

NORTHLAND TRANSPORTATION ALLIANCE



"Moving Northland Forward"

Far North District Council

Speed Limit Bylaw Consultation - Submissions and Recommendations Report

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1 Introduction

Far North District Council (Council) is a Road Controlling Authority (RCA) within the Far North District; and has a statutory role in managing the District's local roads (except State Highways), including the setting of speed limits. This statutory role as an RCA is set out under the Land Transport Act 1998, which also enables Council to make a bylaw that fixes the maximum speed of vehicles on any road for the safety of the public, or for the better preservation of any road (Section 22AB(1)(d)).

In its capacity as a Road Controlling Authority, Far North District Council proposed amendments to the Speed Limit Bylaw 2008. The proposed amendments to the Far North District Council Speed Limit Bylaw included amendments to the introductory and interpretation clauses of the Bylaw (Appendix 2) so that they reference updated legislation and clarify the legislation under which the Bylaw is made. The proposed amendments were also aimed at achieving greater consistency between all three of Northland's Speed Limit Bylaws (Far North, Whangarei, and Kaipara District Council's).

A full report detailing the proposed amendments and background information was publicly notified on 18th March 2019.

The proposed amendments are set out in Appendix 2. A clear copy of the new Bylaw, as amended by the recommendations in this Report is included in Appendix 3.

2 Purpose and scope

The purpose of this report is to provide an overview of the submissions received on the proposed amendments to the Far North District Speed Limits Bylaw 2008, and to provide recommendations arising from those submissions.

This report meets the requirement of the Local Government Act (2002): Principles of Consultation (Section 82 and 82A). The report provides:

- A summary of the submissions received
- A discussion of the issues raised by submitters, either individually; or collectively where there are similar themes.
- The recommendations arising from the submissions, including the reasons for the recommendations.

All submissions are acknowledged in this report; but may not be specifically referenced within the body of this report due to the similarity of the decisions requested, reasons given, and the volume of submissions received.

3 Community consultation

The Far North District Speed Limits Bylaw is made pursuant to the Land Transport Act 1998. Section 22AD (1) of the Land Transport Act 1998 states that Section 156 of the Local Government Act 2002 applies. Section 156 (LGA) sets out the consultation requirements when making or amending a Bylaw.

Section 22AD (3) of the Land Transport Act sets out statutory consultees, who must be notified of changes to the Bylaw and given the opportunity to make submissions.

Following an assessment of the significance of the proposed amendments to the Bylaw, it was determined that Section 156(1)(b) applies, requiring Council to consult the community in a manner that gives effect to the requirements of Section 82 and 82A of the Local Government Act 2002 (Principles of Consultation).

In accordance with Section 82 and 82A of the LGA 2002, the following was made publicly available on Council's website and at Council offices, service centres and libraries:

- details of the proposed changes to the Bylaw.
- the reasons for the proposal, including background information and how to make a submission
- an analysis of the reasonably practicable options

In addition, a public notice was placed in relevant media and several press releases were made, resulting in two articles being published in local and regional news publications.

The public submission period opened on 29th April 2019 and closed at 5pm on 27th May 2019.

4 Submissions overview

The proposed amendments to the Far North District Speed Limits Bylaw 2008 was publicly notified on 29th April 2019. Submissions closed at 5pm on 27th May 2019. A total of five submissions were received.

5	Total submissions received
1	Seeking amendments (in scope)
4	Seeking amendments (out of scope)
0	Opposing the proposed amendments
0	Opposing, but seeking amendments

5 Submitters wishing to be heard

Section 82 of the Local Government Act 2002 sets out the Principles of Consultation. Section 82(1)(d) of the LGA requires that persons who wish to have their views considered by the local authority should be provided with a reasonable opportunity to present those views in a manner and format that is appropriate to the preferences and needs of those persons. Section 82(3) and 82(4) provide Council with discretion in how it observes Section 82(1); and the matters that Council must have regard to in exercising its discretion under Section 82(3).

Submitters were provided an opportunity to indicate whether they wished to be heard on the submission form. One submitter (003) indicated they wished to be heard in support of their submission.

Submitter 003 was contacted by telephone (20 May 2019) to initially discuss their submission. During this conversation, it was noted that the relief being sought by the submitter (a speed limit for 2 wheeled vehicles on footpaths) is out of scope for the proposed changes to the Bylaw. It was also highlighted that the proposed changes to the Bylaw are intended to update the Bylaw for new legislation and regional consistency, as well as to enable ongoing speed reviews. Council are currently programming a staged review of speed limits throughout the District as part of a regionwide project.

With respect to Submitter 003's requested relief, Far North District Council is a Road Controlling Authority (RCA) under the Land Transport Act 1998. As an RCA, Council is an active member of the RCA Forum which works with various government committees and organisations to develop transport policy and, where appropriate, regulations.

The RCA Forum, through the Active Modes Infrastructure Sub-committee (Which FNDC has a representative) is currently reviewing potential rule changes for small wheeled recreation devices (like E-Scooters), including speed rules for footpaths and shared paths. This work is based on

national trials (such as lime scooters in Auckland, Wellington, Christchurch and Dunedin), as well as national and international research into footpath and shared path accidents.

Any changes to Bylaws, and a decision on the most appropriate form of Bylaw will be undertaken once this national research is complete and any associated rules have been consulted on and adopted at a national level.

During the telephone discussion, Submitter 003 also raised an issue of logging trucks being restricted to 40kmph on private forest roads but could do 90kmph on public unsealed roads. The submitters concern relates to health and safety, as well as the extensive damage being done to roads. The submitter was advised that the issue of logging trucks was outside the scope of the current consultation and that speed limits would be consulted on as part of a planned programme of reviews. The submitter lodged an additional submission on this point (Submission 004).

E-scooters and E-bikes on footpaths is outside of the scope of the Speed Limit Bylaw as the Bylaw only applies to public roads as defined by the Land Transport Act 1998. In addition, reviewing speed limits on specific road, including unsealed roads, and that of trucks on un-sealed roads is outside the scope of the current consultation.

On the basis that the submitters concerns would be reported through this Report; Submitter 003 (also 004) has withdrawn their wish to be heard.

On the basis of the above, there is no requirement to hold hearings into the proposed changes to the Speed Limits Bylaw.

6 Submission Opposed

There were no submitters opposed to the proposed amendments of the Far North District Speed Limits Bylaw 2008.

7 Submissions seeking amendment

The following submitters sought amendments to the proposed changes to the Far North District Speed Limits Bylaw 2008: **Submitter number 001, 002, 003, 004 and 005.**

Submitter 001 and 002 are seeking new signage and new speed limits. These submissions are out of the scope of the proposed amendments to the Bylaw and are addressed in Section 9 of this Report.

Submitter 003 has made two separate submissions, and these have been referenced as 003 and 004. Submission 003 seeks a speed limit for E-Scooters and E-Bikes on footpaths. The submission is out of the scope of the Bylaw. Submitter 003 initially expressed a wish to be heard in support of their submission, as such, this submission is addressed in Section 5 of this Report.

Submission 004 seeks a reduction in the speed limit for all heavy vehicles using un-sealed roads from 90kmph to 60kmph. The submission utilises the example of Hancock Forest Management Ltd who have a 40kmph speed limit on their private forestry roads. The submission is out of scope for the current consultation. Submitter 004 initially expressed a wish to be heard in support of their submission, as such, this submission is addressed in Section 5 of this Report.

Submitter 005 noted that the Maps set out in the 2008 Bylaw will continue to form an integral component of the Bylaw going forward, as these identify the location of speed limits. The submitter requested that Section 9 "Attachment to this Bylaw" and the associated table be retained.

Discussion

The amendments sought by submitters 001, 002, 003 and 004 are out of scope. It should be noted that the governments "Safer Journey's Strategy" requires Road Controlling Authorities (Council) to review speed limits for roads they have responsibility for. This is a rolling review requirement with the initial focus on areas that will benefit the most from speed limit reviews. The Setting of Speed Limits Rule 2017 requires Council to consult the affected community when proposing a new speed limit. Public input is one component of an evidence-based assessment of priority areas.

Submitter 005 is correct that the maps that Section 9 of the 2008 Bylaw refers are an integral part of the Bylaw and should be retained. The retention of Section 9 "Attachments to this Bylaw" provides appropriate clarity that the maps form part of the Bylaw. It is therefore recommended to retain this Section.

Recommendation: Retain "Section 9 Attachment to this Bylaw" and the associated table.

8 Submissions in support

There were no submissions expressing unqualified support for the amendments.

9 Submissions out of scope

The following submitters requested that Council address specific speed limits or other speed issues outside the scope of the current consultation. The submissions have been recorded and will be utilised when identifying and prioritising road catchment areas for speed reviews as part of an ongoing Speed Management Programme.

Submitter	Road / Road catchment area	Comment
001	Aucks Road near Russell Ferry – reduce speed to 50kmph, improve signage	Noted: Aucks Road is a high priority for speed review, expected to be programmed for early 2020.
002	Wiroa Road – reduce speed limit from 80kmph to 60kmph from Kerikeri to the Airport.	Noted: This area is considered a high priority for a speed review and is expected to be reviewed mid - 2020.
003	Speed Limits for vehicles such as E-Scooters on footpaths.	A review of regulations for small wheeled recreational vehicles on footpaths is underway at a national level. Regulations arising from this review will be incorporated into the appropriate Bylaw.
004	Speed Limits for ALL trucks on gravel public roads should be lowered from the current 90kmph down to 60kmph.	Council will be reviewing speed limits on all roads in the District, including unsealed roads.

10 Recommendations

Having provided reasonable opportunity for those submitters wishing to present their submissions in person to do so; and having read and considered all submissions received; the following recommendations are made:

- All submissions supporting the proposed changes to the Bylaw are **accepted**; and
- Submission 004, seeking the retention of section 9 and the associated table be **accepted**, all other submissions opposing and seeking amendment to the proposed changes to the Bylaw are **rejected**;

To the extent set out above, it is **recommended that Council make the amendments to the Speed Limits Bylaw as proposed and set out in full in Appendix 3 of this Report and rename the Bylaw "Speed Limits Bylaw 2019"**.

Appendix 1: Submitters and Submission Summary

Number	Submitter Name	Support Opposed	Wishes to be Heard	Summary
001	c. Albrecht	Support	No	<p>Vehicles are over speeding on this section of Aucks Road exceeding 80kmph rushing trying to catch the vehicles ferry. This section is used by pedestrian to cross the main road to access Okiato Rd or Pipiroa Beach where part of the tourist walking trail "BOI Full Circle Day Walk" continue. There is a High danger of collision and pedestrian accident on that road section.</p> <p>Install a speed limit sign and pedestrian crossing, including a 50km/h or less signage with pedestrian warning.</p>
002	CD & CM Penny	Amend	No	<p>We live on Wiroa Road. Outside our front gate is a chevron arrow sign indicating a bend in the road with an advisory 55kph sign. The majority of traffic significantly exceeds this accompanied by regular squealing of tyres and presents a danger to the many pedestrians walking to & from Kerikeri town particularly to Hideaway Backpackers, as there is no footpath.</p> <p>Reduce the speed limit from 80 kph to 60 kph from Kerikeri to the airport. There are many businesses along this road and a slower speed limit will make it safer for visiting traffic.</p>
003	S. Cornwall	Amend	Yes	<p>Make a speed limit for small two wheeled electric vehicles (E-Scooters etc.) of 10kmph when using footpaths and a requirement to give way to all pedestrians and vehicles turning into driveways.</p>
004	S. Cornwall	Amend	Yes	<p>Speed Limits for ALL trucks on gravel public roads show be lowered from the current 90kmph down to 60kmph.</p> <p>Hancock Forest Management, a large forest operator in the FNDC, has an enforced speed limit for trucks operating on gravel roads in their area of responsibility because:</p> <ol style="list-style-type: none"> 1. Hancocks, as a Company and as Employees, are directly responsible for incidents and injuries on their roads under NZ Industry Health and Safety Legislation. They can be fined and under certain circumstances be Imprisoned for up to 5 years. 2. The speed limit ensures that their forest roads are not unduly damaged by high speeds and the effects of Kinetic Energy
005	Northland Transport Alliance	Amend	No	<p>Retain Section 9 of the 2008 Bylaw and associated Table that identifies the maps that form part of the Bylaw.</p>

Appendix 2: Proposed Amendments to the Far North District Speed Limits Bylaw 2008 (as notified)

*The following text is to be deleted and is indicated by **strike through font**:*

FAR NORTH DISTRICT COUNCIL SPEED LIMITS BYLAW 2008

In pursuance of the powers vested in it by Section 684(1)(13) of the Local Government Act 1974, Section 145(b) of the Local Government Act 2002 and the Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendment 2005 and Setting of Speed Limits Amendment 2007 Rule 54001 the Far North District Council makes this bylaw to set the speed limits as specified in the schedules.

1. TITLE AND COMMENCEMENT

1.1 This Bylaw may be cited as the Far North District Council Speed Limits Bylaw 2008.

1.2 This Bylaw shall come into force on 14 December 2009.

1.3 The speed limits described in the schedules come into force on the dates specified in the schedules.

2. DEFINITIONS

Road	has the same meaning as in Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendment 2005 and Setting of Speed Limits Amendment 2007 Rule 54001
Speed Limit	has the same meaning as in Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendment 2005 and Setting of Speed Limits Amendment 2007 Rule 54001
Urban Traffic Area	has the same meaning as in Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendment 2005 and Setting of Speed Limits Amendment 2007 Rule 54001

3. SPEED LIMITS

The roads or areas described in the schedules or as indicated on the maps referenced in the schedules are declared to be subject to the speed limits specified in the schedules, which are part of this bylaw.

4. BYLAWS TO BE REPEALED

All bylaws concerning speed limits in force made by the Council or its predecessors are hereby repealed, provided that this repeal shall not affect the past operation of any such repealed bylaws, or the validity or invalidity of anything done or suffered, or any right required, or duty or liability incurred under those bylaws.

5. AMENDMENT TO THIS BYLAW

5.1 The Council may by resolution in accordance with clauses 6.1 and 6.2 of this bylaw — make additions to, or alterations to, the bylaw speed limits for any roads or areas — listed in the schedules or shown on the maps referenced in the schedules.

~~5.2 The Council may by resolution in accordance with clauses 6.1 and 6.2 of this bylaw and in accordance with Section 4 of Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendment 2005 and Setting of Speed Limits Amendment 2007 make or alter bylaw speed limits for roads in any designated location within the District.~~

6. RESOLUTIONS

~~6.1 Where Council wishes to create, amend, or alter any bylaw speed limit by way of resolution under clauses 5.1, 5.2, and 5.3 of this Bylaw, the consultation process in clause 7.1 of Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendments 2005 and Setting of Speed Limits Amendment 2007 must be followed.~~

~~6.2 Where Council intends to pass a resolution under clause 6.1 of this bylaw, consultation with the community in accordance with clause 7.1(2) of Land Transport Rules: Setting of Speed Limits 2003, Setting of Speed Limits Amendment 2005 and Setting of Speed Limits Amendment 2007 will be done by way of: a) writing to all owners and occupiers of property on the affected road, and giving them opportunity to submit and be heard, and b) public notice in a local newspaper giving the public the opportunity to submit and be heard by the Council, and c) consideration by Council before adopting the resolution.~~

7. OFFENCES AND PENALTIES

~~Offences and penalties relating to infringement of speed limits are as provided for in the relevant provisions of the Land Transport Act 1998 and the Transport Act 1962. The NZ Police are responsible for enforcement of the speed limits set out in this Bylaw.~~

8. SCHEDULES

Schedule 1:	Roads subject to a speed limit of 20 km/h
Schedule 2:	Roads subject to a speed limit of 30 km/h
Schedule 3:	Urban Traffic Areas – Roads subject to a speed limit of 50 km/h (closely populated areas)
Schedule 4:	Roads subject to a speed limit of 60 km/h
Schedule 5:	Roads subject to a speed limit of 70 km/h
Schedule 6:	Holiday Speed Limit – Roads subject to a speed limit of 70 km/h to be subject to a speed limit of 50 km/h
Schedule 7:	Roads subject to a speed limit of 80 km/h

9. ATTACHMENTS TO THIS BYLAW

~~The following Far North District Council drawings form part of this bylaw:~~

Drawing Number	Drawing and Sheet Title	Issue Date
A1	Houhora/Pukenui	1 December 2008
A2	Kaimaumu	1 December 2008
A3	Waipapakauri Beach	1 December 2008
B1	Kaitaia	14 December 2009

B2	Ahipara	1 December 2008
B3	Awanui	1 December 2008
B4	Pukepoto	1 December 2008
C1	Whatuwhiwhi/Tokerau Beach	1 December 2008
G2	Rangiputa	1 December 2008
E1	Coopers Beach/Mangonui	14 December 2009
E2	Taipa/Cable Bay	1 December 2008
F1	Hihi	1 December 2008
F2	Taupo Bay	1 December 2008
G1	Panguru	1 December 2008
H1	Broadwood	1 December 2008
H2	Kohukohu	1 December 2008
H3	Mangamuka	1 December 2008
I1	Kaeo	18 June 2009
I2	Whangaroa	1 December 2008
I3	Te Ngaere	1 December 2008
I4	Totara North	14 December 2009
I5	Tauranga Bay	14 December 2009
J1	Opononi/Omapere	1 December 2008
J2	Waimamaku	1 December 2008
K1	Rawene	1 December 2008
L1	Horeke	1 December 2008
M1	Kaikohe	14 December 2009
M2	Okaihau	18 June 2009
M3	Ohaeawai	1 December 2008
M4	Ngawha Township	1 December 2008
R1	Waipapa	1 December 2008
S1	Kerikeri	14 December 2009
S2	Rangitane	1 December 2008
T1	Paihia	1 December 2008
T2	Opuia/Broadview/Oramahoe Road	1 December 2008
T3	Haruru Falls	1 December 2008

T4	Kawakawa	1 December 2008
T5	Moerewa	1 December 2008
T6	Te Haumi	1 December 2008
X1	Russell	1 December 2008
X2	Okiato	1 December 2008

~~The resolution to make this Bylaw was passed by the Far North District Council at an Ordinary Meeting on the 27th day of August 2009, and a resolution confirming the making of the Bylaw was passed by the Council at an Ordinary Meeting on the 26th day of November 2009. The Bylaw was ordered to come into force on the 14th day of December 2009.~~

~~The proposed Bylaw was publicly notified in the "Northern News" on the 02nd day of September 2009 and the "Northland Age" on the 03rd day of September 2009.~~

~~THE COMMON SEAL of the
FAR NORTH DISTRICT COUNCIL
was affixed hereto, in the presence of~~

CHIEF EXECUTIVE

The following text is to be inserted:

**Pursuant to the Land Transport Act 1998, Far North District Council
makes the following Bylaw about speed limits and urban traffic areas
in the Far North District.**

Contents

1.0	Title	2
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3.0	Application.....	2
4.0	Purpose	2
5.0	Interpretation	2
6.1	Urban Traffic Areas.....	3
6.2	Speed Limits	3
6.3	Discrepancies between Descriptions and Maps	3
	Explanatory Note:	3

1.0 Title

This Bylaw is the Far North District Council Speed Limits Bylaw 2019.

2.0 Commencement

This Bylaw comes into effect on the [*insert day, month*] 2019 – ***to be confirmed by Council resolution.***

3.0 Application

This Bylaw applies to roads under the care, control or management of the Far North District Council.

Part 1 – Preliminary Provisions

4.0 Purpose

The purpose of this Bylaw is to allow Far North District Council to set speed limits in accordance with the Land Transport Rule: Setting of Speed Limits 2017 on all roads under the care, control or Management of Far North District Council.

5.0 Interpretation

In this Bylaw, unless the context otherwise requires –

Act means the Land Transport Act 1998

Council means Far North District Council

ROAD has the same meaning as in section 2(1) of the Land Transport Act 1998

SPEED LIMIT has the same meaning as in Part 2 (1) of the Land Transport Rule: Setting of Speed Limits 2017

URBAN TRAFFIC AREA means an area designated as an Urban Traffic Area in accordance with Clause 3.5 of the Land Transport Rule: Setting of Speed Limits 2017:

Part 2 – Speed Limits and Urban Traffic Areas

6.1 Urban Traffic Areas

Schedule 4 of this Bylaw details the areas designated as Urban Traffic Areas by Far North District Council.

6.2 Speed Limits

Schedules 1-3 and Schedules 5-12 of this Bylaw details the speed limits set by Council under this Bylaw.

6.3 Discrepancies between Descriptions and Maps

For the avoidance of doubt, where a speed limit or urban traffic area is described with both a map and a description, and there is an inconsistency between the map and the description, the description prevails.

Explanatory Note:

In setting speed limits and designating urban traffic areas, Council is required to comply with the requirements of the Land Transport Rule: Setting of Speed Limits 2017.

Part 3: Enforcement, Offences and Penalties

Offences and penalties are provided for in the relevant provisions of the Land Transport Act 1998.

The following Schedule numbering and naming system will be used. It should be noted that the content of the Schedules will remain unchanged.

Schedule 1: 20kmph	
Schedule 2: 30kmph	
Schedule 3: 40kmph – <i>not currently in use</i>	<i>(New Schedule)</i>
Schedule 4: 50kmph and Urban Traffic Areas	
Schedule 5: 60kmph	
Schedule 6: 70kmph	
Schedule 7: 80kmph	
Schedule 8: 100kmph (Rural Areas) – <i>Not currently in use</i>	<i>(New Schedule)</i>
Schedule 9: Holiday Speed Limit	
Schedule 10: Variable Speed Limit – <i>not currently in use</i>	<i>(New Schedule)</i>
Schedule 11: Minimum Speed Limit – <i>not currently in use</i>	<i>(New Schedule)</i>
Schedule 12: School Zones – <i>not currently in use</i>	<i>(New Schedule)</i>

Appendix 3: Far North District Speed Limit Bylaw 2019 full Copy – As Amended by Recommendations

Pursuant to the Land Transport Act 1998, Far North District Council makes the following Bylaw about speed limits and urban traffic areas in the Far North District.

Contents

1.0	Title.....	2
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4.0	Purpose	2
5.0	Interpretation	2
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6.3	Attachments to this Bylaw	3
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	Explanatory Note:	4
	Schedules:	5

1.0 Title

This Bylaw is the Far North District Council Speed Limits Bylaw 2019.

2.0 Commencement

This Bylaw comes into effect on the 20th July 2019.

3.0 Application

This Bylaw applies to roads under the care, control or management of the Far North District Council.

Part 1 – Preliminary Provisions

4.0 Purpose

The purpose of this Bylaw is to allow Far North District Council to set speed limits in accordance with the Land Transport Rule: Setting of Speed Limits 2017 on all roads under the care, control or Management of Far North District Council.

5.0 Interpretation

In this Bylaw, unless the context otherwise requires –

Act means the Land Transport Act 1998

Council means Far North District Council

ROAD has the same meaning as in section 2(1) of the Land Transport Act 1998

SPEED LIMIT has the same meaning as in Part 2 (1) of the Land Transport Rule: Setting of Speed Limits 2017

URBAN TRAFFIC AREA means an area designated as an Urban Traffic Area in accordance with Clause 3.5 of the Land Transport Rule: Setting of Speed Limits 2017:

Part 2 – Speed Limits and Urban Traffic Areas

6.1 Urban Traffic Areas

Schedule 4 of this Bylaw details the areas designated as Urban Traffic Areas by Far North District Council.

6.2 Speed Limits

Schedules 1-3 and Schedules 5-12 of this Bylaw details the speed limits set by Council under this Bylaw.

6.3 Attachments to this Bylaw

The following Far North District Council drawings form part of this Bylaw.

Drawing Number	Drawing and Sheet Title	Issue Date
A1	Houhora/Pukenui	1 December 2008
A2	Kaimaumu	1 December 2008
A3	Waipapakauri Beach	1 December 2008
B1	Kaitaia	14 December 2009
B2	Ahipara	1 December 2008
B3	Awanui	1 December 2008
B4	Pukepoto	1 December 2008
C1	Whatuwhiwhi/Tokerau Beach	1 December 2008
C2	Rangiputa	1 December 2008
E1	Coopers Beach/Mangonui	14 December 2009
E2	Taipa/Cable Bay	1 December 2008
F1	Hihi	1 December 2008
F2	Taupo Bay	1 December 2008
G1	Panguru	1 December 2008
H1	Broadwood	1 December 2008
H2	Kohukohu	1 December 2008
H3	Mangamuka	1 December 2008
I1	Kaeo	18 June 2009
I2	Whangaroa	1 December 2008
I3	Te Ngaere	1 December 2008
I4	Totara North	14 December 2009

I5	Tauranga Bay	14 December 2009
J1	Opononi/Omapere	1 December 2008
J2	Waimamaku	1 December 2008
K1	Rawene	1 December 2008
L1	Horeke	1 December 2008
M1	Kaikohe	14 December 2009
M2	Okaihau	18 June 2009
M3	Ohaeawai	1 December 2008
M4	Ngawha Township	1 December 2008
R1	Waipapa	1 December 2008
S1	Keriker	14 December 2009
S2	Rangitane	1 December 2008
T1	Paihia	1 December 2008
T2	Opua/Broadview/Oramahoe Road	1 December 2008
T3	Haruru Falls	1 December 2008
T4	Kawakawa	1 December 2008
T5	Moerewa	1 December 2008
T6	Te Haumi	1 December 2008
X1	Russell	1 December 2008
X2	Okiato	1 December 2008

6.4 Discrepancies between Descriptions and Maps

For the avoidance of doubt, where a speed limit or urban traffic area is described with both a map and a description, and there is an inconsistency between the map and the description, the description prevails.

Explanatory Note:

In setting speed limits and designating urban traffic areas, Council is required to comply with the requirements of the Land Transport Rule: Setting of Speed Limits 2017.

Part 3: Enforcement, Offences and Penalties

Offences and penalties are provided for in the relevant provisions of the Land Transport Act 1998.

Schedules:

Schedule 1: 20kmph

Schedule 2: 30kmph

Schedule 3: 40kmph – ***not currently in use***

Schedule 4: 50kmph and Urban Traffic Areas

Schedule 5: 60kmph

Schedule 6: 70kmph

Schedule 7: 80kmph

Schedule 8: 100kmph (Rural Areas) – ***Not currently in use***

Schedule 9: Holiday Speed Limit

Schedule 10: Variable Speed Limit – ***not currently in use***

Schedule 11: Minimum Speed Limit – ***not currently in use***

Schedule 12: School Zones – ***not currently in use***

THE COMMON SEAL of the

FAR NORTH DISTRICT COUNCIL

Was affixed hereto, in the presence of

CHIEF EXECTUTIVE

NORTHLAND TRANSPORTATION ALLIANCE



"Moving Northland Forward"

Schedule 1 Roads Subject to a Speed Limit of 20 km/h

The road lines shown in *light blue* on the Far North District Council drawings listed below are declared to be outside of the listed Urban traffic Areas and subject to a speed limit of 20 km/h with effect from 00:01 hours on the date listed below.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument
Russell	20 km/h	X1	01 December 2008	Far North District Council Speed Limits Bylaw 2019	Far North District Council Speed Limits Bylaw 2008

Schedule 2 Roads Subject to a Speed Limit of 30 km/h

The road lines shown in *orange* on the Far North District Council drawings listed below are declared to be outside of the listed Urban traffic Areas and subject to a speed limit of 30 km/h with effect from 00:01 hours on the date listed below.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument
Kerikeri	30 km/h	S1	14 December 2009	Far North District Council Speed Limits Bylaw 2019	Far North District Council Speed Limits Bylaw 2008

Schedule 3 Roads Subject to a Speed Limit of 40 km/h (Schedule 3 is not currently used in this Bylaw)

The road lines shown on the Far North District Council drawings listed below are declared to be outside of the listed Urban traffic Areas and subject to a speed limit of 40 km/h with effect from 00:01 hours on the date listed below.

Town	Speed Limit	Far North District Council	Date speed limit comes into	Legal Instrument	Previous Legal Instrument
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		Drawing Reference	force		
None	NA	None	NA	NA	NA

Schedule 4 Urban traffic Areas – Roads Subject to a Speed Limit of 50km/h (Closely Populated Areas)

The areas shaded pink on the Far North District Council drawings listed below are declared to be Urban Traffic Areas subject to a speed limit of 50 km/h with effect from 00:01 hours on the dates listed below.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Houhora/Pukenui	50km/h	A1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	10/05/1984, No. 75, page 1537
Kaimaumau	50km/h	A2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	22/10/1998, No. 176, page 4188
Waipapakauri Beach	50km/h	A3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/12/1973, No. 121, page 2764
Kaitaia	50km/h	B1	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	13/07/1989, No. 120, page 3008
Ahipara	50km/h	B2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	09/07/1992, No. 105, page 2377
Awanui	50km/h	B3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/08/2002, No. 5756, page 3384
Whatuhihi/Tokerau Beach	50km/h	C1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	11/12/1986, No. 199, page 5317
Coopers Beach/Mangonui	50km/h	E1	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	10/02/1994, No. 11, page 723
Taipa/Cable Bay	50km/h	E2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	10/02/1994, No. 11, page 723

Hihi	50km/h	F1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	11/11/1993, No. 166, page 3372
Taupo Bay	50km/h	F2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	12/07/1984, No. 119, page 2694
Panguru	50km/h	G1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	16/12/1999, No. 193, page 4607

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Kohukohu	50km/h	H2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/10/1964, No. 67, page 1967
Kaeo	50km/h	I1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	12/07/1984, No. 119, page 2694
Whangaroa	50km/h	I2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	12/07/1984, No. 119, page 2694
Te Ngaere	50km/h	I3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	12/07/1984, No. 119, page 2694
Tauranga Bay	50km/h	I5	14 December 2009	Far North District Council Speed Limits Bylaw 2019	Far North District Council Speed Limits Bylaw 2008
Opononi/Omapere	50km/h	J1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/11/2001, No. 8336, page 3942 12/06/1997, No. 60, page 1392 31/01/1974, No. 7, page 177
Rawene	50km/h	K1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	05/12/1974, No. 118, page 2787
Horeke	50km/h	L1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	Far North District Council Speed Limits Bylaw 2008
Kaikohe	50km/h	M1	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	23/07/1992, No. 114, page 2525
Okaihau	50km/h	M2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	07/12/1978, No. 105, page 3365
Ohaeawai	50km/h	M3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	04/03/1999, No. 27, page 713
Ngawha Township	50km/h	M4	1 December 2008	Far North District Council Speed Limits Bylaw 2019	23/09/1971, No. 71, page 1974
Kerikeri	50km/h	S1	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	18/06/1992, No. 90, page 2053
Rangitane	50km/h	S2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/11/2001, No. 8336, page 3942

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Paihia	50km/h	T1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/11/1998, No. 187, page 4408 19/06/1986, No. 93, page 2573
Opuā/Broadview/ Oramāhoe Road	50km/h	T2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/11/1998, No. 187, page 4408 02/05//1974, No. 44, page 871 19/06/1986, No. 93, page 2573
Haruru Falls	50km/h	T3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/11/1998, No. 187, page 4408 19/06/1986, No. 93, page 2573
Kawakawa	50km/h	T4	1 December 2008	Far North District Council Speed Limits Bylaw 2019	27/02/1986, No. 26, page 871
Moerewa	50km/h	T5	14 December 2009	Far North District Council Speed Limits Bylaw 2019	02/05//1974, No. 44, page 871
Te Haumi	50km/h	T6	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/11/1998, No. 187, page 4408 19/06/1986, No. 93, page 2573
Russell ¹	50km/h	X1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	05/04/1979, No. 28, page 1030
Okiato		X2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	24/04/1997, No. 39, page 941 02/09/1982, No. 101, page 2857

¹ **Exclusion:** Tapeka Point Road: from a point 180 metres measured southerly, generally, along the said road from Du Frense Place to a point 220 metres measured northerly, generally, along Tapeka Point Road from Wellington Street.

Schedule 5 Roads Subject to a Speed Limit of 60 km/h

The road lines shown green on the Far North District Council drawings listed below are declared to be outside of the listed Urban Traffic Areas and subject to a speed limit of 60 km/h with effect from 00:01 hours on the dates listed below.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Coopers Beach/Mangonui	60km/h	E1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	21/12/2006, No. 174, page 5106
Taipa/Cable Bay	60km/h	E2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	21/12/2006, No. 174, page 5106
Ohaeawai	60km/h	M3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	05/08/1999, No. 90, page 2148

Schedule 6 Roads Subject to a Speed Limit of 70 km/h

The road lines shown yellow marked on the Far North District Council drawings below are declared to be subject to a speed limit of 70 km/h with effect from 00:01 hours on the dates listed below.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Houhora/Pukenui	70km/h	A1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/09/1998, No. 6679, page 3592
Kaitaia ²	70km/h	B1	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	13/07/1989, No. 120, page 3008
Pukepoto	70km/h	B4	1 December 2008	Far North District Council Speed Limits Bylaw 2019	09/07/1992, No. 105, page 2377
Broadwood	70km/h	H1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/11/2001, No.8336, page 3942 12/06/1997, No. 60, page 1392

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Mangamuka	70km/h	H3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	11/03/1971, No. 18, page 412
Totara North	70km/h	I4	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	Far North District Council Speed Limits Bylaw 2008
Opononi/Omapere	70km/h	J1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/11/2001, No.8336, page 3942 12/06/1997, No. 60, page 1392
Waimamaku	70km/h	J2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	15/06/2000, No.65, page 1444
Kaikohe	70km/h	M1	1 December 2008 14 December 2009	Far North District Council Speed Limits Bylaw 2019	23/07/1992, No. 114, page 2525
Waipapa	70km/h	R1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	18/12/1975, No. 114, page 3011
Kerikeri	70km/h	S1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	18/06/1992, No. 90
Haruru Falls	70km/h	T3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/11/1998, No. 187, page 4408
Moerewa	70km/h	T5	1 December 2008	Far North District Council Speed Limits Bylaw 2019	18/05/2000, No.52, page 1148
Russell	70km/h	X1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	05/04/1979, No. 28
Okiato	70km/h	X2	1 December 2008	Far North District Council Speed Limits Bylaw 2019	24/04/1997, No. 39, page 941

² **Exclusion:** No.1 State Highway (Awanui-Bluff): from a point 100 metres measured northerly, generally, along the said State Highway from Donald Road to the northern boundary of Kaitiaki Township.

Schedule 7 Roads Subject to a Speed Limit of 80km/h

The road lines shown dark blue on the Far North District Council drawings listed below are declared to be outside of the listed Urban Traffic Areas and subject to a speed limit of 80 km/h with effect from 00:01 hours on the dates listed below.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Waipapa	80km/h	R1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	18/12/1975, No. 114
Kerikeri	80km/h	S1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	Far North District Council Speed Limits Bylaw 2008

Schedule 8 Rural areas - 100km/h

The roads not identified in Schedules 1-7 or 9-12 are declared to have a speed limit of 100 km/h

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
N/A	N/A	N/A	N/A	N/A	N/A

Schedule 9 Seasonal Speed Limit

The roads marked on the Far North District Council drawings listed below are declared to be outside of the listed Urban Traffic Areas and subject to a speed limit of 50 km/h with effect from 00:01 hours from 01 December to 23:59 hours on 30 April of each year.

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
Opononi	50km/h	J1	1 December 2008	Far North District Council Speed Limits Bylaw 2019	29/11/2001, No. 8336, page 3942
Blackbridge - Paihia Road from Haruru Falls Road to Yorke Road	50km/h	T3	1 December 2008	Far North District Council Speed Limits Bylaw 2019	19/06/1986, No. 93, page 2573

Schedule 10 Variable Speed Limit (Schedule 10 is not used in this Bylaw)

The roads or areas described in this schedule or as shown on the maps referenced in this schedule are declared to have a variable speed limit

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
N/A	N/A	N/A	N/A	N/A	N/A

Schedule 11 Minimum Speed Limit (Schedule 10 is not used in this Bylaw)

The roads or areas described in this schedule or as shown on the maps referenced in this schedule are declared to have a minimum speed limit

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
N/A	N/A	N/A	N/A	N/A	N/A

Schedule 12 School Zones (Schedule 12 is not used in this Bylaw)

A speed limit that is posted applies to the sections of roads listed below, except during the times set out on the fixed school zone signs, or when the speed limit signs are activated, during which times the speed limit shall be 40 kilometers per hour. At all other times, the permanent speed limit for the road applies.

In accordance with the Land Transport Safety Authority guidelines (traffic Note 37 – July 2002 and New Zealand Gazette Notice Number 3459, school zone variable speed limit signs will be operated for a maximum period of:

- a. 35 minutes before the start of school until the start of school
- b. 20 minutes at the end of school, beginning no earlier than 5 minutes before the end of school
- c. 10 minutes at any other time when at least 50 children cross the road or enter or leave vehicles at the roadside

Town	Speed Limit	Far North District Council Drawing Reference	Date speed limit comes into force	Legal Instrument	Previous Legal Instrument (New Zealand Gazette Notice Reference)
N/A	N/A	N/A	N/A	N/A	N/A