
**ORDINARY MEETING
OF
PŪRORO WAIHANGA | INFRASTRUCTURE COMMITTEE
AGENDA**

Time: 9:30am
Date: Wednesday, 24 August 2022
Venue: Ngake (16.09)
Level 16, Tahiwi
113 The Terrace
Wellington

MEMBERSHIP

Mayor Foster
Deputy Mayor Free
Councillor Calvert
Councillor Condie (Deputy Chair)
Councillor Day
Councillor Fitzsimons
Councillor Foon
Liz Kelly
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush (Chair)
Councillor Woolf
Councillor Young

Have your say!

You can make a short presentation to the Councillors, Committee members, Subcommittee members or Community Board members at this meeting. Please let us know by noon the working day before the meeting. You can do this either by phoning 04-803-8337, emailing public.participation@wcc.govt.nz or writing to Democracy Services, Wellington City Council, PO Box 2199, Wellington, giving your name, phone number, and the issue you would like to talk about. All Council and committee meetings are livestreamed on our YouTube page. This includes any public participation at the meeting.

AREA OF FOCUS

The Pūroro Waihanga | Infrastructure Committee has the following responsibilities:

- Council Infrastructure and infrastructure strategy, including:
 - Transport
 - Waste
 - Water (three waters)
 - Council property (buildings)
 - Relationships with other non-council infrastructure.
- The Road Corridor
- 30-year infrastructure strategy
- Asset management plans
- Capital Works Programme Delivery, including CCO's and Wellington Water Limited
- capital works programmes
- Three waters reform.

The Committee has the responsibility to discuss and approve a forward agenda.

To read the full delegations of this committee, please visit wellington.govt.nz/meetings.

Quorum: 9 members

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1. Meeting Conduct

1.1 Karakia

The Chairperson will open the meeting with a karakia.

**Whakataka te hau ki te uru,
Whakataka te hau ki te tonga.
Kia mākinakina ki uta,
Kia mātaratara ki tai.
E hī ake ana te atākura.
He tio, he huka, he hauhū.
Tihei Mauri Ora!**

Cease oh winds of the west
and of the south
Let the bracing breezes flow,
over the land and the sea.
Let the red-tipped dawn come
with a sharpened edge, a touch of frost,
a promise of a glorious day

At the appropriate time, the following karakia will be read to close the meeting.

**Unuhia, unuhia, unuhia ki te uru tapu nui
Kia wātea, kia māmā, te ngākau, te tinana,
te wairua
I te ara takatū
Koia rā e Rongo, whakairia ake ki runga
Kia wātea, kia wātea
Āe rā, kua wātea!**

Draw on, draw on
Draw on the supreme sacredness
To clear, to free the heart, the body
and the spirit of mankind
Oh Rongo, above (symbol of peace)
Let this all be done in unity

1.2 Apologies

The Chairperson invites notice from members of apologies, including apologies for lateness and early departure from the meeting, where leave of absence has not previously been granted.

1.3 Conflict of Interest Declarations

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

1.4 Confirmation of Minutes

The minutes of the meeting held on 18 May 2022 will be put to the Pūroro Waihanga | Infrastructure Committee for confirmation.

1.5 Items not on the Agenda

The Chairperson will give notice of items not on the agenda as follows.

Matters Requiring Urgent Attention as Determined by Resolution of the Pūroro Waihanga | Infrastructure Committee.

The Chairperson shall state to the meeting:

1. The reason why the item is not on the agenda; and
2. The reason why discussion of the item cannot be delayed until a subsequent meeting.

The item may be allowed onto the agenda by resolution of the Pūroro Waihanga | Infrastructure Committee.

Minor Matters relating to the General Business of the Pūroro Waihanga | Infrastructure Committee.

The Chairperson shall state to the meeting that the item will be discussed, but no resolution, decision, or recommendation may be made in respect of the item except to refer it to a subsequent meeting of the Pūroro Waihanga | Infrastructure Committee for further discussion.

1.6 Public Participation

A maximum of 60 minutes is set aside for public participation at the commencement of any meeting of the Council or committee that is open to the public. Under Standing Order 31.2 a written, oral or electronic application to address the meeting setting forth the subject, is required to be lodged with the Chief Executive by 12.00 noon of the working day prior to the meeting concerned, and subsequently approved by the Chairperson.

Requests for public participation can be sent by email to public.participation@wcc.govt.nz, by post to Democracy Services, Wellington City Council, PO Box 2199, Wellington, or by phone at 04 803 8334, giving the requester's name, phone number and the issue to be raised.

2. General Business

PUBLIC PLACES BYLAW 2022

Kōrero taunaki | Summary of considerations

Purpose

1. This report asks the Pūroro Waihanga | Infrastructure Committee to receive and consider the submissions on the review of the Structures in Public Places – Verandahs Bylaw and the Public Places Bylaw. This report also asks the Committee to agree to the amended Public Places Bylaw 2022 and recommend to Council for adoption.

Strategic alignment with community wellbeing outcomes and priority areas

Aligns with the following strategies and priority areas:

Strategic alignment with priority objective areas from Long-term Plan 2021–2031

- ☐ Sustainable, natural eco city
- ☒ People friendly, compact, safe and accessible capital city
- ☐ Innovative, inclusive and creative city
- ☐ Dynamic and sustainable economy
- ☐ Functioning, resilient and reliable three waters infrastructure
- ☒ Affordable, resilient and safe place to live
- ☐ Safe, resilient and reliable core transport infrastructure network
- ☒ Fit-for-purpose community, creative and cultural spaces
- ☐ Accelerating zero-carbon and waste-free transition
- ☐ Strong partnerships with mana whenua

Relevant Previous decisions

This Committee agreed on 23 March 2022 to publicly consult on the proposed changes to Part 5 (Public Places Bylaw) and the review of Part 10 (Structures in Public Places – Verandahs Bylaw) of the Wellington City Consolidated Bylaw 2008.

Significance

The decision is **rated medium significance** in accordance with schedule 1 of the Council's Significance and Engagement Policy.

Financial considerations

- ☒ Nil ☐ Budgetary provision in Annual Plan / Long-term Plan ☐ Unbudgeted \$X

2. The new Public Places Bylaw 2022 is the result of the review of the Part 10 (Structures in Public Places – Verandahs) and minor updates to Part 5 (Public Places) of the Wellington City Consolidated Bylaw. It has no financial implications.

Risk

- ☒ Low ☐ Medium ☐ High ☐ Extreme

3. The proposed Public Places Bylaw 2022 incorporates minimal, and largely procedural, changes and therefore represents low risk.

Authors	Shu Huang, Senior Policy Advisor Kristine Ford, Senior Policy Advisor
Authoriser	Baz Kaufman, Manager Strategy and Research Stephen McArthur, Chief Strategy & Governance Officer

Taunakitanga | Officers' Recommendations

Officers recommend the following motion

That Pūroro Waihanga | Infrastructure Committee:

- 1) Receive the information.
- 2) Agree to the amended Public Places Bylaw 2022 as per **Attachment One**.
- 3) Agree to recommend that the Council adopts the new Public Places Bylaw 2022 and, in doing so, revokes Part 5 (Public Places) and Part 10 (Structures in Public Places – Verandahs) of the Wellington City Consolidated Bylaw 2008.
- 4) Note that the new Public Places Bylaw will be removed from the Wellington City Consolidated Bylaw 2008 to become a standalone bylaw.
- 5) Authorise the Chief Executive and the Chair or Deputy Chair of the Pūroro Waihanga | Infrastructure Committee to make minor changes and edits, as required, to the amended Public Places Bylaw 2022 before its adoption.

Whakarāpopoto | Executive Summary

1. This report recommends the Committee agrees to the amended Public Places Bylaw 2022. It also asks the Committee to recommend the Council adopt the new Bylaw and in doing so revoke and remove Part 5 (Public Places) and Part 10 (Structures in Public Places – Verandahs) from the Wellington City Consolidated Bylaw 2008.
2. The proposed Public Places Bylaw 2022 combines Parts 5 and 10 of the Wellington City Consolidated Bylaw 2008 and adds relevant clauses from Part 1 (Introduction) to become a standalone bylaw.
3. The proposed minor changes to the Bylaw are mainly for clarification and formatting. They do not significantly affect the public's existing rights and obligations under the Bylaw.
4. Public consultation conducted from 25 March to 29 April 2022 generated only nine submissions. This low number may be due to the amendments being minor and inconsequential.
5. As a result of public feedback, there have been further minor changes made to the proposed Bylaw. These include:
 - a. providing a definition of 'balcony' to support understanding of the term 'verandah'
 - b. updating the definition of 'public places' to clarify that they are limited to places that are owned, managed, maintained, or controlled by the Council or Council Controlled Organisation

- c. updating the definition of 'enforcement officer' to include the Reserves Act 1977 to clarify that some clauses in the Bylaw pertain to the Act. Consequently, we have also updated Clauses 1.2 and 24.4 to further reflect this addition
- d. clarifying that the prohibition for removing fish from a public place does not include sea fishing (unless it is a prohibited area or a marine reserve).

Takenga mai | Background

- 6. The Structures in Public Places – Verandahs Bylaw (Verandahs Bylaw) and the Public Places Bylaw are currently Parts Ten and Five, respectively, of the [Wellington City Consolidated Bylaw 2008](#).
- 7. Under section 158(1) of the Local Government Act 2002 (the Act), the Council must review the Verandahs Bylaw no later than five years after it was made. Otherwise, the Bylaw is revoked two years after it should have been reviewed. As it was made in August 2015, the review of the Verandahs Bylaw therefore must be completed by August 2022.
- 8. The Public Places Bylaw was made under the Act in 2018. It regulates a diverse range of activities in Wellington's public places. It does not need to be reviewed until 2028. However, to support implementation of the new Trading and Events in Public Places Policy (TEPPP, which has taken effect from July 2022) some minor amendments have been proposed.
- 9. The review proposed the following minor changes to both Bylaws:
 - a. removal of both Bylaws from the Wellington City Consolidated Bylaw 2008
 - b. creating a new standalone bylaw called the Public Places Bylaw 2022 that incorporates the Verandahs Bylaw
 - c. addition of relevant clauses from Part 1 (Introduction) of the Consolidated Bylaw to the proposed new Bylaw to ensure it has all required provisions for a standalone bylaw
 - d. clarifying the reasonable standard to which verandahs need to be repaired and maintained
 - e. removing the repetitive and self-evident clauses in the Verandahs Bylaw
 - f. updating the parts of the Public Places Bylaw that refer to the Footpath Management and Trading in Public Places policies with reference to the new TEP PP
 - g. adding definitions relevant to the new TEP PP
 - h. improving readability and application of the Bylaw through editorial changes.
- 10. On 23 March, this Committee agreed to public consultation on the proposed amendments and consultation was carried out from 25 March to 29 April 2022. An edited version of the Bylaw provided as **Attachment Two**.
- 11. Nine written submissions were received, and three oral submissions will be heard at this Committee meeting. Written submissions have been summarised and provided in **Attachment Three**.

Kōrerorero | Discussion

12. For consultation, the Statement of Proposal and submission form were made available on the Council's Kōrero Mai page. Hard copies of both documents were also available at the Arapaki Service Centre and all Council libraries.
13. Emails were sent to all Residents' Associations and Business Improvement District associations advising them of the review and inviting submissions. We also sent emails to all outdoor dining and sandwich board licensees and other TEPPP stakeholders (almost 1,000 people) seeking their feedback on the review.
14. We received a total of nine written submissions. This low number of submissions could be due to the proposed changes to the Bylaws being minor, and therefore not significantly affecting the public's existing rights and obligations.
15. Officers have carefully considered all the submissions. Seven respondents answered the short answer questions, making it impractical to draw a conclusion about agreement or disagreement, as they are not representative. This is in line with officers' view that the minor changes do not significantly affect people's existing rights and obligations.
16. The comments and suggestions we received for the open-ended questions have been grouped in the following themes:
 - a. strengthening enforcement
 - b. definition and clarification
 - c. readability and accessibility
 - d. consultation process
 - e. other comments.

Refer to **Attachment Three** for the full summary of submissions.

17. As a result of the feedback received, we have made further changes to the proposed Public Places Bylaw 2022, including:
 - a. a definition of 'balcony' has been added to support understanding of the term 'verandah'
 - b. making minor amendments to clause 18.4 to make it clear it is the property owner's vehicle crossing access the clause refers to
 - c. in response to comments that clause 23.3.s) may be interpreted that fishing was not permitted in any public place, we have clarified fishing in the sea is permitted, unless in a restricted place or a marine reserve
 - d. the definition of 'public place' has been changed to align with the TEPPP definition and makes it clear the Bylaw refers to the areas that are within the Council's jurisdiction
 - e. updating the definition of 'enforcement officer' to include the Reserves Act 1977 to clarify that some clauses in the Bylaw pertain to the Act. Consequently, we have also updated Clause 1.2 (e) to specify which clauses of the Bylaw are made under the Reserves Act. We have also added Clause 24.4 to clarify the relevant penalties

- f. some other inconsequential edits.
- 18. Some operational suggestions made by submitters have been passed onto the relevant teams for consideration and action, such as increasing resources for enforcement.
- 19. A clean version of the amended Public Places Bylaw 2022 is provided as **Attachment One**.

Kōwhiringa | Options

- 20. The Committee has the following options to consider:
 - a. recommend to the Council that the amended Public Places Bylaw 2022 is adopted and the current two Bylaws revoked (Parts Five and Ten of the Wellington City Consolidated Bylaw 2008 (preferred option), or
 - b. not recommend adoption or delay adoption of the proposed Public Places Bylaw 2022. In this case, the Verandahs Bylaw will relapse in August 2022 and the new TEPPP will not be aligned with the Bylaw.

Whai whakaaro ki ngā whakataunga | Considerations for decision-making

Alignment with Council's strategies and policies

- 21. The proposed changes to the Public Places Bylaw align with the Council's newly adopted TEPPP, which has taken effect from July 2022.
- 22. The proposed changes to the Verandahs Bylaw align with the draft District Plan regarding the updated locations where verandahs are required in the city.

Engagement and Consultation

- 23. Public consultation has taken place from 25 March to 29 April 2022. A Statement of Proposal and the edited version of the proposed Public Places Bylaw were published on the Council's Kōrero Mai webpage. Printed copies of the Statement of Proposal were made available from the Arapaki Service Centre and all Council libraries.
- 24. Targeted emails were sent to all Residents' Associations and Business Improvement District Associations, advising them of the Bylaw review and seeking their submissions. We also sent emails to all outdoor dining and sandwich board licensees and other TEPPP stakeholders (almost 1,000 people) seeking their feedback on the review.
- 25. By the end of the consultation period, nine submissions were received. Three submitters requested oral hearing, which are to be heard at this meeting.

Implications for Māori

- 26. Based on the Mataaho Aronui team feedback, a definition of iwi customary rights has been included. Providing the definition helps interpret the clause in the Bylaw that states that iwi customary rights are not affected.

Financial implications

- 27. There are no financial implications from reviewing and making minor amendments to the current Bylaws.

Legal considerations

28. The Public Places Bylaw is made under or pursuant to the Local Government Act 2002, the Prostitution Reform Act 2003, the Freedom Camping Act 2011, the Land Transport Act 1998, and the Litter Act 1979. The proposed Bylaw is consistent with the New Zealand Bill of Rights Act 1990.

Risks and mitigations

29. The proposed Public Places Bylaw 2022 does not affect the public's existing rights and obligations under the current Bylaws. It has been assessed as low risk using the Council's risk framework.

Disability and accessibility impact

30. The new TEPPP sets out the accessibility provisions for trading and event activities in Wellington's public places. The proposed Bylaw will support its implementation.

Climate Change impact and considerations

31. The new TEPPP sets out requirements to integrate environmentally friendly practices in trading and event operations. The TEPPP guides the use of the Public Places Bylaw and therefore updating it will support the implementation of these provisions.

Communications Plan

32. If adopted, the proposed Bylaw will be published on the Council's website. We will work with the Council's business units to communicate the changes the proposed Bylaw represents. We will conduct targeted notification through our normal channels of communication with our stakeholders.




Health and Safety Impact considered

33. A focus of the review has been to improve understanding and compliance with the Bylaw through making it easier to navigate and access. As previously reported, there were clarifications made which will support the Council to enforce the Bylaw lawfully. This may help avoid serious offences that endanger public health and safety.

Ngā mahinga e whai ake nei | Next actions

34. If approved, the amended Public Places Bylaw 2022 needs to be adopted by the Council on 25 August 2022.
35. The new Public Places Bylaw will come into effect in August 2022. Part 5 (Public Places) and Part 10 (Structures in Public Places – Verandahs) of the Wellington City Consolidated Bylaw 2008 will be revoked.
36. Relevant materials will be prepared for publication and the changes will be communicated to the stakeholders.

Attachments

- | | | |
|---------------|--|---------|
| Attachment 1. | Attachment One: Final clean version of PPB  | Page 13 |
| Attachment 2. | Attachment Two: Edited version of the PPB  | Page 24 |
| Attachment 3. | Attachment Three: Summary of Submissions  | Page 38 |

Wellington City Council Public Places Bylaw 2022

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Part A: Introduction

1. Preamble

- 1.1 The title of this Bylaw is the “Wellington City Council Public Places Bylaw 2022”. This Bylaw is consistent with the New Zealand Bill of Rights Act 1990 and does not affect iwi customary rights. The Council is committed to protecting fundamental rights and freedoms such as the right to freedom of expression and freedom of peaceful assembly.
- 1.2 This Bylaw is made under sections 145 and 146 of the Local Government Act 2002 and the following Acts:
- a) Clause 11 is made under section 12 of the Prostitution Reform Act 2003.
 - b) Clause 13 is made under section 11 of the Freedom Camping Act 2011.
 - c) Clauses 17, 18 and 23.3 (o) are made under section 22AB of the Land Transport Act 1998.
 - d) Clause 23.3 (q) is made under section 12 of the Litter Act 1979.
 - e) Clauses 23.3 (j, p, r, s, v, x) are made under sections 53 and 105B of the Reserves Act 1977.

2. Commencement

This Bylaw comes into force on [date].

3. Revocation and savings

- 3.1 This Bylaw consolidates, repeals and replaces Part 5 (Public Places) and Part 10 (Structures in Public Places – Verandahs) of the Wellington City Council Consolidated Bylaw 2008.
- 3.2 Any resolution made under the Wellington City Consolidated Bylaw 2008 continues in force until altered or revoked by further resolution.
- 3.3 All approvals issued under any revoked bylaw shall, after the coming into force of this Bylaw, be deemed to have been issued under this Bylaw and be subject to the provisions of this Bylaw.
- 3.4 All fees and charges fixed by resolution of the Council in regard to any goods, services, inspections or approvals provided for in any revoked bylaw shall apply under the corresponding provisions of this Bylaw until altered by further resolution of Council.

4. Purpose

- 4.1 This Bylaw regulates a diverse range of activities. It seeks to protect the public from nuisance, minimise the potential for offensive behaviour, maintain public health and safety, and manage land under the control of the Council to enhance the public’s well-being and enjoyment of public places.

5. Interpretation

In this Bylaw, unless the context otherwise requires –

Approval means a permission issued by the Council and includes:

- a) licence;
- b) lease;
- c) permit;
- d) landowner approval;
- e) concession; or
- f) booking.

Beach means the foreshore (including the intertidal zone above the mean low water spring) and any area above mean high water springs that can reasonably be considered the beach environment including areas of sand, pebbles, shingle, dunes or coastal vegetation typically found in a marine environment.

Bulk bin means any receptacle used for the collection and/or eventual disposal of waste products. These may include (but are not limited to) metal skip bins, plastic wheel bins, flexi bins, and other similar objects.

Cable Car Lane means the public place connecting Lambton Quay to the Cable Car terminal (excluding the balcony extending at 6 Cable Car Lane).

Cemetery means any land held or otherwise set aside for the burial of the dead that is vested in or under the control of the Council from time to time.

Certified Self Contained means a vehicle that complies with New Zealand Standard 5465:2001 A2 self-containment of motor vehicles and caravans as in force from 30 May 2018.

Commercial sex premises means premises used or intended to be used primarily for exposing, selling or hiring goods or services related to sexual behaviour. To avoid any doubt this includes strip clubs, strip bars, peep shows, lap dancing bars, escort agencies, adult bookshops, adult video shops, adult cinemas, sex shops; but does not include hospitals, health care services, chemists, community welfare facilities, or premises where therapeutic massage is offered and which are not brothels in terms of the Prostitution Reform Act 2003.

Council means the Wellington City Council.

Enforcement officer means a person appointed under the Local Government Act 2002, the Land Transport Act 1992, the Reserves Act 1977, the Freedom Camping Act 2011, and the Litter Act 1979 to exercise the powers of an enforcement officer, including enforcement of this Bylaw.

Event means an organised temporary activity that takes place on one or more days including, without limitation to, an organised gathering, demonstration, competition, parade or procession, wedding, private function (which is independent of premises), festival, concert, celebration, multi-venue sports event of a significant scale, fun run, marathon, duathlon, or triathlon.

Freedom camp means to camp (other than at a camping ground) within 200m of a motor vehicle accessible area or the mean low-water springs line of any sea or harbour, or on or within 200m of a formed road or a Great Walks Track, using 1 or more of the following:

- a) a tent or other temporary structure;
- b) a caravan; and/or
- c) a car, campervan, house truck, or other motor vehicle.

Freedom camping does not include the following activities:

- a) temporary and short-term parking of a motor vehicle;
- b) recreational activities commonly known as day-trip excursions; and/or
- c) resting or sleeping at the roadside in a caravan or motor vehicle to avoid driver fatigue.

Freedom camping provisions will not be used against the homeless.

Good repair, for the purposes of the verandah clauses, means it has been maintained to a reasonable standard, including the absence of visible rust; holed, rotted or otherwise damaged materials or elements; loose, visible or exposed electrical wires; and/or projections or other features that pose a danger to persons using a public place.

Iwi customary rights mean the use of land and/or buildings for traditional Māori activities and include making and/or creating customary goods, textiles and art, medicinal gathering, waka ama,

Kingitanga events (Poukai), management and activities that recognise and provide for the special relationship between tangata whenua and places of customary importance. They also include harvesting of indigenous vegetation by mana whenua in accordance with tikanga for traditional uses.

Micromobility device means transportation using small, lightweight vehicles such as bicycles, skateboards, or scooters. Public micromobility share schemes refers to part of a self-service scheme in which people hire micromobility devices, usually electric, for short-term use within a town or city.

Nuisance has the same meaning as section 29 of the Health Act 1956 and includes a person, animal, thing or circumstance causing unreasonable interference with the peace, comfort or convenience of another person whether or not that person is in a public place.

Number includes any alphabetic symbol attached to the number allocated by the Council.

Public place means any area of a public nature that is open to or used by the public, whether free or requiring payment, which is owned, managed, maintained or controlled by the Council or Council Controlled Organisation. To avoid doubt, it includes any road, street, footpath, court, alley, lane or accessway, park, recreation ground, sports field or facility, reserve, beach, Wellington Town Belt, Waterfront, pool, pedestrian mall, wharf, breakwater, boat ramp, pontoon, public open space, community facility, cycle track, bridleway, public garden, berm, grass verge, public square, cemetery, foreshore and dune, accessway, square, and carpark, and any part of the public place. Public place does not cover private roads, state highways or other roads under the control of the New Zealand Transport Agency, except where responsibility has been delegated to the Council.

Reserves management plan has the same meaning as “management plan” found in section 41 of the Reserves Act 1977.

Road has the same meaning as the Land Transport Act 1998.

Sign means a board, including any frame or other support device such as a notice board, for displaying posters or notices announcing future events or advertising for election purposes.

Street appeals means coordinated and organised events by organisations who ask for, or seek, any subscription, collection or donation from members of the public, and usually involves more than one collection person operating at the same time.

Street performance means a musical, dramatic or other performance involving musical, theatrical or circus performance skills, including busking, playing musical instruments, dancing, singing, clowning or juggling, pavement art, poetry or doing other acts of a similar nature.

Trading means the act of selling or trading, or offering to sell or trade goods or services, with or without use of a vehicle.

Vehicle access means any section of legal road that facilitates the access of vehicles from private property to the formed carriageway and includes that part of a driveway on private property that impacts on the point of entry onto or from legal road.

Verandah means a roofed space extending from a building and includes any structure, assembly, machinery or equipment erected on, or attached to the side or underside of, a verandah. For clarification, a verandah does not include a balcony which is a platform enclosed by a wall or balustrade on the outside of a building, with access from an upper-floor window or door.

Part B: Functions of the Council

6. Council may set conditions

- 6.1 The Council may prescribe conditions for access to or use of any public place.
- 6.2 The Council may revoke any approval previously given at any time.
- 6.3 The Council may prescribe the form of, and process to be followed for, any application, certificate, approval or other document, which is required under this Bylaw. These forms and processes may be altered or amended at any time.

7. Restrictions affecting public access

- 7.1 The Council may restrict any activity being undertaken in a public place in order to prevent material damage to the place or a nuisance or harm to any person.
- 7.2 The Council may close any public place at any time for the purpose of maintaining or improving it, or for holding sports matches or any other performances, or for any other purpose that the Council considers necessary.
- 7.3 Any enforcement officer under this Bylaw may exclude or remove any person from a public place:
 - a) who has acted in a manner that is contrary to conditions of use set by the Council;
 - b) who is not bona fide using the place for its normal intended purposes;
 - c) who has contravened any of the provisions of this Bylaw; or
 - d) for any good and sufficient reason relating to the efficient, reasonable, and fair management of the place.

8. Fees and charges

- 8.1 The Council may set fees and charges, either temporarily or permanently, where payment is a condition for access to, or use or continued use of any public place.
- 8.2 The Council may refund, remit or waive any fee prescribed by this Bylaw or charge payable for a certificate or approval from, or inspection by, the Council, for any reason it thinks fit.

Part C: Application

9. Trading and event activities

- 9.1 Written approval must be obtained from the Council to undertake a trading or event activity on public land as set out in the Trading and Events in Public Places Policy 2022.
- 9.2 To enable the Council to protect these fundamental rights and to minimise disruption to pedestrians and other users, the organiser of any event, demonstration, competition, parade or procession that is likely to interfere with traffic or pedestrian thoroughfare in a public place shall notify the Council as soon as reasonably practicable prior to the event.

10. Signage

- 10.1 Written approval is required for all signage in public places. Approval may be subject to Council setting conditions including placement, fees and the duration a sign may be erected.
- 10.2 Any sign erected without approval must be removed within 1 hour of being instructed to do so, or as otherwise specified by the Council.
- 10.3 Posters or notices displayed on notice boards shall be covered or removed within 24 hours of the end of the event, or such other time as approved by the Council.
- 10.4 Responsibility for compliance with this Bylaw lies with the person who displayed the poster or notice, or the organiser, promoter or person in charge of the advertised good, service or event or, in the case of an election, the candidate or a delegate of that candidate.

11. Advertising for commercial sex premises and services

- 11.1 Written approval is required from the Council for signage that advertises any commercial sex premise or commercial sex service that will be visible from any road or public place.
- 11.2 The following criteria may be considered when assessing an application for approval:
- a) the extent to which the signage depicts or implies sexual activity;
 - b) the extent to and manner in which the sign depicts nudity (the depiction of nudity is not encouraged);
 - c) the size, number, other effects and cumulative effects of the signage; and
 - d) the extent to which words and/or images could be offensive. (The Council will decline applications for signage that are found to be offensive.)

12. Sports and games

- 12.1 The organiser of any game, sporting activity or group activity (excluding informal or casual play) proposed to take place in any part of a public place must notify the Council as soon as reasonably practicable prior to commencing the activity.
- 12.2 The Council may set conditions for use of the public place such as to manage the potential for any damage caused by the activity and minimise conflict between users.

13. Freedom Camping

Restricted and prohibited areas as outlined in Schedule One

- 13.1 A person must not camp in an area in which freedom camping is prohibited, as identified in Schedule One: Restricted and Prohibited Areas for freedom camping (18.8MB PDF), unless they have prior written approval from the Council.
- 13.2 A person may camp in an area in which freedom camping is restricted, as identified in Schedule One: Restricted and Prohibited Areas for freedom camping, but must comply with the specific restrictions listed for that site unless they have prior written approval from the Council that waives these restrictions.
- 13.3 Freedom camping is permitted in any local authority area in Wellington City, unless it is restricted or prohibited in an area under this Bylaw or any other enactment.

Prior written-approval from the Council

- 13.4 Camping is prohibited on all land managed under the Reserves Act 1977 and Wellington Town Belt Act 2016 unless allowed in a reserve management plan or the Wellington Town Belt Management Plan 2018. Campers are advised to camp in the restricted areas identified in Schedule One of this Bylaw. For clarity, the Freedom Camping Act's non-site-specific offences do apply to Council reserves, and any site-specific restrictions or prohibitions on Council reserves to be administered under this Bylaw must be included in Schedule One of this Bylaw.
- 13.5 A written application is required two weeks in advance of the planned date for approval to camp in a prohibited area.
- 13.6 A written application is required two weeks in advance of the planned date for approval to camp in a restricted area.
- 13.7 Freedom camping in Wellington is restricted or prohibited as illustrated and described within the following aerial photographs: [Schedule One: Restricted and Prohibited Areas for Camping](#) (18.8MB PDF).

Approval process

13.8 Written applications will be considered for camping in public places for special purposes. Approval may be granted at the Council's sole discretion, with or without conditions. Applications to camp in accordance with clauses 13.1 and 13.2 above must be made in writing and a written application must provide the following information:

- a) the location;
- b) the duration of occupation;
- c) the number of people;
- d) the provisions to ensure that there is no damage or effects to the public place; and
- e) the reason why the camping is proposed.

14. Life-saving equipment

The Council may at its discretion authorise on any beach any volunteer life-saving club to provide and use life-saving appliances and boats, and erect and remove any danger notices as necessary.

15. Cemeteries

- 15.1 The purchaser of a plot or their representative must keep all fences, enclosures, tombstones, vaults, headstones and other monuments on any plot in proper order and repair.
- 15.2 The Council may from time to time set specifications for memorial hardware and structures that may be installed on plots.
- 15.3 The Council may remove, at any time, any memorial items, hardware or structures that do not comply with the Council's specifications that have fallen into a state of decay, become broken or pose a hazard.
- 15.4 Written approval must be obtained before installing a fence, tombstone, vault or other monument on any plot; prior to any interment or disinterment and carrying out any work in a cemetery.

16. Road and property identification

- 16.1 The Council may require the name of a road, private road, or public place to which a building has frontage, to be painted or affixed onto that building.
- 16.2 The owner of a property, building or group of buildings forming part of a complex must mark the property with the number allocated by the Council, regardless of any other identification a property or building may have. The marking shall be:
 - a) at least 50mm in height;
 - b) of a colour in contrast to its background;
 - c) easily visible from the road to which it has frontage; and
 - d) maintained by the owner in a way that easily identifies the property at all times.
- 16.3 Clauses 16.1 and 16.2 do not apply to property without buildings, and property not allocated a number by the Council.
- 16.4 When the Council advises the owner of a property that an address needs to be displayed or changed, the owner must arrange to do so within 15 working days, or as otherwise instructed.

17. Traffic

- 17.1 The Council may under the provisions of this Bylaw or under the Traffic and Parking Bylaw 2021 impose any controls relating to vehicles in a public place to allow the proper use and enjoyment of the place.
- 17.2 If instructed to do so by an enforcement officer, any person must move a vehicle in or from any public place where that vehicle may be impacting upon the safety, convenience and enjoyment of the public using that place.

- 17.3 Any vehicle, whether attended or not, in breach of this Bylaw may be removed by the Council in accordance with the Vehicle Removal provisions in the Traffic and Parking Bylaw 2021.

18. Vehicle access

- 18.1 Prior written approval must be obtained before any person may construct, repair, remove, widen or narrow any vehicle access way.
- 18.2 When considering an application for vehicle access, the Council will take into account what is reasonably necessary to protect the grass berm from damage and ensure the safe and convenient use of the road by pedestrians and vehicles.
- 18.3 Conditions may be set by way of licence or written approval for the construction of a vehicle crossing, and may include:
- a) use of materials and dimensions;
 - b) timeframe for completion;
 - c) a requirement that the applicant pay a cash deposit or bond of up to 150% of the estimated cost of work as a guarantee the work is completed to the satisfaction of the Council and/or against any damage to Council's property;
 - d) a requirement that the applicant arranges the construction work to meet the approved conditions and pays all associated costs; and/or
 - e) a requirement that all construction work be carried out in compliance with the Wellington City Council Code of Practice for Working on the Road and/or with specific regard to any relevant NZTA guidelines in force within the Council's jurisdiction.
- 18.4 The Council may by notice require the property owner with the vehicle crossing access to repair, reconstruct, renew or remove such access to the satisfaction of the Council.
- 18.5 The Council may remove or alter any work located on the road constructed without prior written approval or contrary to the terms of written approval. Costs may be recovered from the person who undertook the work, or the property owner serviced by the vehicle access.

19. Encroachments

- 19.1 A property owner ('the encroacher') may be authorised by the Council to occupy a public place controlled by the Council ('an encroachment'). The Council may at its discretion authorise an encroachment by granting landowner consent, and if required, an encroachment licence to the applicant in accordance with any relevant Council policy.
- 19.2 The Council may consider whether the proposed encroachment will compromise the primary use of the road to facilitate free pedestrian and traffic movement, and/or unreasonably interfere with a property owner's right of access to any road across the frontage between the road and the private property.
- 19.3 An encroachment licence may authorise the occupation of the encroachment area for parking, boundary marking, airspace, subsoil or access structures, for the maintenance or beautification of the encroachment area, or any other purposes the Council considers appropriate.
- 19.4 An encroachment licence issued by the Council shall be subject to such conditions that the Council considers appropriate, at the sole discretion of the Council.
- 19.5 The encroacher must own the land adjoining or in the vicinity of the encroachment area that benefits from the encroachment and continue to own this land for the period of the encroachment.
- 19.6 Any subsequent encroacher must complete a new encroachment licence with the Council in order to continue the occupation of the encroachment area.

20. Building work and excavations

- 20.1 Prior written approval of the Council is required before any person carries out building work or excavations on a public place.
- 20.2 Council approval may be subject to conditions, including a requirement that the applicant pay a cash deposit or bond of up to 150% of the estimated cost of work as a guarantee the work is completed to the satisfaction of the Council and/or against any damage to the Council's property. The estimated cost of work shall be approved by the Council.
- 20.3 The Council may remove or alter any building or excavation work undertaken without prior written approval or contrary to the terms of written approval. Costs may be recovered from the person who undertook the work, or the person for whom the work was being done.
- 20.4 If any damage occurs to the place, the Council may require it to be reinstated.

21. Fences, walls and stability of land

- 21.1 The Council may require the owner of any land which has no fence, wall or retaining wall adjacent to a public place to erect a fence, wall or retaining wall if the Council considers that this is necessary for safety or other reasons relating to the use or administration of the public place.
- 21.2 Where any fence, wall, retaining wall or land adjacent to a public place is in a condition or state of disrepair which could cause injury to persons or damage to a public place, the Council may give notice requiring the owner to repair, remove or replace the fence, wall or retaining wall, or make the land safe.

22. Verandahs

- 22.1 The Wellington City District Plan requires buildings to have verandahs in designated zones.
- 22.2 Despite clause 22.1, no person, without prior written approval of the Council, may:
 - a) construct a new verandah over a public place;
 - b) demolish an existing verandah over a public place; or
 - c) enlarge, extend, or add to an existing verandah over a public place.
- 22.3 Any verandah constructed over a public place shall be maintained to a reasonable standard, including in a waterproof condition and in a state of good repair.
- 22.4 If the Council considers that a verandah constructed over a public place is not to a reasonable standard, the Council may serve a written notice on the owner of the building to which the verandah is attached, requiring the owner to repair and maintain the verandah so that it complies with this Bylaw.
- 22.5 If the Council considers that the alteration of a verandah constructed over a public place is required for roading purposes, asset protection and/or public safety, the Council may serve a written notice on the owner of the building to which the verandah is attached, requiring the owner to alter the verandah, as stated in the notice. The Council must consult with the building owner before notice is served.
- 22.6 Any action required by a notice served on an owner under clause 22.4 or clause 22.5 must be carried out by the date stated in the notice.
- 22.7 If an owner fails to carry out any action required by a notice served under 22.4 or clause 22.5 by the date stated in the notice, the Council may authorise the alteration, repair and maintenance, or removal of the verandah and recover the costs from the owner.
- 22.8 No person shall use or otherwise occupy any verandah constructed over a public place, except for the purpose of inspection, cleaning, maintenance, repair, alteration, emergency egress, or carrying out work in accordance with this Bylaw.

Part D: Offences and penalties

23. Offences

- 23.1 Every person commits an offence against this Bylaw who damages, destroys or defaces (or has in their possession without authority from the Council) any property, article or thing belonging to the Council or under its control.
- 23.2 Every person commits an offence against this Bylaw who does not comply with any requirement or condition of their approval, or acts contrary to any prohibition or resolution made in this Bylaw.
- 23.3 Under this Bylaw no person may:
- a) in any public place wilfully obstruct, disturb, annoy or interfere with any person in their use or enjoyment of a public place;
 - b) use any public place in contravention of the conditions set by the Council regulating the use of that place;
 - c) use a public place after closing hours;
 - d) ride a micromobility device in a manner which causes a nuisance or damage to a public place (micromobility devices may be used in a public place except where signage prohibits it);
 - e) verbally advertise on behalf of, or distribute in any public place any handbills, writings or pictures of which the primary purpose, whether explicitly or implicitly, is to advertise, identify or inform the public of any commercial sex premise or commercial sex service;
 - f) place posters on any Council ornament, statue, structure, building or facility in a public place without the Council's prior approval;
 - g) smoke in close proximity to hazardous substances in any public place;
 - h) smoke in Cable Car Lane;
 - i) install a fence, tombstone, vault or other monument on any plot, or carry out any interments, disinterments or other work in a cemetery without the prior written approval from Council;
 - j) hunt game in a public place;
 - k) carry or discharge a firearm or any other weapon in a public place;
 - l) discharge a firework in a public place;
 - m) obstruct any member of a life-saving club carrying out life-saving activities;
 - n) use, move or damage any appliance or signal provided by the Council or by any volunteer life-saving club, at any beach, except for the purpose of saving life or with the approval of the Council or the club;
 - o) operate or drive a vehicle on a beach;
 - p) gather food or firewood in a public place without prior approval from the Council;
 - q) clean or prepare any fish in a public place;

- r) play a sport or game in a public place, if contrary to any notice, or if expressly forbidden to do so by an enforcement officer; or enter in or remain on any part of a public place marked out as a playing area for a sport or game while the sport or game is in progress;
- s) disturb, damage or remove from a public place any soil, sand, gravel, rock, plants, fish, animals (including eels), or any naturally occurring thing without having obtained prior written approval from the Council. This prohibition does not include the act of sea fishing (unless in a prohibited area or marine reserve);
- t) disturb or damage land in a manner which is injurious or causes a nuisance to any person or causes material damage to land or Council property without having obtained prior written approval from the Council;
- u) drive, stop, stand or park any vehicle in any public place other than on any roadway or in any car park provided for the purpose, and then only in accordance with any controls or restrictions imposed by the Council;
- v) drive, stop, stand, park or leave any vehicle, bulk bin, container or other object in a public place in such a manner as to obstruct the normal or safe entry to, or exit from, or movement of other vehicles, or pedestrians within a public place;
- w) fail to maintain the verandah as required under clause 22.3; or
- x) put up, alter, or demolish any structure of any kind or undertake an excavation in a public place without prior written approval of the Council.

24. Penalties

- 24.1 A person in breach of clause 13 of this Bylaw commits an offence under the Freedom Camping Act 2011 and is liable to a fine not exceeding \$200.
- 24.2 A person in breach of clause 23.3 (q) of this Bylaw commits an offence under the Litter Act 1979 and is liable to a fine not exceeding \$400.
- 24.3 A person in breach of clauses 17, 18 and Clause 23.3 (o) of this Bylaw is liable to a fine under the Land Transport Act 1998 not exceeding \$1,000.
- 24.4 A person in breach of Clauses 23.3 (j, p, r, s, v, x) of this Bylaw is liable to a fine under the Reserves Act 1977 not exceeding \$1,600.
- 24.5 A person who is convicted of an offence under this Bylaw is liable to a fine not exceeding \$20,000 under the Local Government Act 2002.

25. Exemptions

- 25.1 The prohibitions and restrictions contained in this part of the Bylaw do not apply to any Council agent or officer when engaged in the performance of their regular duties.
- 25.2 An Iwi's customary rights are not affected by this Bylaw.

Wellington City Council Public Places Bylaw 2022

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Part A: Introduction

1. Preamble

1.1 The title of this Bylaw is the “Wellington City Council Public Places Bylaw 2022”. This Public Places Bylaw is consistent with the New Zealand Bill of Rights Act 1990 and does not affect iwi customary rights. The Council is committed to protecting fundamental rights and freedoms such as the right to freedom of expression and freedom of peaceful assembly.

1.2 This Bylaw is made under sections 145 and 146 of the Local Government Act 2002 and the following Acts:

- a) Clause 11 ~~section 10 of this Bylaw~~ is made under section 12 of the Prostitution Reform Act 2003.
- b) Clause 13 ~~section 12 of this Bylaw~~ is made under section 11 of the Freedom Camping Act 2011.
- c) ~~Sections 17, 18 and clause 22(o)~~ Clauses 17, 18 and 23.3 (o) are made under section 22AB of the Land Transport Act 1998.
- d) ~~Clauses 22.3 (q) and (r)~~ Clause 23.3 (q) is made under section 12 of the Litter Act 1979.
- e) Clauses 23.3 (j, p, r, s, v, x) are made under sections 53 and 105B of the Reserves Act 1977.

2. Commencement

This Bylaw comes into force on [date].

3. Revocation and savings

3.1 This Bylaw consolidates, repeals and replaces Part 5 (Public Places) and Part 10 (Structures in Public Places – Verandahs) of the Wellington City Council Consolidated Bylaw 2008.

3.2 Any resolution made under the Wellington City Consolidated Bylaw ~~1991~~2008, ~~before this Bylaw came into force,~~ continues in force under this Bylaw until altered or revoked by further resolution.

3.3 All ~~licences~~ approvals issued under any revoked bylaw shall, after the coming into force of this Bylaw, be deemed to have been issued under this Bylaw and be subject to the provisions of this Bylaw.

3.4 All fees and charges fixed by resolution of the Council in regard to any goods, services, inspections or ~~licences~~ approvals provided for in any revoked bylaw shall apply under the corresponding provisions of this Bylaw until altered by further resolution of Council.

4. Purpose

4.1 This ~~part of the consolidated~~ Bylaw regulates a diverse range of activities. It seeks to protect the public from nuisance, minimise the potential for offensive behaviour, maintain public health and safety, and manage land under the control of the Council to enhance the public's well-being and enjoyment of public places.

5. Interpretation

5.1 In this Bylaw, unless the context otherwise requires –

Approval means a permission issued by the Council and includes:

- a) licence;
- b) lease;
- c) permit;
- d) landowner approval;
- e) concession; or
- f) booking.

Beach means the foreshore (including the intertidal zone above the mean low water spring) and any area above mean high water springs that can reasonably be considered the beach environment including areas of sand, pebbles, shingle, dunes or coastal vegetation typically found in a marine environment.

Bulk bin means any receptacle used for the collection and/or eventual disposal of waste products. These may include (but are not limited to) metal skip bins, plastic wheel bins, flexi bins, and other similar objects.

Cable Car Lane means the public place connecting Lambton Quay to the Cable Car terminal (excluding the balcony extending at 6 Cable Car Lane).

Cemetery means any land held or otherwise set aside for the burial of the dead that is vested in or under the control of the Council from time to time.

Certified Self Contained means a vehicle that complies with New Zealand Standard 5465:2001 A2 self-containment of motor vehicles and caravans as in force ~~at~~ from 30 May 2018.

Commercial sex premises means premises used or intended to be used primarily for exposing, selling or hiring goods or services related to sexual behaviour. To avoid any doubt this includes strip clubs, strip bars, peep shows, lap dancing bars, escort agencies, adult bookshops, adult video shops, adult cinemas, sex shops; but does not include hospitals, health care services, chemists, community welfare facilities, or premises where therapeutic massage is offered and which are not brothels in terms of the Prostitution Reform Act 2003.

Council means the Wellington City Council.

Enforcement officer means a person appointed under the Local Government Act 2002, the Land Transport Act 1992, the Reserves Act 1977, the Freedom Camping Act 2011, and the Litter Act 1979 to exercise the powers of an enforcement officer, including enforcement of this Bylaw.

Event means an organised temporary activity that takes place on one or more days including, without limitation to, an organised gathering, demonstration, competition, parade or procession, wedding, private function (which is independent of premises), festival, concert, celebration, multi-venue sports event of a significant scale, fun run, marathon, duathlon, or triathlon.

Freedom camp means to camp (other than at a camping ground) within 200m of a motor vehicle accessible area or the mean low-water springs line of any sea or harbour, or on or within 200m of a formed road or a Great Walks Track, using 1 or more of the following:

- a) a tent or other temporary structure;
- b) a caravan; and/or
- c) a car, campervan, house truck, or other motor vehicle.

Freedom camping does not include the following activities:

- a) temporary and short-term parking of a motor vehicle;
- b) recreational activities commonly known as day-trip excursions; and/or
- c) resting or sleeping at the roadside in a caravan or motor vehicle to avoid driver fatigue.

Freedom camping provisions will not be used against the homeless.

Good repair, for the purposes of the verandah clauses, means it has been maintained to a reasonable standard, including the absence of visible rust; holed, rotted or otherwise damaged materials or elements; loose, visible or exposed electrical wires; and/or projections or other features that pose a danger to persons using a public place.

Iwi customary rights mean the use of land and/or buildings for traditional Māori activities and include making and/or creating customary goods, textiles and art, medicinal gathering, waka ama, Kingaitanga events (Poukai), management and activities that recognise and provide for the special relationship between tangata whenua and places of customary importance. They also include harvesting of indigenous vegetation by mana whenua in accordance with tikanga for traditional uses.

Micromobility device means transportation using small, lightweight vehicles such as bicycles, skateboards, or scooters. Public micromobility share schemes refers to part of a self-service scheme in which people hire micromobility devices, usually electric, for short-term use within a town or city.

Nuisance has the same meaning as section 29 of the Health Act 1956 and includes a person, animal, thing or circumstance causing unreasonable interference with the peace, comfort or convenience of another person whether or not that person is in a public place.

Number includes any alphabetic symbol attached to the number allocated by the Council.

Public place means a place that, at any material time, 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 that place; and includes any hovercraft, ship or ferry or other vessel, train or vehicle carrying or available to carry passengers for reward. For the purposes of this Bylaw, public place includes Wellington Town Belt and reserve land. Any area of a public nature that is open to or used by the public, whether free or requiring payment, which is owned, managed, maintained or controlled by the Council or Council Controlled Organisation. To avoid doubt, it includes any road, street, footpath, court, alley, lane or accessway, park, recreation ground, sports field or facility, reserve, beach, Wellington Town Belt, Waterfront, pool, pedestrian mall, wharf, breakwater, boat ramp, pontoon, public open space, community facility, cycle track, bridleway, public garden, berm, grass verge, public square, cemetery, foreshore and dune, accessway, square, and carpark, and any part of the public place. Public place does not cover private roads, state highways or other roads under the control of the New Zealand Transport Agency, except where responsibility has been delegated to the Council.

Reserves management plan has the same meaning as “management plan” found in section 41 of the Reserves Act 1977.

Road has the same meaning as the Land Transport Act 1998. ~~has the meaning given by the Local Government Act 1974.~~

Sign means a board, including any frame or other support device such as a notice board, for displaying posters or notices announcing future events or advertising for election purposes, ~~but excludes sandwich boards.~~

Street appeals means coordinated and organised events by organisations who ask for, or seek, any subscription, collection or donation from members of the public, and usually involves more than one collection person operating at the same time.

Street performance means a musical, dramatic or other performance involving musical, theatrical or circus performance skills, including busking, playing musical instruments, dancing, singing, clowning or juggling, pavement art, poetry or doing other acts of a similar nature.

Trading means the act of selling or trading, or offering to sell or trade goods or services, with or without use of a vehicle.

Vehicle access means any section of legal road that facilitates the access of vehicles from private property to the formed carriageway and includes that part of a driveway on private property that impacts on the point of entry onto or from legal road.

Verandah means a roofed space extending from a building and includes any structure, assembly, machinery or equipment erected on, or attached to the side or underside of, a verandah. For clarification, a verandah does not include a balcony which is a platform enclosed by a wall or balustrade on the outside of a building, with access from an upper-floor window or door.

Part B: Functions of the Council

6. Council may set conditions

~~**3.1** The Council may, from time to time and subject to the provisions of this bylaw, prescribe conditions by resolution, by way of licence or otherwise) for access to any public place.~~

~~3.2 The Council may by resolution, or by way of a licence set conditions for the use of a public place.~~

6.1 ~~The Council may prescribe conditions for access to or use of any public place.~~

6.2 ~~The Council may revoke any approval previously given at any time.~~

6.3 The Council may prescribe the form of, and process to be followed for, any application, certificate, ~~licence, permit~~ approval or other document, which is required under this Bylaw. These forms and processes may be altered or amended at any time.

7. Restrictions affecting public access

7.1 The Council may restrict any activity being undertaken in a public place in order to prevent material damage to the place or a nuisance or harm to any person.

7.2 The Council may close any public place at any time for the purpose of maintaining or improving it, or for holding sports matches or any other performances, or for any other purpose that the Council considers necessary.

7.3 Any ~~authorised enforcement~~ officer under this Bylaw may exclude or remove any person from a public place:

- a) who has acted in a manner that is contrary to conditions of use set by the Council;
- b) who is not bona fide using the place for its normal intended purposes;
- c) who has contravened any of the provisions of this Bylaw; or
- d) for any good and sufficient reason relating to the efficient, reasonable, and fair management of the place.

~~Section One: Public Places~~

8. Fees and charges

8.1 The Council may set fees and charges, either temporarily or permanently, where payment is a condition for access to, or use or continued use of any public place.

8.2 The Council may refund, remit or waive any fee prescribed by this Bylaw or charge payable for a certificate or ~~approval certificate, authority, permit or consent~~ from, or inspection by, the Council, for any reason it thinks fit.

Part C: Application

~~8. Assembly~~

~~10. Activities requiring written approval~~

9. Trading and event activities

9.1 Written approval from the Council is required ~~for street appeals, charity fundraisers, street performances and busking. The Footpath Management Policy provides information on how to obtain approval for these activities.~~ to undertake a trading or event activity on public land as set out in the Trading and Events in Public Places Policy 2022.

9.2 To enable the Council to minimise disruption to pedestrians and other users, the organiser of any event demonstration, competition, parade or procession that is likely to interfere with traffic or pedestrian thoroughfare in a public place shall notify the Council as soon as reasonably practicable prior to the event ~~so that the Council may arrange any necessary traffic management.~~

~~8. Display of articles and trading~~

~~8.1 Written approval from the Council is required for retail displays, kiosks and stalls.~~

~~8.2 Council may consider and grant at its discretion licences for:~~

- ~~• a. open air markets;~~
- ~~• b. outdoor dining;~~
- ~~• c. trading in a public places;~~
- ~~• d. any seating and furniture; and~~
- ~~• e. any promotional signage associated with trading activities.~~

~~8.3 The Council may prescribe conditions for any licence and revoke any licence at any time.~~

10. Signage

- 10.1 Written approval is required for all signage in public places. Approval may be subject to Council setting conditions including placement, fees and the duration a sign may be erected.
- 10.2 Any sign erected without approval must be removed within 1 hour of being instructed to do so, or as otherwise specified by the Council.
- 10.3 Posters or notices displayed on notice boards shall be covered or removed within 24 hours of the end of the event, or such other time as approved by the Council.
- 10.4 Responsibility for compliance with this Bylaw lies with the person who displayed the poster or notice, or the organiser, promoter or person in charge of the advertised good, service or event or, in the case of an election, the candidate or a delegate of that candidate.

11. Advertising for commercial sex premises and services

- 11.1 Written approval is required from the Council for signage that advertises any commercial sex premise or commercial sex service that will be visible from any road or public place.
- 11.2 The following criteria may be considered when assessing an application for approval ~~permission~~:
 - a) the extent to which the signage depicts or implies sexual activity;
 - b) the extent to and manner in which the sign depicts nudity (the depiction of nudity is not encouraged);
 - c) the size, number, other effects and cumulative effects of the signage; and
 - d) the extent to which words and/or images could be offensive. (The Council will decline applications for signage that are found to be offensive.)

~~Section Two: Beaches, Cemeteries, Parks and Reserves~~

12. Sports and games

- 12.1 The organiser of any game, sporting activity or group activity (excluding informal or casual play) proposed to take place in any part of a public place must notify the Council as soon as reasonably practicable prior to commencing the activity.
- 12.2 The Council may set conditions for use of the public place such as to manage the potential for any damage caused by the activity and minimise conflict between users.

13. Freedom Camping

Restricted and prohibited areas as outlined in Schedule One

- 13.1 A person must not camp in an area in which freedom camping is prohibited, as identified in Schedule One: Restricted and Prohibited Areas for freedom camping (18.8MB PDF), unless they have prior written ~~consent~~ approval from the Council.

13.2 A person may camp in an area in which freedom camping is restricted, as identified in Schedule One: Restricted and Prohibited Areas for freedom camping, but must comply with the specific restrictions listed for that site unless they have prior written ~~consent~~ approval from the Council that waives these restrictions.

13.3 Freedom camping is permitted in any local authority area in Wellington City, unless it is restricted or prohibited in an area under this Bylaw or any other enactment.

Prior written ~~consent~~ approval from the Council

13.4 Camping is prohibited on all land managed under the Reserves Act 1977 and Wellington Town Belt Act 2016 unless allowed in a reserve management plan or the Wellington Town Belt Management Plan 2018. Campers are advised to camp in the restricted areas identified in Schedule One of this bylaw. For clarity, the Freedom Camping Act's non-site-specific offences do apply to Council reserves, and any site-specific restrictions or prohibitions on Council reserves to be administered under this Bylaw must be included in Schedule One of this Bylaw.

13.5 A written application is required two weeks in advance of the planned date for ~~consent~~ approval to camp in a prohibited area.

13.6 A written application is required two weeks in advance of the planned date for ~~consent~~ approval to camp in a restricted area.

13.7 Freedom camping in Wellington is restricted or prohibited as illustrated and described within the following aerial photographs: Schedule One: Restricted and Prohibited Areas for Camping (18.8MB PDF).

Approval process

13.8 Written applications will be considered for camping in public places for special purposes. ~~Consent~~ Approval may be granted at the Council's sole discretion, with or without conditions. Applications to camp in accordance with clauses ~~12.1 and 12.2~~ 13.1 and 13.2 above must be made in writing and provide the following information:

- a) the location;
- b) the duration of occupation;
- c) the number of people;
- d) the provisions to ensure that there is no damage or effects to the public place; and
- e) the reason why the camping is proposed.

14 Life-saving equipment

The Council may at its discretion authorise on any beach any volunteer life-saving club to provide and use life-saving appliances and boats, and erect and remove any danger notices as necessary.

15 Cemeteries

15.1 The purchaser of a plot or their representative must keep all fences, enclosures, tombstones, vaults, headstones and other monuments on any plot in proper order and repair.

15.2 The Council may from time to time set specifications for memorial hardware and structures that may be installed on plots.

15.3 The Council may remove, at any time, Any memorial items, hardware or structures that do not comply with the Council's specifications that have fallen into a state of decay, become broken or pose a hazard ~~may, at any time, be removed from the cemetery by the Council.~~

~~15 Conduct in cemeteries~~

- 15.4 Written ~~permission approval~~ must be obtained before installing a fence, tombstone, vault or other monument on any plot; prior to any interment or disinterment and carrying out any work in a cemetery.

~~Section Three: Property and Access~~

16 Road and property identification

- 16.1 The Council may require ~~from time to time numbering to be painted or affixed on a building,~~ the name of the road, private road or public place to which ~~it~~ a building has frontage, to be painted or affixed onto that building.
- 16.2 The owner of a property, building or group of buildings forming part of a complex must mark the property with the number allocated by the Council, regardless of any other identification a property or building may have. The marking shall be:
- a) at least 50mm in height;
 - b) of a colour in contrast to its background;
 - c) easily visible from the road to which it has frontage; and
 - d) maintained by the owner in a way that easily identifies the property at all times.
- 16.3 Clauses 16.1 and 16.2 do not apply to property without buildings, and property not allocated a number by the Council.
- 16.4 When the Council advises the owner of a property that an address needs to be displayed or changed, the owner must arrange to do so within 15 working days, or as otherwise instructed.

17 Traffic

- 17.1 The Council may under the provisions in this ~~bylaw~~ Bylaw or under the ~~Traffic Bylaw~~ Traffic and Parking Bylaw 2021 impose any controls relating to vehicles in a public place to give effect to the proper use and enjoyment of the place.
- 17.2 If instructed to do so by an ~~authorised enforcement~~ officer, any person must move a vehicle in or from any public place where that vehicle may be impacting upon the safety, convenience and enjoyment of the public using that place.
- 17.3 Any vehicle, whether attended or not, in breach of this Bylaw may be removed by the Council in accordance with the Vehicle Removal provisions in Part 7: Traffic of the Consolidated Bylaw the Traffic and Parking Bylaw 2021.

18 Vehicle access

- 18.1 Prior written approval must be obtained before any person may construct, repair, remove, widen or narrow any vehicle access way.
- 18.2 When considering an application for vehicle access, the Council will take into account what is reasonably necessary to protect the grass berm from damage and ensure the safe and convenient use of the road by pedestrians and vehicles.
- 18.3 Conditions may be set by way of licence or written ~~permission approval~~ for the construction of a vehicle crossing, ~~and which~~ may include:
- a) use of materials and dimensions;
 - b) timeframe for completion;
 - c) a requirement that the applicant pay a cash deposit or bond of up to 150% of the estimated cost of work as a guarantee the work is completed to the satisfaction of the Council and/or against any damage to Council's property;
 - d) a requirement that the applicant arranges the construction work to meet the approved conditions and pays all associated costs; and/or

- e) a requirement that all construction work be carried out in compliance with the Wellington City Council Code of Practice for Working on the Road and/or with specific regard to any relevant NZTA guidelines in force within the Council's jurisdiction.

18.4 The Council may by notice require the property owner ~~which~~ with the vehicle crossing ~~provides access to~~, to repair, reconstruct, renew or remove such access to the satisfaction of the Council.

18.5 The Council may remove or alter any work located on the road constructed without prior written approval or contrary to the terms of written approval. Costs may be recovered from the person who undertook the work, or the property owner serviced by the vehicle access.

19 Encroachments

19.1 ~~Any~~ property owner ('the encroacher') may be authorised by the Council to occupy a public place controlled by the Council ('an encroachment'). The Council may at its discretion authorise an encroachment by granting landowner consent, and if required, an encroachment licence to the applicant in accordance with any relevant Council policy.

19.2 The Council may consider whether the proposed encroachment will compromise the primary use of the road to facilitate free pedestrian and traffic movement, and/or unreasonably interfere with a property owner's right of access to any road across the frontage between the road and the private property.

19.3 An encroachment licence may authorise the occupation of the encroachment area for parking, boundary marking, airspace, subsoil or access structures, for the maintenance or beautification of the encroachment area, or any other purposes the Council considers appropriate.

19.4 An encroachment licence issued by the Council shall be subject to such conditions that the Council considers appropriate, at the sole discretion of the Council.

19.5 The encroacher must own the land adjoining or in the vicinity of the encroachment area that benefits from the encroachment and continue to own this land for the period of the encroachment.

19.6 Any subsequent encroacher must complete a new encroachment licence with the Council in order to continue the occupation of the encroachment area.

20 Building work and excavations

20.1 Prior written approval of the Council is required before any person carries out building work or excavations on a public place.

20.2 Council approval may be subject to conditions, including a requirement that the applicant pay a cash deposit or bond of up to 150% of the estimated cost of work as a guarantee the work is completed to the satisfaction of the Council and/or against any damage to the Council's property. The estimated cost of work shall be approved by the Council.

20.3 The Council may remove or alter any ~~work~~-building or excavation work undertaken without prior written approval or contrary to the terms of written approval. Costs may be recovered from the person who undertook the work, or the person for whom the work was being done.

20.4 If any damage occurs to the place, the Council may require it to be reinstated.

21 Fences, walls and stability of land

21.1 The Council may require the owner of any land which has no fence, wall or retaining wall adjacent to a public place to erect a fence, wall or retaining wall if the Council considers that this is necessary for safety or other reasons relating to the use or administration of the public place.

21.2 Where any fence, wall, retaining wall or land adjacent to a public place is in a condition or state of disrepair which could cause injury to persons or damage to a public place, the Council may give notice requiring the owner to repair, remove or replace the fence, wall or retaining wall, or make the land safe.

22 Verandahs

22.1 The Wellington City District Plan requires buildings to have verandahs ~~mainly along designated routes within the Central Business District and City Centres in designated zones.~~

~~This part of the Bylaw requires building owners to repair and maintain their verandahs to a reasonable standard.~~

~~This part of the Bylaw is made pursuant to the Local Government Act 2002 Section 146 (a) and (b) and Section 146 (b)(vi).~~

~~2.1 Written approval required~~

22.2 Despite clause 22.1, no person, without prior written approval of the Council, may:

- a) construct a new verandah over a public place; ~~or~~
- b) demolish an existing verandah over a public place; or
- c) enlarge, extend, or add to an existing verandah over a public place.

~~Without prior written approval of the Council.~~

Maintenance and repair of verandahs

22.3 Any verandah constructed over a public place shall be maintained to a reasonable standard, including in a waterproof condition and in a state of good repair.

22.4 If the Council considers that a verandah constructed over a public place is not to a reasonable standard in a waterproof condition or a state of good repair, the Council may serve a written notice on the owner of the building to which the verandah is attached, requiring the owner to ~~clean, repair, or alter~~ and maintain the verandah so that it complies with this Bylaw.

22.5 If the Council considers that the alteration of a verandah constructed over a public place is required for roading purposes, asset protection and/or public safety, the Council may serve a written notice on the owner of the building to which the verandah is attached, requiring the owner to alter the verandah, as stated in the notice. The Council must consult with the building owner before notice is served.

22.6 Any action required by a notice served on an owner under clause ~~2.2.2~~ 22.4 ~~or clause 2.2.3~~ or clause 22.5 must be carried out by the date stated in the notice.

22.7 If an owner fails to carry out any action required by a notice served under clause ~~2.2.2~~ 22.4 or clause 22.5 by the date stated in the notice, the Council may authorise the cleaning, alteration, repair and maintenance, or removal of the verandah and recover the costs from the owner in accordance with Part 1, clauses 1.10.1 to 1.10.3 of this Bylaw.

22.8 No person shall ~~stand on~~ use or otherwise occupy any verandah constructed over a public place, except for the purpose of inspection, cleaning, maintenance, repair, alteration, emergency egress, or carrying out work in accordance with this Bylaw.

Clarifying Provisions

~~2.3.1 For the avoidance of doubt, clauses 2.2.1 to 2.2.6:~~

- ~~—(a) are additional to the provisions of any encroachment licence or encroachment lease granted by the Council under this Bylaw or the Local Government Act 1974;~~
- ~~—(b) are additional to any other provisions of this Bylaw, any enactment, or any Council policy relating to or affecting a verandah over a public place;~~
- ~~—(c) do not relieve any person of any duty or responsibility arising under any other provisions of this Bylaw, any enactment, or any Council policy relating to or affecting a verandah over a public place; and~~
- ~~—(d) do not limit the Council's decision-making or enforcement powers under any other provisions of this Bylaw, any enactment, or any Council policy.~~

Part D: Offences and penalties

23 Offences

23.1 Every person commits an offence against this Bylaw who damages, destroys or defaces (or has in his or her possession without authority from the Council) any property, article or thing belonging to the Council or under its control.

~~23.2~~ Every person commits an offence against this Bylaw who does not comply with any requirement or condition of their approval, or acts contrary to any prohibition or resolution made in this Bylaw, ~~or made by resolution, commits an offence against this bylaw. Including.~~

23.3 Under this Bylaw no person may:

Public places

~~22.2~~ No person may:

- a) in any public place wilfully obstruct, disturb, annoy or interfere with any person in their use or enjoyment of a public place;
- b) use any public place in contravention of the conditions set by the Council regulating the use of that place;
- c) use a public place after closing hours;
- d) ride a ~~skateboard~~ micromobility device in a manner which causes a nuisance or damage to a public place (~~Skateboards and roller-skates~~ micromobility devices may be used in a public place except where signage prohibits it);
- e) verbally advertise on behalf of, or distribute in any public place any handbills, writings or pictures of which the primary purpose, whether explicitly or implicitly, is to advertise, identify or inform the public of any commercial sex premise or commercial sex service;
- f) place posters on any Council ornament, statue, structure, building or facility in a public place without the Council's prior approval;
- g) smoke in close proximity to hazardous substances in any public place; ~~or~~
- h) smoke in Cable Car Lane;

Beaches, Cemeteries, Parks and Reserves

~~22.3~~ No person may:

- i) install a fence, tombstone, vault or other monument on any plot, or carry out any interments, disinterments or other work in a cemetery without the prior written approval from Council;
- j) hunt game in a public place;
- k) carry or discharge a firearm or any other weapon in a public place;
- l) discharge a firework in a public place;
- m) obstruct any member of a life-saving club carrying out life-saving activities;
- n) use, move or damage any appliance or signal provided by the Council or by any volunteer life-saving club, at any beach, except for the purpose of saving life or with the approval of the Council or the club;
- o) operate or drive a vehicle on a beach;
- p) gather food or firewood in a public place without prior ~~permission~~ approval from the Council;
- q) clean or prepare any fish in a public place;
- r) play a sport or game in a public place, if contrary to any notice, or if expressly forbidden to do so by an ~~authorised enforcement~~ officer; or enter in or remain on any part of a public place marked out as a playing area for a sport or game while the sport or game is in progress;
- s) disturb, damage or remove from a public place any soil, sand, gravel, rock, plants, fish, animals (including eels), or any naturally occurring thing without having obtained prior written approval from the Council. This prohibition does not include the act of sea fishing (unless in a prohibited area or marine reserve);
- t) disturb or damage land in a manner which is injurious or causes a nuisance to any person or causes material damage to land or Council property without having obtained prior written approval from the Council;

~~Property and Access~~

~~22.4 No person may:~~

- u) drive, stop, stand or park any vehicle in any public place other than on any roadway or in any car park provided for the purpose, and then only in accordance with any controls or restrictions imposed by the Council;
- v) drive, stop, stand, park or leave any vehicle, bulk bin, container or other object in a public place in such a manner as to obstruct the normal or safe entry to, or exit from, or movement of other vehicles, or pedestrians within a public place;
- w) fail to maintain the verandah as required under clause 22.3; or
- x) put up, alter, or demolish any structure of any kind or undertake an excavation in a public place without prior written approval of the Council. ~~, and then only in compliance with any condition under which such approval may be granted.~~

24 Penalties

~~24.1 Freedom Camping~~

24.1 A person in breach of clause 13 ~~section 12~~ of this Bylaw commits an offence under the Freedom Camping Act 2011 and is liable to a fine not exceeding \$200.

~~24.2 Litter~~

24.2 A person in breach of clause ~~22(a)~~ 23.3 (q) of this Bylaw commits an offence under the Litter Act 1979 and is liable to a fine not exceeding \$400.

~~24.3 Land Transport~~

24.3 A person in breach of ~~sections~~ clauses 17, 18 and Clause 23.3 (o) of this Bylaw is liable to a fine under the Land Transport Act 1998 not exceeding ~~\$500~~ 1,000.

24.4 A person in breach of Clauses 23.3 (j, p, r, s, v, x) of this Bylaw is liable to a fine under the Reserves Act 1977 not exceeding \$1,600.

~~24.5 Local Government Act~~

24.5 A person who is convicted of an offence under this Bylaw is liable to a fine not exceeding \$20,000 under the Local Government Act 2002.

25 Exemptions

25.1 The prohibitions and restrictions contained in this part of the Bylaw do not apply to any Council agent or officer when engaged in the performance of their regular duties.

25.2 An Iwi's customary rights are not affected by this Bylaw.

Summary of submissions on the Verandahs and Public Places Bylaws Review

Background

The proposal

The Verandahs Bylaw and the Public Places Bylaw are currently part ten and five, respectively, of the Wellington City Consolidated Bylaw 2008.

The Council is reviewing the Verandahs Bylaw as required under the Local Government Act 2002, and updating the Public Places Bylaw to support implementation of the new Trading and Events in Public Places Policy (TEPPP, 2021).

The review proposed the following minor changes:

- remove both Bylaws from the Consolidated Bylaw
- create a new standalone bylaw called the Public Places Bylaw 2022 that incorporates the Verandahs Bylaw
- add relevant clauses from the Part 1: Introduction section of the Consolidated Bylaw to the proposed new Bylaw to ensure it has all required provisions for a standalone bylaw
- clarify the reasonable standard to which verandahs need to be repaired and maintained
- remove repetitive and self-evident clauses in the Verandahs Bylaw
- update the parts of the Public Places Bylaw that refer to the Footpath Management and Trading in Public Places policies with reference to the new TEP
- add definitions relevant to the new TEP
- improve readability and application of the new Bylaw through editorial changes.

The consultation process and submissions

Public consultation was carried out from 25 March to 29 April 2022. The Statement of Proposal and submission form were made available on the Council's Kōrero Mai page. Hard copies of both documents were also available at the Arapaki Service Centre and all Council libraries.

Emails were sent to all Residents Associations and Business Improvement District associations advising them of the review and inviting submissions. We also sent emails to all outdoor dining and sandwich board licensees and other TEP stakeholders (almost 1,000 people) seeking their feedback on the review.

We received nine written submissions. Three submitters requested an oral hearing, which is to be undertaken on 24 August.

Analysis of the submissions

Overall

The consultation resulted in a low number of submissions. This could be due to the proposed changes being minor, and therefore not significantly affecting people's existing rights and obligations.

Seven of the nine submissions were from individual submitters and two were from organisations. The two submitters from organisations did not engage with the submission questions and just provided a general response.

Two submitters mixed up the consultation on the Verandahs/Public Places Bylaw Review with the Road Encroachment Fees Review (included in the Annual Plan consultation process). One submitter agreed that their submission concerned road encroachment only and should be moved to the Annual Plan consultation process. The other clarified that their submission was for both the Bylaws Review and the Annual Plan consultation. The relevant comments to this Bylaw consultation have been considered here, and the comments related to the Road Encroachment Fees Review have been included in the Annual Plan consultation.

Submissions and officers' response

What we asked

We asked three short-answer questions as outlined in the table below. We also asked the following open-ended questions:

- whether they had any further comments regarding each of the short-answer questions
- whether they had anything else to tell us about the proposals.

What we heard

Only seven people of the nine respondents answered the short answer questions. The questions and answers are outlined in the following table:

Question	Answer				
	Strongly agree	Agree	Neutral	Disagree	Strongly disagree
How much do you agree or disagree with the proposed amendments to the Verandahs Bylaw?	3	0	1	1	2
How much do you agree or disagree with the proposed edits to the Public Places Bylaw?	2	1	1	1	1
How much do you agree or disagree with the proposal to remove both bylaws from the Wellington Consolidated Bylaw and combine them to create a standalone new Public Places Bylaw?	2	1			2

The small number of responses make it impractical to draw a conclusion about agreement or disagreement, as they are hardly representative. This is in line with officers' view that the minor changes do not significantly affect people's existing rights and obligations.

The comments and suggestions we received for the open-ended questions have been grouped in the following themes. Officers' responses are also outlined in the table below.

Theme	Details	Officers' response
Strengthening enforcement	<p>Support strengthening verandah regulation as verandahs are an important amenity for pedestrians and an icon feature of walking around wellington, they need to function well and be well designed – LSA</p> <p>Ensure the Public Places Bylaw covers all instances where some enforcement activity may be required, and that action is taken for remedial action if required – LSA & CCS</p> <p>Provide funding to ensure satisfactory outcomes to issues of timely enforcement – CCS</p>	<p>Noted.</p> <p>Agree that the Bylaw covers all relevant activities that require enforcement. Action will be taken in the next review.</p> <p>Noted and will inform operational teams.</p>
Definition and clarification	<p>Adding a description of a Balcony so people would not misunderstand balcony for verandah – CCS</p> <p>The word "Kingatanga" is misspelt in the definition of iwi customary rights - JM</p> <p>The wording in 18.4 is clumsy – it sounds as if the access is to the property owner – JM</p> <p>Whether approval is required for fishing in all public places, such as at Oriental Bay, is not clear – JM</p>	<p>We have added the following balcony definition: "For clarification, a Balcony is a platform enclosed by a wall or balustrade on the outside of a building, with access from an upper-floor window or door."</p> <p>Amended to "Kingitanga".</p> <p>Have amended to make it clearer it is the property owner's vehicle crossing access.</p> <p>Wording " This prohibition does not include the act of sea fishing (unless in a prohibited area or marine reserve)"; inserted to 23.3.s to clarify that sea fishing is allowed in some areas.</p> <p>We have also changed the definition of 'public place' so it is clear that the Bylaw only applies to the areas the Council has jurisdiction over. The definition is the same as the one used</p>

		<p>in the Trading and Events in Public Places Policy 2021.</p> <p>The new definition of Public Place is: Public place – Any area of a public nature that is open to or used by the public, whether free or requiring payment, which is owned, managed, maintained, or controlled by the Council or Council Controlled Organisation. To avoid doubt, it includes any road, street, footpath, court, alley, lane or accessway, park, recreation ground, sports field or facility, reserve, beach, Wellington Town Belt, Waterfront, pool, pedestrian mall, wharf, breakwater, boat ramp, pontoon, public open space, community facility, cycle track, bridleway, public garden, berm, grass verge, public square, cemetery, foreshore and dune, accessway, square, and carpark, and any part of the public place. Public place does not cover private roads, state highways or other roads under the control of the New Zealand Transport Agency, except where responsibility has been delegated to the Council.</p>
Readability and accessibility	<p>It is good to learn what the rules (about verandahs) are and it's unlawful to use verandahs against the bylaw – JM</p> <p>Support improving readability and application of all Council bylaws and policies, to make them fully accessible to all - CCS</p>	<p>Noted.</p> <p>Noted.</p>
Consultation process	<p>It needs to put out a good summary of the topics/changes made so that people interested in those topics may bother to respond - JM</p>	<p>Noted. It has been made clearer on the Let's Talk page that this is not a full review of the Public Places Bylaw as it was last reviewed in 2018. There are limited changes to support the implementation of the new TEPPP.</p>
Other comments	<p>Remove ALL sandwich boards & 'Commercial Buskers' from the Golden Mile, as it's making the Capital look like a suburban slum – MA</p>	<p>Noted. Sandwich boards and buskers are provided for in the recently developed Trading and Events in Public Places Policy, where there was significantly more support for these activities than not.</p>

PRIORITY INVESTMENT QUARTERLY REPORT

Kōrero taunaki | Summary of considerations

Purpose

1. This report to Pūroro Waihanga | Infrastructure Committee is to report on the progress of our Priority Wellington City Council Projects and Programmes against agreed project parameters.

Strategic alignment with community wellbeing outcomes and priority areas

Aligns with the following strategies and priority areas:

- ☒ Sustainable, natural eco city
- ☒ People friendly, compact, safe and accessible capital city
- ☒ Innovative, inclusive and creative city
- ☒ Dynamic and sustainable economy
- ☐ Functioning, resilient and reliable three waters infrastructure
- ☒ Affordable, resilient and safe place to live
- ☒ Safe, resilient and reliable core transport infrastructure network
- ☒ Fit-for-purpose community, creative and cultural spaces
- ☐ Accelerating zero-carbon and waste-free transition
- ☒ Strong partnerships with mana whenua

Strategic alignment with priority objective areas from Long-term Plan 2021–2031

Relevant Previous decisions

Outline relevant previous decisions that pertain to the decision being considered in this paper.

Significance

The decision is **rated medium significance** in accordance with schedule 1 of the Council's Significance and Engagement Policy.

Financial considerations

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Nil | <input type="checkbox"/> Budgetary provision in Annual Plan / Long-term Plan | <input type="checkbox"/> Unbudgeted \$X |
|---|--|---|

Risk

- | | | | |
|---|---------------------------------|-------------------------------|----------------------------------|
| <input checked="" type="checkbox"/> Low | <input type="checkbox"/> Medium | <input type="checkbox"/> High | <input type="checkbox"/> Extreme |
|---|---------------------------------|-------------------------------|----------------------------------|

Author	Andrew Cowie, Manager Project Mgmnt Office
Authoriser	Rebecca Adams, Chief Advisor to CIO

Taunakitanga | Officers' Recommendations

Officers recommend the following motion

That Pūroro Waihanga | Infrastructure Committee:

- 1) Receive the information
- 2) Note that there are nineteen projects within the Priority Investment Report which represent key projects and initiatives that are required to meet our priority objectives from the Long-Term Plan.
- 3) Note three new projects were added in the period since March:
 - Cycleways – Evans Bay Parade Stage 2
 - Cycleways - Evans Parade Stage 1 (Part 3)
 - Zero Waste Programme
- 4) Note three projects have been closed and were removed from the register in July:
 - Evans Bay Parade Stage 1 (Part 4) Cycleways
 - Miramar Avenue Cycleway and Intersection Improvements
 - St James Theatre Strengthening Project.
- 5) Note that this report is intended to meet the requirement of the Infrastructure Committee's responsibility to monitor and provide oversight for significant projects within its area of focus.

Whakarāpopoto | Executive Summary

1. The report provides an overview of the status of Wellington City Council's priority investment projects and programmes. The report is provided on a quarterly basis to the Infrastructure Committee and provides a snapshot of the health of each project and programme, against the parameters of project timelines, project budget and project scope. There are no actions sought from the committee at this time.

Takenga mai | Background

2. A project or programme is defined as a temporary endeavour, with a defined beginning and end, undertaken to create a unique output. Projects can vary in size, complexity, or risk.
3. Projects require effort that is fit for purpose, based on their classification of minor, moderate or significant.
4. The Council's capital programme over the next ten years is valued at \$3.2billion. To deliver such a large and complex programme of work, it is essential that we improve our project management capability and capacity.
5. To achieve this, the Project Management Office develops and maintains project management standards and is working to lift project management and governance capability across the organisation.

Kōrerorero | Discussion

6. Common project risks (potential problems/opportunities) and issues (actual problems/opportunities) across the organisation are being driven by COVID-19.
7. In particular COVID-19 has impacted supply chains over this reporting period. Products and materials are delayed, and consequently unavailable for construction projects.
8. High-demand across all sectors is resulting in lack of available contract resources, both specialist and general. This is causing significant delays in scheduling.

9. The flow on effect across central and local government is a consistent capex underspend. Projects are unable to expend capex as per original and re-baselined plans.

Ngā mahinga e whai ake nei | Next actions

10. The next Priority Investment Report is due next quarter

Attachments

Attachment 1. Priority Investment Report Aug 22 [!\[\]\(e78f798d4ea5c530c9db49e7d26e6b95_img.jpg\) !\[\]\(034433b90593e82e5460e34e3ed48e9b_img.jpg\)](#)

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Absolutely Positively
Wellington City Council
Me Heke Ki Pōneke

Wellington City Council Priority Investments (PI)

FY2021-22

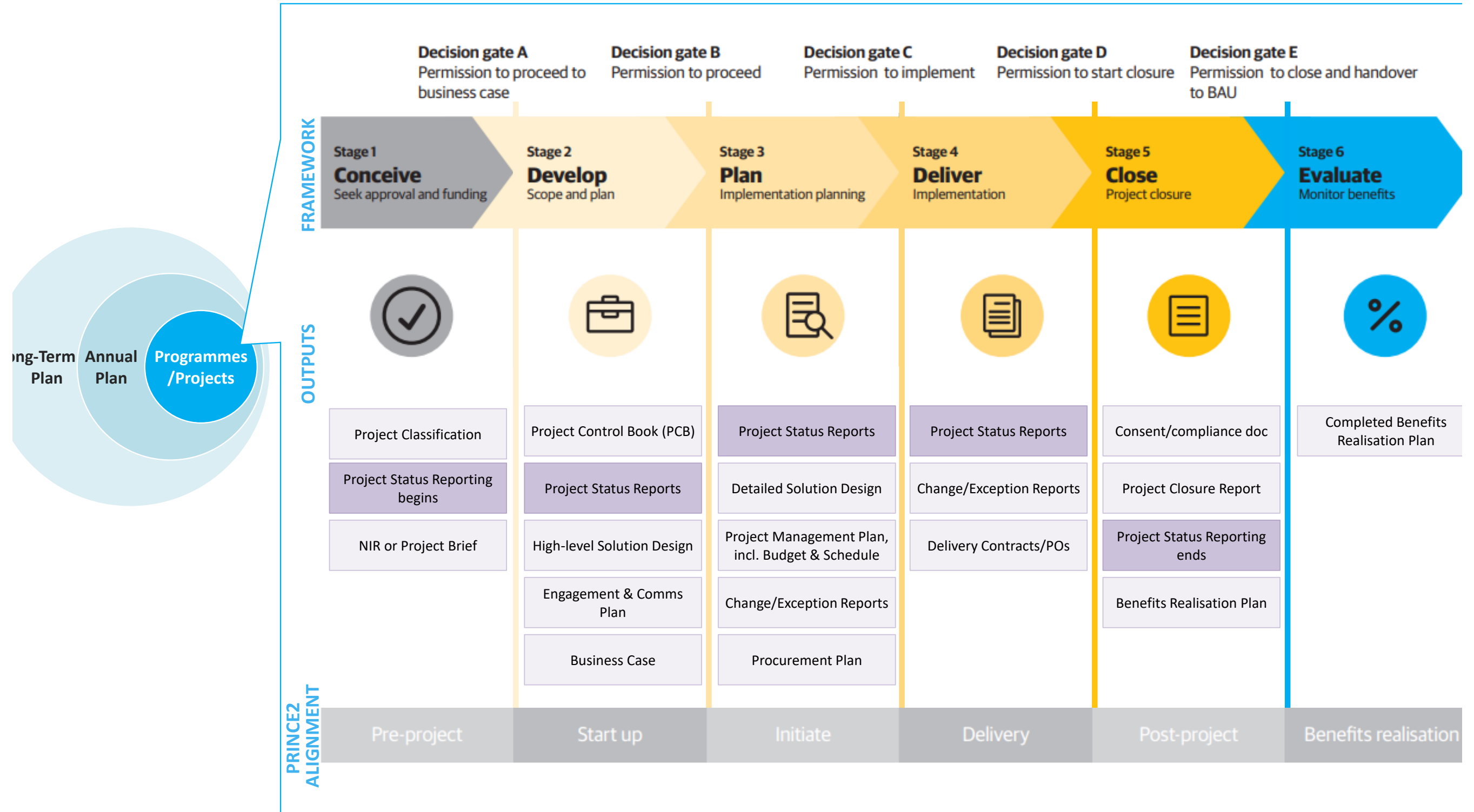
End of Year Progress Report to Infrastructure Committee

WCC Project Management Office (PMO)

24 August 2022

Investment Delivery Framework (IDF)

WCC's Investment Delivery Framework (IDF) represents the full life-cycle of a project at Council from the time an idea is first conceived, to after the project has ended and its benefits are realised.



Overall Delivery Confidence RAG

The Programme/Project Overall Delivery Confidence RAG represents the WCC's view of a project's ability to deliver against its defined programme/project parameters - Budget, Schedule, Scope, Benefits, Risks, Issues, Resources, Engagement & Communications, Change Control, Health & Safety, and Dependencies.

GREEN (G)

Successful delivery of the project against its project parameters appears on track as planned, and there are no major outstanding issues or risks that appear to threaten delivery.

AMBER (A)

Successful delivery of the project against its project parameters appears feasible but significant issues already exist, requiring management attention. These appear resolvable at this stage and, if addressed promptly, should not present a cost/schedule overrun or loss/delay of benefits.

RED (R)

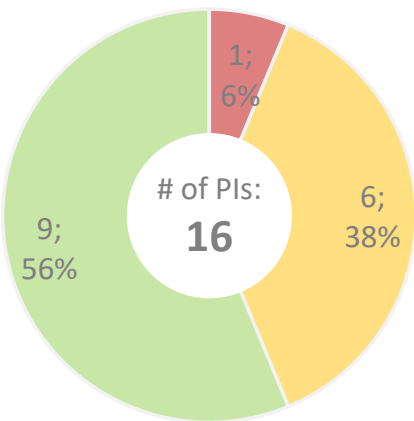
Successful delivery of the project against its project parameters appears to be unachievable. There are major issues with schedule, budget, resource, quality and/or benefits delivery, which at this stage do not appear to be resolvable. The project may need re-scoping and/or its overall viability reassessed.

FY 2021-22 Priority Investment End June Status

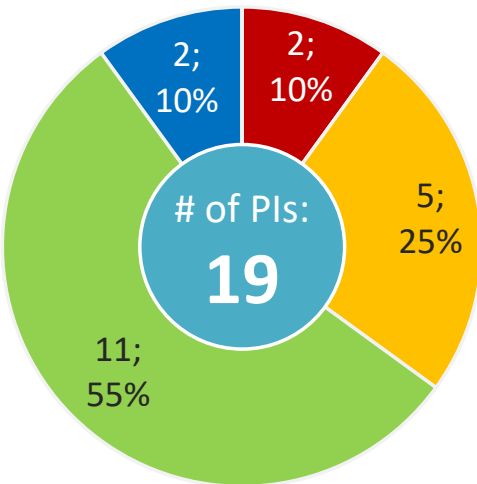
PRIORITY INVESTMENT OVERALL DELIVERY CONFIDENCE RAG

■ Red ■ Amber ■ Green ■ No longer reporting (Project Delivery Complete) ■ Not applicable/Not stated in the Status Report ■ No status report

PREVIOUS
(End Mar_Q3)



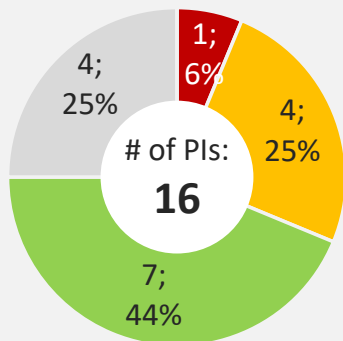
CURRENT
(End June_Q4)



3 Priority Investments will be removed from the next FY2022-23 reports:

- Evans Bay Parade Stage 1 (Part 4) Cycleways
- Miramar Avenue Cycleway and Intersection Improvements P1
- St James Theatre Strengthening Project

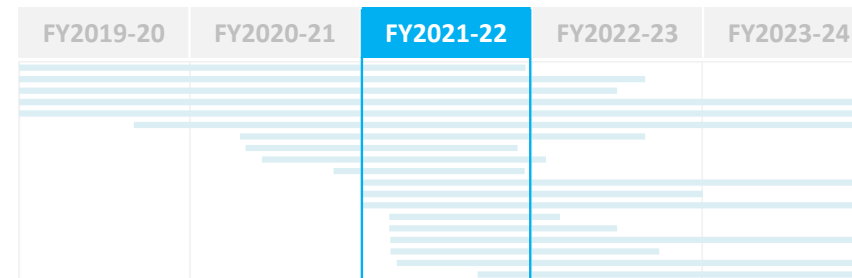
FORECAST
(End July)



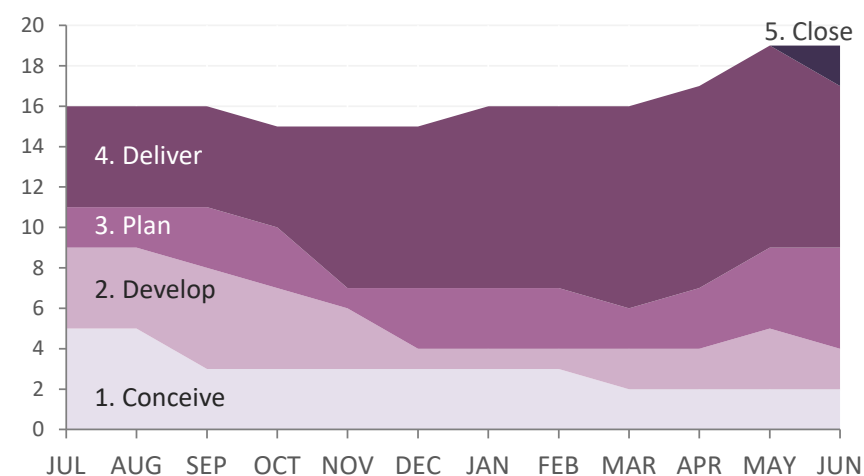
PRIORITY INVESTMENT BY IDF STAGE & CLOSING FY (End June)

DUE TO CLOSE IN.. ↓	PRIORITY INVESTMENT BY IDF STAGE & CLOSING FY (End June)				
	STAGE 1 - CONCEIVE	STAGE 2 - DEVELOP	STAGE 3 - PLAN	STAGE 4 - DELIVER	STAGE 5 - CLOSE
FY 21-22				■ St James Theatre Strengthening	■ Cycleways - Evans Bay Pd S1_P4 ■ Cycleways - Miramar Ave P1
FY 22-23	■ Te Ngākau	■ Frank Kitts Park Programme	■ Trans Prog - Botanic Gd to Waterfront	■ Tākina ■ Frank Kitts Park - Playground ■ Ngaio Gorge Slope Stabilisation ■ Trans Prog - Newtown to City	
FY 23-24		■ Cycleways - Evans Bay Pd S2 <i>(Newly included since Q3)</i>	■ Cycleways - Evans Bay Pd S1_P3 <i>(Newly included since Q3)</i>	■ Cycleways - The Parade Upgrade	
FY 24-25				■ District Plan Review ■ Town Hall Redevelopment	
FY 25-26			■ Te Matapihi (Central Library) ■ Sludge Minimisation Facility		
FY 26..31	■ Housing Upgrade Prog P2		■ Zero Waste Programme <i>(Newly included since Q3)</i>		
# of Pls:	2	2	5	8	2

19 Priority Investments *(as at End of FY2021-22)*



- FY2021-22 Project Cost



Category	WOPC Approved Budget	# of Priority Investments
Community, Creative & Cultural Spaces	\$595.7M	8
Transport Infrastructure	\$59.4M	8
Housing	\$272.7M	1
Te Atakura	\$36.1M	2

Project Delivery Complete - No longer reporting

No Report /Data

Green

Amber

Red

Month	Red	Amber	Green	No Report /Data
JUL	2	6	2	10
AUG	4	5	2	8
SEP	4	7	5	4
OCT	0	9	5	0
NOV	0	9	5	0
DEC	0	6	8	0
JAN	1	5	10	0
FEB	2	5	9	0
MAR	0	7	9	0
APR	0	8	9	0
MAY	1	7	11	0
JUN	2	4	11	1

Category	Percentage
Budget	22%
Schedule	20%
Scope	14%
Health & Safety	12%
Benefits	6%
Design	6%
Other	20%

Month	Teal Segment (%)	Teal Segment (\$M)	Yellow Segment (\$M)	Total (\$M)
JUL	-	-	\$7.8M	\$7.8M
AUG	-	-	\$12.3M	\$12.3M
SEP	19%	\$30.3M	\$36.0M	\$66.3M
OCT	25%	\$36.6M	\$40.4M	\$77.0M
NOV	35%	\$52.1M	\$47.9M	\$100.0M
DEC	41%	\$61.0M	\$59.0M	\$120.0M
JAN	49%	\$73.5M	\$64.0M	\$137.5M
FEB	60%	\$88.0M	\$60.0M	\$148.0M
MAR	66%	\$98.1M	\$59.9M	\$158.0M
APR	74%	\$109.4M	\$58.6M	\$168.0M
MAY	85%	\$123.5M	\$22.5M	\$146.0M
JUN	88%	\$127.8M	\$18.2M	\$146.0M

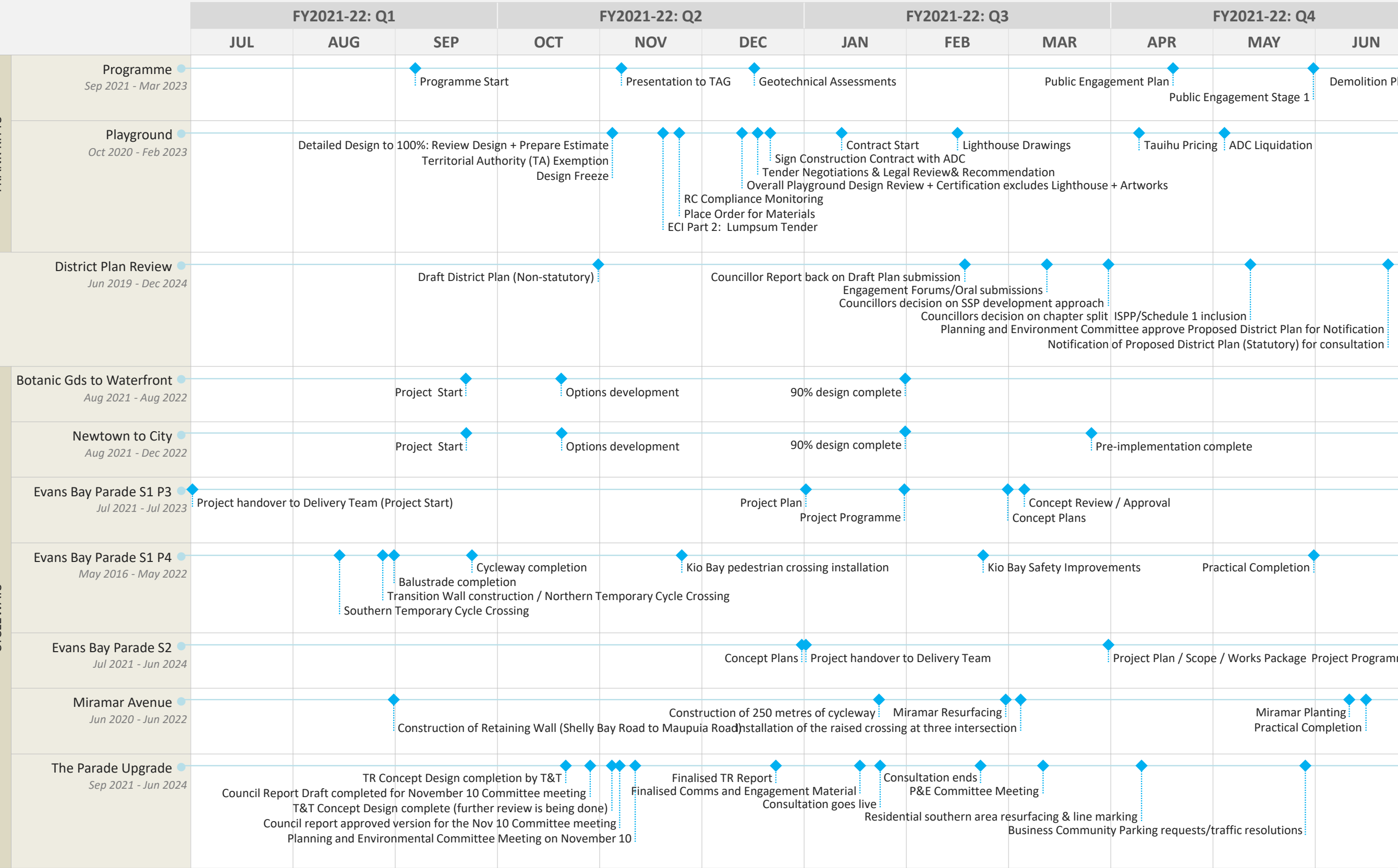
Month	Approved Budget	Actual Budget
JUL	0.4%	0.4%
AUG	11.4%	11.4%
SEP	8.6%	8.6%
OCT	7.4%	7.4%
NOV	1.1%	1.1%
DEC	1.1%	1.1%
JAN	0.6%	0.6%
FEB	0.1%	0.1%
MAR	3.6%	3.6%
APR	5.4%	5.4%
MAY	3.4%	3.4%
JUN	11.5%	11.5%

A horizontal bar chart comparing three financial metrics. The 'SPEND TO DATE' bar is teal and ends with an upward-pointing arrow, indicating it is under budget. The 'APPROVED BUDGET' bar is yellow and serves as the baseline. The 'FORECAST END COST' bar is red and extends beyond the budget line, ending with a downward-pointing arrow, indicating it is over budget.

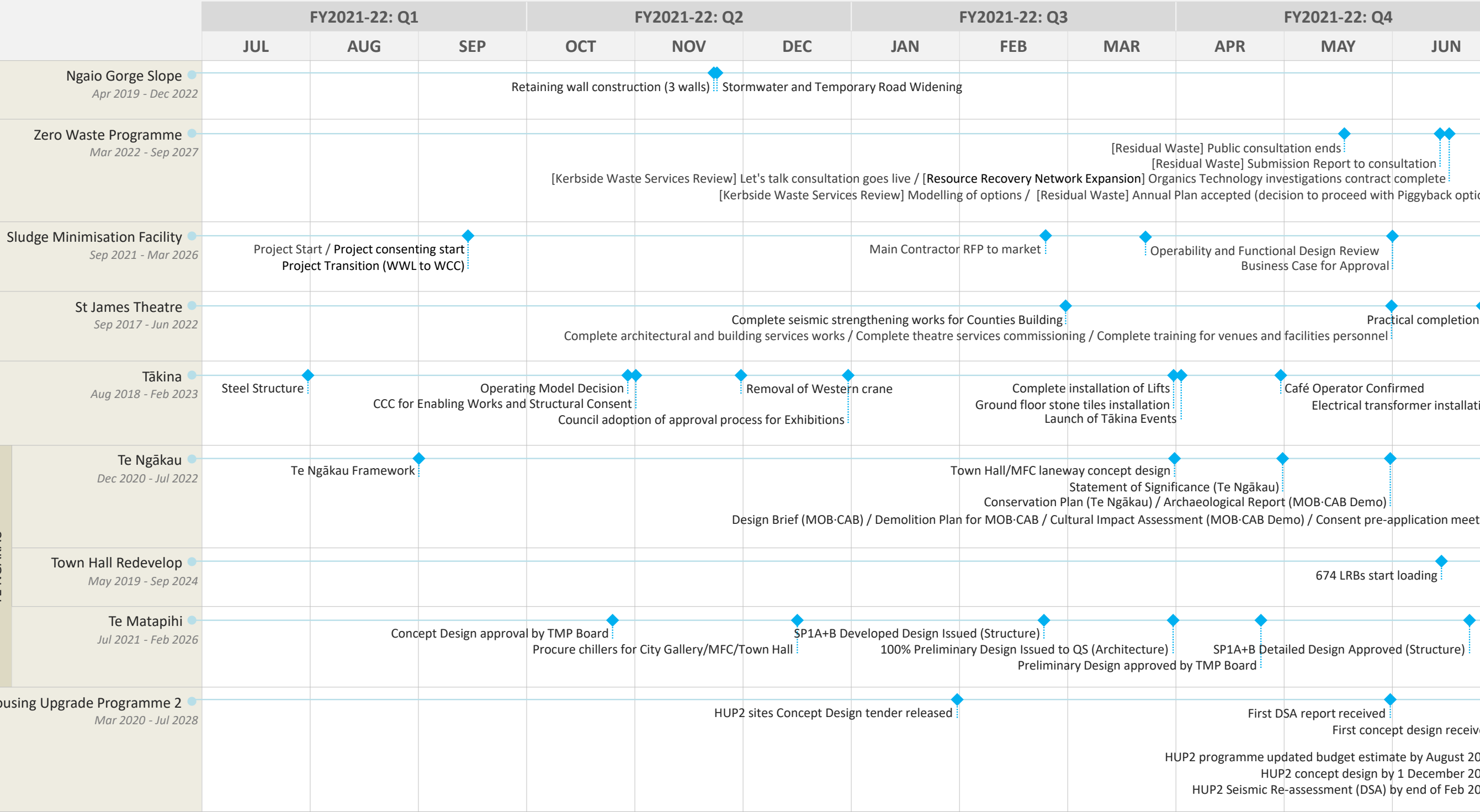
Category	Value	Status
SPEND TO DATE	\$311.1M	Spent 32.3% of Budget
APPROVED BUDGET	\$963.9M	
FORECAST END COST	\$1,014.7M	Forecasting 5.3% over Budget

■ Approved Budget ■ Actual Spend ■ Forecast End Cost
 (▲ Forecasting **over** Approved Budget / ▼ Forecasting **under** Approved Budget)

FY 2021-22 Priority Investment Key Milestones (1/2)



FY 2021-22 Priority Investment Key Milestones (2/2)



Priority Investment Overview by Individual Projects

End June 2022 Status

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

RED (R) : Successful delivery of the project against its project parameters appears to be unachievable. There are major issues with schedule, budget, resource, quality and/or benefits delivery, which at this stage do not appear to be resolvable. The project may need re-scoping and/or its overall viability reassessed.

AMBER (A) : Successful delivery of the project against its project parameters appears feasible but significant issues already exist, requiring management attention. These appear resolvable at this stage and, if addressed promptly, should not present a cost/schedule overrun or loss/delay of benefits.

GREEN (G) : Successful delivery of the project against its project parameters appears on track as planned, and there are no major outstanding issues or risks that appear to threaten delivery.

NOT APPLICABLE/NOT STATED IN THE STATUS REPORT (NA)

NO STATUS REPORT (NR)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
FRANK KITTS PARK										
Frank Kitts Park Programme (Covers: Geotech assessments, Demolition Plan, Chinese Garden, Fale Malae and Wider Development Plan)	SRO: Liam Hodgetts (CPO) Business Owner: Phil Becker Prog. Manager: Rachael Watts	Start - End Date: Sep 2021 - Mar 2023 <i>Original Date:</i> - Jun 2022 IDF Stage: 2. Develop	FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: - Spend to Date: - Forecast End Cost: - (Variance): (-) over budget ▲ under budget ▼	WOPC	FY21-22	G	G	G	G	<p>This project is to develop a plan for the Frank Kitts Park programme of work. Demolition/Construction of Individual park features will be delivered under their own projects. Note that the Fale Malae project is external to WCC.</p> <p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> Stage 1 of Engagement complete with stakeholders and Mana Whenua Partners. Climate Change Risk Assessment OOS agreed and work underway. QS of Car Park options complete. Memo to Mayor developed r.e. car park QS update. Stakeholder briefings complete. Minimal progress in June on Chinese Garden Redesign and Wider FKP Infrastructure Plan as planned. Draft comms and engagement plan underway. Māori design lead engaged alongside Wraights and associates. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Amber remains for resources due to lack of comms team resourcing however this is not yet affecting the programme. Working with the comms team to mitigate early prior to public consultation in Dec. Also working closely with Mana Whenua to ensure co-design and co-governance approach whilst not taking up too much of their time. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> PM Away on leave 11th-15th Aug with no key Milestones to report. June reporting to be carried over to July month end.
Frank Kitts Park - Playground (Te Aro Mahana)	SRO: Liam Hodgetts (CPO) Business Owner: Paul Andrews; Phil Becker Project Manager: Natalie Clausen	Start - End Date: Oct 2020 - Feb 2023 <i>Original Date:</i> 2007 - 2009 IDF Stage: 4. Deliver	FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 7.088m Spend to Date: \$ 2.271m Forecast End Cost: \$ 8.600m (Variance): (21.3% ▲) over budget ▲ under budget ▼	WOPC	FY21-22	A	A	R	R	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> WCC and Downer are negotiating the novation of the contract. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Estimated additional costs to complete the project as a result of the liquidation ~\$1.5M <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> Deed of Novation and Construction Contract signed: August 2022 Construction restarts: late August/early September 2022 Practical Completion: March/April 2023 Note: Downer to confirm the schedule following engagement with ex ADC subcontractors.

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
District Plan Review	SRO: Liam Hodgetts (CPO)	Start - End Date: Jun 2019 - Dec 2024 Original Date: Jun 2019 - Dec 2024		A	A	A	A	G	G	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none">Overall status is amber due to resourcing challenges over the last quarter.On 23 June 2022 the Pūroro Āmua Planning & Environment Committee approved the Proposed District Plan, with amendments, for formal notification on 18 July, 2022. This is a significant milestone and is the commencement of the formal statutory process.The period for receiving submissions will be from Monday, 18 July to Monday, 12 September 2022.Consultation planning for the notified District Plan is complete, the Section 32 reports (assessment of cost and benefits) are nearing completion. The amendments from the committee meeting were signed off by the Committee Chair on 13 July. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none">The notification of the PDP has placed pressure on the team and consultants to meet the public notification date. Mitigations: The Team, with help from consultants, have worked hard over the last 3 weeks and completed all these tasks and section 32 reports so that they will be ready for public viewing on 18th July. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none">Consultation on the Notified District Plan begins 18 July and spans 8 weeks.Development of the Hearings process and appointment of the Hearings Commissioners, this is all part of the formal statutory process.
	Business Owner: John McSweeney	IDF Stage: 4. Deliver								
	Programme Lead: Adam McCutcheon									
		FINANCIALS (O+C)	WOPC							
		Original Budget:	\$ 17.027m							
		Approved Budget:	\$ 17.027m							
		Spend to Date:	\$ 7.195m							
		Forecast End Cost:	\$ 18.063m							
		(Variance):	(6.1%▲)							
		over budget ▲ under budget ▼								

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
TRANSITIONAL CYCLEWAY PROGRAMME										
Transitional Cycleways - Botanic Gardens to Waterfront	<p>SRO: Liam Hodgetts (CPO)</p> <p>Business Owner: Vida Christeller; Claire Pascoe</p> <p>Project Manager: Renee Corlett</p>	<p>Start - End Date: Aug 2021 - Dec 2022 <i>Original Date: Aug 2021 - Sep 2022</i></p> <p>IDF Stage: 3. Plan</p> <p>FINANCIALS (O+C)</p> <p><i>Original Budget:</i> \$ 2.209m</p> <p>Approved Budget: \$ 2.209m \$ 0.700m</p> <p>Spend to Date: \$ 0.757m \$ 0.757m</p> <p>Forecast End Cost: \$ 2.209m \$ 0.800m</p> <p>(Variance): (-) (14.3% ▲)</p> <p>over budget ▲ under budget ▼</p>	<p>WOPC</p> <p>FY21-22</p>	A	A	G	G	G	G	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> Traffic resolution out for public consultation 6th-26th July, 634 responses and 75% support. Drop-in sessions, and community engagement continuing through this period. Including meeting with Thorndon Residents Association. Enabling works/CCPI starting July based on contractor procurement at the Terrace/ Bowen intersection <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Traffic resolution process in short timeframe before local elections. Will lean into significant engagement work undertaken to date and ensure Councillors briefed. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> Oral hearings on the 2nd August Planning and Environment committee meeting 11th August.
Transitional Cycleways - Newtown to City	<p>SRO: Liam Hodgetts (CPO)</p> <p>Business Owner: Vida Christeller; Claire Pascoe</p> <p>Project Manager: Renee Corlett</p>	<p>Start - End Date: Aug 2021 - Aug 2022 <i>Original Date: Aug 2021 - Jun 2022</i></p> <p>IDF Stage: 4. Deliver</p> <p>FINANCIALS (O+C)</p> <p><i>Original Budget:</i> \$ 3.812m</p> <p>Approved Budget: \$ 3.812m \$ 3.262m</p> <p>Spend to Date: \$ 2m \$ 1.962m</p> <p>Forecast End Cost: \$ 4.7m \$ 2m</p> <p>(Variance): (26% ▲) (45.1% ▼)</p> <p>over budget ▲ under budget ▼</p>	<p>WOPC</p> <p>FY21-22</p>	A	R	R	R	R	A	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> Red status as a result of the injunction to stop work on this project. Court case has been settled and will proceed with the Traffic resolution process consultation likely to be open Aug/Sept. Committee meeting to be determined. Reforecasting for the 22/23 FY highlights the increased costs due to additional signalised intersection works. Requesting additional \$972,955 to complete project. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Reputational risk around court case, stranded section of changes and uncertainty around next steps during election period. Clear communication to Councillors, media and public once next steps are confirmed. Risk if delays in project additional cost implications to contractor costs and internal cost <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> Decision about next steps for the project are made and publicly released

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
CYCLEWAYS PROGRAMME										
Cycleways - Evans Bay Parade Stage 1 (Part 3) <i>Newly included since Q3</i>	SRO: Siobhan Procter (CIO)	Start - End Date: Jul 2021 - Jul 2023 <i>Original Date:</i>		G	G	G	G	G	G	GENERAL UPDATE: <ul style="list-style-type: none"> Detail design 85% complete Review of construction estimate Road Safety Audit (RSA) completed 3D visual of design 95% completed KEY RISKS/ISSUES & TREATMENTS: <ul style="list-style-type: none"> COVID19 – Allowance in programme for further pandemic impact Delays in procurement process leading to delay to construction start – early conversations with procurement parties (WCC, Waka Kotahi, Tier 1 contractors, etc.) and documentation in development. Project cost vs approved LTP budget – Construction estimate developed to align with approved budget. KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> Procurement Plan to Waka Kotahi for approval - end of July 22 Finalise Detail Design & Drawings - end of Aug 22 Lodge for Building Consent - end of Aug 22 Procurement of Physical Works - Aug to Oct 22 Construction Start - Nov 22 and over 12 months
	Business Owner: Brad Singh Project Manager: Jone Sumasafu	IDF Stage: 3. Plan FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 14.749m \$ 1.024m Spend to Date: \$ 0.454m \$ 0.454m Forecast End Cost: \$ 14.749m \$ 0.500m (Variance): (-) (51.2% ▼) over budget ▲ under budget ▼	WOPC FY21-22							
Cycleways - Evans Bay Parade Stage 1 (Part 4)	SRO: Siobhan Procter (CIO)	Start - End Date: May 2016 - May 2022 <i>Original Date: May 2016 - Mar 2022</i>		G	G	No longer reporting (Project Delivery Complete)				Project Practical Completion in May. End May 2022 Report is Final Report. Financials from End May Report
	Business Owner: Brad Singh Project Manager: Adullya Maniyappan	IDF Stage: 5. Close FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 4.220m \$ 1.761m Spend to Date: \$ 3.723m \$ 1.266m Forecast End Cost: \$ 3.902m \$ 1.442m (Variance): (7.5% ▼) (18.1% ▼) over budget ▲ under budget ▼	WOPC FY21-22							

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
CYCLEWAYS PROGRAMME										
Cycleways - Evans Bay Parade Stage 2 <i>Newly included since Q3</i>	SRO: Siobhan Procter (CIO)	Start - End Date: Jul 2021 - Jun 2024 <i>Original Date:</i>			G	G	G	G	G	GENERAL UPDATE: <ul style="list-style-type: none"> Finalise cycleway scope for design phase and to exclude other work packages. Other work packages (seawall at Hataitai Beach, yacht club stormwater upgrade, raised crossing at EBP / Cobham Drive intersection) on programme for early delivery. Developed construction cost estimate of concept. KEY RISKS & MITIGATIONS: <ul style="list-style-type: none"> COVID19 – allowance in programme for further pandemic impact Delays in procurement process leading to delay to construction start – Early conversations with Procurement parties (WCC, Waka Kotahi, Tier 1 contractors, etc.) and documentation in development. Project cost vs approved LTP budget – Construction estimates on concepts developed to align with approved budget. KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> Procurement Plan to Waka Kotahi for approval - end of July 22 (Inclusion of EB2 cycleway package as a Provisional Sum in the delivery of EB3) Physical works for Evans Bay Parade Raised Crossing - Sept/Oct 23 Physical works for Seawall at Hataitai Beach - Jan 23 Design of EB2 Cycleway Package - Jul 2022 to Mar 23 Secondary Procurement of Physical Works - Jul to Aug 23 Construction Start - Sept 23 and over 12 months
	Business Owner: Brad Singh Project Manager: Jone Sumasafu	IDF Stage: 2. Develop FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 12.759m \$ 0.691m Spend to Date: \$ 0.662m \$ 0.274m Forecast End Cost: \$ 12.759m \$ 0.691m (Variance): (-) (-) over budget ▲ under budget ▼	WOPC	FY21-22						
Cycleways - Miramar Avenue Cycleway and Intersection Improvements Phase 1	SRO: Siobhan Procter (CIO) Business Owner: Brad Singh Project Manager: Adullya Maniyappan	Start - End Date: Jun 2020 - Jun 2022 <i>Original Date: Jun 2020 - Mar 2022</i> IDF Stage: 5. Close FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 2.100m \$ 1.432m Spend to Date: \$ 2.622m \$ 1.955m Forecast End Cost: \$ 2.754m \$ 2.087m (Variance): (31.2%▲) (45.7%▲) over budget ▲ under budget ▼	WOPC	FY21-22	G	G	No longer reporting (Project Delivery Complete)			Project Practical Completion in May. End May 2022 Report is Final Report. Financials from End May Report

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
CYCLEWAYS PROGRAMME										
1) Cycleways - The Parade Upgrade	<p>SRO: Siobhan Procter (CIO)</p> <p>Business Owner: Brad Singh</p> <p>Project Manager: Patrick Padilla; Lindsey Hill</p>	<p>Start - End Date: Sep 2021 - Jun 2024 <i>Original Date: Dec 2020 - Jun 2024</i></p> <p>IDF Stage: 4. Deliver</p> <p>FINANCIALS (O+C)</p> <p><i>Original Budget:</i> \$ 15.450m</p> <p>Approved Budget: \$ 15.450m</p> <p>Spend to Date: \$ 2.064m</p> <p>Forecast End Cost: \$ 7.50m</p> <p>(Variance): (-) (30.5% ▲)</p> <p>over budget ▲ under budget ▼</p>	<p>WOPC</p> <p>FY21-22</p> <p>\$ 1.000m</p> <p>\$ 1,171m</p> <p>\$ 1.305m</p> <p>(30.5% ▲)</p>	G	G	G	G	G	G	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> Construction works for the southern residential areas of The Parade is mostly complete. Chipseal scabbing has been noticed in areas, which is due to sealing technique and weather changes during sealing/curing periods. Mitigating measures (adding new chipseal) is programmed from December 2022 when the weather is ideal for sealing. Construction for the northern residential area is underway and on-schedule. Engagement with the businesses is ongoing. Most of the parking requests received is scheduled to be heard by the P&E Committee on 8 September. Some other requests need further investigation. Where applicable these will be taken to the P&E Committee in 8 December 2022. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Producing all the required information (particularly around public spaces improvements, and its integration with the safety improvements) before the 8 December P&EC meeting. Mitigation is in holding early discussion with the project team (with guidance from the project board) to identify all necessary requirements and the relevant timeframes needed to deliver within the timeframe. Further mitigation measures will be considered if the timeframes cannot be met. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> Construction: completion of the northern residential area safety improvements by 29 July 2022. Traffic Resolutions (Town Centre Upgrade): Completion of the final committee report, and comms plan by 18 November 2022 (date TBC). Traffic Resolutions (business requests): P&EC deliberation of the business request TR's on 8 September 2022.

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
L Ngaio Gorge Slope Stabilisation Improvement	SRO: Siobhan Procter (CIO)	Start - End Date: Apr 2019 - Dec 2022 <i>Original Date:</i>		G	G	G	G	G	G	GENERAL UPDATE: <ul style="list-style-type: none"> Three retaining walls were completed. Road temporary widening is completed. Lower slip anchors installation is completed. Mesh installation is 70% completed. The attenuation fence foundation is completed. Upper slip anchor installation is in progress. Mesh installation is 50% completed. Covid -19 lockdowns, Omicron outbreak, Slow progress in installing anchors due to ground conditions and Wet weather affected the project progress and reduce the year-end expenditure by \$600k. The project manager and Engineer to the contract discussed with the contractor to explore the possibility of carrying out improvement work to the road section between the main slip and lower slip before the scheduled time to catch the delay time. The contractor accepted the request and planning to start road work starting from the lower slip area in early September 2022. Slope stabilisation completion work due date is 25 August 2022. Upper slip stabilisation work may delay 3 to 4 weeks. KEY RISKS/ISSUES & TREATMENTS: <ul style="list-style-type: none"> Loose soil found at main slip slope area than expected and risk to workers - Temporary geofabric fixed with soil anchors to protect the slipping of soil. Project progress is slower than the expected due to more time consuming to install rock anchors on both slopes - Project Manager and Engineer to the contract will discuss with the contractor to investigate the ways and means of catching delay time. KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> Slope Stabilisation (at both slips) - Sep 2022 Permanent Road works and carpark - Dec 2022 Site clearance and practical completion - Dec 2022
	Business Owner: Brad Singh	IDF Stage: 4. Deliver								
		FINANCIALS (O+C)	WOPC							
		<i>Original Budget:</i>								
	Project Manager: Sarath Amarasekera	Approved Budget:	\$ 10.395m	\$ 5.100m						
		Spend to Date:	\$ 8.041m	\$ 4.496m						
		Forecast End Cost:	\$ 10.500m	\$ 4.500m						
		(Variance):	(1.0% ▲)	(11.8% ▼)						
		over budget ▲ under budget ▼								

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
Zero Waste Programme <i>Newly included since Q3</i>	SRO:	Start - End Date:	Mar 2022 - Sep 2027		A	A	A	A	G	GENERAL UPDATE: <ul style="list-style-type: none"> Overall programme establishment is almost complete, foundation activities have been delayed due to the majority of Zero Waste Programme projects needing workshops, planning sessions (2nd one held 21 June, and scoping workshop 5 July), and reviews to confirm scope, approach and schedules. The high level programme completion date has been adjusted to late 2027, for the Kerbside Collection Services and Organics Processing Facility implementation, to align with the 2024 Long Term Plan process. We are working with the WCC Strategy and Climate Change team to refresh the Waste Minimisation Roadmap and Waste Management and Minimisation Plan to ensure alignment with organisational and Central Government strategy. The first Zero Waste Programme Governance Group meeting has been scheduled for 10 August. We have assembled a strong external Governance Group with significant skills in waste, environment, commercial, strategy and infrastructure areas, and expertise with local and central government, Iwi, and the private sector. A Councillor Briefing has been scheduled for 16 August to provide an update on the Zero Waste Programme, strategy refinement, communications and engagement plan and the Southern Landfill Expansion Piggyback Option context. Overall Amber status is being reported due to baseline activities such as schedule and budget still being finalised. KEY RISKS/ISSUES & TREATMENTS: <ul style="list-style-type: none"> ISSUE - Timely Iwi Engagement: This has been escalated and engagement efforts continue. We are working closely with Tira Poutama Iwi Partnerships - Māori Outcomes to develop a SoW and associated Project Engagement Charter for Mana Whenua, in parallel with engaging a specialist engagement consultant. RISK - Strategic ambiguity with Central Government policy: Notably Ministry for the Environment (MfE) Container Return Scheme. Key Central Government decision points will be built into our plans, and a new workstream focussed on visibility of Central Government policy/legislation will be added to regular reporting, (by our consultants and new Zero Waste Strategy Manager (recruitment underway)). KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> 30 June - Annual Plan accepted (decision to proceed with Piggyback option) 20 July - S17A Waste Services Review completed 9/16 August - Workshop brief to councillors on the Zero Waste Programme 31 August - Regional Waste Assessment completed 30 September - Programme Baseline
	Siobhan Procter (CIO)	<i>Original Date:</i>								
	Business Owner:	IDF Stage:	3. Plan							
	Chris Mathews	FINANCIALS (O+C)	*WOPC	*FY21-22						
	Prog. Manager:	<i>Original Budget:</i>								
	Adam Dearsley	Approved Budget:	-	-						
		Spend to Date:	-	-						
		Forecast End Cost:	-	-						
		(Variance):	(-)	(-)						
		over budget ▲ under budget ▼								

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
3 Sludge Minimisation Facility Project	SRO: Siobhan Procter (CIO)	Start - End Date: Sep 2021 - Mar 2026 <i>Original Date:</i>		A	A	A	A	A	G	GENERAL UPDATE: <ul style="list-style-type: none"> Overall risk rating is Amber, mainly due to resource constraints, supply chain risks, process performance, potential impact of Moa Point Capacity concerns, and, potential impact of water reform still to be confirmed. FY21-22 budget variances noted due to some effort originally planned for current FY moving to next FY. WOPC budget variances noted due to planned activity prior to Financial Close with CIP expecting to exceed approved interim budget. This will be resolved as we get better definition on the requirements for, and achieve, Financial Close. Business case was approved at the Council meeting on 30 June. Cost manager (BondCM) and peer reviewer (Stantec) contracts awarded. ECI contractor in final stages of negotiation. Design Services contract tendered and in evaluation. Sale and Purchase agreement for land in negotiation with WIAL. Resource Consent documentation in final review for lodgement this month. KEY RISKS/ISSUES & TREATMENTS: <ul style="list-style-type: none"> Risk that constrained employment market increases project delivery cost and/or lengthens project schedule. Mitigation is early engagement of contractor on ECI basis, and, ensure efficient transition to detailed design and construction phases. Risk that unreliable global supply chains increases project delivery cost and/or lengthens project schedule. Mitigation is early identification and procurement of long lead packages, and appointment of nominated package manager / expeditor for these items. Risk that the required process performance is not achieved (solids destruction, energy efficiency, utility consumption, etc). Mitigation is undertaking a detailed assessment of failure modes that contribute to performance not being achieved and quantification of specific remedial actions to inform sensible decision making on process performance risk allocation. Risk that the existing Moa Point WWTP facility does not have sufficient long term capacity (identified Feb 2022). Mitigation is identification of short, medium and long term interventions to alleviate this capacity constraint (awaiting proposal from Stantec). KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> Technical peer review to be completed. ECI phase to commence. Long lead packages to be procured (Tier 1 Equipment). Project management plan updated.
	Business Owner: Chris Mathews	IDF Stage: 3. Plan FINANCIALS (O+C) <i>Original Budget:</i>	WOPC FY21-22							
	Project Manager: Hamish Nicholson	Approved Budget: \$ 36.148m \$ 13.486m Spend to Date: \$ 6.635m \$ 6.635m Forecast End Cost: \$ 41.007m \$ 10.460m (Variance): (13.4%▲) (22.4%▼) over budget ▲ under budget ▼								

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
St James Theatre Strengthening Project				A	A	G	A	G	G	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none">Practical Completion granted on the 23rd June 2022. For the purposes of 'handing over' the Venue for Theatrical productions, some works were agreed to be deferred and progressively completed during the defects liability period which extends to the 23rd June 2023.Until such time that handover is successfully completed, responsibility for rectifying any maintenance issues / faults is withheld by Maycroft.Some works within the RNZB tenancy associated with the Strengthening Works are yet to be complete by Maycroft. Records of the current completion status of this area are currently being prepared by Beca (PM in advance of the commencement of the above.Have started drafting the Project Closure report. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none">ISSUE (Cost): The total forecasted budget cost is over the agreed budget. Works underway to reconcile expected view on final (or near final) project costs at Contractor and Consultant level as a priority.RISK (Regulation & Compliance): FSI not in appropriate location and FENZ have asked to be relocated to the front or rear of the building. Planning underway to relocate FSI to Courtenay Place. Consult FENZ on outcome. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none">Deferred works programme - ongoing works beyond Practical Completion. Contractor to finalise defect remedial scope. Venues to provide access schedule definition.

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
E NGĀKAU PROGRAMME										
Convention & Exhibition Centre - Tākina	SRO: Siobhan Procter (CIO) Business Owner: Danny McComb Project Manager: Kiri Rasmussen	Start - End Date: Aug 2018 - Feb 2023 <i>Original Date: Aug 2018 - Dec 2022</i> IDF Stage: 4. Deliver FINANCIALS (O+C) WOPC FY21-22 <i>Original Budget:</i> \$ 157.800m Approved Budget: \$ 163.000m \$ 50.400m Spend to Date: \$ 141.400m \$ 54.500m Forecast End Cost: \$ 163.800m \$ 54.500m (Variance): (0.5%▲) (8.1%▲) over budget ▲ under budget ▼		G	G	G	A	G	G	GENERAL UPDATE: <ul style="list-style-type: none"> Construction remains on track with interior finishes on Ground and L1 almost complete. The following key build elements were achieved in the last reporting period: <ul style="list-style-type: none"> The crane removal was completed The operable walls were installed on L1 and almost complete on L2 The escalators are being commissioned, passenger lifts completed, and the vehicle and goods lifts 70% complete The public realm works commenced on both Cable and Wakefield Streets We are working with the preferred café operator on café design and finalising the lease arrangements The first exhibition was agreed with the panel and will be confirmed in July, and the second exhibition has been approved in principle subject to a final business case (a bid proposal is under consideration) The sales team had a successful meetings where Wellington won the prize for 'Best Regional Stand' A successful media tour through Tākina was conducted, resulting in positive coverage across all media platforms for the project giving some profile one year out from opening KEY RISKS/ISSUES & TREATMENTS: <ul style="list-style-type: none"> Covid-19: currently in Traffic Light Orange and site protocols have been relaxed and site visits have resumed, however the risk of further delays and disruptions remains. Wellington Water rising mains project along Wakefield Street is currently clashing with Tākina's opening in June 2023. This needs to be resolved to avoid this conflict. KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> Complete the installation of the operable walls L1 completion for defecting L2 interiors progression Completion of public realm works on both Cable and Wakefield Streets Sign Agreement to Lease with preferred café operator Sign Agreement for first Exhibition

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
TE NGĀKAU PROGRAMME										
5 Te Ngākau (Incl. CAB, MOB, MFC Carpark)	SRO: Siobhan Procter (CIO) Business Owner: Danny McComb Prog. Manager: Warwick Hayes	Start - End Date: Dec 2020 - Jul 2022 <i>Original Date: - Jun 2022</i> IDF Stage: 1. Conceive FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 18.325m Spend to Date: \$ 1.522m Forecast End Cost: \$ 18.325m (Variance): (-) (75.5% ▼) over budget ▲ under budget ▼	WOPC FY21-22 \$ 4.478m *\$ 0.953m \$ 1.097m (75.5% ▼) <i>*FY OPEX STD not provided in Status Report. Hence using the last provided \$ (Feb report)</i>	G	G	G	G	A	G	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> The Te Ngākau Civic Precinct Framework has been adopted by Council and is proving to be a good foundation for the programme of works across Te Ngākau. The resource consent for the demolition of CAB is on target to be lodged July 2022. The resource consent applications for the demolition of CAB and MOB have been separated to: <ul style="list-style-type: none"> Advance the demolition programme to support the Te Matapihi project, this will see demolition activity start on the site during 2023, if we had retained the joint process this work would not have commenced until 2024; and To enable the changes to the District Plan around the removal of the heritage designation of Te Ngākau to be confirmed, and an understanding of the impact of this change in designation on the consent process to be understood, the District Plan changes should be a positive to the Resource Consent application to demolish MOB. We will seek to lodge the Resource Consent application for the demolition of MOB following the outcome of consultation on the District Plan in relation to Te Ngākau designation. Work around the integration of Te Matapihi and the Town Hall with Te Ngākau is progressing. Work on a digital 'twin' of Te Ngākau is progressing. This tool will provide greater clarity and understanding of the works underway now and planned over coming years. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Consultant markets stretched both with volume of work and inefficiency from covid - everything is taking longer than expected. Council not immune and timings around consenting processes stretched. Mitigation: Clear communication with consultants, choice of consultants and ensuring our response times are as efficient as we can be to ensure we are not holding processes back. Public realm impacts of projects within precinct including Town Hall, Te Matapihi and MFC carpark and ensuring outcomes co-ordinated and contributing to Framework aims. Mitigation: Maintain close liaison with respective project managers to ensure collective oversight maintained. Consistency of landscape and architectural contractors across each of the various projects will assist (Wraights and Athfield). Programme slippage, very targeted programme based off meeting intermediary goals. Failure to meet set programme back. Mitigation: Defined steps, need to seek to recover lost time through contractor management and ensuring other streams don't slip to compound. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> Resource consent application for demo of CAB ready to lodge - 31 July 2022 Economic Analysis/validation (MOB Demo) - 30 September 2022 Archaeological Report (MOB/CAB Demo) - 30 September 2022

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
E NGĀKAU PROGRAMME										
7 Town Hall Redevelopment Project	SRO: Siobhan Procter (CIO) Business Owner: Danny McComb Project Manager: Bede Crestani	Start - End Date: May 2019 - Sep 2024 <i>Original Date:</i> - Apr 2023 IDF Stage: 4. Deliver FINANCIALS (O+C) <i>Original Budget:</i> Approved Budget: \$ 145.297m \$ 29.185m Spend to Date: \$ 87.973m \$ 29.331m Forecast End Cost: \$ 184.300m \$ 27.221m (Variance): (26.8% ▲) (6.7% ▼) over budget ▲ under budget ▼	WOPC FY21-22	A	G	G	G	A	N A	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> The project continues on the Rev 15 version. Some site activities are behind on the east side and with concrete pours planned in July to complete late activities. The baseline targets remain which are completion in Sept 24 and the budget of \$182.4m. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> A number of the team are off with Covid and overseas on extended leave and as a result, reporting is reduced for July. There may also be delays to resolving site issues while alternative consultants are filling in. In addition to Covid, flu has affected a number of staff with the effects quite debilitating for those staff and for 3 to 5 days each. Outcome and mitigation will be addressed in August. The stage riser has been priced by two suppliers and discussions on options have started with NZSO. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> No change to key milestones for July. Construction: <ul style="list-style-type: none"> Work continues on the foundation raft slabs and ground beams. The roof structure continues to be a focus due to steel installation issues and its importance to allow removal of propping for sheet piling. The NL and Te Toka teams are working on plans to manage or address the programme risks.

WCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME					PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
E NGĀKAU PROGRAMME											
3 Te Matapihi ki te Ao Nui (Central Library)	SRO: James Roberts (CDO) Business Owner: Kym Fell (CCCO) Project Director: Paul Perniskie	Start - End Date: Jul 2021 - Feb 2026 Original Date: Jul 2021 - Feb 2026 IDF Stage: 3. Plan FINANCIALS (O+C) WOPC FY21-22 Original Budget: \$ 204.367m Approved Budget: \$ 204.367m \$ 8.924m Spend to Date: \$ 8.694m \$ 8.694m Forecast End Cost: \$ 204.367m \$ 8.924m (Variance): (-) (-) over budget ▲ under budget ▼			A	A	A	A	G	A	<p>GENERAL UPDATE:</p> <ul style="list-style-type: none"> Te Matapihi Separable Portion (SP) 1A + B issued for Tender to ECI main contractor and also building consent, representing approx. 40% construction value (Base Isolators, piles and foundations). Reports to be given to board at July 2022 board meeting: <ul style="list-style-type: none"> SP1A (Base Isolators) + B (Piles and foundations) tender approval process Safety in design workshop held on 1 July Borehole testing completed on 13 July Façade remedial options update HIGHLIGHTS: <ul style="list-style-type: none"> SP1A +B in market for Tender (Base Isolators, Piles and foundations). Successful, focused Developed Design workshops with client team and architects. 50% Developed Design on building envelope submitted to QS. Aon gone to market for Construction Works Insurance. Heritage NZ providing letter of support for resource consent. NEXT MONTH'S FOCUS: <ul style="list-style-type: none"> Client feedback on 50% Developed Design and workshops with Architects. Separable Portion 1A+B tender received (Base Isolators, Piles and foundations). Uninstallation of John Scott artwork. <p>KEY RISKS/ISSUES & TREATMENTS:</p> <ul style="list-style-type: none"> Risk: SP1A + B building consent approval timeframe. Mitigation: Monitoring of peer review close out and WCC Structural consenting review. Keep close contact with WCC Consenting Officer. Risk: Wellington Water (WW) rising main project on Victoria Street - impact on rattle zone construction. Mitigation: LT McGuinness pot holing. WW/WCC coordination sessions. <p>KEY MILESTONES FOR THE NEXT REPORTING PERIOD:</p> <ul style="list-style-type: none"> Resource Consent Stage 1 Earthworks Approval - 22 July 2022

VCC PRIORITY INVESTMENT PERFORMANCE REPORT (as at 30 JUNE 2022)

PROGRAMME - PROJECT NAME				PREV -2	PREV -1	OVERALL HEALTH	COST	TIME	SCOPE	OVERALL COMMENTARY
Housing Upgrade Programme Phase 2 (HUP 2)	SRO: Kym Fell (CCCO)	Start - End Date: Mar 2020 - Jul 2028 <i>Original Date: Mar 2020 - Jul 2028</i>		G	G	G	G	G	G	GENERAL UPDATE: <ul style="list-style-type: none"> Seismic Re-assessments (DSAs): Received nine reports to date for an updated DSA for HUP2 sites – none of the sites returned earthquake prone. Another six complexes are being re-assessed with an estimated completion date by March 2023. Refurbishment Concept Designs: Five architecture firms have been engaged to deliver concept designs for all HUP2 sites (excluding standalones). This work began in June with all reports due by end of 2022. Reports are being presented by each firm as they are completed, with (4) completed to date. Along with updated DSAs, this work will inform HUP2 master programming decisions. Resources: A project director has been appointed and will start on 1 August. An additional project manager has been appointed and will start on 18 July. The Capital Works team is now fully recruited for this stage of HUP2 and Healthy Homes projects. Granville Future: All apartments will be vacated by December 2023 and the site will be cleared before M 2024. The H&S project including balustrades repairs and fire alarm system upgrade are still to proceed and is being progressed to ensure the building remain safe to live in until the complex is fully vacated. A construction delivery approach is to be agreed and a new main contractor must be procured for this work. KEY RISKS/ISSUES & TREATMENTS: <ul style="list-style-type: none"> Programme Funding: Funding is allocated in the LTP. Market Pressures: It is a very busy market for consultants and contractors alike. City Housing is dividing pieces of work among various suppliers, where feasible. This is to ensure capacity to deliver within expected timeframes. Delay to Granville H&S works: A new construction company must be procured to deliver the H&S works. KEY MILESTONES FOR THE NEXT REPORTING PERIOD: <ul style="list-style-type: none"> Delivery of HUP2 concept refurbishment design reports. Granville H&S project: approve building consent amendment, sign all contracts and procure a new contractor. Complete contract negotiations with AECOM for remaining seismic works and start seismic re-assessment.
	Business Owner: Angelique Jackson	IDF Stage: 1. Conceive	FINANCIALS (O+C) WOPC FY21-22							
	Project Manager: Bob Hall; Casey Zhang	Original Budget: *\$ 268.285m Approved Budget: \$ 272.705m Spend to Date: \$ 0.778m Forecast End Cost: \$ 272.705m (Variance): (-) (87.6% ▼) over budget ▲ under budget ▼								

FORWARD PROGRAMME

Kōrero taunaki | Summary of considerations

Purpose

1. This report provides the Forward Programme for the Pūroro Waihanga | Infrastructure Committee for the next two meetings.

Strategic alignment with community wellbeing outcomes and priority areas

Aligns with the following strategies and priority areas:

Strategic alignment with priority objective areas from Long-term Plan 2021–2031

- ☐ Sustainable, natural eco city
- ☐ People friendly, compact, safe and accessible capital city
- ☐ Innovative, inclusive and creative city
- ☐ Dynamic and sustainable economy
- ☐ Functioning, resilient and reliable three waters infrastructure
- ☐ Affordable, resilient and safe place to live
- ☐ Safe, resilient and reliable core transport infrastructure network
- ☐ Fit-for-purpose community, creative and cultural spaces
- ☐ Accelerating zero-carbon and waste-free transition
- ☐ Strong partnerships with mana whenua

Relevant Previous decisions

Not applicable.

Financial considerations

- ☒ Nil ☐ Budgetary provision in Annual Plan / Long-term Plan ☐ Unbudgeted \$X

Risk

- ☒ Low ☐ Medium ☐ High ☐ Extreme

Author	Leteicha Lowry, Democracy Advisor
Authoriser	Siobhan Procter, Chief Infrastructure Officer

Taunakitanga | Officers' Recommendations

Officers recommend that Pūroro Waihanga | Infrastructure Committee:

- 1) Receive the information.

Whakarāpopoto | Executive Summary

1. The Forward Programme sets out the reports planned for Pūroro Waihanga | Infrastructure Committee meetings in the next two meetings that require committee consideration.
2. The Forward Programme is a working document and is subject to change on a regular basis.

Kōrerorero | Discussion

3. There are no further meetings of Pūroro Waihanga | Infrastructure Committee scheduled in the 2019-2022 triennium.

Attachments

Nil

ACTIONS TRACKING

Kōrero taunaki | Summary of considerations

Purpose

1. This report provides an update on the past actions agreed by the Pūroro Waihanga | Infrastructure Committee at its previous meetings.

Strategic alignment with community wellbeing outcomes and priority areas

Aligns with the following strategies and priority areas:

- Strategic alignment with priority objective areas from Long-term Plan 2021–2031**
- ☐ Sustainable, natural eco city
 - ☐ People friendly, compact, safe and accessible capital city
 - ☐ Innovative, inclusive and creative city
 - ☐ Dynamic and sustainable economy
 - ☐ Functioning, resilient and reliable three waters infrastructure
 - ☐ Affordable, resilient and safe place to live
 - ☐ Safe, resilient and reliable core transport infrastructure network
 - ☐ Fit-for-purpose community, creative and cultural spaces
 - ☐ Accelerating zero-carbon and waste-free transition
 - ☐ Strong partnerships with mana whenua

Relevant Previous decisions

Not applicable.

Financial considerations

- ☒ Nil
- ☐ Budgetary provision in Annual Plan / Long-term Plan
- ☐ Unbudgeted \$X

Risk

- ☒ Low
- ☐ Medium
- ☐ High
- ☐ Extreme

Author	Leteicha Lowry, Democracy Advisor
Authoriser	Siobhan Procter, Chief Infrastructure Officer

Taunakitanga | Officers' Recommendations

Officers recommend the following motion

That the Pūroro Waihanga | Infrastructure Committee:

- 1) Receive the information.

Whakarāpopoto | Executive Summary

1. This report lists the dates of previous committee meetings and the items discussed at those meetings.
2. Each clause within the resolution has been considered separately and the following statuses have been assigned:
 - In progress: Resolutions with this status are currently being implemented.
 - Complete: Clauses which have been completed, either by officers subsequent to the meeting, or by the meeting itself (i.e. by receiving or noting information).
3. All actions will be included in the subsequent monthly updates, but completed actions will only appear once.

Takenga mai | Background

4. At the 13 May 2021 Council meeting, the recommendations of the Wellington City Council Governance Review (the Review Report) were endorsed and agreed to be implemented.
5. At the 13 May 2021 Council meeting, the recommendations of the Wellington City Council Governance Review (the Review Report) were endorsed and agreed to be implemented.
6. The purpose of this report is to ensure that all resolutions are being actioned over time. It does not take the place of performance monitoring or full updates. The committee could resolve to receive a full update report on an item if it wishes.

Kōrerorero | Discussion

7. Following feedback, the status system has been changed so that resolutions either show as 'in progress' or 'complete'.
8. Of the 24 resolutions of the Pūroro Waihanga | Infrastructure Committee in April 2022:
 - 21 are complete.
 - 3 are in progress.
9. 22 in progress actions were carried forward from the last action tracking report.
 - 13 are complete.
 - 9 are still in progress.
10. Further detail is provided in Attachment One.

Attachments

Attachment 1. Action Tracking  

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Date	ID	Title	Clause num	Clause	Status	Comment
Thursday, 14 October 2021	310	3.2 Residual Waste Disposal Options	9	Direct officers to progress two parallel work streams (in order to ensure that all reasonably practicable options are available for the Council's consideration of the issue of the disposal of residual waste beyond 2026): a. Continue to investigate and analyse further minimisation and waste disposal options and consultation requirements, reporting to Infrastructure b. Undertake the work to initiate and lodge the necessary resource consent applications to extend the Southern landfill	In progress	One of the landfill (Stage IV) has now been discounted as it was unreasonably practical due to time frame issues. Concentrate on piggy back (smaller) landfill option. a. Completed. b. Progressing - target lodgement in early 2023
Thursday, 14 October 2021	311	3.2 Residual Waste Disposal Options	15	Request that the consultation signals the city's intended journey to minimal waste as outlined in the roadmap. This will be based on future residual waste quantities while noting that investment decisions will need to be made via LTP	In progress	Noted.
Thursday, 14 October 2021	312	3.2 Residual Waste Disposal Options	18	Request officers to update on the timeline of the sludge removal project as a priority.	Completed	Ongoing until project is completed.
Thursday, 14 October 2021	313	3.3 Strategic Waste Review Update He Ara, He Para Iti/A Pathway, Minimal Waste	7	Agree to adopt in principle the draft Waste Minimisation Roadmap, and continue to build on the initiatives and how they will be delivered in co-design with the community.	In progress	Work with the Council's Iwi partners, and community stakeholders, to develop the actions to be included in the next WCC WMMP Action Plan is currently underway. A Councillor workshop on the outcome of the co-design propose is proposed for November 2022.
Thursday, 14 October 2021	314	3.3 Strategic Waste Review Update He Ara, He Para Iti/A Pathway, Minimal Waste	9	Agree that waste minimisation initiatives will be progressed in parallel with the sludge initiative so they can be quickly implemented and scaled up once the sludge constraint is removed.	In progress	A range of planning related to strategic waste projects, including the development of the new WMMP and business case development to expand Wellington City Resource Recovery network. Related project outputs will be considered by the Council throughout 2022 and 2023
Thursday, 14 October 2021	315	3.3 Strategic Waste Review Update He Ara, He Para Iti/A Pathway, Minimal Waste	11	Request officers to report back in six months, in order to feed into the Annual Plan, with a roadmap implementation plan for the strategic waste review which will increase the ambition around the name, initiatives, timeline, and reduction goals including ongoing co-design and collaboration with mana whenua, key stakeholders and the community. The implementation plan will include the following: • Financial implications of accelerating the strategic waste minimisation roadmap. • A strong narrative about the social, cultural, economic, and environmental benefits of the waste minimisation roadmap.	Completed	Council was updated in August 2022 on the Zero Waste Programme
Thursday, 11 November 2021	316	2.1 Wellington Water Limited - Community Infrastructure Resilience	2	Agree that the Council investigate the development of a proactive strategy for sale and delivery of water tanks enabling increased access at places deemed appropriate such as libraries, service centres, and weekend markets.	In progress	Deferred until early 2023
Thursday, 11 November 2021	317	2.2 Mayoral Taskforce Three Waters: Progress Report	4	Note comments in change in status - no longer going to committee.	Completed	Siobhan agreed with Chair and deputy Chair that this no longer needs to go to committee and will be issued as an electronic update from Siobhan - via e-mail (form of update to be determined).
Saturday, 11 December 2021	318	2.3 Project Jasmine - Sewage Sludge Minimisation	2	Agree to engage further with the community and in particular with: • The residential ratepayer base regarding the indicative change in the proposed levy range compared to what was included in the LTP consultation. • The commercial ratepayer base on the indicative levy	Completed	Levy engagement underway - closes 19th April

Date	ID	Title	se num	Clause	Status	Comment
Thursday, 11 November 2021	319	2.3 Project Jasmine - Sewage Sludge Minimisation	5	Agree to the procurement approach specified in this report including market sounding for Early Contractor Involvement in November 2021 and release of an RFP in January 2022 (noting that commencing the procurement is not pre determinative of a final decision on the project)	Completed	The information was formally received by the committee. Market sounding has been completed, RFP for ECI was delayed until February due to the need to get other RFPs ahead of the ECI RFP. RFP has been released but deadline has been extended due to resource impact of Covid.
Thursday, 11 November 2021	320	2.3 Project Jasmine - Sewage Sludge Minimisation	9	Note that officers will report back in early 2022 with the final business case and results from the community engagement to propose a Committee decision to proceed with the project, and the technical option, and to provide an update on the funding arrangements and on other work streams.	Completed	Business Case completion is progressing well and due for presentation to the Infrastructure Committee in Q4.
Thursday, 9 December 2021	321	2.3 Strategic Waste Planning Overview	7	Agree that officers will progress ongoing co-design and collaboration with mana whenua, key stakeholders and the community between February and October 2022, to refine the waste minimisation initiatives contained in the draft roadmap and to develop a new (draft) WMMP Action Plan and investment plan, with a report to Committee on the progress and outcomes in October 2022	In progress	Council was updated in August 2022 on the Zero Waste Programme
Thursday, 9 December 2021	322	2.3 Strategic Waste Planning Overview	8	Agree that the Council will work regionally to advance the development of the next Regional Waste Management and Minimisation Plan in 2022/2023, with a Regional WMMP currently scheduled for consultation in 2023.	In progress	
Thursday, 9 December 2021	323	2.2 Earthquake prone buildings programme update	7	Direct officers to report back to the Committee six monthly with an update on the programme.	Completed	Chair and CIO agreed this update will be shared through email in Aug 22
Wednesday, 23 February 2022	324	2.1 Wastewater Service Update	2	Officers will report back to the Pūroro Waihangā Infrastructure Committee in August 2022 and March 2023 on progress and outcomes in respect to the implementation of the review's recommendations.	In progress	Chair and CIO agreed this update will be shared through email in Aug 22.
Wednesday, 23 March 2022	325	3.1 Wellington Water Limited Quarterly Report	2	Agree that the form and substance of the Quarterly Report from WWL will be agreed with WWL for future reporting.	In progress	
Wednesday, 23 March 2022	326	3.2 Wellington Water Limited presentation on Porirua/ North Wellington wastewater overflow consent	3	Affirm support for Ngāti Toa's position that overflows into Te Awarua-o-Porirua and all waterways are unacceptable. WWL and WCC should do whatever it takes to prevent overflows into this and other Wellington catchments.	Completed	Wellington Water received the confirmation and will consider this as part of their resource consent application and management strategy. Note, this falls within the remit of Wellington Water Limited
Wednesday, 23 March 2022	327	3.2 Wellington Water Limited presentation on Porirua/ North Wellington wastewater overflow consent	4	Agree that Ngāti Toa Rangitira will be centrally involved in the development of the resource consent and will be invited to codesign the collaborative committee (if that is deemed the best way forward). This is consistent with the UN Declaration on the rights of indigenous people and Te Tiriti o Waitangi.	Completed	Request conveyed to Wellington Water and further note that this falls within the remit of Wellington Water Limited as the future consent holder.
Wednesday, 23 March 2022	328	3.2 Wellington Water Limited presentation on Porirua/ North Wellington wastewater overflow consent	5	Request consideration of the best means of involving the community in contributing to the development of the resource consent process.	Completed	Request conveyed, this falls within the remit of Wellington Water Limited who will be the consent holder.
Wednesday, 23 March 2022	329	3.3 Verandahs Bylaw and Public Places Bylaw review 2022	2	Agree to consult with the public and stakeholders on the draft Statement of Proposal for the proposed new Public Places Bylaw (Attachment 1) from 25 March to 29 April 2022.	Completed	Public consultation is in progress.

Date	ID	Title	se num	Clause	Status	Comment
Wednesday, 23 March 2022	330	3.3 Verandahs Bylaw and Public Places Bylaw review 2022	3	Delegate to the Chief Executive and the Chair or Deputy Chair of the Pūroro Waihanga Infrastructure Committee the authority to amend the draft Statement of Proposal to include any amendments as agreed by the Pūroro Waihanga Infrastructure Committee at this meeting, as well as any minor consequential edits.	Completed	
Wednesday, 23 March 2022	331	3.4 Proposed Disposal - part of 39 Chapman Street, Johnsonville	2b	Recommend to Council that it: b. Agree to dispose of the Land to the adjoining owner at 15 Chesterton Street, Johnsonville	Completed	
Wednesday, 27 April 2022	332	2.1 Install a signalised crossing system at the Raroa Park/Onslow College pedestrian crossing	2	Agree that ward Councillors approach the Board of Trustees to request the school take steps to help address congestion and safety issues.	In progress	
Wednesday, 27 April 2022	333	3.1 Land Disposal (Isolation Strips) - Hanson Street Service Lane, Mount Cook	2	a. Declare that an approximately 7.24m ² (subject to survey) part of fee simple land adjoining the Hanson Street service lane and being Lot 3 DP 67283, ROT WN36C/236 and part of Part Lot 1 DP 8308, ROT WN379/283 (the Land) is not required for a public work and is surplus to operational requirements. b. Agree to dispose of the Land to the adjoining owner of 25 Hanson Street (Lot 1 DP 358660, ROT 238839), for amalgamation with that property. c. Delegate to the Chief Executive Officer the power to conclude all matters in relation to the disposal of the Land, including all legislative matters, issuing relevant public notices, negotiating the terms of the sale or exchange, imposing any reasonable covenants, and anything else necessary. d. Note that the Land comprises isolation strips that are only 400 Support Officers' recommendation that it is not appropriate to lead community consultation on Three Water reform given: * The Three Waters reforms are being progressed in the form of mandatory national level legislation, and engagement on this reform should be led by Central Government * There are currently four significant issues in front of the community for consultation including Residual Waste, Sludge Minimisation Facility Levy, City Housing and the Economic Wellbeing strategy.	Completed	
Wednesday, 27 April 2022	334	3.3 Three Waters Reform Update	2	Agree to provide information to the community on the Council's position on Three Waters Reform and to promote the opportunity to participate in the select committee consultation process at the appropriate times throughout the Government's programme.	Completed	
Wednesday, 27 April 2022	335	3.3 Three Waters Reform Update	3	Defer this paper to the next Pūroro Āmua Planning and Environment Committee meeting on 12 May 2022.	Completed	Yes, WCC made a written submission to the WSE bill and spoke to the submission on 10/8/22 at the Select Committee
Wednesday, 27 April 2022	336	3.9 Wellington Water 2022/23 & 2023/24 Year Opex Budget Request	1		Completed	Paper was reviewed by the Pūroro Āmua Planning and Environment Committee meeting on 12 May 2022.

Date	ID	Title	se num	Clause	Status	Comment
Wednesday, 27 April 2022	337	3.7 Forward Programme	1	Receive the information.	Completed	
Wednesday, 27 April 2022	338	3.8 Actions Tracking	1	Receive the information.	Completed	
Wednesday, 27 April 2022	339	3.4 Wellington Water Limited Statement of Intent	1	Receive the information.	Completed	This was received.
Wednesday, 27 April 2022	340	3.4 Wellington Water Limited Statement of Intent	2	Note that the draft Statement of Intent (SOI) has been prepared in response to the Water Committee's issued Letter of Expectation (LOE).	Completed	This was a *Note = noted.
Wednesday, 27 April 2022	341	3.4 Wellington Water Limited Statement of Intent	3	Note that certain of the workstreams arising from the LOE that are not prioritised at a regional level in the SOI are funded separately by Wellington City Council, and will be progressed for Wellington City Council	Completed	This was a *Note and as such there are no further matters to report.
Wednesday, 27 April 2022	342	3.4 Wellington Water Limited Statement of Intent	4	Note that the next two years will be extremely challenging for WWL due to the transition to the new water Entity C.	Completed	This was a *Note and as such there are no further actions at this time.
Wednesday, 27 April 2022	343	3.4 Wellington Water Limited Statement of Intent	5	Support WWL's proposed focus on looking after existing infrastructure and completing targeted growth investments.	Completed	Included in the final SOI feedback to Wellington Water.
Wednesday, 27 April 2022	344	3.4 Wellington Water Limited Statement of Intent	6	Support the Statement of intent, providing feedback through the Council's Water Committee Representative.	Completed	Wellington City Council Water Committee Representative provided feedback to the draft SOI at the Water Committee.
Wednesday, 27 April 2022	345	3.2 Priority Investment Quarterly Report	1	Receive the information.	Completed	
Wednesday, 27 April 2022	346	3.2 Priority Investment Quarterly Report	2	Note that there are sixteen projects within the Priority Investment Report which represent key projects and initiatives that are required to meet our priority objectives from the Long-Term Plan. One project, Ngaio Gorge has been added to the register this reporting period.	Completed	
Wednesday, 27 April 2022	347	3.2 Priority Investment Quarterly Report	3	Note that this report is intended to meet the requirement of the Infrastructure Committee's responsibility to monitor and provide oversight for significant projects within its area of focus.	Completed	
Wednesday, 27 April 2022	348	3.5 Para Kai Miramar Food Diversion Trial	1	Receive the information.	Completed	
Wednesday, 27 April 2022	349	3.5 Para Kai Miramar Food Diversion Trial	2	Direct officers to engage with community groups with the purpose of enabling the continuation and expansion of the Parakai the food waste collection service.	Completed	Officers have met with Kai Cycle to determine if they are able to continue food waste collection for the trial participants. Unfortunately, Kai Cycle do not currently have capacity to take on this number of households. However, in order to continue the positive behaviour change, Council will be offering participants a free composting system as an interim step before organic collections can be rolled-out.
Wednesday, 27 April 2022	350	3.5 Para Kai Miramar Food Diversion Trial	3	Agree that Council will encourage participants to continue food waste collection.	Completed	Officers have met with Kai Cycle to determine if they are able to continue food waste collection for the trial participants. Unfortunately, Kai Cycle do not currently have capacity to take on this number of households. However, in order to continue the positive behaviour change, Council will be offering participants a free composting system as an interim step before organic collections can be rolled-out.

Date	ID	Title	se num	Clause	Status	Comment
Wednesday, 27 April 2022	351	3.5 Para Kai Miramar Food Diversion Trial	4	Agree that, subject to the findings of the resource recovery network business case, kerbside services review and the availability of a suitable organic waste processing plant, an organic food waste collection service is established by the time a solution is operational to remove sludge from the landfill and instruct officers to bring a business case to the Committee by the end of 2023	In progress	As part of the Zero Waste Programme, Rethinking Recycling and Rubbish Collection, and the Organics Processing Facility projects are underway. These projects are working towards delivering organic waste collections. A business case with a recommended option will be provided to the Committee in 2023.
Wednesday, 27 April 2022	352	3.5 Para Kai Miramar Food Diversion Trial	5	Agree that Council supports all Wellington City residents having access to organic waste collection and that a report comes back during 2023 to enable this.	In progress	As part of the Zero Waste Programme, Rethinking Recycling and Rubbish Collection, and the Organics Processing Facility projects are underway. These projects are working towards delivering organic waste collections. A business case with a recommended option will be provided to the Committee in 2023.
Wednesday, 27 April 2022	353	3.6 'Transforming Recycling' - Submission To Manatū Mō Te Taiao - Ministry For The Environment	1	Receive the information.	Completed	
Wednesday, 27 April 2022	354	3.6 'Transforming Recycling' - Submission To Manatū Mō Te Taiao - Ministry For The Environment	2	submitted electronically to Manatū Mō Te Taiao - Ministry for the Environment with the following changes: a) Question 8: Add a new point that reiterates our previous point from 6(b) that there is a 'strong case for all beverage containers to be included, or not be permitted for sale at all'. b) Question 8(b): Make a standalone point for fresh milk to be considered for eligibility with the CRS scheme to avoid confusion with bladders and pouches. c) Question 9(d): Change the word 'exclusions' to 'exemptions'. d) Question 12: Add a new bullet that states that we also support an approach where refillable can 'opt in' to the NZ CRS and highlight the important role that refillable schemes play for a circular economy. e) Question 25: Add a new bullet that states that this proposed governance structure for	Completed	
Wednesday, 27 April 2022	355	3.6 'Transforming Recycling' - Submission To Manatū Mō Te Taiao - Ministry For The Environment	3	Delegate the Chief Executive and the Chair or Deputy Chair of the Pūroro Waihanga Pūroro Waihanga Infrastructure Committee Infrastructure Committee the authority to amend the submission to include any amendments agreed at this meeting and any minor consequential edits	Completed	

3. Public Excluded

Recommendation

That the Pūroro Waihangā | Infrastructure Committee:

1. Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, exclude the public from the following part of the proceedings of this meeting namely:

General subject of the matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
3.1 Land Acquisition - Glenside Road, Glenside	7(2)(h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.	s48(1)(a) That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under Section 7.