow Tane.
	Kawakawa Community Development Plan	Meeting to assist progression and completion of the plan.
	Whangarei A & P Show	Good catch up at the Whangarei District Council engagement tent for their Long Term Plan.
4 Dec 2023	Taipa Wastewater Working Group	My first visit to the Taipa wastewater plant. And it was good to hear what interim modifications have been and are being implemented. And the progress of the install of electrocoagulation plant, for trialling.
	Te Miromiro Hui	Held online, adoption of the Annual Report for year end June 2023.
5 Dec 2023	Northland CDEM Hui	The CDEM Group plan progress on actions was reported on. More info in my portfolio report.
6 Dec 2023	Waikotahi Marae Hui	Discussion on the Monument Hill, Kaikohe bore levels and monitoring of any impact on the Marae water source
7 Dec 2023	Sport Northland	Getting some support and guidance from Sport Northland on progressing Te Puawaitanga
8 Dec 2023	Civil Defence & Te Whatu Ora	Building relationships between Te Whatu Ora staff based in Kawakawa and the volunteers in civil defence
11 Dec 2023	Council Hui	
12 Dec 2023	Te Hono	
	Waitangi Day Collaboration Hui	Working through final logistics and what is required to make the event a success with a greater volume of people expected to attend
13 Dec 2023	CE catchup	
14 Dec 2023	Business Call	Brynderwyn closure is the hot topic. Need to see the plan for comms on this.
	LTP Workshop	
9 Jan 2024	Te Hono	



Member Report

	Kahika – Kōwhai catchup	
15 Jan 2024	Ce Catchup	
17 Jan 2024	Te Puawaitanga catchup	In response to the report on agenda last year. CE establishing a council working group and commissioning a report on what the best use of the remainder land is.
18 Jan 2024	Extraordinary Council Hui	Updates to meeting schedule and the Waitangi Weekend road closure approval
	Advancing Papakainga	An entity has some reasonably priced cabins available, but is struggling to place them due to land tenure issues of owners with Maori freehold land. Connecting with those that may be where ready.
	Dogs on beaches	A strong request coming from various groups to review dogs on beaches, due to people not keeping dogs on leash in bird nesting spaces. People blatantly disobeying the signs, letting their dogs chase resting or nesting birds on beaches.
	Turner centre wananga	Attended to input in to the future of the Turner Centre.
23 Jan 2024	Te Rūnanga o Ngāti Whātua	We were hosted in their Whangarei office, and they commented how lovely the council that they don't tend to have too many needs or dealings with should visit them... it is the first council to visit them in Whangarei.
	Council agenda preview	
24 Jan 2024	Kaeo Bridge Blessing	Attended morning karakia to farewell the old Kaeo bridge and bless the new two lane bridge. Quite an intimate occasion with Fulton Hogan and Waka Kotahi staff.
	Orange Sky	Cr Kapa and I met with a supporter of Orange Skys working with people that do not have homes. Working on finding a way for them to bring their mahi north. But it requires volunteers – water, and a licence to occupy wherever they set up the pop up washer/dryer/shower facilities.
	Ce Catchup	



Member Report

25 Jan 2024	Ngāti Kahu	Good to connect with representatives of Ngāti Kahu and hear direct on issues and their strong push for us to deal with hapū.
	Te Puawaitanga	Sporting code expressing concern at Te Puawaitanga gov vs operating model
	Business working group	
26 Jan 2024	Karakia/Whakawātea removal of fencing at Waitangi	Following the occupation removal, some of the marae trustees had a karakia. It was a good opportunity for me to acknowledge the frustration that was felt by some over how long council took to act. And some of the non-tikanga approaches taken in the early days.
	Ruapekapeka Road blessing	
	Meeting with Civil Defence Minister	Hosted online meeting with Minister Mark Mitchell and the Northland CDEM group to hear about our Cyclone Gabrielle outstanding concerns for recovery.
30 Jan 2024	LTP Workshop	
1 Feb 2024	Business Call	
	Te Huia Komiti Hui	Our Chief Executive review committee. Where he gets an opportunity to go over issues, anything on the horizon and we check in how he is doing as our employee.
	Te Huia Wananga	We workshopped the KPIs in collaboration with the CE.
3 Feb 2024	Pōwhiri for the Opposition parties	
5 Feb 2024	Business Leaders and Northland Inc	Hosted a hui with business association representatives and Northland Inc to get clarity on what the campaign for Northland is going to look like, with the closure of the Brynderwyns.
	Pōwhiri for the Crown	
	Waitangi Housing Expo	Attended the opening of the Housing Expo, and heard from both the Prime Minister and Minister Bishop on making housing easier, 'getting rid of some rules'.
	Waitangi National Trust Dinner	Formal dinner with some of the Ministers and the Waitangi National Trust members. Some



Member Report

		good conversations sharing on the needs for Northland.
6 Feb 2024	Dawn Church Service	
	Breakfast hosted by Minister of Crown Māori Relationships	Took the opportunity to talk to Ministers about the roads, housing and emergency management in Northland.
7 Feb 2024	Business Resilience	Gave advice to a facilitator on emergency management and the roles of council. And what a business needs to do to be resilient.
	Mike Dinsdale	Housing strategy media release interview
	CE Catchup	
8 Feb 2024	Council Meeting	
9 Feb 2024	Waikare Pedestrian Bridge Kao	Finally, the pedestrian bridge is complete.
	Peria Site visit	Kahika and I met with whanau and residents from Fern Flat Road regarding the tragedy where two young boys died. Some actions to be discussed at Te Koukou hui.
12 Feb 2024	DLC Tikanga and CPPA wānanga	Now that I am not on the DLC, I can assist in advocacy on DLC matters. Which is what this hui was about – the implementation of community participation.
	CE Catchup	
14 Feb 2024	Te Hono	
	Gymnastics Proposal	Got to hear a fabulous idea on location and fit out. At some stage, this will come to council for an update and decision. It is confidential for now.
	Housing for the Elderly Wānanga	We workshoped the pensioner housing and the divestment next steps.
19 Feb 2024	Pōwhiri for new staff and staff celebrations	Was awesome to be there to welcome new staff and celebrate accomplishments of many of the staff, especially their Te Reo Māori certificates.
	Te Huia Komiti	Agenda preview



Member Report

	Ngāti Wai	Connecting with the iwi representatives on common goals, and issues for us to work through.
20 Feb 2024	Te Koukou Agenda	Roading reports and updates
	Te Koukou wananga	Workshop on transport issues
	Cycle Trail Operators hui	Hosted hui to bring cycle trail operators into the same room and give them an update on the Taumarere to Opua portion of the cycle trail. Very passionate about seeing the connection restored, as it is impacting on their businesses. However, not at any or all cost. They support seeking funding elsewhere to reduce burden on the ratepayers.
21 Feb 2024	Ce Catchup	
	Financial Contributions Workshop	Financial contributions were excluded from the Proposed District Plan as work on Development Contributions should have been completed by now. It is possible for us to go through the process of adding a Financial Contributions chapter to the District Plan. A decision paper will come to council soon.
	Te Rūnanga o Whaingaroa	We got to meet with Kaupapa leads and hear some of the shared goals. We also heard some of the issues. Good relationship building hui.

Community Matters

This section should be completed for matters arising within the community, which Council need to be aware of. It could be related to ongoing projects, requests, feedback etc.

Topic	Comment
Kawakawa Slip	Slip at back of businesses, private landlord addressing but hindered by the bad weather. Has meant the Mayflower Takeaways closure for some time. Awaiting response from staff on an update on this matter. 12/5 still have not had a staff response on this. 17/11 And the shop is still closed, and still has water coming from the rear of the building through the shop and to the front door and down the stormwater drain – I expect this does not help keep those drains from getting blocked. It is alleged that this stormwater issue is impacting on the state highway.
Dog issues	Issues of ownership, communities want to work with council to address. Concerns have been raised about the welfare of dogs in our care, the wellbeing of officers and the lack of education in this space.



Member Report

Portfolio Update: (Housing)

District Plan hearings – kick off in April. Would be good to have a full turn out for the mihi whakatau of commissioners. Venue and date confirmation still to come.

A reminder to my colleagues that you can find the building and resource consents reporting in Te Huinga, the elected members online lounge.

The Housing Strategy has got momentum with some funding coming from MHUD, so work is advancing. Staff are speaking with NRC on vacant house, Airbnb data. This information is to help get a picture of the housing availability.

Portfolio Update: (Emergency Management)

The new Tsunami siren project is continuing, and the team at Northland CDEM are working with iwi and hapū and communities. They engage first before lodging the resource consents.

At our December hui we had our update on the Northland CDEM Group plan actions. Key focus areas of work are building partnerships and resilience across the region; improving capability and capacity to manage, respond and recover from emergencies; building a multi-agency Emergency Coordination Centre for the region and improving tsunami readiness and response.

We also had an update on drought planning and readiness for summer and preparation and planning for any potential drought across the Northland region this summer as an El Nino weather pattern began to emerge as forecast in early September by NIWA. In early 2020, Northland experienced one of the most severe droughts on record due to record low rainfall levels in 2019 and a dry summer in 2019/20. This drought had significant impacts on water suppliers, farmers, horticultural operations, industries, government facilities, and communities who rely on rainfall for water supplies.

During this drought, the CDEM Group office provided support to communities with water deliveries and established emergency water supply facilities in Rawene, Kaitaia, and Kaikohe. Fonterra supported the response supplying tankers to deliver potable water to these emergency tanks, at no cost. For those not on a reticulated supply and reliant upon tank supply from roofs or bores, access to water became a significant issue. CDEM with assistance from the New Zealand Defence Force (NZDF) and commercial water supply delivery operators coordinated refills to tanks to maintain supply. The costs associated with filling tanks were the main factor, and the Ministry for Social Development (MSD) supported a large proportion of these costs through special funding. The CDEM Group office also coordinated and disseminated regular drought updates and information to communities and others on the developing situation. The debrief from this drought highlighted several opportunities for improvements, and a number of those improvements have been implemented.

Drought plan has been sent out to my colleagues on FNDC so that they are aware of planning and responsibilities in play should a drought develop. Important all senior leaders at Council are aware of this plan.

We had a comprehensive update on the community and marae response plans that staff are supporting. There has been a huge demand for these, and I commend the staff for the amount of time they are putting into this. Community and marae response groups are where the strength in



Member Report

emergency management is. Without the people to respond in an event in each isolated community, we don't have a response.

Cyclone Gabrielle recovery still evident.

Northland CDEM also did a submission to the proposed Emergency Management Bill 2023 and we ratified that submission at our December hui.

Matters for Discussion

On a personal level, I completed my level 3 and 4 Te Reo Māori course at the end of 2023, through Te Wananga o Aotearoa. And I start level 5 this year.



Councillor Report hhh 14.2.24

Name: H Halkyard- Harawira 26.11.23 Ward: Te Hiku Māori

Local Government Act provided for 4 Māori ward councillors in Far North - concept of natural justice

**Role 1	**Role 2	**Role 3	**Role 4	**Role 5
To strengthen the rangatiratanga and influence of Iwi and Hapu in local government and the management of Taiao.	To achieve shared outcomes for Iwi/Hapu and community- new housing, 3 waters, resilience funding subsidies, joint working business relationships	To participate and advocate for law reforms that disadvantage Māori - To keep abreast of Waitangi Tribunal recommendations and legal implications.	To engage with Māori voters re preferred Māori ward takiwā by Matariki 2024. i) North & south of Mangamuka ii) 4 Iwi/hapu takiwā iii) Me waiho pēnei	Te Oranga o Te Tangata me Te Taiao- General wellbeing of people and the environment.

28-29 Nov # 1,2,3, 5	Kaikohe Making Good Decisions PLD, Kaikohe- course for hapu, Iwi , and councillors to potentially become Hearing Commissioners.
4 Dec # 1,2,3, 5	Taipa Wastewater Treatment Plant & local hapu- awaiting installation of electrocoagulation unit.
5 Dec # 1,2,3, 5	Northtec Hui, Waitangi- support for training and trade courses for school leavers and adult learners.
9 Dec #1,2,3, 5	9am Pōhiri to Judge Coxhead & Waitangi Tribunal- presentation of Stage 2 Report of Te Paparahi o Te Raki to takiwā of Ngāpuhi- Waitangi-
11 Dec # 1,2,3, 5	9am Te Oneroa a Tohe education brief re beach signage- phone 10-4 Hui Kaunihera -Kaikohe
14 Dec # 1,2,3, 5	Long Term Plan workshop - Kaikohe
20 Dec- 14 Jan	Decommission of Kauri Dam Progress reports from Project Manager
15Dec -22Jan	End of year leave, whānau time,
20 Jan #1,2,3, 5	Plenary session of Kotahitanga Hui, Tūrangaewae
#1 23 Jan #	Re- publish Report of Waitangi Hui Whakatāpapa 1997 in Mana News
23-25	Otepoti , ki te taha o taku kotiro a Te Whenua.
27 Jan #1	Māheatai- visit - concerns re overfishing kaimoana in Tokerau Moana Wedding of Hone Pani Tamati Waka Nene Taito & Anita Brown- Whakapara Marae.
28, 29 Jan	Tangi o Selwyn Muru, i te Marae o Oturu. He hononga tata ki te whānau Popata.
30 Jan #1, 2,3,5	Long Term Plan - 3rd draft - what projects have priority and how to reduce rates ? Hikoi Exhibition
31 Jan #1, 2,3,5	Kauri Dam- water supply pumps turned off- only 6 properties officially supplied as per court agreement-” without guarantee of quantity or quality and without charge.”

#1, 2,3,5	9.30 Te Huia, monthly hui with CEO
3 Feb #1, 2,3,5	12-1.30 Whakatau- Hikoi "Toitū Te Tiriti" ki Kaitaia
4 Feb Waitangi Commemorations #1, 2,3,5 Mihi ki te mana whenua Ngāti Kawa, Ngāti Rāhiri- ki nga kaiwhakahaere o Te Whare Runanga hoki	10ata - Ngātokimatawhaorua - Whakatau, me te hitori 50 tau 11am - Te Kotahitanga o ngā hapu o Ngāpuhi Iwi Chairs Forum Pōhiri 1.30 Te Tii Marae- Pōhiri ki Ngā Tamatoa, kawē mate 4 pm Whare Runanga - Pōhiri ki Tuheitia Potatau Te Wherowhero Te Tuawhitu me Te Kingitanga
5 Feb Waitangi 	9am- Play Tribute to Ngā Tamatoa by Tame Iti and 120 others 11am - Pōhiri to Coalition Government Personal congratulations conveyed to Kelvin Davis for his mahi in reducing prison numbers, the support for Te Reo Māori in schools and tautoko to ring fund renewal of Kaitaia Airport during his time as Labour Party Minister. 6-8 pm Ngā Tamatoa 1970s Panel- Political Forum
6 Feb Waitangi #1, 2,3,5	5am Dawn Service 9am - Political Forum - Tino Rangatiratanga 10am - Welcome Kotahitanga Hikoi from Te Rerenga Wairua to Whare Runanga 11.00- 3pm -stayed in the shade of Ngā Tamatoa tent and listened to speakers at the political forum.
Hana Te Hemara, Ngā Tamatoa 1971 at Waitangi - photo by John Miller 	



Councillor Report hhh 14.2.24

HIKOI

GET UP
STAND
UP

1980-1985

WAITANGI

TREATY GROUNDS

A photographic exhibition by James Aotearoa Pasene

1st February – 31st March | Te Kōngahu Museum of Waitangi



Hahana

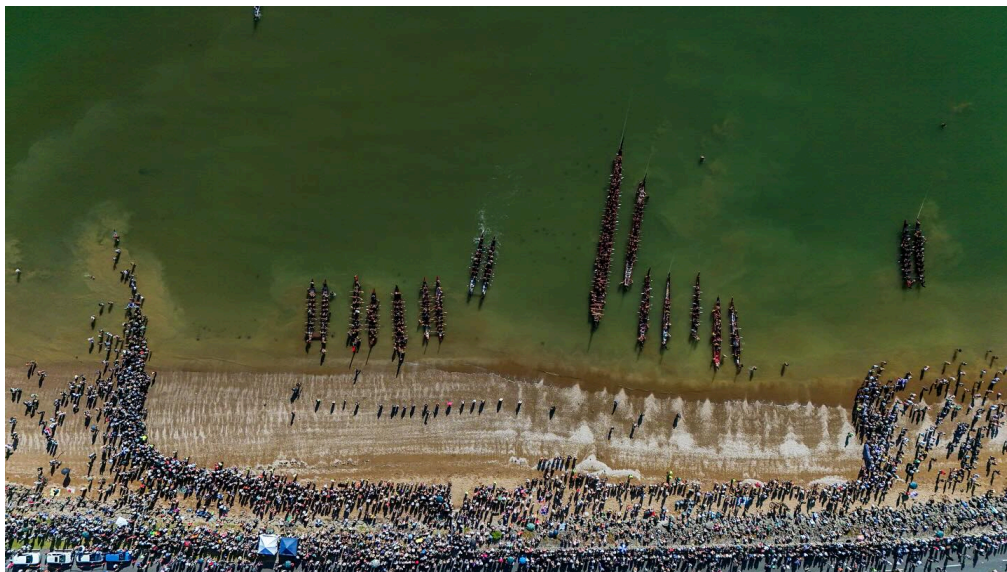


Photos by Tamaira Hook





Councillor Report hhh 14.2.24







Councillor Report hhh 14.2.24



National Iwi Chairs to Fight Governments Sustained Attack on Maori 2nd Feb 2024

“We have no choice but to fight”. These are the words of Rahui Papa, the co Chair for Ngati Koroki Kahukura of the Cambridge area.

Rahui was one of the 50 plus Iwi Chairs who attended the National Iwi Chairs Forum in Kerikeri yesterday where the unanimous decision from the Iwi was to fight what they see as the governments continued sustained attack on Maori.

“We attended and heard the korero at Turangawaewae and also Ratana. We support the outcomes. Our people want to know that we care about how they are feeling. They want to see action, and we support” said Jamie Tuuta the Chair for Ngati Mutunga of the Taranaki area.

The National Iwi Chairs Forum agreed to a range of options for fighting the different issues. This includes supporting existing legal action; file new legal actions; submitting complaints with the Human Rights Commission, submitting challenges to the United Nations; carry out targeted protest and take other measures on specific policies covered in the Coalitions Governments agreements and 100 day plan.

“The attacks by this government is on a range of fronts affecting Maori. From unilaterally redefining Te Tiriti o Waitangi through to belittling Te Reo Maori to removing protections for our mokopuna in Oranga Tamariki through to the dismantling of the Maori Health Authority which was based on detailed research and determinations of the Waitangi Tribunal - which is also under attack” said Papa.

The National Iwi Chairs Forum is meeting with the Prime Minister and a number of Cabinet Ministers will be attending including Ministers Willis, Reti, Bishop, Upston, Mitchell, Goldsmith, Potaka, Simmonds, Watts, Penk, Jones, Seymour, McKee and van Velden.

“There are clear areas that we are not going to work with the government on because they have locked down their position and will inevitably double down. But there are also a number of issues that we will work with the government. This includes issues from social development to economic development. Housing and the review of Kainga Ora are issues that we must work on together” said Tuuta.

“We will fight for as long as it takes to stop this government from thinking that it is ok to attack Maori – their Tiriti partner” said Papa.

We will:

1. Fight the Crown's unilateral constitutional reform and redefining of Te Tiriti o Waitangi including the Treaty Principles Bill
 2. Fight the dismantling and unilateral repurposing of the Waitangi Tribunal.
 3. Fight the Crown's policies and legislation that impact on the Te Tiriti o Waitangi rights of whanau, hapu and Iwi within each rohe including the protection of rights guaranteed in each Treaty of Waitangi settlement.
 4. Fight the dismantling of Te Mana o Te Wai within the National Policy Statement for Freshwater Management.
 5. Fight the dismantling of the Maori Health Authority built on determinations of the Waitangi Tribunal (Wai 2575).
 6. Fight the dismantling of the Maori Wards system in Local Government.
 7. Fight the removal or reduction of the impact of section 7AA Oranga Tamariki Act.
 8. Fight seabed and offshore sand mining.
 9. Fight inaction on Waitangi Tribunal Report 2180 and recommendations on Landlocked lands in the Taihape Inquiry District for Iwi of Mokai Patea.
 10. Fight the Fast Track legislation as it impacts on Te Tiriti o Waitangi rights of hapu/Iwi including settlement legislation
 11. Fight the continued access to and utilisation of resources without the determination of hapu/Iwi ownership of water, geothermal and minerals.
- National Iwi Chairs Forum 2024**



Hikoi ki Waitangi 2nd Feb- 6th Feb 2024

Te Rerenga Wairua, Te Kao, Te Oneroa a Tohe ki Whangatauatia, ki Kaitaia, ki Mahimaru, ki Māheatai, Ki Kenana, Ki Whangaroa, ki Puketona (joined with Panguru Papata contingent) Moerewa, Waiomio to Waitangi.

Key messages

- Te Kotahitanga o tēnei kaupapa Toitū Te Tiriti me Te Whakaputanga
- Ngāpuhi never ceded sovereignty

Evaluation re 60,000 people over 3 days at Waitangi 4-6 Feb .

Tai Tokerautanga What was done well?

- Manaakitanga - with the resources available, general goodwill
- Clear event programmes for each venue at Waitangi
- Radio Tautoko live feed, Te HikuFM interviews to national TV, national Māori media coverage, RNZ
- **Tai Tokerautanga at its best- responding in the moment-** hau kainga kōrero, kai karakia, reo karanga, tira taki, waka taua, waka tete, kawenga o ngā mate,tautohe, whitiwhiti whakāro, kaimahi tunu kai, tamariki spaces, women speakers, Iwi leaders forum, Tangata Tiriti, Tangata o Te Moana Nui a Kiwa, Kia Tūpato , Gaza solidarity, creative protest, Hikoi, photographers in action, Police Iwi Liaison, Māori wardens, Poli poli politicians scoping issues in small sessions.

Helpful to have 5 spaces to spread crowds over 3 days

- Te Tii Marae,
- Te Ipipiri Moana - showcased waka flotilla, cool down for tamariki
- Political Forum - Whare Waka area
- Wāhi Hakinakina, Hoko Kai,
- Te Whare Runanga & adjacent grounds



Councillor Report hhh 14.2.24

Manaakitanga- What can be done better?

- Recognise Waitangi Day commemorations is a nationally important event - water stations, kai, accommodation, seating, shade, mobility access, waste management & ablution blocks
- 2 lane bridge needed for Waitangi to alleviate 2 -3 hour traffic jam
- Parking area closer to Waitangi next to Whare Runanga- Haruru problematic for everyone & shuttle buses couldn't get through- heat, dust, no access to toilets and long wait very stressful
- Importance of interrelationships and networking to provide coordinated programme of events across all venues.
- How we as Tai Tokerau can support big pōhiri better like the Kingitanga and Hikoi contingent .
- Stagger pōhiri during the day at Marae & Runanga- to avoid time clashes
- Housing Expo- could have run for 3 days instead of 1
- Organise extra afternoon flights with Air NZ for officials & manuhiri
- Trade and training courses for locals
- A few odd politicians to welcome the Hikoi

Politically- incorporate He Whakaputanga and Te Tiriti into the Constitution of Aotearoa by 2028 as per Matike Mai Report led by Moana Jackson, Makere Mutu and rangatahi

8 Feb #1, 2,3,5 10-2 **Hui Kaunihera, Kaikohe**

Delegations from :

- **Ngāti Korokoro**-hapu signed Te Whakaputanga me Te Tiriti- from Koutu Point, Moengaroa, OMāmari south of Waipoua Forest holds mana whenua, mana moana, mana tangata . Hapu never ceded sovereignty and put all organisations on notice who have a statutory responsibility in their area to meet with the hapu
- **Whatu Ora**- Jeff Garnham delivers health promotion, protection and prevention- tries to improve health equity issues to Māori as a result of Te Tiriti o Waitangi. Whatu Ora support the Alcohol Control Bylaw to reduce a high number of alcohol related harm, crime & disorderly events in the Far North.
- **Operation Flotation**- started in Coopers Beach by volunteer Pat Millar in memory of Wairongoa Renata who drowned in 2018 after saving his children. Currently there are flotation devices in Mātai Bay, Taipā, Cable Bay, Ahipara, Spirits Bay, Tāpotupotu, Taemaro and Tauranga Bay - with 34 recognised Swimsafe sites and others yet to join. This has become a nationwide programme endorsed by Surf Life Saving. They are seeking support for signage, storage of flotation devices and development of rescue buoy.
- **Te Hiku Sports Hub**, alongside Kaitaia Netball Courts at Moerua Park due to open within the next month. 10 year journey, community has raised \$8mill of \$11mill. The Hub hosts a swimming pool, hydrotherapy and toddler pool, gym workout and reception area. Has a shortfall.
- **Pakaraka resident**- wants noise control over loud beat music in streets , causes stress , anxiety and intimidation.

General business

1) Lease extensions approved to:

- a) Tangonge Domain- ANT Trust
- b) Te Rarawa Rugby Club
- c) Hokianga Bowling Club
- d) Russel Playcentre

2) Temporary Road closures

- a) Mangonui Waterfront Festival
- b) Cruzn the Bays

3) Appointment of Independent Hearing Commissioners Simon McLean & Pat Killalea


4) Acceptance of Community Board Minutes from Te Hiku, Whangaroa Bay of Islands & Hokianga Kaikohe



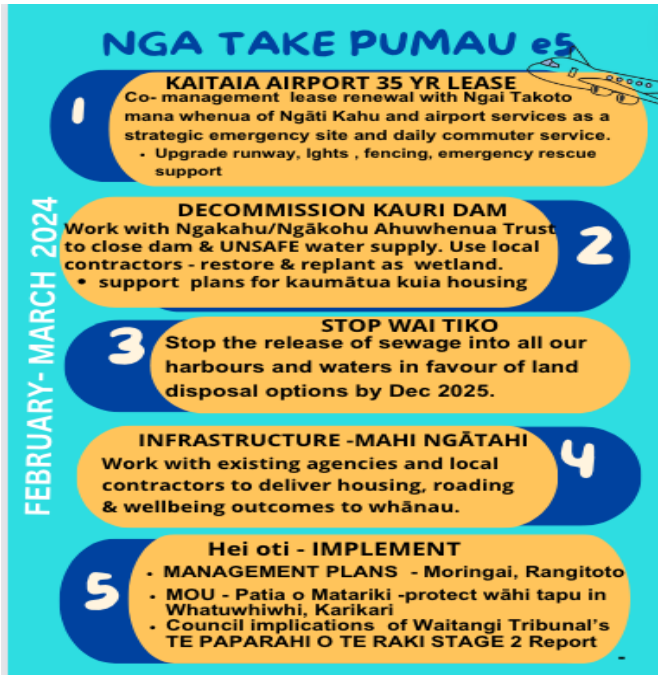
12 Feb 10am **Mangūngū Tiriti 184 years** commemoration -64 rangatira signed Te Tiriti o Waitangi
Photos by Peter de Graaf, Northern Advocate





Councillor Report hhh 14.2.24


13 Feb	<p>9.15 Te Hiku Community Board considers local leases, road naming, issues that Delegations from :</p> <ul style="list-style-type: none"> • Glass Ceiling Arts Collective- interactive play for children with disabilities • Mangonui Patrol- data on callouts & police intervention, volunteer expenses • Mangonui Cemetery volunteers - needed bulldozer costs to clear a large tract of land • Paewhenua boardwalk- assistance for a boardwalk • Te Whakaora Tangata-Graduation costs • Toi Tangata- Hirage of venue in Far North- wānanga kai Māori <p>Calling an extraordinary meeting to advance Council non action of stormwater & drainage in the Far North. Necessary to minimise flooding in sea level areas</p>
	<p>1.00 Te Hiku Recreation Trust- meeting facilitated by Kahikā Moko re proposal for the old Warehouse site in Mathews Ave to become a multi purpose recreation facility. Trust to report back at next Council hui re capital budget to make building renovations. Kahikā recommended that Te Hiku parties get together and talk about possibilities A & B.</p>
	<p>2.00 Reforms Portfolio- Felicity Foy & myself with Roger Ackers FNDC : RMA, Future of 3 Waters, Local Government Act and Roding.</p>
14 Feb	<p>8.00 Te Hono brief- phone connection lost from Herekino to Rawene</p> <p>10.00 Te Puna o Kupenuku Board, Rawene- former Northtec campus. Northtec seeks certainty of long term lease to run Enrolled Nurses et al programmes to support staff training at Hokianga Hospital, levels 1-2 construction, plumbing, wellness programmes, kōrero tuku iho matauranga o Hokianga and other beneficial courses for the community. The campus is running on voluntary community support. Outcome- the campus is a valuable learning & training asset for the community. Council to confirm lease</p> <p>1pm- Divestment Housing for the Elderly workshop, Kaikohe-6 year discussion. Council divestment obligations yet to complete.</p>
15 Feb	<p>Lake Ngātu to be added as an alcohol free zone - Waka ama clubs are hōha with some members of the public who are leaving broken bottles and cans behind. Several children have been cut and taken to hospital.</p>
<p>15 Feb</p> 	<p>2pm Te Kuaka briefing- Teams Chairperson: Harry Burkhardt</p> <p>Confirm agenda for next Kuaka hui</p> <p>Standing orders and Terms of Reference for Te Kuaka Komiti set.</p> <ul style="list-style-type: none"> • Strategic relationships with Iwi and Hapu in Te Raki. • To update Te Mana Whakahono a Rohe with Iwi • Receive Hapu Environmental Management Plans • Prepare Ngā Take Māori recommendations for Council hui • Reo Māori & Tikanga Policy accepted. • Te Pae o Uta- Te Ao Māori framework accepted. <p>256 Hapu in Far North</p>
<p>16 Feb</p> <p>Te restore mauri to Te Oneroa a Tohe</p>	<p>Te Oneroa a Tohe Board Hui</p> <ul style="list-style-type: none"> • Lisa McNab confirmed as chairperson and Iwi rep for Te Runanga o Te Rarawa • 30 km & 60 km speed limits reliant on community education- signs erected pre Christmas by respective Iwi. Leaflets and posters handed out. Northland Age articles. The Board is requesting more 30 / 60km

  <p>Iwi Reps: Lisa McNab Te Rarawa, Chair Wallace Rivers Ngai Takoto Waitai Petera Te Aupouri Graeme Neho Ngāti Kuri NRC Reps Joe Carr Peter Lucas Jones FNDC Reps Kāhika Moko Tepania Hilda Halkyard-Harawira NRC Secretariat Auriele Ruka Kim Peita Meloney Tupou</p>	<p>roundels and poles from Northland Transport Alliance. Some amuamu on pukamata re signs- Iwi will need to get together and kōrero.</p> <ul style="list-style-type: none"> Police spokesperson Sgt Nigel- giving some time for the community to come to terms with new speed limits, but will prosecute drunken and reckless drivers. Police have tended to a number of accidents over the holidays all related to speed and / or alcohol. Fishing Bonanza organisers spoke with Board members- they have assured us surfcasters are limited to 3 fish a day if lucky, encouraged to release fish under 35 cm & will keep the beach clean and bring rubbish back to camp for disposal. <p>Board outlined some tikanga they want the participants to observe:</p> <ul style="list-style-type: none"> Te Oneroa a Tohe is the pātaka kai for many whānau who don't want excessive numbers depleting their kai source. Cannot guarantee a friendly welcome if fisherpeople go to other zones in the Far North. Outrage at leaving fish heads and frames on beach, observe speed limits, be prepared for emergencies, respect for the beach, kaimoana beds & dunes, fishers to take poop bags with them, no camping on the beach or the dunes, Māori landowners hōha with people breaking fences to camp. Waka Te Haua is gazetted and off limits, Do not want boats- caulerpa is a real threat. include place names in competition handout, reduce alcohol consumption and reduce numbers in future. Northern Regional Council Plan <p>Absolutely No Approval for mechanical harvesting of kaimoana nor speed exemption to spat harvesters.</p>
<p>Hei Mahi</p>	 <p>The infographic titled 'NGA TAKE PUMAU e5' lists five key items for February-March 2024:</p> <ol style="list-style-type: none"> KAITAIA AIRPORT 35 YR LEASE: Co-management lease renewal with Ngai Takoto mana whenua of Ngāti Kahu and airport services as a strategic emergency site and daily commuter service. Includes: Upgrade runway, lights, fencing, emergency rescue support. DECOMMISSION KAURI DAM: Work with Ngakahu/Ngākōhu Ahuwhenua Trust to close dam & UNSAFE water supply. Use local contractors - restore & replant as wetland. Includes: support plans for kaumātua kiua housing. STOP WAI TIKO: Stop the release of sewage into all our harbours and waters in favour of land disposal options by Dec 2025. INFRASTRUCTURE -MAHI NGĀTAHI: Work with existing agencies and local contractors to deliver housing, roading & wellbeing outcomes to whānau. Hei oti - IMPLEMENT: <ul style="list-style-type: none"> MANAGEMENT PLANS - Moringai, Rangitoto MOU - Patia o Matariki -protect wāhi tapu in Whatuwhiwhi, Karikari Council implications of Waitangi Tribunal's TE PAPARAHĪ O TE RAKI STAGE 2 Report



Councillor Report hhh 14.2.24

<p>6</p> 	<p>#5 ROADING Procurement of local contractors for roading repairs & tree risks The Far North district has a total 2510km network of roads, 1614 km of which is unsealed.</p>	<p>30,000 potholes. Clearing drainage, culverts, fixing potholes in unsealed roads- locals would like to assist. Other roads I know of - resilient long term repairs: Motuti slip, Panguru slip, Pawarenga slip, Whangape slip, Herekino Rd to Broadwood- Panguru, Duncan Rd, Kaingaroa Rd, Parapara Rd, Rawhiti Rd slips, Matawaia, Maromaku</p> <ul style="list-style-type: none"> • Hokianga marae ongoing flooding- Pakanae urupā; Te Piiti Marae, Omanaia; Waimamaku Marae. • Roundabout at Awanui junction - now SH 1. Traffic volume increased – need a roundabout at Awanui / Mangonui/ Cape junction. Te Hiku CB plan • Roundabouts 3 Kaikohe traffic delays in key roads
	<p>#1,2,3,5 Northern Roding Alliance</p> <p>Ngā Kohanga Reo unsealed roads Rangaunu, Whangape, Pā Arapatea, Waikare, Mangamuka, Waimamaku, Taurangi, Wharepunga</p>	<p>WANTED Roding seal for 11 Kohanga Reo , 58 Marae Would like agreement to seal 500m either side of Marae & Kohanga Reo over the next 5 years.</p> <p>Te Hiku Unsealed Marae Roads- community facilities Ngāti Kahu :Kenana, Te Ahua, Kauhanga, Taemaro, Haititai Marangai, Ngai Takoto : Wharemaru, Waimanoni, Te Rarawa: Wainui, Rangikohu, King Hori, Te Kotahitanga, Taiao, Te Ohaki, Morehu, Ngāti Manawa, Waiparera, Motutū, Waihou, Mātihetihe</p> <p>Whangaroa Peowhairangi Wainui, Te Ngaere, Taupo, Patunga ,Te Huia, Tuhiwai, Tahawai, Waimahana, Tākou , Te Tii, Rāwhiti Marae repairs, Te Kainga Hoa repairs, Waikare.</p> <p>Hokianga/ Kaikohe Ngāpuhi, Te Arohanui, Ngai Tūpoto, Tauteihiihi, PāTeOro, Pikipāria, Mātai Aranui , Pakanae fooding repairs, Whakamaharatanga, Piki Te Aroha, Motukiore, Puketawa, Te Rangatahi, Mokonuierangi, Kawiti, Mohinui, Kaikou, Motatau, Matawaia, Tauwhara, Otaatara, Moehau, Māhuri, Otaua, Kaingahoa, Ngaitawake.</p>

Kaupapa Hāpori	Nā koutou i tangi, nā tātou i tangi
<p>Kua wheturangitia Nā koutou i tangi, nā mātou i tangi</p> 	<ul style="list-style-type: none"> • Selwyn Murupaenga - nō Ngāti Kuri , Ngai Tohianga, ringa toi rongonui o Aotearoa i whakahokia mai ki te Marae o Ōturu. • Aoreere Awi Ridell- nō Ngāti Porou, Ngāti Kahungunu , he kaiako rongonui o ngā kura Tipene me Te Aute. • Muru Walters nō Te Aupouri, Te Rarawa, he toa Opango, he Pīhopa o te hāhi Mihinare. • Manuao Hita, nō Ngāti Ueoneone, Ngāti Tara, i mate aitua ai tēnei raukura o Rangiāwhia me Te Rangi Aniwaniwa. • Diivo Joseph, nō Ngai Tohianga nō Rarotonga i mate ohore.



Ngā Tamatoa

Māori Call for Ceasefire of Gaza Petition



As tangata whenua, we insist that our partners of Te Tiriti o Waitangi:

1. Demand an immediate ceasefire and expel the Israeli Ambassador until that demand is met.
2. Impose economic sanctions targeting companies, assets and services involved with Israel's illegal war of aggression.
3. Recognise the State of Palestine as we recognized the Nation of Israel in 1949.
4. Demand an end to the occupation, blockade and continued confiscation of Palestinian lands.



Member Report

Name: Councillor Ann Court

Date: March 2024

Northland Road Safety Meeting

Next meeting set down for 8 March. Due to a diary conflict, I will not be able to attend this meeting.

New Zealand's Road Toll for 2023 ended at 341. A review of crash data for the recent Christmas New Year holiday period has identified an extremely high proportion of fatal crashes resulted from people driving under the influence of drugs or alcohol and not wearing seatbelts.

The Automobile Association Research Foundation issued a media release 28 February advising "35 people died in accidents on New Zealand's roads last month – eclipsing the four previous January totals of 22, 29, 18 and 21.

The total figures for fatal crashes in the two Christmas – New Year holiday periods (2021-2023) show the proportion of crashes involving alcohol, drugs or unworn seatbelts sitting at 88% and 79%. 2023-24 data has not yet been released."

Disability Action Group

No meeting this period.

Te Puawaitanga

The project delivery team are hopeful the fields will be ready for public use in September. Great to see the sand being laid down as the field specialists do their stuff.

Liquor Licensing

By close of business December 21st 646 applications had been processed

Public hearings are called where there have been objections from members of the public or matters of opposition raised by any of the enforcement agencies (Medical Officer of Health, Police, Licensing Inspector)

We had three hearings pending at COB 2024:

- 2 X opposed Managers Certificates
- Renewal of the Off-Licence for The Shed Kaikohe

All three matters have now been heard by the committee.



Member Report

Draft Regional Land Transport Plan

The Draft Plan is now out. Two public drop-in days planned for the Far North area are 11 and 12 March.

Inevitably all this work will need to be revisited when the revised GPS is released. Maintenance and Opex won't change but will hopefully be better funded. Low-Cost Low-Risk and Capex will be the areas of focus.

New Zealand Automobile Association

Meeting held 20 February in Whangarei. Guest speaker was Mayor Cocurullo from Whangarei who talked about the Whangarei growth agenda and infrastructural needs moving forward.

At the time of submitting this report I am planning to attend the National Conference in Napier. The theme of the conference was 'Building for the future.' The Automobile Association National Council will cover all of my costs.

GPS

Thank you to Councillor Felicity Foy who arranged a meeting with the Minister of Transport Simeon Brown. Due to fog and the inevitable flight disruption the meeting ended up being via teams instead of in person.

The number of attendees on the call grew which meant our time allocation became constrained however we did manage to get across our key messages to a very receptive audience.

The Minister advised that the GPS was due out shortly. That he had requested from Waka Kotahi an exact break down of spending in Northland (not figures distorted by the North Auckland NOC Contract) and that they were reviewing the funding model.

The matter of the split GPS which we have been advocating for, for years via bespoke meetings between the Crown, the Ministry and LGNZ remains topical.

As part of a recent BIM (Briefing to Incoming Minister) 'The Ministry of Transport and NZTA are under unprecedented pressure. Alongside inflationary pressure, there are increasing demands required to maintain a growing network. Weather events are increasing in severity and frequency and their expectations to fund new modes.' The planned expenditure for the next 20 years is more than four times the size of the NLTF (National Land Transport Fund.) Some big calls are needed!

Waka Kotahi

I have expressed my concern to our Regional Relationships Director that the speed camera in Taumatamakuku is being replaced before it was even commissioned. I am advised this is due to the fact the camera was the wrong one (it was a point to point



Member Report

instead of static camera) and that the pole design that holds the camera needed to be changed as new technology has designed a pole that will make maintenance cheaper and reduce disruption. And that the signage needed to be changed. I requested visibility of the cost however this information has been withheld due to commercial sensitivity.

Concurrently I have expressed my concern that as the summer construction season draws to a close, we still have some significant areas of the network showing signs of scabbing and flushing. I specifically spoke about Turn Table Hill, SHW1 between Kawakawa and Whangarei, the entrance to Kaikohe, Kawakawa township and SHW 10 North of Waipapa.

Critically the Regional Land Transport Plan recognized that SHW 1 between Kawakawa and Whangarei fell below the kiwi rap safety rating required back in 2021.

The response is cut and paste below: I have highlighted one section for your attention.

Maintenance

A lot of our works this summer have been focused on SH1 south of Whangarei, SH12 & SH14 in preparation for the upcoming Brynderwyns road closure at the end of February 2024, as they are the prescribed detour routes during the closure and will see an increase in volume of traffic once the Brynderwyns close.

We do however have works programmed for this summer on SH1 between Kawakawa and Whangarei north, with work already completed in Hukerenui, Hikurangi, Kamo and Otaika. We also have works programmed on SH1 for Towai/Ruaapekapeka, Otonga and at various locations in Whananaki in the coming months. Next summer we have a number of works planned on SH1 between Kawakawa and Whangarei, including Kawakawa South, Akerama, Hukerenui, Hikurangi bypass, Snake hill, Waiomio and various locations within the Whangarei township area. I cannot give you a more detailed time frame for any of these works as a multitude of things can change when works get completed and the order in which the works are done.

Kawakawa Safety Camera

You asked me about the changes to the Kawakawa Safety camera.

Kawakawa is the [first safety camera site for NZTA](#). It is also the first time this new camera technology has been used in NZ. For this reason, we've been testing all parts of the system thoroughly so that we can roll out new safety camera technology successfully across the motu.

We knew we'd have to do some refinements to the site before 'go-live' so have planned several updates.

The current existing pole is functional however through testing we've identified that we can use better pole technology here. The new pole will make maintenance safer, cheaper and reduce disruption. We'll apply this learning to other sites and the existing pole will be used elsewhere.

Given we are testing new Halo camera technology, it made sense to test some of its new functions that will be needed in future sites but not required at this site. Specifically, we wanted to test the



Member Report

automated number plate recognition function in a New Zealand environment. Having done this, it will speed up the testing process for future safety cameras. The specific camera we're taking out will be used elsewhere.

Installing clear signage was always intended. Current signs at the site read 'Camera not in use.' Once we are ready to enforce the sign will be updated giving drivers a reminder to check their speed and slow down if needed.

Specific costs for this construction are commercially sensitive however the changes we are making will ultimately reduce safety camera costs in the long run and make the implementation more efficient and effective.

Road Controlling Authorities Forum

I have been invited to join a panel with Nick Leggat (CEO Infrastructure NZ) at the next forum to speak to transport challenges facing us as we head into 2024/25. The transport minister will be speaking to the forum after our session. This clashes with our next Te Koukou Transport Committee Meeting so apologies in advance for my absence.

Did You Know

Mobility scooters are required under the Land Transport (Road User) Rule 2004 to drive on footpaths where practical. There is no legislation that governs the speed limit for mobility devices.

Modern scooters can weigh as much as 226kg and are capable of reaching speeds of 40km per hour.

Our CBD's and other shared spaces are areas where we would expect to see a number of children, elderly, mothers with prams, and other mobility challenged users frequent. As our population ages we can expect to see more mobility devices coupled with other forms of mode shift such as electric scooters dominating our street scape. Commercial suppliers such as Beam govern the speed at which their devices can be used in high density shared public spaces. But privately owned devices are not bound by the same rules.

Give Way

Rule 4.4 of the Land Transport (Road User) Rule 2004 requires drivers entering or exiting a driveway to give way to any user on a footpath, cycle path or shared path.

Unless specifically designed to accommodate this, by default, what we have in Northland is a predominance of footpaths holding hierarchy over entrances to large commercial developments such as supermarkets and fast-food outlets etc.

8 TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED**RESOLUTION TO EXCLUDE THE PUBLIC****RECOMMENDATION**

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
8.1 - Confirmation of Previous Minutes - Public Excluded	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
8.2 - 11 Matthews Ave, Kaitaia	<p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
8.3 - Solid Waste Services Contract Award	<p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good</p>

	unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information	reason for withholding would exist under section 6 or section 7
8.4 - Community Facilities Operations and Maintenance Contract Award	s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
8.5 - John Butler Centre Far North District Council Lease Renewal	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
8.6 - Committee Recommendations and Resolutions - February 2024	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
8.7 – Te Huia Executive Review Committee – General Employment Matters	s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

9 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

10 TE KAPINGA HUI / MEETING CLOSE