



Minutes of a meeting of the
Regulatory Committee held in the Council Chamber
on Thursday 15 September 2022 at 9:00am

Membership

Cr Gary Kelliher	<i>(Co-Chair)</i>
Cr Andrew Noone	<i>(Co-Chair)</i>
Cr Hilary Calvert	
Cr Michael Deaker	
Cr Alexa Forbes	
Cr Carmen Hope	
Cr Michael Laws	
Cr Kevin Malcolm	
Cr Gretchen Robertson	
Cr Bryan Scott	
Cr Kate Wilson	

Welcome

Chairperson Kelliher welcomed Councillors, members of the public and staff to the meeting at 9:00am. Staff present in the Chamber included Pim Borren, (interim Chief Executive), Gavin Palmer (GM Operations), Richard Saunders (GM Regulatory and Communications), Dianne Railton (Governance Support), Joanna Gilroy (Manager Consents), Tami Sargeant (Manager Compliance), Simon Wilson (Manager Regulatory Data and Systems), and Steve Rushbrook (Harbourmaster), and present electronically were Nick Donnelly (GM Corporate Services), Anita Dawe (GM Policy and Science).

1. APOLOGIES

Resolution: Cr Noone Moved, Cr Calvert Seconded:

That the apologies for Cr Deaker and Cr Forbes be accepted.

MOTION CARRIED

Cr Carmen Hope attended the meeting electronically.

2. PUBLIC FORUM

No public forum was held.

3. CONFIRMATION OF AGENDA

The agenda was confirmed as published.

4. CONFLICT OF INTEREST

No conflicts of interest were advised.

5. CONFIRMATION OF MINUTES

Resolution: Cr Hope Moved, Cr Wilson Seconded

That the minutes of the meeting held on 29 June 2022 be received and confirmed as a true and accurate record.

MOTION CARRIED

6. ACTIONS

There were no outstanding actions.

7. MATTERS FOR CONSIDERATION

7.1. Review of Consent Fee Support Policy

The report provided an update to Council on the newly established Financial Support for Resource Consent Processing Fees – Environmental Enhancement Projects Policy (the Policy), and make recommendations to update the Policy. Richard Saunders (GM Regulatory and Communications) and Joanna Gilroy (Manager Consents) were present to speak to the report and respond to questions.

Ms Gilroy provided an update on the Resource Consent Fees Support Policy and the proposed changes. Mr Saunders said Catchment Advisors have been also used and will be in the future with stakeholder groups. Mr Saunders advised that the Regulatory Committee would need to adopt the changes to the Resource Consent Fees Support Policy and said the adopted changes will then go to Council for final approval.

Cr Laws arrived at 9:08am

Resolution REG22-105: Cr Scott Moved, Cr Malcolm Seconded

That the Committee:

- 1) **Notes** this report.
- 2) **Adopts** the recommended changes to the Resource Consent Fees Support Policy being:
 - a. An amendment that allows individuals to access the fund provided they meet all other criteria and there is no commercial advantage obtained from the project.

- b. *An amendment to enable projects to claim for ongoing compliance costs provided the consent maintains a fully compliant audit grade.*
- 3) **Notes** that the adopted Policy changes will be referred to full Council for final approval.
- 4) **Requests** that staff undertake a further assessment of the fund and report back to Council at the end of the 2022/2023 year.

MOTION CARRIED

7.2. Regulatory Group - Quarterly Activity Report

The report updated the Committee on activities of the Regulatory Group between 1 July 2021 and 30 June 2022. Richard Saunders (GM Regulatory and Communications), Joanna Gilroy (Manager Consents), Tami Sargeant (Manager Compliance), Simon Wilson (Manager Regulatory Data and Systems), and Steve Rushbrook (Harbourmaster) were present to speak to the report and respond to questions.

Ms Sargeant introduced the Regulatory report which summarised the work that the Regulatory activities have undertaken during the last financial year. She said there have been increased outputs across all activities despite a challenging year with COVID and new rules, and the report also includes minor updates to the RMA Compliance and Enforcement Policy.

Cr Robertson noted that ORC Commissioners for hearings panels are not being required as frequently as they had previously. Ms Gilroy said there were a number of reasons that less consents are going to hearings, such as the type of consents, changes to the RMA, the planning framework, and it also reflects the work ORC have undertaken with applicants. Mr Saunders said there is still a decision to be made about using Councillors on panels and this will be raised with the new Council.

Cr Laws asked if graphs in future reports could include all the consents and location, and also the applications received and location. Mr Saunders confirmed this could be included in the next Regulatory Group - Quarterly Activity Report.

Cr Wilson suggested the forestry heading in the report be changed to reflect both plantation forestry and also carbon forestry.

Cr Noone sat back from the table for the discussion on forestry.

Mr Rushbrook provided a brief update of the new Harbourmaster boat which should be ready for use in the next few weeks, allowing the current boat to be based in Central Otago.

Resolution REG22-106: Cr Wilson Moved, Cr Calvert Seconded

That the Regulatory Committee:

- 1) **Notes** the Quarterly Update Report from the Regulatory Group.
- 2) **Recommends** adoption of the proposed changes to the RMA Compliance and Enforcement Policy included as Attachment 2.
- 3) **Notes** that the RMA Compliance and Enforcement Policy will be referred to full Council for formal adoption.

MOTION CARRIED

7.3. Intensive Winter Grazing Update

The paper provided an update on the consent pathway available for intensive winter grazing (IWG) and summarised Otago Regional Council's (ORC) compliance approach to this activity.

Richard Saunders (GM Regulatory and Communications), Joanna Gilroy (Manager Consents), and Tami Sargeant (Manager Compliance) were present to speak to the report and respond to questions.

Following discussion, Cr Noone moved:

Resolution REG22-107: Cr Noone Moved, Cr Calvert Seconded

That the Committee:

- 1) **Notes** this report on Intensive Winter Grazing.

MOTION CARRIED

8. CLOSURE

There was no further business and Chairperson Kelliher declared the meeting closed at 10:20am.



Cr Kelliher, Chairperson

20 September 2022
Date



Pim Borren, I. Chief Executive

20 September 2022
Date