

Policy and Regulatory Committee

16 March 2020

Appendix to the Report *Policy and Bylaw Review Programme*

Under section 156 of the Local Government Act 2002 bylaws must be reviewed 5 years after they were first adopted and every 10 years thereafter. With the exception of the Freedom Camping Bylaw all of our current bylaws have been through a review process and therefore, staff were operating on the understanding that all our bylaws were due to be reviewed within 10 years since adoption.

When bylaws were being reviewed, the introductory section of the bylaws were amended to align with what appears to be new template wording to state that the old bylaw was to be revoked, and the new bylaw adopted. Due to this, regardless of the intention, all our bylaws are on 5 year review cycles, not the 10 year review cycles as previously understood.

As a result, the following bylaws have automatically been revoked, or are due for review a lot sooner than originally planned for. The revoked or review dates are detailed in the table below.

Section 160A of the Local government Act 2002 states that bylaws not reviewed within their required timeframes are automatically revoked two years after the last date on which the bylaw should have been reviewed.

Bylaw	Full Bylaw Review	Bylaw Automatically Revoked (review date + 2 years)
Livestock Movement Bylaw 2011	July 2017	July 2019
Fires in the Open Air Bylaw 2012	February 2018	February 2020
Water Supply Bylaw 2014	October 2019	October 2021
Dog Control Bylaw 2015	May 2020	May 2022
Keeping of Animals Bylaw 2015	May 2020	May 2022
Public Places Bylaw 2016	April 2021	April 2023
Cemeteries Bylaw 2016	July 2021	July 2023
Reserves and Beaches Bylaw 2016	September 2021	September 2023
Trade Waste and Wastewater Bylaw 2016	September 2021	September 2023
Freedom Camping Bylaw 2016	October 2021	October 2023
Speed Limit Bylaw 2011	June 2016	N/A

Section 6 of the Land Transport (Speed Limits Validation and Other Matters) Act 2015 validates the Speed Limit Bylaw however staff will be looking to review this as soon as resourcing allows, likely within the next two years.

To enable staff to respond to this, the Corporate Planning work programme has had to be amended. The table below shows expected timeframes in which reports will be presented to the Policy and Regulatory Committee and when consultation is likely to occur.

Document	Review date	P&R Committee to approve draft	Consultation	P&R Committee to approve final
Livestock Movement Bylaw (underway)	New bylaw	April 2020	May 2020	July 2020
Alcohol Bylaw (underway)	N/A – new bylaw	April 2020	May 2020	July 2020
Petitions Policy (underway)	December 2018	N/A	N/A*	June 2020
Significance and Engagement Policy	October 2020	June 2020	July 2020	August 2020
Public Places Bylaw (Parking)	2026	September 2020	October 2020	November 2020
Solid Waste Bylaw	N/A – new bylaw	September 2020	October 2020	November 2020
Water Supply Bylaw 2014	October 2019	September 2020	October 2020	December 2020
Dog Control Bylaw 2015	May 2020	June 2020	July 2020	October 2020
Keeping of Animals Bylaw 2015	May 2020	June 2020	July 2020	October 2020

* Consultation is not required as this review does not trigger the Significance and Engagement policy.

To allow capacity to review the bylaws, two other bylaws have been removed from the Corporate Planning work programme that was originally scheduled. These have been indicated using ~~strikethrough~~ text.