

### 3.3 Regulatory Processes Committee

<b>Chair</b>	Councillor Malcolm Sparrow
<b>Membership</b>	Deputy Mayor Sarah Free Councillor Simon Woolf Councillor Teri O'Neill Councillor Jenny Condie Councillor Rebecca Matthews
<b>Quorum</b>	3
<b>Frequency of meeting</b>	Monthly

#### Area of focus

1. The Regulatory Processes Committee has responsibility for conducting regulatory functions of Council, including responsibility for:
  - (a) Approving the list of Resource Management Act Commissioners and the associated Appointment Guidelines
  - (b) Objections to classifications under the Dog Control Act
  - (c) Fencing of swimming pools
  - (d) Road stopping
  - (e) Naming places in accordance with the Naming Policy, except for significant naming decisions, which are considered by the Strategy and Policy Committee.
  - (f) Traffic resolutions which are not considered by the Strategy and Policy Committee.
  - (g) Suburb boundaries
  - (h) Development Contributions remissions.
  - (i) Approving leases pursuant to Council policies.

#### Delegations

2. The Regulatory Processes Committee has responsibility for and authority to:
  - (a) Approve Council's list of hearings commissioners under the Resource Management Act 1991 (comprising Councillors sitting as hearings commissioners, and independent commissioners)
  - (b) Review and agree the Council's guidelines for composition of hearings panels

- (c) Conduct statutory hearings on regulatory matters and undertake and make decisions on those hearings (excluding Resource Management Act 1991 and District Licensing Committee Hearings)
- (d) Hear and determine objections to the following classifications under the Dog Control Act 1996:
  - (i) objection to classification as a probationary owner (section 22)
  - (ii) objection to disqualification (section 26)
  - (iii) objection to classification of dog as a menacing under section 33A (section 33B) and
  - (iv) objection to classification of dog as menacing under and section 33C (section 33D)
- (e) Undertake hearings on road stopping under the Local Government Act 1974
- (f) Make recommendations to Council whether to proceed with a road stopping and the disposal of stopped road, including (where the proposal includes or involves a related acquisition, disposal or land exchange) a recommendation to Council on the acquisition, disposal or exchange
- (g) Consider and recommend to Council any notification by the Minister of Lands that a road is stopped under section 116 of the Public Works Act 1981, and the disposal of the stopped road
- (h) Make any resolution required under section 319A of the Local Government Act 1974 (naming of roads) in accordance with the Naming Policy
- (i) Make any resolution required under section 10 Reserves Act 1977 (naming of reserves) in accordance with the Naming Policy
- (j) Make decisions regarding the temporary prohibition of traffic for events, film-making or other public functions under clause 11(e), Schedule 10 of the Local Government Act 1974 and the Transport (Vehicular Traffic Road Closure) Regulations 1965
- (k) Make decisions on applications required under the Development Contribution Policy for remissions, postponements, reconsiderations and objections
- (l) Recommend to the chief executive the appointment of Commissioners to the District Licensing Committee under section 193 of the Sale and Supply of Alcohol Act 2012
- (m) Make all decisions requiring Council or Committee approval under the 'Leases Policy for Community and Recreation Groups'
- (n) Amend suburb boundaries and hear any objections to contentious suburb boundary change proposals
- (o) Dog areas, such as those described in the Wellington Consolidated Bylaw 2008 (clause 5 of Part 2: Animals)

- (p) Make any resolution under the following provisions of the Wellington Consolidated Bylaw 2008 not within the delegation of the Strategy and Policy Committee
- (i) traffic resolutions (clause 11 of Part 7: Traffic) which are not considered by the Strategy and Policy Committee

### **Delegation to the Chairperson**

3. The Chair of the Committee is authorised to appoint Councillors (sitting as hearings commissioners) and/or independent commissioners to hearings panels for Resource Management Act 1991 hearings provided that:
  - (i) the Chair consults the Deputy Mayor (and when the panel is for a plan change, also the relevant Portfolio Leader;
  - (ii) any independent commissioner is on the list approved by the Regulatory Processes Committee; and
  - (iii) the composition of the hearings panel meets the guidelines approved by the Regulatory Processes Committee (once approved).
4. The Chair of the Committee is authorised to jointly approve, with a senior Council officer who has been approved to do so by the Chief Executive, minor and uncontentious suburb boundary change proposals. "Minor and uncontentious" proposals in this instance are those that affect fewer than 20 properties and have not received any objections that are unable to be resolved. Decisions made under this delegation will be reported to the Committee annually. If the Chair has a conflict of interest on a suburb boundary change proposal, the matter must be referred to the Committee for decision.