

Koata Hātepe | Regulatory Processes Committee

Chair	Councillor Sarah Free
Deputy Chair	Councillor Ben McNulty
Members	Mayor Tory Whanau Councillor Nureddin Abdurahman Councillor Diane Calvert Councillor Ray Chung Councillor Geordie Rogers Pouiwi Liz Kelly, Tākai Here representative
Quorum	4
Frequency of meeting	Six-weekly

Area of focus

The Koata Hātepe | Regulatory Processes Committee has responsibility for:

1. Naming places in accordance with the naming policy, except for regionally significant decisions.
2. Development contribution remissions.
3. Leases, licences, and easements.
4. Objections to classifications under the Dog Control Act 1996.
5. Suburb boundaries.
6. Traffic resolutions.
7. Temporary road closures.
8. Road stopping.
9. Approving the list of Resource Management Act commissioners and the associated appointment guidelines.

Decision-making powers

The Koata Hātepe | Regulatory Processes Committee has the power to:

1. Name roads under section 319A of the Local Government Act 1974, in accordance with Te Māpihi Maurea Naming Policy.
2. Make decisions on applications required under the Development Contribution Policy for remissions, postponements, reconsiderations and objections.
3. Exercise the powers contained in section 15(2) of the Wellington Town Belt Act 2016 for all land subject to that Act.
4. Approve leases, subleases, and easements for all Council-owned land that is either open space under the District Plan, or reserve under the Reserves Act 1977.
5. Make all decisions requiring Council or committee approval under the 'Leases Policy for Community and Recreation Groups'.
6. 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.

7. Establish dog areas, such as those described in the Wellington Consolidated Bylaw 2008 (clause 5 of Part 2: Animals).
8. Consider objections to classifications under the Dog Control Act 1996.
9. Amend suburb boundaries and hear any objections to suburb boundary change proposals.
10. Make traffic resolutions under the Traffic and Parking Bylaw 2021.
11. Temporarily close roads for events under clause 11(e), Schedule 10 of the Local Government Act 1974 and the Transport (Vehicular Traffic Road Closure) Regulations 1965.
12. Set speed limits in accordance with a plan, or under the alternative process under the Land Transport Rule: Setting Speed Limits 2022.

Open space and reserves

13. For all Council-owned land that is either open space under the District Plan, or reserve under the Reserves Act 1977:
 - a. Approve a Permanent Forest Sink Initiative covenant to be added or removed.
 - b. Make any decision under a management plan which provides that it may not be made by a Council officer (for example, approve a concession).
 - c. Make decisions that would change the legal status of such land, including under the Reserves Act 1977 to classify a reserve, declare land to be a reserve and revoke the reservation of land.
14. For all land that is subject to the Wellington Town Belt Act 2016:
 - a. Recommend to Council whether it should exercise its non-delegable powers under section 15(1)(e) of that Act.
 - b. Exercise the powers contained in section 15(2) of that Act.
15. Approve leases, subleases, and easements for all Council-owned land that is either open space under the District Plan, or reserve under the Reserves Act 1977.
16. Make all decisions requiring Council or committee approval under the 'Leases Policy for Community and Recreation Groups'.
17. Name reserves under section 10 of the Reserves Act 1977, in accordance with Te Māpihi Maurea Naming Policy.

Road stopping

18. Recommend to Council whether to proceed with a road stopping and disposal of a stopped road, including if appropriate any related acquisition, disposal, or exchange of land.
19. 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.

Hearings

20. Approve Council's list of hearings commissioners under the Resource Management Act 1991.
21. Review and approve the Council's guidelines for composition of hearings panels under the Resource Management Act 1991.
22. Conduct statutory hearings on regulatory matters and undertake and make decisions on those hearings (excluding Resource Management Act 1991 and District Licensing Committee Hearings).
23. Hear and determine objections to the classifications under the Dog Control Act 1996.

Delegations to the chair

24. 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 (other than for the intensification planning instrument and the District Plan review) provided that:
 - a. The chair consults the deputy mayor (and when the panel is for a plan change, also the relevant committee chair);
 - b. Any independent commissioner is on the list approved by the Koata Hātepe | Regulatory Processes Committee; and
 - c. The composition of the hearings panel meets the guidelines approved by the Koata Hātepe | Processes Committee (once approved).
25. 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.