

WAIKATO REGIONAL COUNCIL

Minutes of a Meeting of the Waikato Regional Council held in the Council Chambers, Waikato Regional Council office, 401 Grey Street, Hamilton East at 9.30 am on Thursday 28 February 2013.

MEMBERS: Cr PR Buckley (Chairman), Cr AI Armstrong, Cr NW Barker, Cr LB Burdett, Cr SP Friar, Cr J Hennebry, Cr ST Kneebone, Cr PM Legg, Cr LA Livingston, Cr RM Rimmington, Cr PA Southgate, Cr TM Stark.

STAFF: Chief Executive (RF Laing), Group Manager Finance (M Garrett), Group Manager River and Catchment Services (DS Fowlds), Group Manager Resource Use (C McLay), Acting Group Manager Resource Information (D Noiton), Group Manager Corporate Services (J Stewart), Group Manager Transport and Policy (V Payne), Group Manager Land and Water Initiative (RA Petch), Council Secretary (D Snape)

APOLOGIES: Cr LB Burdett, Cr ST Kneebone, (leaves of absence), Cr PR Buckley for early departure (11.30am), Cr PA Southgate (absence from 9.45am to 11.00am).

Accepted

Leave of Absence

(Agenda Item 1)

Cr Barker moved/Cr Rimmington seconded.

WRC13/22 **THAT leave of absence be granted to Cr Armstrong for the period 18 – 24 March 2013.**

The motion was put and carried (WRC13/22)

Confirmation of Agenda

(Agenda Item 1)

Cr Livingston moved/Cr Southgate seconded.

WRC13/23 **THAT the agenda of the meeting of the Waikato Regional Council of 28 February 2013, as circulated, be confirmed as the business for the meeting.**

The motion was put and carried (WRC13/23)

Disclosures of Interest

(Agenda Item 2)

There were no disclosures of interest.

Resolutions to Exclude the Public

(Agenda Item #3)

Cr Rimmington moved/Cr Livingston seconded.

WRC13/24

THAT in accordance with the provisions of Standing Orders NZS 9202:2003 Incorporating Amendment No 1, Appendix A&B (p40/42) and Section 48 of the Local Government Official Information and Meetings Act 1987, the public be excluded from the following part/s of the meeting:

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item No.	Item Name and general subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
4.1	CEO KPIs subcommittee 11 December 2012/CEO Review	Good reason(s) to withhold exist(s) under Section 7	Section 48 (1) (a)
4.2	Council minutes – 11 December 2012 Public Excluded section	Good reason(s) to withhold exist(s) under Section 7	Section 48 (1) (a)
4.3	Lake Taupo Protection Project Joint Committee – 6 December 2012 Public Excluded section	Good reason(s) to withhold exist(s) under Section 7	Section 48 (1) (a)
4.4	Resource Use and Environmental Monitoring Committee – 13 February 2013	Good reason(s) to withhold exist(s) under Section 7	Section 48 (1) (a)
		Conclusive reason(s) to withhold exist(s) under Section 6	
4.5	Treaty Settlements update	Good reason(s) to withhold exist(s) under Section 7	Section 48 (1) (a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Item No	Reason/s for withholding official information	Section/s
4.5	Maintenance of the law and right to a fair trial	S6 (a)
4.1, 4.3,	Protection of privacy of natural persons	S7 (a)
4.3, 4.4	Prejudice commercial position	S7 (b) (ii)
4.2, 4.5	Conduct of negotiations	S7 (i)
4.4	Maintain legal professional privilege	S7 (g)
4.3	Commercial activities	S7 (h)
4.5	Prejudice the supply of information	S7 (c) (i)

THAT in accordance with the provisions of Standing Orders NZS9202:2003, (Incorporating Amendment No 1) Clause 2.16.4 and the Local Government Official Information Act 1987, Section 48(5) and (6) that with respect to item 4.1 CEO KPIs subcommittee 11 December 2012/CEO Review, Greg Tims remains in the public excluded session to provide advice to Council.

The motion was put and carried (WRC13/24)

Return to Open Meeting 10.15 am

Reported into Open Meeting

It was resolved that the Minutes of the CEO KPIs subcommittee dated 11 December 2012 be released from public excluded and that it be reported into Open Meeting that the CEO's new total remuneration be \$313,768 effective from 1 July 2012.

Minutes - Council Meeting – 11 December 2012

File: 03 04 02 (Agenda Item #)

Cr Rimmington moved/Cr Barker seconded.

WRC13/31 THAT the Minutes of the Council Meeting of 11 December 2012 be approved as a true and correct record.

The motion was put and carried (WRC13/31)

Minutes - Council Meeting – 30/31 January 2013

File: 03 04 02 (Agenda Item #)

Cr Hennebry moved/Cr Legg seconded.

WRC13/32 THAT the Minutes of the Council Meeting of 30/31 January 2013 be approved as a true and correct record.

The motion was put and carried (WRC13/32)

Committees Reporting to Council

Minutes – Lake Taupo Protection Project Joint Committee – 6 December 2012

File: 03 04 20(Agenda Item #6.1) Docs#2307952

The Chairman presented the following report to Council of the Lake Taupo Protection Project Joint Committee dated 6 December 2012.

LAKE TAUPO PROTECTION PROJECT JOINT COMMITTEE

Report of the Lake Taupo Protection Project Joint Committee held in the Council Chambers, Taupo District Council offices, 72 Lake Terrace, Taupo at 10.40am on Thursday, 6 December 2012.

- MEMBERS:**
- Waikato Regional Council**
Cr PR Buckley (Chair)
Cr LB Burdett
 - Taupo District Council**
Mayor R Cooper
Cr R Henderson
 - Ministry of Agriculture and Forestry**
S Anderson
 - Ministry for the Environment**
M Mendonca
C Sherley
 - Tuwharetoa Maori Trust Board**
I Kusabs
- STAFF:**
- Waikato Regional Council**
Group Manager, Resource Information (RA Petch)
Lake Taupo Implementation Manager (N Hayward)
Committee Administrator (M Ahipene)
 - Taupo District Council**
Deputy Chief Executive Officer (A McLeod)
- IN ATTENDANCE:**
- Lake Taupo Protection Trust**
Chief Executive Officer (G Fleming)
Trustee (S Yerex)
Trustee (J Kneebone)

APOLOGIES: T Lloyd (Tuwharetoa Maori Trust Board)

Accepted

I Kusabs opened the meeting with a Karakia.

Confirmation of Agenda

(Agenda Item 2)

I Kusabs moved/M Mendonca seconded

LTJC12/31 **THAT the agenda of the Lake Taupo Protection Project Joint Committee of 6 December 2012 as circulated be confirmed as the business for the meeting.**

The motion was put and carried (LTJC12/31)

Disclosures of Interest

(Agenda Item 3)

There were no disclosures of interest noted.

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)**Minutes of Previous Meeting**

File: 03 04 20 (Agenda Item 4) Doc: 2261602

Cr Burdett moved/Cr Henderson seconded

LTJC12/32 **THAT the minutes of the meeting of the Lake Taupo Protection Project Joint Committee held on 20 September 2012 are confirmed as a true and correct record of the meeting.**

The motion was put and carried (LTJC12/32)

Matters Arising from Previous Meeting

(Agenda Item 5)

Joint Committee member Mr Mike Mendonca (recently appointed by the Crown) noted his intention to provide an update on the decisions regarding further project funding from the Crown, as indicated within the circulated agenda papers.

Update on water quality in the Lake Taupo catchment

File: 04 10 81 (Agenda Item 6) Doc: 2304426

A recent media publication had linked concerns about the Lake Taupo fishery with Waikato Regional Council's ("WRC") policies which sought to reduce nitrogen discharges entering the lake. Group Manager, Resource Information (RA Petch) presented a report which drew upon a previous WRC report "Surface water quality in the Lake Taupo catchment" authored by B Vant, Water Scientist - WRC, which described the likely effects on water quality arising from the recent implementation of Variation 5.

Based upon the scientific evidence and findings presented within B Vant's report, it was concluded that nitrogen discharges to the lake continued to increase slowly and the overall quality of the lake remained stable, therefore concern about the Lake Taupo fishery must be attributed to other factors.

During questions, answers and related discussion, it was highlighted that very little research was available to determine what those factors may be, however:

- One of the recommendations anticipated as a result of the recent review of the Taupo Sports Fishery Management Plan (Department of Conservation) would be to undertake collaborative research to better understand the ecosystems that impacted on Lake Taupo fishery.
- Taupo District Council ("TDC"), the Department of Conservation and the Advocates for the Tongariro River intended to undertake a study programme to find out why Lake Taupo fishery had declined.

Report of the Lake Taupo Protection Project Joint Committee 6 12 2012 – page 3

It was considered that the graph within the report which demonstrated the *increased* amount of nutrient loads in the inflowing streams could be misconstrued. Staff therefore undertook to provide and circulate a graph demonstrating the *entire* amount of nutrient loads from the inflowing streams.

I Kusabs moved/Cr Burdett seconded

LTJC12/33 THAT the reports ‘Update on water quality in the Lake Taupo catchment’ (Doc: 2304424 dated 26 November 2012) and ‘Surface water quality in the Lake Taupo catchment’ (Doc: 2253954 dated 26 September 2012) be received for information.

The motion was put and carried (LTJC12/33)

Taupo Catchment Wastewater Regulations – Implementation Update

File: 57 10 00 (Agenda Item 7) Doc: 2299074

Taupo Programme Manager (N Hayward) presented the report which provided an update on implementation of the wastewater provisions for the Taupo Catchment, with particular focus on the regional plan rule for near shore septic tanks. Regulation required all non-reticulated septic tank systems in the near shore zone to be consented, by 30 June 2013.

Current information however, indicated that the near shore waters were not adversely affected by contaminants from septic tanks. Therefore, implementation of the rules for on-site wastewater systems had been deemed a lesser priority.

During and subsequent to the presentation, it was noted that:

- Communication (including best practice information with regard to septic tank maintenance) would be sent to key stakeholders and affected households in early 2013.
- WRC would continue to process consents for new on-site systems both within the near shore zone and the greater catchment, where the permitted activity rules were not met.
- WRC would continue to monitor septic tank performance and near shore effects and reassess the priority of the regulation as and when required.

I Kusabs moved/Mayor Cooper seconded

LTJC12/34 THAT the report ‘Taupo Catchment Wastewater Regulations – Implementation Update’ (Doc: 2299074 dated 28 November) be received for information.

The motion was put and carried (LTJC12/34)

Implementation update on the landuse rules for the Taupo Catchment

File: 57 10 00 (Agenda Item 8) Doc: 2305082

Taupo Programme Manager (N Hayward) presented the report which provided an update on implementation of the landuse regulations of the Waikato Regional Plan for the Taupo Catchment and reported the finalised 20% nitrogen reduction target for the rural area.

Report of the Lake Taupo Protection Project Joint Committee 6 12 2012 – page 4

Considerable progress had been achieved on implementing the provisions of the Regional Plan to protect Lake Taupo. With all farms in the Taupo Catchment now benchmarked, the 20% nitrogen reduction target for the rural area was confirmed to be 170.3 tonnes.

During and subsequent to the presentation, it was noted that:

- The reason for the variance largely related to the fact that the original estimate was based on a lower average Nitrogen Discharge Allowance (“NDA”) and did not include the allocation for undeveloped land.
- To determine the NDA for each property, all farms within the catchment had been consistently benchmarked using the OVERSEER® version 5.4.3 nutrient budgeting model. The OVERSEER® model was continually evolving and improving, and was used by many Councils as a regulatory tool. The government was aware of discrepancies between version control and were developing national standards, rules, protocols and guidance on how to best utilise.

I Kusabs moved/Cr Burdett seconded

LTJC12/35 THAT the report ‘Implementation update on the landuse rules for the Taupo Catchment’ (Doc: 2305082 dated 28 November 2012) be received for information.

The motion was put and carried (LTJC12/35)

Update on decisions regarding further project funding from the Crown

(Agenda Item 9)

Joint Committee Member M Mendonca provided a verbal update on decisions regarding further project funding from the Crown, advising that:

- The alternative solution investigated by the Crown to address its shortfall in funding contributions (which sought to negotiate nitrogen reduction from the Department of Corrections land as “contribution in kind”) had not been successful.
- Cash contribution was therefore considered the most appropriate option to pursue however the recently finalised 20% nitrogen reduction target of 170.3 tonnes, and subsequent revision of funding (which resulted in a lesser than anticipated funding contribution shortfall of approximately \$3M), delayed the ability to prepare necessary information for consideration by cabinet. Therefore, the matter could not be progressed until February 2013.

The opportunity for the newly appointed Minister for the Environment to meet with the Trust and Joint Committee to discuss the issues was considered beneficial.

Cr Burdett moved/Cr Henderson seconded

LTJC12/36 THAT the Minister for the Environment be invited to meet with the Trust and/or Joint Committee to discuss the Lake Taupo Protection Project.

The motion was put and carried (LTJC12/36)

I Kusabs moved/Cr Burdett seconded

LTJC12/36.1 THAT the verbal update on decisions regarding further project funding from the Crown, be received for information.

The motion was put and carried (LTJC12/36.1)

General Business

(Agenda Item 10)

There were no items of general business.

Resolution to Exclude the Public

(Agenda Item X)

I Kusabs moved/Cr Burdett seconded

LTJC12/37 THAT in accordance with the provisions of Standing Orders NZS902:2003 Appendix A & B (P40/42) and Section 48(1) of the Local Government Official Information and Meetings Act 1987, the public be excluded from the following part/s of the proceedings of the meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item No.	Item Name and general subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
12	Minutes of the public excluded section of the meeting held on 20 September 2012	Good reasons to withhold exist under Section 7	S48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Item No.	Reason/s for withholding official information	Section/s
12	Prejudice commercial position	S7(b)(ii)

Recommended that in accordance with the provisions of Standing Orders NZS9202:2003, Clause 2.16.4 and the Local Government Official Information and Meetings Act 1987, Section 48(5), that Trustees, Chief Executive Officer and Secretary of the Lake Taupo Protection Trust remain in the public excluded session for Item No. 12 "Minutes of the public excluded section of the meeting held on 20 September 2012" because of their knowledge of the issues involved.

The motion was put and carried (LTJC12/37)

Return to Open meeting 11.58am.

I Kusabs closed the meeting with a karakia.

Meeting closed 12pm.

Doc: 2307809

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Return to report of Council meeting 28 February 2013
Lake Taupo Protection Project Joint Committee 6 12 2012

Cr Buckley moved/Cr Rimmington seconded.

WRC13/33 **THAT the decisions contained in Section A of the report of the Lake Taupo Protection Project Joint Committee held 6 December 2012 be noted.**

The motion was put and carried (WRC13/33)

Minutes – Waikato Raupatu River Trust and Waikato Regional Council Joint Management Committee – 10 December 2012

File: 03 04 22 (Agenda Item 6.2#) Docs#2310155

The Chairman presented the following report to Council of the Waikato Raupatu River Trust and Waikato Regional Council Joint Management Committee dated 10 December 2012.

WAIKATO RAUPATU RIVER TRUST AND WAIKATO REGIONAL COUNCIL

Report of the Waikato Raupatu River Trust and Waikato Regional Council Joint Committee held in the Council Chambers, Waikato Regional Council, 401 Grey Street, Hamilton East on Monday 10 December 2012 at 1.10pm.

MEMBERS:	Waikato Raupatu River Trust Trustee Tom Roa (Co-chair) Trustee Hemi Rau Trustee Tipa Mahuta
	Waikato Regional Council Councillor Peter Buckley (Co-chair) Councillor Lois Livingston Councillor Paula Southgate Councillor Theresa Stark
STAFF:	Waikato Raupatu River Trust Papa Nepia (Kaumatua) Parekawhia McLean (Chief Executive) Donna Flavell (Group Manager) Julian Williams (Manager: Strategy)
	Waikato Regional Council Clare Crickett (Deputy Chief Executive) Celia Witehira (Acting Project Manager: Co-management) Rama Ormsby (Programme Manager: Tai Ranga Whenua) Dominique Thurlow (Committee Support)
APOLOGIES:	Councillor SP Friar (Council business), and Trustees Rahui Papa and Marae Tukere for absence.

Accepted

R Ormsby opened the meeting with a Mihi and a Karakia and P Nepia replied.



Confirmation of Agenda

(Agenda Item 3) Doc # 2306420

H Rau moved/Cr Livingston seconded

- WT12/18.0 THAT the agenda of the Waikato Raupatu River Trust and Waikato Regional Council Joint Management Committee of 10 December 2012 as circulated be confirmed as the business for the meeting.**

The motion was put and carried (WT12/18.0)**Disclosures of Interest**

(Agenda Item 4)

There were no disclosures of interest.

Minutes of Previous Meeting

(Agenda Item 5) Docs # 2185852 & 2194477

Cr Livingston moved/T Mahuta seconded

- WT12/19.0 THAT the minutes of the Waikato Raupatu River Trust and Waikato Regional Council Joint Committee held on 22 May 2012 be approved.**

The motion was put and carried (WT12/19.0)**Matters Arising**

The following matters were raised by Members of the Joint Committee in respect to the meeting held on 22 May 2012:

- Members noted that the report presented to the Joint Committee on Maori Economic Development was very informative and on that basis it was suggested that the Senior Strategic Advisor who prepared the report could present the report to the Board. Staff undertook to arrange for this to happen.

Update on Joint Management Agreement

(Agenda Item 7) Doc # 2184754

Strategy Manager, J Williams, and Acting Project Manager for Co-management, C Witehira, provided a verbal update on the Joint Management Agreement noting:

- Both parties are committed to signing the Joint Management Agreement before July 2013 and support the delay of the signing of the Agreement until 2013 to enable the Ngati Koroki-Kahukura Settlement provisions to be incorporated into the Joint Management Agreement on enactment of their legislation.
- Waikato-Tainui staff are in communication with Maniapoto Māori Trust Board staff and have resolved the issues around the Ngati Maniapoto Settlement in relation to Maniapoto's interests in co-management Area A.
- Staff requested that the Joint Management Agreement be signed no later than September 2013.

Cr Southgate moved/H Rau seconded

WT12/20.0 THAT the Joint Committee support the delay in the signing of the Joint Management Agreement, however the Agreement must be signed no later than September 2013.

The motion was put and carried (WT12/20.0)

During questions, answers and related discussion Committee members raised or noted the following matters:

- Members queried, post signing of the Joint Management Agreement, the nature of the business that the Joint Committee will deal with. Staff advised that the Joint Committee will meet on an annual basis and its key focus will be on the implementation of the Agreement.
- Waikato-Tainui agreed to host the next Joint Committee.
- The Joint Management Agreement highlights the importance of working collaboratively and delivering the same key messages.
- It was noted that great things are happening at an operational level and strong engagements through 2013 are anticipated.
- Co-management is a shared responsibility; therefore we need to be aware of how we share and how we co-manage.
- The whitebait project was raised and its importance to Waikato-Tainui was acknowledged.
- Congratulations were extended to Council on its decision to adopt Maori seats noting that this is significant for Waikato-Tainui, the region, and also the nation.
- In order for electors to vote for the Maori constituency seats they must be on the Maori Electoral Roll.

Councillor Livingston left the meeting at 1.35pm.

Cr Southgate moved/T Mahua seconded

WT12/20.1 THAT the report “Update on Joint Management Agreement (Doc #2308196 dated 3 December 2012) be received.

The motion was put and carried (WT12/20.1)

Closing Comments

Agenda Item 12

Co-Chair, T Roa made the following closing comments:

An update was provided on the recent meeting held with Te Kahanganui on the Waikato-Tainui situation noting that the Te Kahanganui will address the issue of Chair and Deputy Chair in February 2013.

Co-Chair, P Buckley made the following closing comments:

Thanks were extended to Tim Manukau for his work with Council on the recent Plan Change.

Thanks were also extended to Papa Nepia.

Closing Karakia

Agenda Item 13

P Nepia closed the meeting with a Karakia.

The meeting closed at 1.40pm.



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Return to report of Council meeting 28 February 2013

Waikato Raupatu River Trust and WRC Joint Management Committee 10 December 2012

Cr Livingston moved/Cr Stark seconded.

WRC13/34

THAT the report of the Waikato Raupatu River Trust and Waikato Regional Council Joint Management Committee held 10 December 2012 be received for information.

The motion was put and carried (WRC13/34)

Minutes - Hearings Appointment Subcommittee – 11 December 2012

File: 03 02 40 (Agenda Item #6.3) Docs#2309463

Cr Buckley presented the following report to Council of the Hearings Appointment Subcommittee dated 11 December 2012.

HEARINGS APPOINTMENT SUBCOMMITTEE

Report of the Hearings Appointment Subcommittee of the Waikato Regional Council held in the Committee Room Waikato Regional Council office, 401 Grey Street, Hamilton East at 9.30am on Tuesday 11 December 2012.

MEMBERS: Cr PR Buckley, Cr LA Livingston, Cr PA Southgate

STAFF: Division Manager, Consented Sites (B Sinclair), Division Manager, Compliance and Education (R Dragten), Manager, Statutory Processes (ME Poole), Committee Administrator (M Ahipene)

APOLOGIES: Cr Friar (on other Council Business)

Accepted

Confirmation of Agenda

(Agenda Item 1)

Cr Livingston moved/Cr Southgate seconded

HAS12/26 **THAT the agenda of the Hearings Appointment Subcommittee of 11 December 2012 as circulated be confirmed as the business for the meeting.**

The motion was put and carried (HAS12/26)

Disclosures of Interest

(Agenda Item 2)

There were no disclosures of interest noted.

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)

Proposed Resource Consent Hearings – December 2012, January 2013

File: 03 02 40 (Agenda Item 3) Doc: 2306485

Cr Livingston moved/Cr Southgate seconded

HAS12/27 **RESOLVED**

1. **THAT the report “Proposed Resource Consent Hearing–December 2012, January 2013 (Doc 2306485 dated 29 November 2012) be received.**
2. **THAT Hearing Committees be established in terms of the Resource Management Act 1991 to hear and decide the following applications for resource consent together with all the ancillary powers under the Act:**
 - (i) **Drumfad Holdings Ltd (Application 125284), to take water from the Waitoa River, Waharoa, with the hearing committee to comprise Commissioners C Shearer (Chair) and S Tepania.**
 - (ii) **DTF Holdings Ltd (124554), for discharge to air [including odour and dust] from a chicken farm in Te Aroha, with the hearing committee to comprise sole Commissioner B Graham.**

The motion was put and carried (HAS12/27)

Navigation Safety Bylaw Review Hearings Committee Establishment

File: 56 50 16 (Agenda Item 4) Doc: 2300961

The Manager, Statutory Processes (M Poole) and Division Manager, Compliance and Education (R Dragten) spoke to the report which sought the establishment of a Hearing Committee for the Navigation Safety Bylaw Review 2013. Given the expected size and scale of the hearing, it was recommended that membership comprise of one independent commissioner and two Councillors.

With respect to the appointment of an independent Commissioner, the Subcommittee considered the proposal that Ms Dale Fenton (previously endorsed by iwi for the Regional Policy Statement process) be appointed to represent an iwi perspective and in doing so, create the opportunity to advance co-management responsibilities.

With respect to the appointment of two Councillors, and taking into account a number of factors outlined within the report, the Subcommittee considered the proposal that Councillors Barker and Stark be appointed to represent inland and coastal waters.

Discussion ensued on the appointment of Councillors to the Hearing Committee. It was noted that whilst not a requirement under the Local Government Act, Council should be encouraged to select only Councillors and Commissioners who hold “making good decisions accreditation”. Therefore, the Subcommittee noted its intention to appoint Councillors Hennebry, Kneebone and Barker (as Chair), subject to interest and availability.

It was anticipated that Council in considering Joint Decision Making principles with regard to Schedule One Processes, would provide guidance for similar processes in future.

Cr Southgate moved/Cr Livingston seconded

HAS12/28 RESOLVED

1. **That the report “Navigation Safety Bylaw Review Hearings Committee Establishment” (Doc # 2300961 dated 20 November 2012) be received, and**
2. **That a Hearing Committee be established for the Navigation Safety Bylaw Review 2013, in accordance with the Terms of Reference (Appendix A) and Hearing Procedures (Appendix B); with membership to comprise:**
 - (i) **One (1) Independent Commissioner with particular expertise in matters of significance to Maori [Ms Dayle Fenton]; and**
 - (ii) **Three (3) Councillors [Barker as Chair, Hennebry and Kneebone], subject to interest and availability.**

The motion was put and carried (HAS12/28)

Meeting closed 9.50am

Return to report of Council meeting 28 February 2013
Hearings Appointment Subcommittee 11 December 2012

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Cr Buckley moved/Cr Livingston seconded.

WRC13/35 THAT the decisions contained in Section A of the report of the Hearings Appointment Subcommittee held 11 December 2012 be noted.

The motion was put and carried (WRC13/35)

Minutes – Resource Use and Environmental Monitoring Committee Meeting – 13 February 2013

File: 03 04 30 (Agenda Item #6.4) Docs#2341195

Cr Livingston presented the following report to Council of the Resource Use and Environmental Monitoring Committee dated 13 February 2013.

RESOURCE USE AND ENVIRONMENTAL MONITORING COMMITTEE

Report of the meeting of the Resource Use and Environmental Monitoring Committee of the Waikato Regional Council held in the Council Chambers, Waikato Regional Council office, 401 Grey Street, Hamilton East at 10.00am on Wednesday 13 February 2013.

MEMBERS: Cr LA Livingston (Chair), Cr AL Armstrong, Cr LB Burdett, Cr J Hennebry, Cr PM Legg, Cr RM Rimmington, Cr TM Stark, Cr PR Buckley, Cr SP Friar.

IN ATTENDANCE: Cr NW Barker, Cr ST Kneebone and Cr PA Southgate.

STAFF: Group Manager Resource Use Group (C McLay), Division Manager: Consented Sites (B Sinclair), Division Manager: Compliance and Education (R Dragten) and Committee Administrator (D Thurlow).

APOLOGIES

RUEM13/1 **Confirmation of Agenda**
(Agenda Item 1)

Cr Rimmington moved/Cr Burdett seconded

THAT the agenda for the Resource Use and Environmental Monitoring Committee of 13 February 2013, as circulated, be confirmed as the business for the meeting.

The motion was put and carried (RUEM13/1)

Disclosures of Interest
(Agenda Item 2)

There were no disclosures of interest.

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)

Resolution to Exclude Public
(Agenda Item 3)

Cr Livingston moved/Cr Buckley seconded

RUEM13/2 **THAT in accordance with the provisions of Standing Orders NZS902:2003 Appendix A & B (P40/42) and Section 48(1) of the Local Government Official Information and Meetings Act 1987, the public be excluded from the following part/s of the proceedings of the meeting.**

Report of the Resource Use and Environmental Monitoring Committee 13 February 2013 – page 2

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item No.	Item Name and general subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
4	Update on Prosecutions	Conclusive reasons to withhold exist under Section 6 Good reason to withhold exists under Section 7	S48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Sections 6 and 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Item No.	Reason/s for withholding official information	Section/s
4	Maintenance of the law and right to a fair trial	S6(a)
4	Protect the privacy of natural persons, including that of deceased natural persons	S7(a)
4	Legal privilege	S7(g)

The motion was put and carried (RUEM13/2)

Return to Open Meeting at 10.27am.

Consent, Compliance Monitoring, Enforcement and Complaint Statistics

Doc # 2334540 (Agenda Item 5)

Division Manager for the Resource Use Group (B Sinclair) provided an overview of recent work within the Resource Use Group.

During discussion, questions and answers subsequent to the presentation the Committee noted:

- Members indicated their surprise at the relatively low number of water allocation consent applications for the Waihou Piako Catchment. Staff advised that within this Catchment there are approximately 550 farms and of those 550 farms Council has received applications from approximately 270 property owners.
- Councillors queried whether this Council has given any consideration to the approach taken in the Hawkes Bay to water allocation whereby community groups are putting in applications that incorporate a number of properties. In taking this approach it reduces costs for all parties involved and enables the groups, amongst themselves, to even out the highs and lows of taking water. Staff noted that this was not something that was taking place in this region but it was something that could be looked into.

Report of the Resource Use and Environmental Monitoring Committee 13 February 2013 – page 3

- The Mangrove Removal Consent in Tairua is on hold as there are some ecological matters that require review.

Cr Rimmington moved/Cr Buckley seconded

RUEM13/5 THAT the report “Consent, Compliance Monitoring, Enforcement and Complaint Statistics” (Doc # 2334540) dated 24 January 2013 be received for information:

The motion was put and carried (RUEM13/5)

Non Regulatory Methods

Doc # 2288589 (Agenda Item 6)

Business Support Manager (D King) provided an overview of the work that is undertaken through Landcare, the Waste Strategy, Business Sustainability Programmes, Air Quality Incentives and Education and Environmental Education through schools.

Cr Livingston moved/Cr Stark seconded

RUEM13/6 THAT the report “Non Regulatory Methods” (Doc # 2288589, dated 30 January 2013 be received for information.

The motion was put and carried (RUEM13/6)

Non Regulatory Methods – Activities of Landcare Groups in the Waikato Region.

Doc # 2312459 (Agenda Item 7)

Manager, Environmental Farming Systems (A Campbell) provided an update on the activities of Landcare Groups in the Waikato Region.

During discussion, questions and answers subsequent to the presentation the Committee noted:

- Congratulations were extended to all those people involved in Landcare Groups.
- It was acknowledged that Council’s approach to Landcare is recognised internationally and also by the Ministry for the Environment.
- Members sought clarity around “further consideration as to how groups’ ongoing work in project maintenance and time spent in coordination and administration can be supported.” In response, staff intend on working with the Landcare Groups to clarify what they are actually asking for, how big would it be, and how it would best be delivered. It was further noted that may be that other agencies would be better vehicles for delivery as opposed to Council. However any request in the form of secretarial assistance would come to Council as an annual plan request.

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- An example of “possibilities in relation to strategic and proactive opportunities” lies within the Waipa Catchment where staff are working with Catchment Services and the Waikato River Authority on the development of a Catchment Plan. It is within this Plan that prioritising work will be done providing potential for Council to consider the delivery of land management programmes via Landcare Groups in priority catchments.

Cr Buckley moved/Cr Stark seconded

RUEM13/7 THAT the report “Non Regulatory Methods – Activities of Landcare Groups in the Waikato Region” (Doc # 2312459) dated 30 January 2013 be received for information.

The motion was put and carried (RUEM13/7)

Non Regulatory Methods – Schools Environmental Education

Doc # 2308053 (Agenda Item 8)

School Programmes Co-ordinator (A Soanes) provided an update on Environmental Education within schools in the Waikato Region.

During discussion, questions and answers subsequent to the presentation the Committee noted:

- The front end of the revised current curriculum captures environmental education.

Cr Burdett moved/Cr Buckley seconded

RUEM13/8 THAT the report “Non Regulatory Methods – Schools Environmental Education” (Doc # 2308053) dated 30 January 2013 be received for information.

The motion was put and carried (RUEM13/8)

Non Regulatory Methods – Air Quality

Doc # 2312611 (Agenda Item 9)

School Programmes Co-ordinator (A Soanes) provided an update on air quality in the Waikato Region.

During discussion, questions and answers subsequent to the presentation the Committee noted:

- As of June 2013, Government subsidies for Clean Heat will no longer be available.
- Wood tends to dry quicker when the bark is stripped from it.

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- The individual cost of a machine used to measure air quality is approximately \$25,000. This is the base cost for the instrument but approximate total set up costs which include housing for the instrument, electrical supply and security fencing all up comes to about \$40,000 for a fully functioning station.
- Carter Holt Harvey closed in Putaruru in 2009. The closure was significant for the area.

Cr Legg moved/Cr Burdett seconded

RUEM13/9 THAT the report “Non Regulatory Methods – Air Quality” (Doc # 2312611) dated 30 January 2013 be received for information.

The motion was put and carried (RUEM13/9)

Non Regulatory Methods – Waste and Resource Efficiency and Business Sustainability

Doc #2308329 (Agenda Item 10)

Waste Minimisation Facilitator (M Tyler) provided an overview of how the Waste and Resource Efficiency work takes an integrated approach to behaviour change through engaging communities.

Councillor Hennebry left the meeting at 11.50am.

During discussion, questions and answers subsequent to the presentation the Committee noted:

- Staff were congratulated on the informative presentation.
- In terms of the unsatisfactory disposal of tyres, staff advised that the Minister has asked for a report on options for tyres, in particular around product stewardship programmes. A working group has been established to prepare this report.
- It was suggested that this Council elevate this matter at a political level and draft a response with our support and provide the Minister with a number of examples from a Regional basis. Staff undertook to work with Councillor Southgate on drafting a response.

Councillor Rimmington left the meeting at 12.10pm.

Cr Burdett moved/Cr Stark seconded

RUEM13/10 THAT the report “Non Regulatory Methods – Waste and Resource Efficiency and Business Sustainability” (Doc # 2308329) dated 30 January 2013 be received for information.

The motion was put and carried (RUEM13/10)

Community Surveys

Doc # 2334555 (Agenda Item 11)

Social Scientist (J Henry) provided an overview of the types of community surveys the Community, Economy and Environment programme within the Resource Information Group.

During discussion, questions and answers subsequent to the presentation the Committee noted:

- Members queried whether urban dwellers contribute to surveys associated with Dairy Winter Grazing. Staff advised that those surveyed are within the relevant sector for the survey being conducted.
- Polls generally contain one question, whereas surveys have a number of open ended questions; each method has its pros and cons.
- It was noted that social media, facebook for example, can be a good tool for conducting polls and surveys.

Project Manager: Sustainability Projects (B Huser) outlined the MARCO survey to the Committee.

Cr Buckley moved/Cr Burdett seconded

RUEM13/11 THAT the report “Community Surveys” (Doc # 2334555) dated 31 January 2013 be received for information.

The motion was put and carried (RUEM13/11)

Meeting closed at 12.35pm.

Doc # 2341195

* * * *

Return to report of Council meeting 28 February 2013

Report of the Resource Use and Environmental Monitoring Committee 13 February 2013

Cr Livingston moved/Cr Legg seconded.

WRC13/36 THAT the decisions contained in Section A of the report of the Resource Use and Environmental Monitoring Committee held 13 February 2013 be noted.

The motion was put and carried (WRC13/36)

External Committee reports

Cr Hennebry attended a routine meeting of the Animal Ethics Committee, on which she is a representative for the region. A recent speaker Keith Battersley, may address Council at a convenient date on a urine sensor device.

Cr Rimmington attended a meeting of the MRP Karapiro Domain committee, on which he is Council's representative, and advised that usage is growing rapidly and there is now a full time events manager. Concerns were expressed at the weed build up in the dam area. The playground fundraising project is progressing. The conflict with cyclists having to ride on the roadway during an event and the possibility of an extension to the Te Awa walkway is being discussed. Waipa District Council is putting up funds and going to tender for a container café to be placed in the Domain.

Cr Armstrong attended a meeting of the Farms Environment Award Trust, on which he is Council's representative and advised that the New Zealand Farms Environment Award Trust has taken over the running of all the regions in New Zealand, including the Waikato.

Hearing Committee Reports in terms of the Resource Management Act 1991

File: 03 20 00

Drumfad Holdings Ltd

File:61 25 98A/01 (Agenda Item #7) Docs#2336915

Cr Buckley moved/Cr Livingston seconded.

WRC13/37

THAT the report/decision of the Waikato Regional Council Hearing Commissioners in respect of the resource consent applications by Drumfad Holdings Ltd to take water from the Waitoa River for irrigation purposes be received for information.

The motion was put and carried (WRC13/37)

Ordinary Business

File: 02 30 00 (Agenda Item #8)

Moanataiari subdivision project

File:47 07 19 (Agenda Item #8.1) Docs#2334957, 2127425, 2330023

Acting Manager Resource Information, D Noiton, presented the report.

Arising from discussion it was noted that:

- The responsibilities for the Moanataiari subdivision project lie with the Thames-Coromandel District Council, which it acknowledges.
- The Chief Executive advised that Waikato Regional Council is not the legally responsible agency and there is no risk exposure. The only costs would be the legal costs in proving it had no legal responsibility.

- Waikato Regional Council's future actions are to list all the contaminated sites and to ensure appropriate advice is lodged on the Land Information Memorandums, by the District Council.
- Disappointment with the resolution passed by the governance group was noted. The motion that was ultimately passed did not adequately provide for management plans of the different sampled areas of Moanataiari to ensure that residents' public health was protected.
- The Hauraki Catchment Board had cautioned against the subdivision when it was first suggested, in respect of flooding issues.
- It is anticipated that there will be a government led initiative to make hazard management plans the responsibility of regional councils. The plans will have the same status as the Regional Policy Statements.

Cr Barker moved/Cr Rimmington seconded.

WRC13/38

THAT:

1. **The report 'Moanataiari subdivision project' (doc#2334957 dated 19 February 2013) be received, and that**
2. **Waikato Regional Council notifies Thames Coromandel District Council of the termination of the Funding Agreement 'Moanataiari Subdivision Investigation, Background Assessment and Remedial Planning' under Clauses 5.1 (c) and 5.4 of the Agreement.**

The motion was put and carried (WRC13/38)

Sustainable Dairying: Water Accord – a commitment to NZ by the dairying sector

File:04 05 25, 03 02 42 (Agenda Item #8.2) Docs#2347845, 2350082, 2350092

The Chief Executive advised that he and Bill Bayfield are the regional representatives on DEL, the Dairying Environmental Leaders group, which has been mainly responsible for preparing the Water Accord, also that the Group Manager Resource Use Group, C McLay, and technical staff have had input into the document.

Cr Barker advised that he had an interest in the item as he is a farmer. Other councillors were of the opinion that this was not a necessary disclosure.

The Group Manager Resource Use, C McLay, presented the report.

During discussion it was noted that:

- This is the first time that the dairy industry has got together to address environmental issues and Council, by staying involved as a 'friend', will have the opportunity to push for any further changes it may see are require.
- Any farm which runs cattle, not just dairy farms, should be required via the Plan change to have the cattle fenced in.

Cr Livingston moved/Cr Hennebry seconded.

WRC13/39

THAT:

1. The report 'Sustainable Dairying: Water Accord – a commitment to New Zealand by the Dairying Sector' (doc#2343625 dated 11 February 2013) be received for information, and that
2. Waikato Regional Council agrees to support (in principle) the Sustainable Dairying : Water Accord and agrees to become a 'Friend of the Accord'.

The motion was put and carried (WRC13/39)

Cr Southgate in at 11.00 am

Allocation of 20% of Area C of the Wilson Bay marine farming zone as settlement space to the Takutai Trust

File22 03 00 : (Agenda Item #8.3) Docs#2238081

Senior Coastal Policy Advisory, G Silver, presented the report and presentation (doc#2353244).

Arising from discussion it was noted that:

- The legislative requirements will be included in the standard public notice.

Cr Friar moved/Cr Legg seconded.

WRC13/40

THAT.

1. The report 'Allocation of 20% of Area C of the Wilson Bay Marine Farming Zone as settlement space to the Takutai Trustee' (doc#2238081 dated 15 February 2013) be received, and that
2. Waikato Regional Council identifies 18 hectares of Area C for allocation to the Takutai Trust, in accordance with the plan attached as Appendix 1, and that
3. Waikato Regional Council notifies its decision in respect of the allocation of the Takutai Trust in accordance with section 44E of the Aquaculture Reform (Repeals and Transitional Provisions) Act 2004.

The motion was put and carried (WRC13/40)

Minutes – Policy and Strategy Committee – 12 February 2013

File: 03 04 15 (Agenda Item# 6.5) Docs#2342041

Cr Southgate presented the following report to Council of the Policy Committee dated 12 February 2013.

POLICY AND STRATEGY COMMITTEE

Report of the Policy and Strategy Committee of the Waikato Regional Council held in the Council Chambers, Waikato Regional Council office, 401 Grey Street, Hamilton East at 10am on 12 February 2013.

MEMBERS: Cr PA Southgate (Chair), Cr AI Armstrong, Cr NW Barker, Cr PR Buckley, Cr LB Burdett, Cr SP Friar, Cr J Hennebry, Cr ST Kneebone, Cr PM Legg, Cr RM Rimmington, Cr TM Stark.

STAFF: Group Manager, Policy and Transport (VRJ Payne), Group Manager Biosecurity-Heritage, (J Simmons), Group Manager Resource Use (C McLay), Committee Administrator (D Snape)

APOLOGIES: Cr LA Livingston (Leave of Absence)

Accepted

Confirmation of Agenda

(Agenda Item 1)

Cr Rimmington moved/Cr Buckley seconded

PC13/1 THAT the agenda of the Policy and Strategy Committee of 12 February 2013 as circulated be confirmed as the business for the meeting.

The motion was put and carried (PC13/1)

Disclosures of Interest

(Agenda Item 2)

There were no disclosures of interest noted.

SECTION B: (FOR RECOMMENDATION TO COUNCIL)

Land and Water Quality Subcommittee Minutes 11 December 2012.

File: 03 02 42 (Agenda Item 3) Doc: 2309406

The Committee discussed and considered the report of the Land and Water Quality subcommittee held on 11 December 2012, presented by Cr Barker, and noting that the Section B item will be considered as a separate item.

Cr Barker noted that the process the subcommittee was going through was different from what had been undertaken in the past and would require effort, trust in the community and Council's partners, and in the science involved.

Cr Barker moved/Cr Legg seconded

PC13/2

RESOLVED

THAT the report of the Land and Water Quality Subcommittee held on 11 December 2012 (Doc 2309406) be received, and the decisions contained in Section A of the report be noted:

Links between dry stock farming and environmental impacts

THAT the report 'Links between dry stock farming and environmental impacts' (Doc: 2298953 dated 30 November 2012) be received for information.

Beef + Lamb New Zealand – synopsis of the sheep and beef sector, environmental policy and strategy and initiatives in the Waikato region

THAT the report 'Beef + Lamb New Zealand – synopsis of the sheep and beef sector environmental policy and strategy and initiatives in the Waikato region' (Doc: 2305825 dated 28 November 2012) be received for information.

The motion was put and carried (PC13/2)

The Section B item will be considered as a separate item.

Project Update – Healthy Rivers: Plan for Change

File: 23 10 18 (Agenda Item 4) Doc: 2331188, 2306198, 2339420

Project Managers, J Bromley, and V Carruthers presented the report and presentation (doc#2339420) providing an update on the Healthy Rivers: Plan for Change (Waikato Regional Plan Change 1 – Waikato and Waipa River Catchments) project, the amended key messages, and amended process for the formation of a Technical Alliance. Comment from the Committee was requested.

During and subsequent to the presentation, it was noted that:

- Membership – principles and selection criteria was no longer in the terms of reference, but is now listed under Proposed Membership and process.
- The Purpose heading in the Terms of Reference has been re-written following feedback from the joint working party, re-inforcing that the Technical Alliance has a service role rather than a decision making role.
- The membership criteria has been re-written and streamlined, omitting reference to whether costs are to be paid by Council.
- It is suggested that information be sent to stakeholders informing them of how the process as a whole will work, to ensure that it is understood that when they are involved through the stakeholder strategy they will be interacting with the Technical Alliance and that their involvement with the group does not depend on them having a member on the Technical Alliance.
- There will be an option that having provided feedback, the stakeholder nominated people may be involved from time to time in the meetings of the Technical Alliance but not as core members.
- The project partners/joint working party (comprising staff and iwi partners) will recommend final membership of the Technical Alliance to a WRC project control group comprising relevant EMT members. Key stakeholders will then be advised.

Report of the Policy and Strategy Committee 12 February 2013 – page 3

- The five river iwi involved are part of a partnership protocol which was endorsed by Council last year. There is still discussion to be had around their roles.
- The project partners/joint working party consists of iwi and staff members from WRC.
- The proposed process in the draft terms of reference is to include reference to the two tier system, going up through the WRC project control group.
- The number of members has been reduced (to 15-20) from that proposed earlier.
- The timetable is dependent on having finalised the stakeholder engagement strategy.
- The stakeholder strategy is to be considered at next month's Policy and Strategy Committee.
- Discussion ensued on the description 'murky' applied to the Waipa river and whether this should be qualified by the term 'naturally'.
- Information available on water quality will be considered by the Technical Alliance.
- Concerns were expressed that the Technical Alliance will not be impartial, as it is highly weighted in favour of Council membership and in the process of selecting members.
- Koi carp causing sediment is an issue still to be debated.
- The draft key messages are not easy to read for the lay person.
- In the Management Domains list in the draft Terms of Reference, it was clarified that 'economic (across scales of analysis)' indicates this is at both an individual level and nation wide.
- References to grandparenting and sector average have been removed, as the issues are more likely to arise from the work undertaken than from the key messages.
- Weed dies in shallow lakes when the sediment gets stirred up.
- Support was expressed for the streamlining of the approach for selecting the Technical Alliance and for getting the process underway as soon as possible.
- It was suggested that the Technical Alliance also be asked to consider options for interventions and potential remedies.

Cr Barker moved/Cr Kneebone seconded

PC13/3

RESOLVED

THAT the report "Project Update – Healthy Rivers: Plan for Change" (Doc 2331188 dated 18 January 2013) be received.

The motion was put and carried (PC13/3)

Cr Barker moved/Cr Kneebone seconded

RECOMMENDED TO COUNCIL

PC13/3.1

THAT the amended key messages be used as the basis of communications for the Healthy Rivers: Plan for Change project (version 25 January 2013) subject to the changes required by Policy and Strategy Committee and minor, formatting, wording changes and insertions.

The motion was put and carried (PC13/3.1)
 Crs Stark, Armstrong and Hennebry voted against

Cr Barker moved/Cr Kneebone seconded

RECOMMENDED TO COUNCIL

- PC13/3.2 THAT the amended process for membership and Terms of Reference (version 25 January 2013) be used as a basis for the formation of the Technical Alliance to support the Healthy Rivers: Plan for Change project, subject to the changes required by Policy and Strategy Committee and minor, formatting, wording changes and insertions.**

The motion was put and carried (PC13/3.2)
Crs Rimmington, Stark and Hennebry voted against

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)

Regional Carbon Forestry Update

File: 04 02 05A (Agenda Item 5) Doc: 2311903

Group Manager Biosecurity – Heritage, J Simmons, presented the report updating the Committee on the implementation of the Regional Carbon Forestry Principles and Framework (RCFFP) as a mechanism to assist land use change and encourage more sustainable land use on marginal hill country.

During and subsequent to the presentation it was commented that:

- The global carbon market has dropped substantially over the last year or so.
- The Framework and Principles (RCFFP) is still considered to be a substantial gain for the region, and is able to be applied at any stage.
- Government is sending good market signals through the ETS that the carbon market is improving.
- The ability to use the carbon forestry in catchment land use change is still available and hopefully will bring about environmental improvement in the next few years.
- The Healthy Rivers Plan Change is closely linked and there are still opportunities to link in with the Waikato River Authority Clean up funds.
- Government is reviewing its Afforestation Grants Scheme policy and it may be re-vitalised through a budget allocation.
- The second phase of the concept is to investigate bundling up credits from smaller growers into larger packages. This has not been pursued at this stage.
- As neither USA nor China has committed to the protocol, and with the possibility of a new government in Australia, it is unlikely that the ETS scheme will ever proceed successfully.

Cr Barker moved/Cr Kneebone seconded

PC13/4

RESOLVED

THAT the report “Regional Carbon Forestry Update” (Doc 2311903 dated 7 December 2012) be received for information, noting the impact of the global carbon market on the regional carbon forestry framework.

The motion was put and carried (PC13/4)

Strategic Development Update

File: 20 00 02/01 (Agenda Item 6) Doc: 2334673

Programme Manager Regional Strategy, K Mayes, presented the report providing an update of strategic development work being undertaken.

Arising from discussion it was noted that:

- Thames-Coromandel District Council’s proposal to form a unitary authority will be reported back to its Council in March. WRC has offered to provide any information required. The timeframe is now too tight for any proposal to be put into practice for the 2013 Triennium.
- Changes to the LGA late last year provided for a two tier status for Wellington and Christchurch, but this option is not available anywhere else in the country as the criteria would not fit. Staff are following up with the Department of Internal Affairs Concerns were noted at the mention of funding arrangements for the Waikato Local Government Forum (Mayoral Forum) and the Chairman confirmed that no new funding had been allocated to date.
- Concerns were noted at the shifting of staff to work on projects for the Mayoral Forum and at the intention to gather community views on significant issues through surveys, phoning and focus groups when this same process had not provided the community’s view on the Velodrome issue.

Cr Buckley moved/Cr Stark seconded

PC13/5

RESOLVED

THAT the report “Strategic Development Update” (Doc 2334673 dated 24 January 2013) be received for information.

The motion was put and carried (PC13/5)

Feedback to Productivity Commission inquiry into local government regulatory performance

File: 20 00 02 (Agenda Item 7) Doc: 2336353, 2343712

Senior Strategic Advisor, R Pennington, presented the report and presentation (doc#2343712) to inform the Committee and seeking comments on feedback to the Productivity Commission’s draft report on local government regulatory performance.

Arising from the presentation and subsequent discussion it was noted that:

- There is more co-operation at local government level than previously realised, particularly in the regulatory environment.
- Indicators of regulatory performance are necessary to track progress in areas of the environment.
- There is a strong lack of differentiation between regional councils and territorial authorities and a need to clarify shifting functions to increase efficiencies and recognise the need for strategic planning, including integrating the role of the Regional Policy Statement (RPS).
- WRC's submission emphasises the need to recognise the important role regional government play and how greater rationalisation of roles between central government, regional government and territorial authorities could greatly increase efficiency and effectiveness.
- A hierarchy of regulators is necessary: regulators regulating the regulators.
- The Chair fully endorsed the comments in the report, particularly in respect of the integrating role of the RPS.

Cr Barker moved/Cr Kneebone seconded

PC13/6

RESOLVED

1. **THAT the report "Feedback to Productivity Commission inquiry into local government regulatory performance" (Doc 2336353 dated 29 January 2013) be received**
2. **THAT feedback is provided to the Productivity Commission on their draft report on the basis of the comments in this report.**

The motion was put and carried (PC13/6)

Key Messages: Resource Management 2012 Reform Bill

File: 22 00 30 (Agenda Item 8) Doc: 2320479, 2342004

Principal Policy Advisor, B Dickie, presented the report and presentation (doc#234200) informing the Committee on the scope of the Resource Management 2012 Reform Bill and seeking direction on key elements that will assist staff in the preparation of a submission to the Local Government and Environment Select Committee.

During and subsequent to the presentation it was noted that:

- The outcomes from the Land and Water Forum and the proposal for a single Resource Management Plan for each local authority are due out in a discussion document next month.
- It is expected that the issue of affordable housing will also be included in the legislative reforms to be announced in the second phase.

Division Manager Resource Use, B Sinclair, advised that the submission had been put together by a number of staff and he presented the views of the Resource Use Group, noting:

Report of the Policy and Strategy Committee 12 February 2013 – page 7

- The six month time window for notified consents is considered unnecessary, the proposal cumbersome and unlikely to achieve its purpose.
- The reasons for extended timeframes in resource consent applications are not always because of the council involved.
- There is an erroneous assumption that Council only deals with small applications and that large applications are called in or referred directly to the EPA.
- The new terminology would lead to new costs, as councils would have to substantially amend systems such as IRIS, which is based on current Resource Management methodology.

Arising from discussion it was noted that:

- It needs to be emphasised that quality, lasting decisions are desirable, not just timely decisions.
- Actual examples of timeframes should be quoted in the submission.
- 98 per cent of applications are not notified but don't get the same ability to go on hold/suspend the application.
- Many smaller, non notified applications do not need costly, professional advice, which would be necessary in terms of the requirements of the proposed new schedule 4.
- There are two sides to all arguments and in respect of changing methodology, an analogy was drawn on the cap on farm effluent systems that was imposed on farmers who had already made a hefty investment.
- Council can adjust its processes to meet any legislative requirements, but it comes at a cost.

The presentation continued, noting:

- Section 32 replaces a 10 year old version and generally includes WRC current practice.
- Attempting to quantify environmental systems has implications for increased challenge.
- The intent is supported, but clarity is necessary in the drafting of Section 32.
- A discussion document on a new streamlined decision making process for councils outside of Auckland is expected in March.
- It was agreed that no comment was necessary in response to the bespoke Auckland Plan. Comment on the Hearings panel determination and appeals to the Environment Court can be raised in response to the forthcoming discussion document.
- The submission will be presented to the Council at its 28 February 2013 meeting, which is also the last day for receipt of submissions.
- Further comments can be emailed to B Dickie, with a copy to all councillors requested.

Cr Rimmington moved/Cr Buckley seconded

PC13/7

RESOLVED

- 1 **THAT the report “Key Messages: Resource Management 2012 Reform Bill” (Doc 2320479 dated 25 January 2013) be received**
- 2 **THAT the Committee advise staff on key directions to be included in the Waikato Regional Council submission for direct consideration by Council at its meeting on 28 February 2013.**

The motion was put and carried (PC13/7)

SECTION B: (FOR RECOMMENDATION TO COUNCIL)**Submission: Cost Recovery for Certain Police Services**

File: 22 00 30 (Agenda Item 9) Doc: 2336838

Principal Policy Advisor, B Dickie, presented the report seeking approval for a submission to the NZ Police in response to the Cost Recovery for Certain Police Services discussion document as read.

There was agreement that the letter to LGNZ was excellent and conveyed the concerns of staff. The letter will also be sent to the NZ Police.

Cr Kneebone moved/Cr Burdett seconded

PC13/8

RESOLVED

THAT the report “Submission: Cost Recovery for Certain Police Services” (Doc 2336838 dated 25 January 2013) be received

RECOMMENDED TO COUNCIL

THAT the Committee approves the submission in the form of a letter to LGNZ on “Cost Recovery for Certain Police Services” as the Waikato Regional Council Submission to be sent to NZ Police by 5 March 2013 and recommends it to Council for approval.

The motion was put and carried (PC13/8)

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)**Transport Policy Update**

File: 21 20 11 (Agenda Item 10) Doc: 2327947

Group Manager Policy and Strategy, V Payne, presented the report updating the Committee on current regional transport policy projects and related transport matters as read.

Arising from discussion it was noted that:

- Venture Taranaki will be presenting The Road Ahead study on SH3 to the March Regional Transport Committee meeting and the presentation was highly recommended to all councillors.
- A work stream from the Waikato Local Government Forum is looking at road asset maintenance, operations and renewals practice with efficiencies in mind.
- A SH1/SH29 Working Party has been agreed to in principle by the Bay of Plenty Regional Council and will be recommended for approval at the Waikato RTC meeting in March.
- Caution was urged at creating extra layers of bureaucracy without a good rationale.

Group Manager Policy and Strategy, V Payne, updated the Committee on the current situation regarding the Ministry of Education's policy on not providing school bus services that run parallel to a public transport service. WRC has received notice from the MoE that they plan to withdraw around ten services from the start 2014 and will be examining other services as well. The establishment of a project is underway with the NZTA and the MoE to address the issue and implications of WRC's capacity to carry extra passengers. The conflicting government messages regarding no extra funding for services while at the same time off-loading school passengers onto ratepayers was noted.

It was also noted that:

- Some bus contractors have indicated differing points of view and are invited to contact WRC to discuss these further.
- A strategic review of the Passenger Transport network is underway.
- Under present budgetary constraints it would not be possible for WRC to fund an extra 10 bus services.
- A workshop for councillors on the review of the Road Safety draft strategy was suggested. On a show of hands this was not supported. Councillors were invited to contact Acting Programme Manager Transport, J Carling, to discuss any specific issues.

Cr Legg moved/Cr Burdett seconded

PC13/9 RESOLVED
THAT the report "Transport Policy Update" (Doc 232947 dated 12 February 2013) be received for information.

The motion was put and carried (PC13/9)

The meeting adjourned for lunch at 12.25 pm and re-convened at 1.15 pm

Regional Integration Update

File: 20 00 25 (Agenda Item 11) Doc: 2332090

Programme Manager Regional Integration, T May, presented the report updating the Committee on current and upcoming Regional Integration work.

During and subsequent to the presentation it was noted that:

- There could be some 'double ups' with issues around forestry and vegetation clearance as included in some Territorial Authority's District Plans, when the WRC Plan Change comes into effect.
- Staff have initiated discussions with TAs and it has been agreed that the complexity of technical work needed best sits with the Regional Council, so the possibility exists for the TAs to withdraw their provisions when the Plan Change comes into effect.

Cr Buckley moved/Cr Kneebone seconded

PC13/10 RESOLVED
THAT the report "Regional Integration Update" (Doc 2332090 dated 28 January 2013) be received for information.

The motion was put and carried (PC13/10)

Proposed Regional Policy Statement – update on appeals

File: 22 10 40 (Agenda Item 12) Doc: 2332375, 2342287

Senior Policy Advisor, K Graveling, presented the report and a presentation (doc#2342287) updating the Committee on progress with appeals to the Proposed Waikato Regional Policy Statement (proposed RPS).

During and subsequent to the presentation it was noted that:

- 37 appeals have been received, from approximately 18 per cent of submitters, equating to approx 500 appeal points.
- The majority of appeals came from industry groups such as power companies, Federated Farmers, and forestry.
- The two main chapters subject to appeal are Built Environment and Fresh Water.
- The Joint Working Party of Councils did not appeal but have lodged a Section 274 notice.
- An annotated appeals version of the RPS is available on the website: <http://www.waikatoregion.govt.nz/rpsreview>
- The appointment of the Appeals Committee will be considered by the Hearings Appointment Subcommittee on 28 February 2013.

Arising from discussion it was noted that:

- Watercare and some Territorial Authorities are challenging the way the RPS is aligned with Variation 6. Preliminary discussions indicate that a resolution will be found.
- A workshop or informal discussion with staff members could provide more information on the appeals.
- The appeals will be loaded onto the website shortly.
- The Appeals Committee will provide guidance to staff when undertaking negotiations and will report regularly to a public excluded session of Council. The ultimate decisions lie with the Environment Court.
- The annotated appeals version on the website will highlight policies that are operative.
- The Chairman thanked the RPS Hearings panel and staff involved for the work undertaken.

Cr Legg moved/Cr Buckley seconded

PC13/11

RESOLVED

THAT the report “Proposed Regional Policy Statement – update on appeals” (Doc 2332375 dated 22 January 2013) be received for information.

The motion was put and carried (PC13/11)

Update on new information for the Hauraki Gulf Marine Spatial Plan

File: 22 03 85 (Agenda Item 13) Doc: 2331561, 233181

Programme Manager, P Singleton, presented the report and presentation (doc#233181) outlining progress on new and updated resource information for the joint Hauraki Gulf Marine Spatial Plan (HGMSPP).

During and subsequent to the presentation it was noted that:

- Auckland Council has supported the governance structure to prepare the Plan.
- The HGMSP will provide a better management tool for the marine area, including new information such as maps of surf breaks, dive sites, types of habitats, ecosystem good and services, which underpin the health and functioning of the gulf.
- Better delineation of the coastline has been achieved.
- Many agencies have collaborated to produce the comprehensive gulf-wide maps on topics that would not exist without a joint marine spatial plan.
- Rocky reefs are the equivalent of rainforests in the sea.
- Subtidal sediments are as important as soil types.
- Information on shipping channels shows the extent of commercial traffic.
- Issues were raised as to problems with ships using the passage between the mainland and Great Mercury Island etc. This will be looked at further.
- The HGMSP is a growing and credible information base and can be used to identify areas for aquaculture.

Cr Rimmington moved/Cr Kneebone seconded

PC13/12

RESOLVED

THAT the report “Update on new information for the Hauraki Gulf Marine Spatial Plan” (Doc 2331561 dated 21 January 2013) be received for information.

The motion was put and carried (PC13/12)

SECTION B: (FOR RECOMMENDATION TO COUNCIL)

Submission to the Proposed Hamilton City District Plan

File: 25 01 00 (Agenda Item 14) Doc: 2333901

Senior Policy Advisor, D Gardiner, presented the report informing the Committee of the key points made in the submission to the Proposed Hamilton City District Plan and seeking approval for the submission to be made to the Hamilton City Council.

Arising from discussion during and subsequent to the presentation it was noted that:

- There is a high degree of consistency between the Hamilton City District Plan and WRC’s regional documents.
- The settlement pattern is dictated by the future proof growth strategy that is now anchored in the Regional Policy Statement.
- The PHDP provides policies, objectives and rules to manage adverse effects from the proposed Ruakura Inland Port. Some additions have been requested.
- Improved recognition of significant natural areas within the ecological corridor is requested in the submission.
- The submission is largely supportive of the PHDP transport provisions and the need for multi-modal transport.

- The location and configuration of the future Waikato expressway interchanges is being considered by a joint working party and its findings will be added to the submission.
- Disappointment was expressed by one councillor at the decisions made in respect of the Ruakura Inland Port and the loss of the educational area and requests made for strengthened road works and consideration of rail links for the future of public transport.
- The wording in the submission is consistent with the Regional Policy Statement wording.

Cr Rimmington moved/Cr Legg seconded

PC13/13

RESOLVED

THAT the report “Submission to the Proposed Hamilton City District Plan” (Doc 2333901 dated 29 February 2013) be received for information and feedback.

RECOMMENDED TO COUNCIL

THAT staff be directed to make a submission to the Proposed Hamilton City District Plan, based on the points raised in this report and guidance provided by the Committee.

The motion was put and carried (PC13/13)

Crs Hennebry and Stark voted against

SECTION B: (FOR RECOMMENDATION TO COUNCIL)

Maximising Effectiveness of Product Stewardship for Agricultural Chemicals and their Containers in NZ

File: 22 02 49C (Agenda Item 16) Doc: 2331833, 2342044

Scientist – Contaminated Land and Wastes, M Begbie, presented the report and presentation (doc#2342044) advising the Committee of developments in the participation of Waikato Regional Council in a national review of current product stewardship scheme for agricultural chemicals and containers and seeking endorsement of the national review process.

During and subsequent to the presentation it was noted that:

- The draft review is due to be sent to the Minister for the Environment in March.
- The Working Group is of the opinion that mandatory participation would alleviate some issues by reducing the user pays portion of the fund; encouraging more responsible disposal; reducing the ‘free rider’ aspect held by some brand owners who do not participate and also providing a sinking lid policy on the type of resources required from either central or local government.
- The Working Group is not asking Regional Councils to endorse the report nor any particular issue, but is requesting an endorsement of the process to present to the Minister for the Environment.

- WRC is contributing \$30,000 to the next collection in April and the volumes collected will be carefully checked to see if the contribution makes a difference to the participation rate.
- The collection will be region wide and will include on farm pick ups.
- Countries such as France that have a higher return rate have been involved in the schemes for some years.

Cr Rimmington moved/Cr Buckley seconded

PC13/14

RESOLVED

THAT the report “Maximising Effectiveness of Product Stewardship for Agricultural Chemicals and their Containers in NZ” (Doc 2331833 dated 21 January 2013) be received.

RECOMMENDED TO COUNCIL

THAT Council endorses the Agrichemical Review 2012 in which council staff have participated as a stakeholder.

The motion was put and carried (PC13/14)

Revised Memorandum of Understanding with the University of Waikato – Proposed sign-off on 13 March 2013

File: 41 00 12 (Agenda Item 17) Doc: 2336581, 2338173

Group Manager Resource Information, D Noiton, presented the report seeking the Committee’s endorsement that the current relationship between the Waikato Regional Council and the University of Waikato is strengthened through a revised Memorandum of Understanding to be signed in early March 2013 by both parties.

It was commented that:

- Greater collaboration on road safety and public transport would be welcomed.
- The Management School’s financial report on the V8s was not considered credible.

Cr Rimmington moved/Cr Kneebone seconded

PC13/15

RESOLVED

THAT the report “Revised Memorandum of Understanding with the University of Waikato – Proposed sign-off on 13 March 2013” (Doc 2336581 dated 29 January 2013) be received.

RECOMMENDED TO COUNCIL

THAT the revised Memorandum of Understanding (Doc 2229935) is signed at a joint meeting currently planned at Council on the 13th March 2013.

The motion was put and carried (PC13/15)

Cr Kneebone out at 2.35 pm

SECTION A: (UNDER DELEGATION FOR THE INFORMATION OF COUNCIL)**Submission to the Proposed South Waikato District Plan**

File: 25 08 00B (Agenda Item 15) Doc: 2335022, 2343618

Programme Manager Regional Integration, T May, presented the report and presentation (doc#2343618) informing the Committee of the key points made in the submission which has already been sent to the Proposed South Waikato District Plan under delegated authority, in order to meet a statutory deadline.

The reasoning for the stated opposition to the 10 ha average lot size following subdivision of land greater than 30 ha was re-iterated: 10 ha is considered to be too small to ensure that the productive capacity of rural land is maintained, particularly in the South Waikato, where the most prominent rural activities are forestry and pastoral farming.

Cr Rimmington moved/Cr Buckley seconded

PC13/16 RESOLVED
THAT the report “Submission to the Proposed South Waikato District Plan” (Doc 2335022 dated 29 January 2013) be received for information.

The motion was put and carried (PC13/16)

Meeting closed 2.40 pm

* * * * *

*Return to report of Council meeting
Report of the Policy and Strategy Committee 12 February 2013*

Cr Southgate moved/Cr Legg seconded.

WRC13/41 THAT the decisions contained in Section A of the report of the Policy and Strategy Committee held 12 February 2013 be noted.

The motion was put and carried (WRC13/41)

Items from Section B of the Policy and Strategy Committee 12 February 2013 were taken separately

1. Project Update – Healthy Rivers: Plan for Change (PC13/3.1)

(Section B of the Policy and Strategy Committee 12 February 2013)

RECOMMENDED TO COUNCIL

PC13/3.1 *THAT the amended key messages be used as the basis of communications for the Healthy Rivers: Plan for Change project (version 25 January 2013) subject to the changes required by Policy and Strategy Committee and minor, formatting, wording changes and insertions.*

*The motion was put and carried (PC13/3.1)
Crs Stark, Armstrong and Henneby voted against*

Cr Southgate moved/Cr Legg seconded

- WRC13/41.1 THAT the amended key messages be used as the basis of communications for the Healthy Rivers: Plan for Change project (version 25 January 2013) subject to the changes required by Policy and Strategy Committee and minor, formatting, wording changes and insertions.**

The motion was put and carried (WRC13/41.1)
Crs Stark, Armstrong and Hennebry voted against

2. Technical Alliance to support the Healthy Rivers (PC13/3.2)

(Section B of the Policy and Strategy Committee 12 February 2013)

Cr Barker moved/Cr Kneebone seconded

RECOMMENDED TO COUNCIL

- PC13/3.2 THAT the amended process for membership and Terms of Reference (version 25 January 2013) be used as a basis for the formation of the Technical Alliance to support the Healthy Rivers: Plan for Change project, subject to the changes required by Policy and Strategy Committee and minor, formatting, wording changes and insertions.*

The motion was put and carried (PC13/3.2)
Crs Rimmington, Stark and Hennebry voted against

An amendment was moved by Cr Stark and seconded by Cr Hennebry

THAT the amended process for membership and Terms of Reference (version 25 January 2013) as a basis for the formation of the Technical Alliance to support the Healthy Rivers: Plan for Change project, lies on the table until such time as further discussion has been undertaken.

The amendment was lost 7-4

Cr Friar out at 11.10 am

Arising from discussion, it was commented that:

- Members of the staff, Iwi/Waikato Regional Council working party were present and were acknowledged.
- Waikato Regional Council has a statutory responsibility to the final decisions in respect of the plan change.

Cr Friar in at 11.20 am

- The partnership process with iwi is imbedded as part of the Treaty Settlement co-governance legislation.
- The Land and Water Forum has recommended a process for decision making, which involves getting input from all interested parties over a period of time and working towards agreement. This is the basis for the Technical Working

group and by following this process, Council will hopefully avoid litigation at the Environment Court.

- The processes applied to the Waikato and Waipa rivers are different to other parts of New Zealand because of the Treaty Settlements.
- The Technical Alliance will have a range of people including scientific and economic and farming groups. Their job will be to address questions put to them by the governance group, bring recommendations to the governance group and are required to consider the effects of any levels that were set.
- The collaborative stakeholders will not be part of the governance group.

Chairman Buckley left at 11.30 am. Cr Friar took the Chair

- The governance group will make recommendations to Council.

Cr Southgate moved/Cr Legg seconded

WRC13/41.2 THAT the amended process for membership and Terms of Reference (version 25 January 2013) be used as a basis for the formation of the Technical Alliance to support the Healthy Rivers: Plan for Change project, subject to the changes required by Policy and Strategy Committee and minor, formatting, wording changes and insertions.

The motion was put and carried (WRC13/41.2)
Crs Rimmington, Stark and Hennebry voted against

Submission: Cost Recovery for Certain Police Services (PC13/8)

(Section B of the Policy and Strategy Committee 12 February 2013)

Cr Kneebone moved/Cr Burdett seconded

PC13/8 RECOMMENDED TO COUNCIL

THAT the Committee approves the submission in the form of a letter to LGNZ on "Cost Recovery for Certain Police Services" as the Waikato Regional Council Submission to be sent to NZ Police by 5 March 2013 and recommends it to Council for approval.

The motion was put and carried (PC13/8)

Cr Southgate moved/Cr Legg seconded

WRC13/41.3 THAT the Committee approves the submission in the form of a letter to LGNZ on "Cost Recovery for Certain Police Services" as the Waikato Regional Council Submission to be sent to NZ Police by 5 March 2013 and recommends it to Council for approval.

The motion was put and carried (WRC13/41.3)

Submission to the Proposed Hamilton City District Plan (PC13/13)

(Section B of the Policy and Strategy Committee 12 February 2013)

Cr Rimmington moved/Cr Legg seconded

PC13/13 **RECOMMENDED TO COUNCIL**

THAT staff be directed to make a submission to the Proposed Hamilton City District Plan, based on the points raised in this report and guidance provided by the Committee.

*The motion was put and carried (PC13/13)
Crs Hennebry and Stark voted against*

Cr Southgate moved/Cr Legg seconded

WRC13/41.4 **THAT staff be directed to make a submission to the Proposed Hamilton City District Plan, based on the points raised in this report and guidance provided by the Committee.**

**The motion was put and carried (WRC13/41.4)
Crs Hennebry, Rimmington and Stark voted against**

Maximising Effectiveness of Product Stewardship for Agricultural Chemicals and their Containers in NZ (PC13/14)

(Section B of the Policy and Strategy Committee 12 February 2013)

Cr Rimmington moved/Cr Buckley seconded

PC13/14 **RECOMMENDED TO COUNCIL**

THAT Council endorses the Agrichemical Review 2012 in which council staff have participated as a stakeholder.

The motion was put and carried (PC13/14)

Cr Southgate moved/Cr Barker seconded

WRC13/41.5 **THAT Council endorses the Agrichemical Review 2012 in which council staff have participated as a stakeholder.**

The motion was put and carried (WRC13/41.5)

Submission – Resource Management Reform Bill

File:22 00 30 (Agenda Item #6.5.1) Docs#2348851

The Group Manager Policy and Transport, V Payne presented the report.

A request was made that the emotive wording contained in the submission be replaced.

Cr Friar moved/Cr Rimmington seconded.

WRC13/42

THAT:

1. **The report 'Submission: Resource Management Reform Bill 2012' (doc#2348851 dated 18 February 2012) be received, and that**
2. **Waikato Regional Council approves the attached Submission: Resource Management Reform Bill 2012 (doc#2345528) and that it be sent to the Local Government and Environment Select Committee on 28 February 2013.**

The motion was put and carried (WRC13/42)

Hauraki Gulf Marine Spatial Plan – Objectives and Governance Structure

File:22 03 85 (Agenda Item #6.5.2) Doc#2347229

The Group Manager Policy and Transport, V Payne, and Senior Coastal Policy Advisory, G Silver presented the report and power point presentation (doc#2357602).

Arising from discussion it was noted that:

- The Stakeholder working group will develop the marine spatial plan.
- The project steering group will provide oversight and guidance and sign off the plan.
- The terms of reference for each group are yet to be determined.
- Thames-Coromandel District Council has requested that it have representation on the Steering Group.
- The process is designed to be as inclusive as possible and all meetings will be open.
- Cr Barker declared his interest in being nominated to the Project Steering Group.
- Cr Rimmington was nominated as a member of the Project Steering Group and accepted the nomination.
- As the Council representative on the Hauraki Gulf Forum, Cr Friar (and alternate Cr Southgate) would be appointed to the Project Steering Group.

Cr Southgate moved/Cr Livingston seconded.

- Cr Stark stated that membership of the Steering Group is not a statutory responsibility and that Council should focus funds and energy on the core business that it is not being undertaken at present.
- The Chief Executive, B Laing, advised that Waikato Regional Council needs involvement in the spatial plan for input into coastal plan work, and that there are cost efficiencies by working together with Auckland Council.
- Cr Livingston declared her interest in being nominated to the Project Steering Group.

WRC13/43

THAT:

1. **The report 'Hauraki Gulf Marine Spatial Plan – Objectives and Governance Structure' (doc#2347229 dated 14 February 2013) be received, and that**
2. **Waikato Regional Council endorses the project structure shown in Figure 2 of the report.**

The motion was put and carried (WRC13/43)

Cr Stark voted against

Cr Livingston moved/Cr Legg seconded.

- WRC13/43.1 **3. One member of the Waikato Regional Council on the Project Steering Group be a member of the Hauraki Gulf Forum,**

The motion was put and carried (WRC13/43.1)
Crs Stark, Hennebry and Rimmington voted against

Crs Barker, Rimmington and Livingston spoke in support of their nominations. After two rounds of voting, Cr Barker was appointed.

- WRC13/43.2 **4. Waikato Regional Council appoints two members, being Cr SF Friar and Cr NW Barker to the Project Steering Group.**

The motion was put and carried (WRC13/43.2)
Crs Stark, Hennebry, Rimmington and Armstrong voted against

Discussion ensued on the appointments made by the Hearings Appointment Subcommittee, specifically the Navigation Safety Bylaw Hearings Committee. It was confirmed that the Hearings Appointment Subcommittee has the delegated authority of Council to make appointments to both LGA Schedule 1 and RMA hearings. The subcommittee had met prior to today's Council meeting and its decisions, for the information of Council, will be forthcoming.

Formation of Co-Governance Committees

File:01 19 65 (Agenda Item #8.4) Docs#2344228, 2320875, 1933780

Committee Administrator, D Thurlow, presented the report, noting:

- The rationale for the recommendations is to provide continuity with the membership of the Joint Co-Management Committees.

Cr Livingston moved/Cr Legg seconded.

- WRC13/44 **THAT:**

- 1. That the report 'Formation of Co-Governance Committees' (Doc #2344228 dated 12 February 2013) be received.**
- 2. That the Waikato Regional Council approves the formation of the:**
 - **Te Arawa River Iwi Trust and Waikato Regional Council Co-Governance Committee; and**
 - **Raukawa Charitable Trust and Waikato Regional Council Co-Governance Committee**

to give effect to the guardianship provisions under the Joint Management Agreements established pursuant to the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Act 2010.

- 3. That the Waikato Regional Council approves the Terms of Reference for the two Co-Governance Committees, including Standing Orders for adoption by the:**

- **Te Arawa River Iwi Trust and Waikato Regional Council Co-Governance Committee (Doc #2320875); and**
 - **Raukawa Charitable Trust and Waikato Regional Council Co-Governance Committee (Doc #1933780).**
4. That the Waikato Regional Council confirms appointment of the following four members to the Te Arawa River Iwi Trust and Waikato Regional Council Co-Governance Committee:
1. Councillor PR Buckley
 2. Councillor SP Friar
 3. Councillor LB Burdett
 4. Councillor NW Barker
5. That the Waikato Regional Council confirms appointment of the following four members to the Raukawa Charitable Trust and Waikato Regional Council Co-Governance Committee:
1. Councillor PR Buckley
 2. Councillor SP Friar
 3. Councillor NW Barker
 4. Councillor ST Kneebone
6. That the Waikato Regional Council confirms Councillor PR Buckley as Co-Chairperson on the Te Arawa River Iwi Trust and Waikato Regional Council Co-Governance Committee and Raukawa Charitable Trust Waikato Regional Council Co-Governance Committee.

That the Waikato Regional Council confirms Councillor SP Friar as Deputy Co-Chairperson on the Te Arawa River Iwi Trust and Waikato Regional Council Co-Governance Committee and Raukawa Charitable Trust Waikato Regional Council Co-Governance Committee.

The motion was put and carried (WRC13/44)

2013/2014 Draft Annual Plan – Te Puru Rating options for consultation

File01 12 13F: (Agenda Item #8.5) Docs#234580

The Group Manager Finance and Audit, M Garrett, presented the report and tabled an email (doc#2357604) received from R Julian in respect of the Te Puru Holiday Park camping ground.

Arising from discussion it was noted that:

- Pre-consultation has been undertaken with the Te Puru community and the options explained.
- Four rating options were identified and Option C indicated to be the preferred option:
 - 50% Capital value / 50% SUIP (Separately Used or Inhabited Parts)
 - Applies 50% of the rate requirement for Direct beneficiaries as a capital value rate, and 50% as a fixed amount per SUIP of a rating unit. The SUIP rating basis is also applied to Indirect beneficiaries.

- The rating options will be subject to consultation as part of the 2013/2014 Draft Annual Plan process, and all parties have the opportunity to make a submission.
- Option A (the status quo) was consulted on and agreed to by the community in 2003. Following feedback, a recommendation for review was made to Council. As part of the 2012 Long Term Plan, a decision was taken to defer any decision for a year and to undertake further work and pre-consultation with the community.
- The stopbank is on the edges of the camping ground and the owners received compensation.
- R Julian was invited to speak on the ownership situation of the 134 camping sites, noting that the submission process will be underway when the Draft Annual Plan is adopted.
- Campsites as a traditional New Zealand way of life are disappearing.
- A fair and equitable solution is sought, for recovering \$161,000 per annum from the community.

Cr Stark moved/Cr Rimmington seconded.

WRC13/45

THAT:

1. **The report '2013/2014 Draft Annual Plan – Te Puru Rating options for consultation' (Doc#2345480 dated 13 February 2013) be received, and that**
2. **All rating options as presented in this report be included in the Draft Annual Plan for consultation.**

The motion was put and carried (WRC13/45)
Cr Livingston voted against the motion

Cr Legg out at 12.50 pm

2013/2014 Draft Annual Plan and summary

File:01 12 13A (Agenda Item #8.6) Docs#2350624

The Group Manager Finance and Audit, M Garrett, presented the report, noting that:

- The additional finances section only will be circulated with the agenda to adopt the Draft Annual Plan.
- The summary will be circulated prior to the meeting to adopt the Draft Annual Plan.
- Any further feedback should be forwarded to M Garrett, and copied to the Councillor alerts email group.

Cr Livingston moved/Cr Barker seconded.

WRC13/46

THAT:

1. **The report '2013/2014 Draft Annual Plan and summary' (doc#2345648 dated 13 February 2013) be received and that**
2. **Changes as requested by Councillors at the Council meeting of 28 February 2012 be incorporated into the Draft Annual Plan and Summary for presentation to Council on 7 March 2013.**

The motion was put and carried (WRC13/46)

Cr Legg in at 12.56 pm

Submission on Department of Internal Affairs mandatory performance measures

File:01 12 11A (Agenda Item #8.7) Docs#2345695

The Group Manager River and Catchment Services, DS Fowlds, tabled an amended submission (doc#2317655). The changes are mainly in formatting and in the interests of consistency.

Cr Rimmington moved/Cr Livingston seconded.

WRC13/47

THAT:

1. **The report 'Submission on DIA mandatory performance measures' (Doc#2345695 dated 13 February 2013) be received, and that**
2. **The Waikato Regional Council endorses the attached submission (doc#2317655) for submitting to the Department of Internal Affairs.**

The motion was put and carried (WRC13/47)

Report of Routine Documents Executed Under Seal

(Agenda Item 8.8#)

Cr Barker moved/Cr Livingston seconded.

WRC13/48

THAT the following routine documents executed under the Common Seal for the period 11 December 2012 to 20 February 2013 be received for information.

Environmental Programme Agreement between Jennifer Lillian Oliphant and Lesley Fitzgerald and WRC, 530 Arapuni Road, RD1, Putaruru, Lot 1 DP 73376 (WRC1795)

Public Corporate Client authority and instruction for an electronic transaction - Easement agreement for right of way SA26d/532, 1537 Te Aroha-Gordon Road, Te Aroha, DP425076 between Christopher Errol Rooney and Rodney Ian Gordon and Roderick Ian Gordon (WRC1796)

Deed of Trust, the Lower Waikato River Catchment Ecological Trust between Winstone Aggregates, Waikato Regional Council, John Weston Gumbley (DOC Trustee), Nanaia G Rawiri (Waikato-Tainui Trustee). (WRC1797).

The motion was put and carried (WRC13/48)

Meeting closed 12.59 pm

Chairman