



**The Ordinary Meeting of the
Kawerau District Council will be held
on Wednesday 31 July 2024
in the Council Chambers
commencing at 9.00am**

A G E N D A

GUIDELINES FOR PUBLIC FORUM AT MEETINGS

1. A period of thirty minutes is set aside for a public forum at the start of each Ordinary Council or Standing Committee meeting, which is open to the public. This period may be extended on by a vote by members.
2. Speakers may address meetings on any subject. However, issues raised must not include those subject to legal consideration, or be issues, which are confidential, personal, or the subject of a formal hearing.
3. Each speaker during the public forum is permitted to speak for a maximum of three minutes. However, the Chairperson has the discretion to extend the speaking time.
4. Standing Orders are suspended for the duration of the public forum.
5. Council and Committees, at the conclusion of the public forum, may decide to take appropriate action on any of the issues raised.
6. With the permission of the Chairperson, members may ask questions of speakers during the period reserved for public forum. Questions by members are to be confined to obtaining information or clarification on matters raised by the speaker.

**The Ordinary Meeting of the Kawerau District Council
will be held on Wednesday 31 July 2024
in the Council Chambers commencing at 9.00am**

A G E N D A

- 1 **Karakia Timatanga | Opening Prayer**
- 2 **Apologies**
- 3 **Leave of Absence**
- 4 **Declarations of Conflict of Interest**
- 5 **Meeting Notices**
- 6 **Nga Mihi | Acknowledgements**
- 7 **Public Forum**
- 8 **CONFIRMATION OF COUNCIL MINUTES**

8.1 Ordinary Council – 29 May 2024

Pgs. 1 - 7

Recommendation

That the minutes of the Ordinary Council Meeting held on 29 May 2024 be confirmed as a true and accurate record.

8.2 Extraordinary Council Meeting – 12 June 2024

Pgs. 8 - 11

Recommendation

That the Minutes of the Extraordinary Council meeting held on 12 June 2024 be confirmed as a true and accurate record.

8.3 Ordinary Council Meeting – 26 June 2024

Pgs. 12 - 20

Recommendation

That the Minutes of the Ordinary Council meeting held on 26 June 2024 be confirmed as a true and accurate record.

8.4 Extraordinary Council Meeting – 17 July 2024

Pgs. 21 - 22

Recommendation

That the Minutes of the Extraordinary Council meeting held on 17 July 2024 be confirmed as a true and accurate record.

9 RECEIPT OF COMMITTEE MINUTES

9.1 Regulatory and Services Committee Meeting – 17 July 2024

Pgs. 23 - 25

Recommendation

That the Minutes of the Regulatory and Services Committee meeting held on 17 July 2024 be confirmed as a true and accurate record.

10 RECEIPT OF REGIONAL MINUTES

11 Her Worship the Mayor's Report (101400)

Pgs. 26 - 27

Recommendation

That Her Worship the Mayor's report for the period Thursday 20 June to Wednesday 24 July 2024 be received.

12 Action Schedule (101120)

Pgs. 28 - 30

Recommendation

That the updated Action Schedule of resolutions/actions requested by Council be received.

13 Elected Members' Remuneration – 2024/2025 (Financial Accountant) (101310)

Pgs. 31 - 43

Attached is a report from the Financial Accountant covering the Elected Member's Remuneration – 2024/2025.

Recommendations

That the report "Elected Members' Remuneration 2024/2025" be received.

14 Adoption of the Draft Freedom Camping Bylaw and Statement of Proposal for Public Consultation (Group Manager, Regulatory & Planning) (320400)

Pgs. 44 - 179

Attached is a report from the Group Manager, Regulatory and Planning covering the Adoption of the Draft Freedom Camping Bylaw and Statement of Proposal for Public Consultation.

Recommendations

1. *That the report "Adoption of the Draft Freedom Camping Bylaw and Statement of Proposal for Public Consultation" be received.*

2. *That Kawerau District Council:*

- a) *Agrees that making a new Freedom Camping Bylaw is the most appropriate way to address freedom camping on Council owned land.
(after agreeing to the above)*

- b) *Adopts the Draft Freedom Camping Bylaw and Statement of Proposal as attached for public consultation.*
- c) *Confirms the proposed Freedom Camping Bylaw as attached*
 - i) *Is in the most appropriate form of the Bylaw; and*
 - ii) *Does not give rise to any implications under, and is not inconsistent with, the New Zealand Bill of Rights Act 1990.*
- d) *Agrees that a summary of the information contained in the Statement of Proposal is not necessary to assist in the public understanding the proposal.*
- e) *Agrees that a summary of the site assessment be included for public understanding of the proposal.*
- f) *Approves the consultation for the period 5 August 2024 to 6 September 2024.*
- g) *Authorises the Group Manager Regulatory and Planning to make any necessary minor drafting or presentation amendments to the Statement of Proposal to correct errors or omissions, or to reflect decisions made by council, prior to final printing and publication.*

15 Adoption of the Draft Naming Policy and Statement of Proposal for Public Consultation (Group Manager, Regulatory & Planning) (110800)

Pgs. 180 - 208

Attached is a report from the Group Manager, Regulatory and Planning covering the Adoption of the Draft Naming Policy and Statement of Proposal for Public Consultation.

Recommendations

1. *That the report “Adoption of the Draft Naming Policy and Statement of Proposal for Public Consultation” be received.*
2. *That Kawerau District Council:*
 - a) *Agrees to making a new Naming Policy;*
 - b) *Adopts the Draft Naming Policy and the Statement of Proposal as attached, for public consultation.*
 - c) *Approves the consultation for the period 5 August 2024 to 6 September 2024.*
 - d) *Authorises the Group Manager Regulatory and Planning to make any necessary minor drafting or presentation amendments to the Draft Naming Policy and the Statement of Proposal to correct errors or omissions, or to reflect decisions made by council, prior to final printing and publication.*

16 Exclusion of the Public

Recommendation

That the public is excluded from the following part of the proceedings of this meeting, namely:

1. **Minutes for Confidential Meeting Held on 26 June 2024**
2. **License to Occupy Application**
3. **NTGA License Proposal**

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

General Subject of the 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
1. <i>Minutes for Confidential Meeting held on 26 June 2024</i>	<i>Maintain the effective conduct of public affairs through the free and frank expression of opinions.</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48 (1) (a) (i)</i>
2. <i>License to Occupy Application</i>	<i>Maintain the effective conduct of public affairs through the free and frank expression of opinions.</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48 (1) (a) (i)</i>
3. <i>NTGA License Proposal</i>	<i>Maintain the effective conduct of public affairs through the free and frank expression of opinions.</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48 (1) (a) (i)</i>

This resolution is made in reliance on Section 48(1) (a) of the Local Government Official Information & Meetings Act 1987 and the particular interest or interests protected by Section 7 (2) (b) (i) of that Act.

17 Karakia Whakamutunga | Closing Prayer

M Godfery
Chief Executive Officer

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**Minutes of the Ordinary Meeting of the Kawerau District Council
held on Wednesday 29 May 2024
in the Council Chamber commencing at 9.00am**

Present: Her Worship the Mayor F K N Tunui
Deputy Mayor A Rangihika
Councillor C J Ion
Councillor B Julian
Councillor R G K Savage
Councillor Godfery
Councillor Kingi
Councillor J Ross
Councillor R Andrews

In Attendance: Chief Executive Officer (M Godfery)
Group Manager, Finance and Corporate Services (L Butler)
Group Manager, Operations and Services (R Nel)
Group Manager, Regulatory and Planning (M Glaspey)
Communications and Engagement Manager (T Humberstone)
Economic and Community Development Manager (L Barton)
Administration Officer (T Barnett)

1 Karakia Timatanga | Opening Prayer

Pastor Mark Kingi opened the meeting with a prayer.

2 Apologies

No Apologies were received.

3 Leave of Absence

No Leave of Absence was received.

4 Declarations of Conflict of Interest

Councillors Ion and Ross declared a Conflict of Interest with Item 14 – Rates Remission Policy for Sport, Recreation, and Community Organisations.

Councillor Julian Declared a Conflict of Interest with Item 15 – Hire Fee Options for Rangi Delamere Centre.

5 Meeting Notices

Her Worship the Mayor gave the following Meeting Notice:

- *Regarding Item 16 - three late submissions have been received and tabled for the deliberations of submissions to the Mahere a Tau | Proposed Annual Plan 2024 – 2025.*

6 Nga Mihimihi | Acknowledgements

CEO Godfery made an acknowledgement to those who have lost family members.

7 Public Forum

No Public Forum was heard.

8 CONFIRMATION OF COUNCIL MINUTES

8.1 Ordinary Council – 24 April 2024

Resolved

That the minutes of the Ordinary Council Meeting held on 24 April 2024 be confirmed as a true and accurate record.

**Deputy Mayor Rangihika / Councillor Savage
CARRIED**

8.2 Extraordinary Council – 15 May 2024

Resolved

That the minutes of the Ordinary Council Meeting held on 15 May 2024 be confirmed as a true and accurate record.

**Deputy Mayor Rangihika / Councillor Godfery
CARRIED**

8.3 Extraordinary Council – 22 May 2024

Resolved

That the minutes of the Extraordinary Council Meeting held on 22 May 2024 be confirmed as a true and accurate record.

**Councillors Ross / Andrews
CARRIED**

9 RECEIPT OF COMMITTEE MINUTES

9.1 Regulatory and Services Committee Meeting – 15 May 2024

Correction:

Page 13 – Item 1 – Action Item – Change wording from “....to promote roaming dogs in the next newsletter....” to “....to make comment on roaming dogs in the next newsletter....”

Meeting adjourned at 9.15am and reconvened at 9.19am

Resolved

That the minutes of the Regulatory and Services Committee Meeting held on 15 May 2024 be confirmed as a true and accurate record.

**Councillors Ion / Savage
CARRIED**

10 RECEIPT OF REGIONAL MINUTES

10.1 BOP Civil Defence Emergency Management – 4 April 2024

Action Items:

Her Worship the Mayor to confirm with the Secretary of BOP Civil Defence Emergency Management, which is the Bay of Plenty Regional Council, the timeframe for feedback into the next round of the new Emergency Management Bill.

Meeting link to be shared on Councils platforms, and emailed to Elected Members, of the meeting held on the 4 April 2024.

Resolved

That the minutes from the BOP Civil Defence Emergency Management meeting held on 4 April 2024 be received.

**Councillors Kingi / Ross
CARRIED**

10.2 BOP Mayoral Forum – 3 May 2024

Action Item:

Meeting link to be shared on Councils platform, and emailed to Elected Members, of the meeting held on the 3 May 2024.

Resolved

That the minutes from the BOP Mayoral Forum meeting held on 3 May 2024 be received.

**Deputy Mayor Rangihika / Councillor Kingi
CARRIED**

10.3 BOP Regional Transport – 7 May 2024

Action Item:

Meeting link to be shared on Council platforms and emailed to Elected Members.

Resolved

That the minutes from the BOP Regional Transport meeting held on 7 May 2024 be received.

**Councillors Ion / Savage
CARRIED**

11 Her Worship the Mayor's Report (101400)

Resolved

That Her Worship the Mayor's report for the period Thursday 18 April 2024 to Wednesday 22 May 2024 be received.

**Her Worship the Mayor / Councillor Kingi
CARRIED**

12 Action Schedule (Chief Executive Officer) (101120)**Resolved**

That the updated Action Schedule of resolutions/actions requested by Council is received.

**Councillor Julian / Deputy Mayor Rangihika
CARRIED**

13 Annual Plan Performance for the Nine Months Ended 31 March 2024 (Group Manager, Finance and Corporate Services) (110400)

Council discussed the Annual Plan Performance for the Nine Months Ended 31 March 2024.

Resolved

That the report "Annual Plan Performance for the Nine Months Ended 31 March 2024" be received.

**Councillor Ion / Deputy Mayor Rangihika
CARRIED**

14 Rates Remission Policy for Sport, Recreation and Community Organisations Leasing Council Land (Chief Executive Officer) (110551)

Councillors Ion and Ross declared a conflict of interest and left the meeting at 10.10am

Council discussed the report Rates Remission Policy for Sport, Recreation and Community Organisations leasing Council land.

Resolved

1. *That the report "Rates Remission Policy for Sport, Recreation and Community Organisations Leasing Council Land" be received.*
2. *That the Rates Remission Policy for Sport, Recreation, and Community Organisations leasing Council land be adopted for consultation.*

**Councillors Kingi / Godfery
CARRIED**

Councillors Ion and Ross returned to the meeting at 10.19am

15 Hire Fee Options for Rangī Delamere Centre (Group Manager, Finance and Corporate Services) (108107)

Councillor Julian declared a conflict of interest and left the meeting at 10.20am

Council discussed the report on the Hire Fee Options for Rangī Delamere Centre.

Resolved

1. *That the report "Hire Fee Options for Rangī Delamere Centre" be received.*

**Deputy Mayor Rangihika / Councillor Ion
CARRIED**

Resolved

2. *That Council advises of the preferred options for hire fees for the Rangī Delamere Centre.*

- 2.1 *That the bond for the Rangī Delamere Centre be set at \$200.00*

**Councillors Ion / Savage
Deputy Mayor Rangihika and Councillor Andrews voted against the resolution
MAJORITY CARRIED**

Resolved

- 2.2 *That the hire fee for the Rangī Delamere Centre be set at \$20 per hour, Half day rate of \$70.00 and Full day rate of \$140.00*

**Councillors Godfery / Kingi
Deputy Mayor Rangihika and Councillors Ion and Andrews voted against the
resolution
MAJORITY CARRIED**

Group Manager Finance & Corporate Services advised that an evening fee was not required as hirers could choose to book the facility at the hourly rate of \$20 or book the facility at the half day rate of \$70.

Resolved

3. *That Council advises of the preferred option for the cleaning of the Rangī Delamere Centre.*

- 3.1 *That a tick box option be provided for the hirer to confirm:*

A - The hirer cleans the facility at the end of the booking timeframe, with a fee of \$50 per hour charged if the cleaning is not up to Council's standards.

B - The hirer requests Council to clean the facility at a fee of \$50 per hour.

**Councillor Ion / Her Worship the Mayor
CARRIED**

Resolved

4. *That further consideration for block bookings be given to the two establishment groups.*

**Councillors Ion / Ross
CARRIED**

Action Item:

Chief Executive to liaise with the two establishment groups and report to Council of the outcome.

Councillor Julian returned to the meeting at 11.06am

16 Deliberations of Submissions to the Mahere a Tau | Proposed Annual Plan 2024-2025 (Manager, Communications and Engagement) (110553)

Council deliberated on the submissions for the Proposed Annual Plan for 2024 - 2025.

Resolved

1. *That the report "Deliberations of Submissions to the Mahere a Tau | Proposed Annual Plan 2024 - 2025" be received.*

**Her Worship the Mayor / Councillor Ross
CARRIED**

Resolved

2. *That Council deliberations on submissions during the special consultative process of the Mahere ā Tau | Proposed Annual Plan 2024-2025 provide Council staff with direction to respond to the submissions from residents and organisations.*

**Her Worship the Mayor / Councillor Kingi
CARRIED**

Resolved

3. *That Council requests staff to review the budget and levels of service to determine budget savings to reduce the rates requirement.*

**Her Worship the Mayor / Councillor Ion
CARRIED**

Resolved

4. *That Council holds an Extraordinary meeting on 12 June 2024 to decide on the opportunities and changes to the budget and rates requirements.*

**Her Worship the Mayor / Councillor Ion
CARRIED**

Meeting adjourned at 12.00pm

Meeting resumed at 12.10pm

17 Exclusion of the Public – 12.11pm

Resolved

That the public is excluded from the following part of the proceedings of this meeting, namely:

1. **Minutes for Confidential Meeting Held on 15 May 2024**
2. **Business Proposal**

**Councillors Ross / Savage
CARRIED**

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

<i>General Subject of the matter to be considered</i>	<i>Reason for passing this resolution in relation to each matter</i>	<i>Ground(s) under section 48(1) for the passing of this resolution</i>
1. <i>Minutes from Confidential Meeting held on 15 May 2024.</i> 2. <i>Business Proposal.</i>	<i>Maintain the effective conduct of public affairs through the free and frank expression of opinions.</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48 (1) (a) (i)</i>

This resolution is made in reliance on Section 48(1) (a) of the Local Government Official Information & Meetings Act 1987 and the particular interest or interests protected by Section 7 (2) (b) (i) of that Act.

Karakia Whakamutunga

Pastor Mark Kingi closed the Meeting with a karakia at 1.02pm

F K N Tunui

Mayor

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**Minutes of the Extraordinary Meeting of the Kawerau District Council
held on Wednesday 12 June 2024
commencing at 9.01am**

Present: Her Worship the Mayor F K N Tunui
Deputy Mayor A Rangihika
Councillor C J Ion
Councillor W Godfery
Councillor B Julian
Councillor R G K Savage
Councillor S Kingi (via Zoom)
Councillor R Andrews
Councillor J Ross

In Attendance: Chief Executive Officer (M Godfery)
Group Manager, Finance and Corporate Services (L Butler)
Group Manager, Regulatory and Planning (M Glaspey)
Group Manager, Operations and Services (R Nel)
Communications and Engagement Manager (T Humberstone)
Economic and Community Development Manager (L Barton)
Administration Officer (T Barnett)

1 Karakia Timatanga | Opening Prayer

Pastor Dinal McMillan led the meeting in prayer

2 Apologies

No apologies were received.

3 Leave of Absence

No Leave of Absence were received.

4 Declarations of Conflict of Interest

No Declarations of Conflict of Interest were received.

5 Meeting Notices

Chief Executive Godfery gave the following Meeting Notices:

- Confirmation that the extension for the proposed introduction of Fluoride was accepted, with an extension being granted until 30 September 2024.*
- That the Bill on Maori Wards was made available for the public to view on the Councils website.*
- CEO Godfery thanked the public for their patience during the repairs for the pool. Mercury Energy have been offering much appreciated assistance with some advice on how to manage the silica build up in the bore.*

6 Nga Mihimihi | Acknowledgements

Chief Executive gave the following Acknowledgements:

- To Theresa Barnett, Administration Officer on her resignation. CE Godfery, Her Worship the Mayor and Councillors thanked Theresa for her service during her time at Kawerau District Council, and wished her the best for her new venture.
- Her Worship the Mayor, and Councillors each gave individual congratulatory speeches on their time with the previous Mayor Malcolm Campbell, in light of receiving the New Zealand Order of Merit (MNZM) award, for services to local government and the community.

7 Public Forum

No Public Forum was received

8 Amendments to Proposed Budget for the Annual Plan 2024 / 25 (Group Manager, Finance and Corporate Services) (110400)

Council discussed the report on the Amendments to Proposed Budget for the Annual Plan 2024 /25

Resolved

1. That the report "Amendments to Proposed Budget for the Annual Plan 2024 / 25" be received.

**Councillors Ross / Godfery
CARRIED**

Resolved

2. That Council adopt the recommended budget amendments to reduce the rates requirement from 15.1% to 12.2% for the 2024 / 25 budget for inclusion in the preparation of the Final Annual Plan 2024 / 25 which will be adopted by Council on 26 June 2024.

**Deputy Mayor Rangihika / Councillor Savage
CARRIED**

Resolved

3. That Council set the Uniform Annual General Charge (UAGC) for 2024 / 25 at \$900

**Deputy Mayor Rangihika / Councillor Ion
CARRIED**

9 Stoneham Park Reserve Revocation Process (Communication and Engagement Manager) (110553)

Council discussed the report on the Stoneham Park Reserve Revocation Process.

Resolved

1. That the report "Stoneham Park Reserve Exchange and Reserve Revocation" be received.
2. The Council resolved to approve the application of the Reserve Revocation process

for the Reserve, being Lot 1 DPS 54056, noting that there were no objections received, to the Minister via the Department of Conservation:

- a. To enable the reserve status to be revoked and be replaced by freehold status enabling the eventual development and sale of the section;
- b. To maximizes the use of the recreational reserve no longer required or being used for organised sport.
- c. Acknowledging the fee simple land located on Fenton Mill Road being 5.44ha (Lot 2 DPS 77805), has been exchanged, becoming recreational reserve which will be developed and enhanced for this purpose.

**Councillors Savage / Julian
CARRIED**

10 Adoption of the Draft Dangerous and Insanitary Buildings Policy 2024 for Consultation (Group Manager, Regulatory and Planning) (304100)

Council discussed the report on the Adoption of the Draft Dangerous and Insanitary Buildings Policy 2024 for Consultation.

Resolved

1. That the report "Adoption of the Draft Dangerous and Insanitary Buildings Policy 2024 for Consultation" be received.
2. That Council adopts the draft Dangerous, Affected and Insanitary Buildings Policy 2024 as presented for commencement of the special consultative procedure, with submissions closing at 5.00pm on Friday 19 July 2024.

**Deputy Mayor Rangihika / Councillor Andrews
CARRIED**

11 Activity Review for the Parks and Reserves Service (Group Manager, Operations and Services) (408000)

Council discussed the report on the Activity Review for the Parks and Reserves Service.

Resolved

1. That the report "Activity Review for the Parks and Reserves Service" be received.
2. That Council adopt the Parks and Reserves Service as proposed in the report and appendix.

**Councillors Ion / Ross
CARRIED**

12 Activity (s17A) Review for Firmin Lodge (#2) – Booking Terms and Fees (Economic and Community Development Manager) (103015)

Attached is a report on the Activity Review for Firmin Lodge

Resolved

1. That the report "Activity (s17a) Review for Firmin Lodge (#2) - booking terms and fees"

be received.

**Deputy Mayor Rangihika / Ross
CARRIED**

Resolved

2. *That Council adopt **option two** – (Section One – Payment & Cancellation Terms).*

**Councillors Savage / Ion
CARRIED**

Resolved

3. *That Council adopt **option two** – (Section Two – Booking Type & Fees)*

**Councillor Julian / Her Worship the Mayor
CARRIED**

Resolved

4. *That Council **retains** the current bonds – (Section Three - Bonds):*

a) *Accommodation Booking - \$500.00*

b) *Casual Booking - \$200.00*

**Her Worship the Mayor / Councillor Ross
CARRIED**

Resolved

5. *That Council **Tracks & Monitors** the new Payment & Cancellation Terms and Booking Type & Fees, and undertake a further review in 12 months – (Section Three - Request for Expressions of Interest (RFEI)).*

**Councillors Savage / Julian
CARRIED**

Resolved

6. *That Council adopt the Firmin Lodge delivery as proposed in this report and Appendix A.*

**Councillors Ion / Ross
CARRIED**

Karakia Whakamutunga

Dinal McMillan closed the meeting with a Karakia at 2.41pm

F K N Tunui

Mayor

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**Minutes of the Ordinary Meeting of the Kawerau District Council
held on Wednesday 26 June 2024
in the Council Chamber commencing at 9.00am**

Present: Her Worship the Mayor F K N Tunui
Deputy Mayor A Rangihika
Councillor C J Ion
Councillor B Julian
Councillor R G K Savage
Councillor Godfery
Councillor J Ross
Councillor R Andrews

In Attendance: Chief Executive Officer (M Godfery)
Group Manager, Finance and Corporate Services (L Butler)
Group Manager, Operations and Services (R Nel)
Group Manager, Regulatory and Planning (M Glaspey)
Administration Officer (L Kerei)

1 Karakia Timatanga | Opening Prayer

Pastor Mark Kingi opened the meeting with a prayer.

2 Apologies

Resolved

Apologies from Councillor Kingi were received.

**Councillors Andrews / Ross
CARRIED**

3 Leave of Absence

No Leave of Absence was received.

4 Declarations of Conflict of Interest

No Declarations of Conflict of Interest were received.

5 Meeting Notices

Her Worship the Mayor gave the following Meeting Notices:

- *Acknowledged the incidents that recently occurred in Kawerau expressing sincerest heartfelt thoughts on behalf of Council to the young person receiving care in hospital.*
- *Also acknowledged impacts of recent weather events in the Tairāwhiti and Wairoa districts and expressed Council's thoughts and aroha to the Hawkes Bay region.*

Chief Executive Godfery gave the following Meeting Notices:

- Council have been holding several events for Matariki this week. The final event will be held Wednesday 26 June 2024 at 1pm which is the Kawerau Community Awards.
- Two apologies from Management and wishing them a speedy recovery.

6 Nga Mihimihi | Acknowledgements

Nga Mihimihi | Acknowledgements were covered within the Meeting Notices.

7 Public Forum

No Public Forum was heard.

8 CONFIRMATION OF COUNCIL MINUTES

8.1 Ordinary Council – 29 May 2024

Corrections:

Page 4 - Item 14. - Rates Remission Policy for Sport, Recreation and Community Organisations Leasing Council Land – Remove Cr Ross as Seconder and replace with Cr Godfery.

Page 5 – Item 15 – Hire Fee Options for Rangī Delamere Centre – Remove Resolved by Cr Julian and Deputy Mayor Rangihika.

Resolved

1. *That the minutes of the Ordinary Council Meeting held on 29 May 2024 be received.*
2. *That the minutes be amended and resubmitted to the July Ordinary Council Meeting for a true and accurate record.*

**Deputy Mayor Rangihika / Councillor Ross
CARRIED**

8.2 Extraordinary Council – 12 June 2024

Corrections:

Page 8 – Record Cr Ion as present at the meeting

Page 9 – Paragraph 1 – Remove Morgan and replace with CE Godfery.

Page 9 – Paragraph 2 – Write in full Member of the New Zealand Order of Merit (MNZM)

Resolved

1. *That the minutes of the Extraordinary Council Meeting held on 12 June 2024 be received.*
2. *That the minutes be amended and then resubmitted to the July Ordinary Council Meeting for a true and accurate record.*

**Councillors Ion / Julian
CARRIED**

9 RECEIPT OF COMMITTEE MINUTES

9.1 Regulatory and Services Committee Meeting – 12 June 2024

Resolved

That the minutes of the Regulatory and Services Committee Meeting held on 12 June 2024 be confirmed as a true and accurate record.

**Councillors Ion / Andrews
CARRIED**

9.2 Audit and Risk Committee Meeting – 10 June 2024

Resolved

That the minutes of the Audit and Risk Committee Meeting held on 10 June 2024 be confirmed as a true and accurate record.

**Deputy Mayor Rangihika / Councillor Julian
CARRIED**

10 RECEIPT OF REGIONAL MINUTES

There were no receipt of Regional Minutes

11 Her Worship the Mayor's Report (101400)

Resolved

That Her Worship the Mayor's report for the period Thursday 23 May 2024 to Wednesday 19 June 2024 is received.

**Her Worship the Mayor / Councillor Ross
CARRIED**

12 Action Schedule (Chief Executive) (101120)

Resolved

That the updated Action Schedule of resolutions/actions requested by Council is received.

**Councillors Ion / Savage
CARRIED**

13 Adoption of the Rates Remission Policy for Sport, Recreation, and Community Organisations Leasing Council Land (Chief Executive) (110551)

Council discussed the report on the Adoption of the Rates Remission Policy for Sport, Recreation and Community Organisations Leasing Council Land.

Resolved

1. *That the report “Adoption of the Rates Remission Policy for Sport, Recreation, and Community Organisations Leasing Council Land” be received.*
2. *That Council adopts the “Rates Remission Policy for Sport, Recreation, and Community Organisations Leasing Council Land”.*

**Councillor Godfery / Deputy Mayor Rangihika
CARRIED**

14 Rates Remission for High Valued Properties Residential Properties 2024-25 (Group Manager, Finance & Corporate Services) (110551)

Council discussed the report on the Rates Remission for High Valued Properties Residential Properties 2024-25.

Resolved

1. *That the report “Rates Remission for High Valued Residential Properties 2024-25” be received.*
2. *That Council increases the remission for high valued residential properties to \$5,500 for 2024/25 rating year in accordance with Council’s Remission Policy.*
3. *That the Remission Policy be reviewed with the Long-Term Plan to ensure it is fit for purpose.*

**Her Worship the Mayor / Councillor Savage
CARRIED**

15 Fees & Charges 2024/25 (Group Manager, Finance & Corporate Services) (201600)

Council discussed the report on the Fees & Charges 2024/25.

Resolved

1. *That the report “Fees & Charges 2024/25” be received.*
2. *That Council adopts the fees and charges (including GST) for 2024/25 as detailed in Appendix A.*

**Councillors Ion / Savage
CARRIED**

16 Adoption of Annual Plan 2024-2025 (Group Manager, Finance & Corporate Services) (110400)

Council discussed the report on the Adoption of the Annual Plan 2024-2025.

Resolved

1. *That the report "Adoption of Annual Plan 2024-2025" be received.*
2. *That Council resolves to adopt the "Annual Plan 2024-2025" as presented with amendments.*
3. *That Council informs the terms of responding to submissions post the formal adoption of the Annual Plan as amended.*

**Councillor Julian / Deputy Mayor Rangihika
CARRIED**

17 Adoption of Rates Resolution (Group Manager, Finance & Corporate Services) (209900)

Following the adoption of the 2024-25 Annual Plan, Council is required to set the rates for the 2024/25 financial year.

Resolved

1. *That Council sets the following rates under the Local Government (Rating) Act 2002, on the rating units in the district for the financial year commencing on 1 July 2024 and ending on 30 June 2025.*

(a) Uniform Annual General Charge

A uniform annual general charge of \$900.00 (including GST) per separately used or inhabited part of a rating unit, set under section 15 of the Local Government (Rating) Act 2002 on every rateable rating unit within the district.

(b) General Rate

A General Rate set under section 13 of the Local Government (Rating) Act 2002 on every rating unit within the district, assessed on a differential basis as described below:

- *A rate of **0.4246** cents in the dollar (including GST) of capital value on every rateable rating unit zoned "residential", "rural lifestyle" and "reserve" in terms of Council's operative District Plan.*
- *A rate of **2.8362** cents in the dollar (including GST) of capital value for every rateable rating unit in all other land zones of Council's operative District Plan other than "residential", "rural lifestyle" and "reserve".*

(c) Water Supply Rates

A targeted rate for water supply, set under section 16 of the Local Government (Rating) Act 2002, of **\$84.50** (including GST) per separately used or inhabited part of a rating unit to which water is connected (excluding those properties that are supplied by water meter).

A targeted rate for water supply, set under section 19 of the Local Government (Rating) Act 2002, of **\$0.27** (including GST) per cubic metre of water supplied to any rating unit on metered water supply.

(d) Wastewater Disposal Rate

A targeted rate for wastewater disposal, set under section 16 of the Local Government (Rating) Act 2002, of **\$170.00** (including GST) per separately used or inhabited part of a rating unit that is connected to Council's wastewater disposal network.

(e) Refuse Collection Rate

Targeted rates for refuse collection set under section 16 of the Local Government (Rating) Act 2002 for rating units to which refuse collection services are available, assessed as described below:

- A rate of **\$267.70** (including GST) per 60 or 80 litre residual waste bin.
- A rate of **\$327.70** (including GST) per 120 litre residual waste bin.

DUE DATES FOR PAYMENT OF RATES

2. That all rates (except metered water) will be payable in four equal instalments due on:

<i>Instalment 1</i>	<i>23 August 2024</i>
<i>Instalment 2</i>	<i>22 November 2024</i>
<i>Instalment 3</i>	<i>21 February 2025</i>
<i>Instalment 4</i>	<i>23 May 2025</i>

The due dates for metered water are as follows:

<u>Reading Date</u>	<u>Payment Due Date</u>
1. 30 September 2024	25 October 2024
2. 30 December 2024	24 January 2025
3. 31 March 2025	24 April 2025
4. 30 June 2025	25 July 2025

PENALTIES

3. That Council, applies penalties to unpaid rates (apart from metered water) as follows:

- (i) *A penalty of 5 percent on the amount of any instalment assessed between 1 July 2024 and 30 June 2025 and which is unpaid after the due date for that instalment, to be added on the following dates:*

*Instalment 1 penalty added – 26 August 2024
 Instalment 2 penalty added – 25 November 2024
 Instalment 3 penalty added – 24 February 2025
 Instalment 4 penalty added – 26 May 2025*

- (ii) *A further penalty of 3 percent on any rates assessed before 1 July 2024 including previously applied penalties, which remain unpaid on 4 July 2024 to be added on the 5 July 2024.*

- (iii) *A further penalty of 3 percent on any rates to which a penalty has been added under (ii) above if the rates remain unpaid on 6 January 2025 to be added 7 January 2025.*

and delegates authority to the Chief Executive Officer to add the penalties.

PAYMENT OF RATES

4. *That rates shall be payable at the Offices of the Kawerau District Council, Ranfurly Court, Kawerau between the hours of 8:00am and 5:00pm, Monday to Friday.*

**Her Worship the Mayor / Councillor Ross
 CARRIED**

18 Activity Review for Economic Development (Economic & Community Development Manager) (103015)

Council discussed the report on the Activity Review for Economic Development.

Action item:

Staff to return the report with additional information including the return on investment that Council makes in external partners and agencies.

Resolved

1. *That the report “Activity Review for Economic Development” be received.*
2. *That the report be returned with additional information as requested by Council.*

**Councillors Savage / Godfery
 CARRIED**

19 Activity Review for the Aquatic Centre Service (Group Manager, Operations & Services) (103015)

Council discussed the report on the Activity Review for the Aquatic Centre Service.

Corrections:

Page 63 – Number 3 – last paragraph – reword “The pools and spa are heated using geothermal energy and provide hot water all year round”

Page 66 – Risk of the Service – remove “Although the pools are not deep, there is still a risk of drowning”.

Resolved

1. *That the report “Activity Review for the Aquatic Centre Service” be received.*
2. *That the report be returned with additional information as requested by Council.*

**Councillors Ion / Andrews
CARRIED**

20 Activity Review for Pensioner Housing (Communications & Engagement Manager) (103015)

Council discussed the report on the Activity Review for Pensioner Housing.

Action item:

Staff to return the report with additional information including the history of the partnership between Council and Kawerau Social Services Trust (Mountain View) and further detail on the implications of any future expansion plans.

Resolved

1. *That the report “Activity Review for Pensioner Housing” be received.*
2. *That the report be returned with additional information as requested by Council.*

**Her Worship the Mayor / Councillor Ion
CARRIED**

21 Exclusion of the Public – 10:50am

Resolved

That the public is excluded from the following part of the proceedings of this meeting, namely:

1. **Minutes for Confidential Meeting Held on 29 May 2024**
2. **Rent Reviews of Council land leased by organisations that own the buildings on Council land**

**Councillors Ross / Savage
CARRIED**

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

General Subject of the 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
1. Minutes from Confidential Meeting held on 29 May 2024. 2. Rent Reviews of Council land leased by organisations that own the buildings on Council land	<i>Maintain the effective conduct of public affairs through the free and frank expression of opinions.</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists. Section 48 (1) (a) (i)</i>

This resolution is made in reliance on Section 48(1) (a) of the Local Government Official Information & Meetings Act 1987 and the particular interest or interests protected by Section 7 (2) (b) (i) of that Act.

Karakia Whakamutunga

Pastor Mark Kingi closed the meeting with a karakia at 11:31am

F K N Tunui

Mayor

z:\kdc taxonomy\governance\democratic services\meetings\council\minutes\draft\minutes council - draft 2024.0.26.docx

**Minutes of the Extraordinary Meeting of the Kawerau District Council
held on Wednesday 17 July 2024
commencing at 11.00am**

Present: Her Worship the Mayor F K N Tunui
Deputy Mayor A Rangihika
Councillor B J Julian
Councillor R G K Savage
Councillor S Kingi
Councillor R Andrews

In Attendance: Chief Executive Officer (M Godfery)
Group Manager, Finance and Corporate Services (L Butler)
Group Manager, Regulatory and Planning (M Glaspey)
Communications and Engagement Manager (T Humberstone)
Economic and Community Development Manager (L Barton)
Administration Officer (L Kerei)

1 Karakia Timatanga | Opening Prayer

Pastor Paul Heke opened the meeting with a prayer

2 Apologies

Resolved

Apologies from Councillors Ion, Ross and Godfery were received.

**Councillors Kingi / Savage
CARRIED**

3 Leave of Absence

No Leave of Absence were received.

4 Declarations of Conflict of Interest

No Declarations of Conflict of Interest were received.

5 Meeting Notices

Her Worship the Mayor welcomed Dale Ofsoske from Election Services and Alisha McLennan from the Beacon who both joined the meeting via Zoom.

6 Nga Mihimihi | Acknowledgements

Her Worship the Mayor gave the following Acknowledgements:

- *Thoughts and aroha (love) to those in the Community who have recently lost loved ones.*
- *Acknowledged Industrial Symbiosis Kawerau (ISK) and Mayors Taskforce for Jobs (MTFJ) Coordinator Amy Hayes for a successful Kawerau Industrial Open Day event put on for the Community and rangatahi (young people) on Saturday 13 July 2024. Thank you to all the partners involved in the event.*

- Deputy Mayor Rangihika and Councillor Andrews acknowledged the Kawerau Senior Rugby team, for coming second in the Eastern Bay of Plenty Senior Rugby Competition. A special acknowledgment to those involved in the team and the Club and those that sponsored the team.

7 Public Forum

No Public Forum was Heard

8 Electoral Processes: Representation Review Initial Proposal (Communications & Engagement Manager) (101200)

Council discussed the report on the Electoral Processes: Representation Review Initial Proposal.

Resolved

1. *That the report "Electoral Processes: Representation Review Initial Proposal" be received.*

**Councillors Kingi / Savage
CARRIED**

Resolved

2. *That Council adopts, as its initial proposal Option 1: Eight councillors, plus the Mayor, being: Two Councillors elected 'At-Large', and Three Councillors from one Māori Ward, and Three Councillors from one General Ward, and no Community Boards.*

**Councillors Kingi / Andrews
CARRIED**

Resolved

3. *That Council agrees to use the Kawerau Māori Ward, the Kawerau General Ward and the Kawerau At-Large Ward as placeholder names in the interim.*

**Councillors Julian / Andrews
CARRIED**

Resolved

4. *That Council agrees to undertake formal consultation on the initial proposal, including public notice on 22 July 2024 and a submission period between 22 July 2024 and 26 August 2024 followed by a Hearing of Submitters to be held on 11 September 2024.*

**Councillor Kingi / Deputy Mayor Rangihika
CARRIED**

9 Karakia Whakamutunga

Pastor Paul Heke closed the meeting with a prayer at 12:21pm

F K N Tunui
Mayor

**Minutes of the Regulatory & Services Committee
held on Wednesday 17 July 2024
commencing at 9.00am**

Present: Councillor B Julian (Deputy Chairperson)
Her Worship the Mayor F K N Tunui
Deputy Mayor A Rangihika
Councillor S Kingi
Councillor W Godfery
Councillor R G K Savage
Councillor R Andrews

In Attendance: Chief Executive Officer (M Godfery)
Group Manager, Finance and Corporate Services (L Butler)
Group Manager, Operations and Services (R Nel)
Group Manager, Regulatory and Planning (M Glaspey)
Communications Manager (T Humberstone)
Economic and Community Development Manager (L Barton)
Administration Officer (L Kerei)

1 Karakia Timatanga | Opening Prayer

Pastor Paul Heke opened the meeting with a prayer.

2 Apologies

Resolved

Apologies from Chairperson C J Ion and Councillor Ross were received.

**Councillors Kingi / Andrews
CARRIED**

3 Leave of Absence

No Leave of Absence were received.

4 Declarations of Conflict of Interest

No Declarations of Conflict of Interest were received.

5 Public Forum

No Public Forum was Heard

PART A – REGULATORY

6 Monthly Report - Regulatory and Planning Services (Group Manager, Regulatory and Planning Services) (340000)

The Committee discussed a report from the Group Manager, Regulatory and Services covering activities for the month of June 2024.

Resolved

That the report from the Group Manager, Regulatory and Services for the month of June 2024 is received.

**Her Worship the Mayor / Councillor Kingi
CARRIED**

PART B – NON REGULATORY

7 Monthly Report - Finance and Corporate Services (Group Manager, Finance and Corporate Services) (211000)

The Committee discussed a report from the Group Manager, Finance and Corporate Services covering activities for the month of June 2024.

Resolved

That the report from the Group Manager, Finance and Corporate Services for the month of June 2024 is received.

**Deputy Mayor Rangihika / Councillor Savage
CARRIED**

8 Monthly Report - Operations and Services (Group Manager, Operations and Services) (440000)

The Committee discussed a report from the Group Manager, Operations and Services covering activities for the month of June 2024.

Correction:

Page 17 – Reword “Pool” to “Complete”.
Page 18 – Reword “Done” to “Complete”.

Resolved

That the report from the Group Manager, Operations and Services for the month of June 2024 is received.

**Deputy Mayor Rangihika / Councillor Savage
CARRIED**

9 Monthly Report - Economic and Community Development (Economic and Community Development Manager) (309005)

The Committee discussed a report from the Economic and Community Development Manager covering activities for the month of June 2024.

Resolved

That the report from the Economic and Community Development Manager for the month of June 2024 is received.

**Councillors Kingi / Godfery
CARRIED**

10 Monthly Report – Communications and Engagement (Communications and Engagement Manager) (340100)

The Committee discussed a report from the Communications and Engagement Manager covering activities for the month of June 2024.

Resolved

That the report from the Communications and Engagement Manager for the month of June 2024 is received.

**Councillor Savage / Her Worship the Mayor
CARRIED**

11 Funding Applications for Kawerau Christmas in the Park (CITP) 2024 (Economic and Community Development Manager) (309305)

The Committee discussed a report from the Economic and Community Development Manager covering the Funding Applications for Kawerau Christmas in the Park (CITP) 2024.

Correction:

Page 28 – Item 2 – Options Considered – Remove 2023 and replace with 2024.

Action item:

Elected Members requested a summary of costs for 2023 Christmas in the Park.

Resolved

1. *That the report “Funding Applications for Kawerau Christmas in the Park (CITP) 2024” is received.*

**Her Worship the Mayor / Councillor Kingi
CARRIED**

Resolved

2. *That Council approves funding applications for the Kawerau Christmas in the Park (CITP) 2024 to be prepared and submitted to:*

- *New Zealand Community Trust for \$82,000*
- *Lion Foundation for \$65,000*
- *Trust Horizon for \$10,000*
- *Lottery Community for \$20,000*
- *Bay Trust for \$12,000*

**Her Worship the Mayor / Councillor Savage
CARRIED**

12 Karakia Whakamutunga | Closing Prayer

Pastor Paul Heke closed the meeting with a prayer at 9.50am

B J Julian

Deputy Chairperson

<u>Meeting</u>	Council
<u>Meeting Date:</u>	31 July 2024
<u>Subject:</u>	Her Worship the Mayor's Report
<u>File No.</u>	101400

1 **Purpose**

The purpose of this report is to outline meetings, functions and events that I have hosted, attended and/or participated in for the period Thursday, 20 June to Wednesday 24 July 2024.

June

- Thurs 20
 - Meeting with Iwi Ngāti Tuwharetoa, Central Government Agencies, and Council re: communication and engagement, held in Council Chamber.
 - Attended Tohunga Tumau Puanga Matariki Celebration, held in Taupo, in support of Ngāti Tuwharetoa BOP Settlement Trust.
- Fri 21
 - Meeting with Area Commander, Police, Nicola Cooney re: incident at Kawerau Gull.
- Mon 24
 - KDC organisation wide Pohutukawa Matariki gathering to acknowledge and support staff who have lost loved ones over the past 12 months.
 - Community Pohutukawa Matariki Tree Planting Memorial Service to acknowledge and support those in the community who have lost loved ones over the past 12 months
 - Eastern BOP Spatial Plan Meeting, held in Whakatane.
- Tues 25
 - Matariki Mayoral Lunch with Kaumatua and Elderly residents of Kawerau, held in Town Hall.
- Wed 26
 - June 2024 Council Meeting Day, held in Council Chamber
[COUNCIL_AGENDA_2024.06.26.pdf \(kaweraudc.govt.nz\)](https://www.kaweraudc.govt.nz/COUNCIL_AGENDA_2024.06.26.pdf)
 - Matariki Community Awards, held in the Concert Chamber
 - Visit from LGNZ President Sam Broughton and CE Susan Freeman-Greene, held in the Council Chamber
- Thur 27
 - Interview with Waiata Anthems in support of Kawerau rangatahi Nikau Grace and her new waiata.
 - Manawatia a Matariki – Celebrating the new beginnings for Putauaki Kindergarten, held at 10 Marshall Street.
 - Central Kids Matariki Celebration, held at 40 Ballance Street.

July

- Wed 3
 - Hui with Council Cultural Advisor Te Haukakawa (Boycie) Te Rire re: feedback on the KDC Naming Policy, held in Mayor's Office
- Thurs 4
 - Toi EDA Board and Eastern Bay Mayors meeting re: Toi EDA Strategy and Priorities, held at Whakatōhea Mussels, Opotiki
- Fri 5
 - BOP Civil Defence Emergency Management Group Joint Committee Meeting, held at Rotorua Lakes Council
 - Public Excluded BOP Mayoral Forum re: regional development, held at Rotorua Lakes Council
- Wed 10
 - Council Workshop, held in Council Chamber
 - Electoral Process – Representation Review

- Thur 11
- Mahi Tahī Collaboration Hui with Tuwharetoa ki Kawerau Hauora, Mayors Taskforce for Jobs, and Eastbay REAP re: rangatahi into mahi, held at Tuwharetoa ki Kawerau Hauora
 - ISK Board meeting re: economic development, held at Mercury Energy
- Fri 12
- Hui with Te Runanga o Ngāti Awa CEO, Reuben Araroa, re: Eastern BOP Spatial Plan, held at Whakatane
 - Poroporoaki | Farewell of former Whakatane District Council CEO Steph O’Sullivan, held at Whakatane District Council
- Mon 15
- Hui with Council Cultural Advisor Te Haukakawa (Boycie) Te Rire, held in Mayor’s Office
 - Kawerau Cemetery Board Shelter Update
 - Signage for Tiwhatiwha, Piripiri and Te Marukaa
 - Bilingual staff position roles and titles
 - Te Reo Māori lessons and cultural awareness training
 - Matariki Celebrations 2024
 - Representation Review under the Local Electoral Act 2001
 - Boundary Change – from Whakatane district to Kawerau district.
- Wed 17
- Regulatory & Services Committee Meeting, held in Council Chamber [REGULATORY & SERVICES COMMITTEE AGENDA 2024.07.14 PDF \(kaweraudc.govt.nz\)](#)
 - Extraordinary Council Meeting re: Representation Review 2024. [EXTRAORDINARY AGENDA 2024.07.17.pdf \(kaweraudc.govt.nz\)](#)
 - Eastern BOP Mayors meeting with Minister for Police, Corrections and Emergency Management, Mark Mitchell, hosted by East Coast MP Dana Kirkpatrick, held in Whakatane
 - Invited to join MP Kirkpatrick and Minister Mitchell at the “Let’s Talk Law and Order” discussion held at The Comm, Whakatane
- Fri 19
- Meet and Greet with newly appointed Governance Chair of Eastern BOP Spatial Plan, Vaughan Payne, held in Mayor’s Office
 - Off-Highway Road Opening, hosted by Sequel Lumber and officially opened by Regional Development Minister Shane Jones
 - Meeting with Minister Shane Jones, Eastern BOP Councils, Iwi partners and Toi-EDA re: regional development for the Eastern Bay of Plenty.
- Wed 24
- Council Workshop, held in Council Chamber
 - Residential Development
 - Financial Contributions Policy Review
 - Freedom Camping Bylaw Review
 - Eastern BOP Spatial Plan

2 Mayoral Correspondence

- Wed 10/7 Letter from Hon Louise Upston, Minister for Social Development and Employment.
- Mon 15/7 Invitation from Ian Kennedy, Director of the National Science-Technology Trust.

3 RECOMMENDATION

That Her Worship the Mayor’s report for the period Thursday, 20 June to Wednesday 24 July 2024 be received.



Faylene Tunui
Kahika | Mayor

Action Schedule

Meeting Date	Resolution / Action Requested	Action	Status	Comments	Estimated Date
A&R 04.02.20	Council's Risk Maturity Improvement Programme Arrange KPMG to review Council's Risk Management Maturity profile once the tasks in progress / underway are completed.	GM F&CS	Completed In Progress	<p>Council has completed all areas recommended for improvement and will be engaging a consultant to further assess Council's risk maturity.</p> <p>The risk register that was developed is reviewed regularly by the Audit and Risk Committee.</p> <p>A potential provider was identified during July; however, the cost would be significant and more than budgeted for the 2023/24 financial year. Staff are investigating to see if there is a cost-effective option and approach.</p> <p>Completion of a risk assessment should include key input from a Governance and Senior Leadership Team perspective. With the change in CEO and soon to be Group Manager Operations, the recommendation is to do this review in September 2024, when the new roles in the Senior Leadership team are well established. This will also provide further time for staff to find a cost-effective option.</p>	September 2024
Council 28.06.22	His Worship the Mayor's Report Elected Members agreed to move the cemetery records from the toilet block area to another area of the cemetery.	GM O&S	In Progress	<p>A report will go to Elected Members detailing the two location options, a simplified design of the Signage Board shelter and the costings.</p> <p>Community will be advised once installation is completed.</p>	August 2024
EC 22.11.23	2025 Triennial Elections Council resolved to establish one or more Māori wards for the Kawerau District in the 2025 and 2028 triennial elections.	C&EM	In Progress	<p>Council will work through the review of representation arrangements. Consultation with Tangata Whenua and Iwi (meeting) and the community (via a survey) will take place.</p>	Ongoing March to September 2024

Meeting Date	Resolution / Action Requested	Action	Status	Comments	Estimated Date
R&S 15.05.24	Monthly Report – Operations and Services Staff to present to Elected Members the plans and costings of the new Dog Pound.	GM O&S	Pending	When the concept plans are finalised, a workshop will be arranged with Council.	
EC 15.05.24	Activity Review for Civil Defence Services Staff to hold a workshop to revisit Civil Defence (CEG) for Elected Members.	GM R&P	In Progress	A workshop was being prepared.	July 2024
OC 29.05.24	Hire Fee Options for Rangī Delamere Centre Elected Members and Leadership Team to return to the table for a resolution and confirmation of block bookings.	CEO / GM F&CS	In Progress	The Hire Fee was approved at the Council meeting. A further meeting with the CEO and the Netball Association is planned. A report will then come to Council regarding the block bookings for the Netball Association.	
OC 26.06.24	Activity Review for Economic Development Staff to return the report with additional information including the return on investment that Council makes to external partners and agencies.	ECDM	On Hold	Activity Review will be returned back to Council as part of Long Term Plan (LTP) process, with additional information as requested by Elected Members.	
OC 26.06.24	Activity Review for Pensioner Housing Staff to return the report with additional information including history of the partnership between Council and Kawerau Social Services Trust (that operates Mountain View) and further detail on the implications of any future expansion plans.	C&EM	On Hold	Activity Review will be returned back to Council as part of Long Term Plan (LTP) process, with additional information as requested by Elected Members.	

Completed Items

R&S 13.03.24	<p>Monthly Report – Economic & Community Development</p> <p>Staff were asked to:- Arrange a meeting with the developers of the Off Highway Road to discuss plans moving forward.</p> <p>Arrange a meeting with ISK (Industrial Symbiosis Kawerau) to discuss future endeavours for the Kawerau District.</p>	<p><u>Update – 18 April 2024</u> ISK meeting rescheduled for Thursday 9 May. CEO due to attend</p> <p><u>Update – 22 May 2024</u> ISK quarterly Board meeting date yet to be set, request sent to ISK for dates, awaiting reply</p> <p><u>Update – 23 July 2024</u> ISK Board meeting was held on Thursday 11 July 2024. Attended by Mayor and ECDM, apologies from CEO.</p> <p>Off Highway Road opening was held on Friday 19 July; opened by Hon Shane Jones and attended by Mayor, CEO and ECDM.</p> <p>A meeting was held on Wednesday, 10 July 2024 with Hardie Ave liaison, GM Operations & Services and Manager Comms & Engagement (CE apologies) to clarify upcoming works and discuss funding response timeline from Waka Kotahi (NZTA)</p>
R&S 12.06.24	<p>Monthly Report – Operations & Services</p> <p>Staff to provide a progress report to the residents of Hardie Avenue as to what stage the repairs are at.</p>	<p>A summary of costs was provided to Elected Members.</p>
R&S 17.07.24	<p>Funding Applications for Kawerau Christmas in the Park (CITP) 2024</p> <p>Elected Members requested a summary of costs for 2023 Christmas in the Park.</p>	<p>A summary of costs was provided to Elected Members.</p>

Meeting: Council

Meeting Date: 31 July 2024

Subject: Elected Members' Remuneration – 2024/2025

File No.: 101310

1 **Purpose**

The purpose of this report is to inform members of the remuneration decisions by the Remuneration Authority for the period 1 July 2024 to 30 June 2025 (including the salaries for the positions of additional responsibility).

2 **Background**

The features of the remuneration determinations provided by the Remuneration Authority are:

- The Remuneration Authority sets the base salaries for elected members.
- These base salaries including the Mayor's salary have been determined by a "size index" which is based on the size and complexity for each council.
- The Remuneration Authority determines the Mayor's salary as well as the remuneration "pool" for the Deputy Mayor and Councillors. Each council determines how the whole pool will be distributed for elected members' remuneration, including any positions of additional responsibility (usually done at the beginning of each triennium).
- Council has 2 positions of additional responsibility – Deputy Mayor and Chair of Regulatory and Services.
- Meeting fees are not an option for remunerating members.

The Remuneration Authority determined the following remuneration (annual) for elected members from 1 July 2024 to 30 June 2025:

<u>Office</u>	<u>Salary</u>
Mayor	\$111,214 (before deduction for vehicle)
Deputy Mayor	\$43,849
Committee Chair	\$39,151
Councillor	\$31,322

Overall, elected members' remuneration has gone up by 3.7% when compared to 2023/24.

4 **Elected Members' Allowances**

The Remuneration Authority also determines allowances for elected members, which will be:

- Vehicle mileage allowance is \$0.95 per kilometre (includes petrol, diesel, hybrid and electric vehicles) for eligible travel and there is no minimum distance before mileage may be claimed.
- Travel time allowance of \$40.00 per hour (after the first hour) is payable for time spent travelling on council business (as long as it is the quickest and most direct route). The Mayor is not eligible for this payment.
- Hearing (under the RMA) fees are payable when: conducting a hearing, formally deliberating, participating in a site inspection and preparing for a hearing (NB KDC appoints commissioners for hearings)
- Communications allowances (if Council decides not to provide the required communication devices) are as follows:
 - \$400 pa for PC, Laptop or tablet
 - \$250 pa for printer and consumables
 - \$700 pa for mobile phone and service
 - \$800 pa for internet service
 (To be eligible for these allowances, elected members must have these devices/services and they are available/used for council business)
- Childcare allowance may be paid to a member for costs incurred while member is engaged in council business. The child must be under 14 years and the carer is not the partner of the member. Satisfactory evidence of any childcare cost must be provided.

5 **Reimbursement of Expenses**

Council will reimburse elected members all reasonable expenses incurred when on council business as long as a receipt is provided.

6 **Appendix**

Remuneration Authority Determination – 2024/2025

7 **RECOMMENDATION**

That the report 'Elected Members' Remuneration – 2024/2025' be received.



Peter Christophers, BBS, ACA

Financial Accountant

Local Government Members (2024/25) Determination 2024

This determination is made by the Remuneration Authority under the Remuneration Authority Act 1977 and clauses 6 and 7A of Schedule 7 of the Local Government Act 2002, after having regard to the matters specified in clause 7 of that schedule.

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Determination

1 Title

This determination is the Local Government Members (2024/25) Determination 2024.

2 Commencement

This determination comes into force on 1 July 2024.

3 Expiry

This determination expires at the close of 30 June 2025.

Interpretation

4 Interpretation

In this determination, unless the context otherwise requires,—

board means—

- (a) a community board of a territorial authority other than the Auckland Council; or
- (b) a local board of the Auckland Council

determination term means the period from the coming into force of this determination to its expiry

hearing has the meaning given to it by clause 5

hearing time has the meaning given to it by clause 6

local authority means a regional council or a territorial authority

member means, in relation to a local authority or a board, a person who is declared to be elected to that local authority or board under the Local Electoral Act 2001 or who, as the result of further election or appointment under that Act or the Local Government Act 2002, is an office holder in relation to the local authority or board (for example, a chairperson)

on local authority business includes on the business of any board of the local authority

regional council means a regional council named in Part 1 of Schedule 2 of the Local Government Act 2002

RMA means the Resource Management Act 1991

territorial authority means a territorial authority named in Part 2 of Schedule 2 of the Local Government Act 2002.

5 Meaning of hearing

In this determination, **hearing** means—

- (a) a hearing arising from a resource consent application made under section 88 of the RMA; or
- (b) a meeting for determining a resource consent application without a formal hearing; or
- (c) a hearing arising from a notice of requirement (including one initiated by the local authority); or
- (d) a pre-hearing meeting held under section 99 of the RMA in relation to a hearing referred to in paragraph (a) or (c); or
- (e) a hearing as part of the process of the preparation, change, variation, or review of a district or regional plan or regional policy statement; or
- (f) a mediation hearing in the Environment Court as part of an appeal from a decision of a local authority; or
- (g) a hearing on an objection against a charge fixed by a local authority under section 36 of the RMA.

6 Meaning of hearing time

In this determination, **hearing time** means the time spent on any of the following:

- (a) conducting a hearing;
- (b) formal deliberations to decide the outcome of a hearing;
- (c) participating in an official group site inspection related to a hearing;
- (d) determining a resource consent application where a formal hearing does not take place;
- (e) preparing for a hearing and participating in any inspection of a site for the purposes of a hearing (other than an official group site inspection under paragraph (c));
- (f) writing a decision arising from a hearing or communicating for the purpose of the written decision.

Entitlement to remuneration, allowances, and hearing fees

7 Remuneration, allowances, and hearing fees payable

Remuneration

- (1) A member of a local authority or a board of that local authority is entitled to the applicable remuneration set out in the Schedule (adjusted under clause 9, if applicable).
- (2) If a member of a territorial authority is also elected or appointed to a board, the member is entitled only to the remuneration that is payable to the member as a member of the territorial authority.

Allowances and hearing fees

- (3) A member of a local authority or a board is also entitled to—
- (a) the applicable allowances payable under clauses 11 to 14;
 - (b) the applicable hearing fees payable under clause 15.

8 Acting mayor or chairperson

- (1) This clause applies to a member who acts as a mayor or chairperson during a period when, because of a vacancy or temporary absence, the local authority is not paying the remuneration or allowances that it would usually pay to the mayor or chairperson.
- (2) While the member is acting as mayor or chairperson, the local authority must pay the member the remuneration and allowances usually payable to the mayor or chairperson, instead of the member's usual remuneration, allowances, and hearing fees.

9 Motor vehicles for mayors and regional council chairpersons

- (1) A local authority may provide to the mayor or regional council chairperson of the local authority—
- (a) a motor vehicle (which may be provided for restricted private use, partial private use, or full private use); or
 - (b) a vehicle-kilometre allowance under clause 11.
- (2) If a local authority provides a motor vehicle to a mayor or regional council chairperson during the determination term, the maximum purchase price that the local authority may pay for the motor vehicle is,—
- (a) in the case of a petrol or diesel vehicle, \$55,000; and
 - (b) in the case of an electric or a hybrid vehicle, \$68,500.
- (3) If a local authority provides a motor vehicle to a mayor or regional council chairperson for restricted private use, the local authority must not make a deduction from the annual remuneration payable to the mayor or regional council chairperson under the Schedule for the provision of that motor vehicle.
- (4) If a local authority provides a motor vehicle to a mayor or regional council chairperson for partial private use or full private use,—
- (a) the local authority must adjust the annual remuneration payable to the mayor or regional council chairperson under the Schedule in accordance with subclause (5) or (6) (as applicable); and
 - (b) the adjustment must take effect on and from—
 - (i) the date of commencement of this determination (in the case of a motor vehicle provided to the person before that date); or
 - (ii) the date of provision of the motor vehicle to the person (in the case of a motor vehicle provided during the determination term).

- (5) If a local authority provides a motor vehicle to a mayor or regional council chairperson for partial private use, the local authority must deduct the amount calculated in accordance with the following formula from the remuneration payable to that person:

$$v \times 41\% \times 10\%$$

where v means the purchase price of the vehicle.

- (6) If a local authority provides a motor vehicle to a mayor or regional council chairperson for full private use, the local authority must deduct the amount calculated in accordance with the following formula from the remuneration payable to that person:

$$v \times 41\% \times 20\%$$

where v means the purchase price of the vehicle.

- (7) In this clause,—

full private use means—

- (a) the vehicle is usually driven home and securely parked by the mayor or regional council chairperson; and
- (b) the vehicle is available for the mayor's or regional council chairperson's unrestricted private use; and
- (c) the vehicle is used by the mayor or regional council chairperson for both local authority business and private use; and
- (d) the vehicle may also be used by other local authority members or staff on local authority business, with the permission of the mayor or regional council chairperson

partial private use means—

- (a) the vehicle is usually driven home and securely parked by the mayor or regional council chairperson; and
- (b) the vehicle is used by the mayor or regional council chairperson for both local authority business and private purposes; and
- (c) the vehicle may also be used by other local authority members or staff on local authority business, with the permission of the mayor or regional council chairperson; and
- (d) all travel in the vehicle is recorded in a logbook; and
- (e) the use of the vehicle for private purposes accounts for no more than 10% of the distance travelled in the vehicle in a year

purchase price means the amount paid for the vehicle.—

- (a) including goods and services tax and any on-road costs; and
- (b) after deducting the amount of any rebate that applies under the clean car discount scheme in respect of the purchase of the vehicle

restricted private use means—

- (a) the vehicle is usually driven home and securely parked by the mayor or regional council chairperson; and
- (b) the vehicle is otherwise generally available for use by other local authority members or staff on local authority business; and
- (c) the vehicle is used solely for local authority business; and
- (d) all travel in the vehicle is recorded in a logbook.

*Allowances***10 Definition of member**

For the purposes of payment of allowances under clauses 11 to 14, **member**, in relation to a territorial authority, includes a member of a board of the territorial authority.

11 Vehicle-kilometre allowance

- (1) A local authority may pay to a member a vehicle-kilometre allowance to reimburse that member for costs incurred in relation to eligible travel.
- (2) A member's travel is eligible for the allowance if—
 - (a) it occurs at a time when the member is not provided with a motor vehicle by the local authority; and
 - (b) the member is travelling—
 - (i) in a private vehicle; and
 - (ii) on local authority business; and
 - (iii) by the most direct route that is reasonable in the circumstances.
- (3) The allowance payable to a member for eligible travel is,—
 - (a) for a petrol or diesel vehicle,—
 - (i) 95 cents per kilometre for the first 14,000 kilometres of eligible travel in the determination term; and
 - (ii) 34 cents per kilometre after the first 14,000 kilometres of eligible travel in the determination term;
 - (b) for a petrol hybrid vehicle,—
 - (i) 95 cents per kilometre for the first 14,000 kilometres of eligible travel in the determination term; and
 - (ii) 20 cents per kilometre after the first 14,000 kilometres of eligible travel in the determination term;
 - (c) for an electric vehicle,—
 - (i) 95 cents per kilometre for the first 14,000 kilometres of eligible travel in the determination term; and

- (ii) 11 cents per kilometre after the first 14,000 kilometres of eligible travel in the determination term.
- (4) However, if a member of a local authority travels from a place where the member permanently or temporarily resides that is outside the local authority area, to the local authority area on local authority business, the member is only eligible for a vehicle-kilometre allowance for eligible travel after the member crosses the boundary of the local authority area.
- (5) Subclause (4) does not apply to the payment of a vehicle-kilometre allowance by a local authority to a member who permanently or temporarily resides outside the local authority area if—
 - (a) the member's primary place of residence was outside the local authority area at the time of the local election, or an exceptional circumstance beyond the member's control requires them to move outside the local authority area; and
 - (b) the Remuneration Authority determines, on an application from the member and having considered the recommendation of the mayor or regional council chairperson, that subclause (4) does not apply.

12 Travel-time allowance

- (1) A local authority may pay a member (other than a mayor or a regional council chairperson) an allowance for eligible travel time.
- (2) A member's travel time is eligible for the allowance if it is time spent travelling within New Zealand—
 - (a) on local authority business; and
 - (b) by the quickest form of transport that is reasonable in the circumstances; and
 - (c) by the most direct route that is reasonable in the circumstances.
- (3) The travel-time allowance is \$40 for each hour (pro-rated in the case of a part of an hour) of eligible travel time after the first hour of eligible travel time travelled in a day.
- (4) However, if a member of a local authority permanently or temporarily resides outside the local authority area and travels to the local authority area on local authority business, the member is only eligible for a travel-time allowance for eligible travel time—
 - (a) after the member crosses the boundary of the local authority area; and
 - (b) after the first hour of eligible travel time within the local authority area.
- (5) Subclause (4) does not apply to the payment of a travel-time allowance by a local authority to a member who permanently or temporarily resides outside the local authority area if—

- (a) the member's primary place of residence was outside the local authority area at the time of the local election, or an exceptional circumstance beyond the member's control requires them to move outside the local authority area; and
 - (b) the Remuneration Authority determines, on an application from the member and having considered the recommendation of the mayor or regional council chairperson, that subclause (4) does not apply.
- (6) The maximum total amount of travel-time allowance that a member may be paid for eligible travel in a 24-hour period is 8 hours.
- (7) Despite subclause (1), the Chatham Islands Council may pay the Mayor of the Chatham Islands Council an allowance for eligible travel time.

13 ICT allowances

Member uses local authority's ICT

- (1) If a local authority supplies ICT to a member for use on local authority business and allows for its personal use, the local authority may decide what portion, if any, of the local authority's costs reasonably attributable to such personal use must be paid by the member.

Member uses own equipment and consumables

- (2) If a local authority determines that a member requires particular ICT equipment to perform their functions and requests that the member use their own equipment for those purposes, the local authority may pay an allowance.
- (3) The matters for which the local authority may pay an allowance, and the amounts that the local authority may pay for the determination term, are as follows:
- (a) for the use of a personal computer, tablet, or laptop, including any related docking station, \$400;
 - (b) for the use of a multi-functional or other printer, \$50;
 - (c) for the use of a mobile telephone, \$200;
 - (d) for the use of ICT consumables, up to \$200.

Member uses own services

- (4) If a local authority requests a member to use the member's own internet service for the purpose of the member's work on local authority business, the member is entitled to an allowance for that use of up to \$800 for the determination term.
- (5) If a local authority requests a member to use the member's own mobile telephone service for the purpose of the member's work on local authority business, the member is entitled, at the member's option, to—
- (a) an allowance for that use of up to \$500 for the determination term; or
 - (b) reimbursement of actual costs of telephone calls made on local authority business on production of the relevant telephone records and receipts.

Pro-rating

- (6) If the member is not a member for the whole of the determination term, subclauses (3) to (5) apply as if each reference to an amount were replaced by a reference to an amount calculated in accordance with the following formula:

$$(a \div b) \times c$$

where—

- a is the number of days that the member held office in the determination term
 - b is the number of days in the determination term
 - c is the relevant amount specified in subclauses (3) to (5).
- (7) The Remuneration Authority may approve rules proposed by a local authority to meet the costs of installing and running special ICT where, because of distance or restricted access, normal communications connections are not available.
- (8) In this clause, ICT means information or communication technology, including—
- (a) ICT equipment (for example, a mobile telephone and a laptop computer); and
 - (b) ICT services (for example, a mobile telephone service and an internet service); and
 - (c) ICT consumables (for example, printer or photocopy paper and ink cartridges).

14 Childcare allowance

- (1) A local authority may pay a childcare allowance to an eligible member as a contribution towards expenses incurred by the member for childcare provided while the member is engaged on local authority business.
- (2) A member is eligible to be paid a childcare allowance for childcare provided for a child only if—
- (a) the member is a parent or guardian of the child or is a person who usually has responsibility for the day-to-day care of the child (other than on a temporary basis); and
 - (b) the child is under 14 years of age; and
 - (c) the childcare is provided by a person who—
 - (i) is not a parent of the child or a spouse, civil union partner, or de facto partner of the member; and
 - (ii) does not ordinarily reside with the member; and
 - (d) the member provides evidence satisfactory to the local authority of the amount paid for childcare.

- (3) A local authority must not pay childcare allowances to a member that total more than \$6,000 per child during the determination term.

Hearing fees

15 Fees related to hearings

- (1) A member of a local authority or member of a board who acts as the chairperson of a hearing is entitled to be paid a fee of up to \$116 per hour of hearing time related to the hearing.
- (2) A member of a local authority or member of a board who is not the chairperson of a hearing is entitled to be paid a fee of up to \$93 per hour of hearing time related to the hearing.
- (3) For any period of hearing time that is less than 1 hour, the fee must be apportioned accordingly.
- (4) This clause does not apply to—
- (a) a mayor or a member who acts as mayor and is paid the mayor's remuneration and allowances under clause 8(2); or
 - (b) a chairperson of a regional council or a member who acts as chairperson of a regional council and is paid the chairperson's remuneration and allowances under clause 8(2).

Revocation

16 Revocation

The Local Government Members (2023/24) Determination 2023 (SL 2023/142) is revoked.

Schedule	Local Government Members (2024/25) Determination 2024	
Office		Annual remuneration (\$)
Member		4.273
<i>Paraparaumu Community Board</i>		
Office		Annual remuneration (\$)
Chairperson		20,599
Member		10.299
<i>Raumati Community Board</i>		
Office		Annual remuneration (\$)
Chairperson		15,696
Member		7.848
<i>Waikanae Community Board</i>		
Office		Annual remuneration (\$)
Chairperson		18.737
Member		9.368
Kawerau District Council		
Office		Annual remuneration (\$)
Mayor		111.214
Deputy Mayor		43.849
Chair—Regulatory and Services Committee		39.151
Councillor with no additional responsibilities		31.322
Councillor (minimum allowable remuneration)		21.741
Mackenzie District Council		
Office		Annual remuneration (\$)
Mayor		91,996
Deputy Mayor		37,164
Councillor with no additional responsibilities		29,582
Councillor (minimum allowable remuneration)		22.745
<i>Fairlie Community Board</i>		
Office		Annual remuneration (\$)
Chairperson		4,440
Member		2.220
<i>Tekapo Community Board</i>		
Office		Annual remuneration (\$)
Chairperson		4.440
Member		2.220

Meeting: Council

Meeting Date: 31 July 2024

Subject: Adoption of the Draft Freedom Camping Bylaw and Statement of Proposal for Public Consultation

File No.: 320400

1 **Purpose**

The purpose of this paper is to review the proposed Draft Freedom Camping Bylaw and Statement of Proposal for adoption and approval for public consultation.

2 **Background**

The Freedom Camping Bylaw was introduced in 2019 as a means to address problems that had arisen with freedom camping in Kawerau District. The introduction of the Bylaw enabled Council to adopt an infringement regime, which was considered to be the best way to protect freedom camping areas in the Kawerau district, and the health and safety of people using those areas.

A new Bylaw must be reviewed within 5 years of implementation and then every 10 years after this. This is the first review of the current Bylaw.

In addition to a standard review, the Self-contained Motor Vehicles Legislation Act 2023 received royal assent on 6 June 2023. This Act amends the Freedom Camping Act 2011 and the Plumbers, Gasfitters and Drainlayers Act 2006. Where a Bylaw is inconsistent with the new legislation, any inconsistencies will have no legal effect.

The amendments to the Freedom Camping Act included amending the definition of freedom camping and self-contained vehicle definition. The full definition can be viewed within the proposed draft Freedom Camping Bylaw. Please note the definition also includes exclusions (who is not a freedom camper).

The Act now provides a presumption that freedom camping on local authority land is a permitted activity, including the use of a tent or temporary structures. While Council can restrict freedom camping to set areas within the District, or set types of freedom camping via a Bylaw, Council cannot issue a blanket ban on freedom camping.

Council commenced a review of the Freedom Camping Bylaw due to a number of complaints being received regarding freedom campers overstaying.

3 **Situation**

The purpose of the Freedom Camping Bylaw is to manage freedom camping within Kawerau District through defining areas of Council-owned land that were either restricted or prohibited for freedom camping. In addition to this, the Bylaw provides

enforcement options that are not otherwise available under the Freedom Camping Act or other legislation.

The Bylaw achieves the required outcomes, by limiting the number of reserves available for freedom camping, while still providing the required space to enable freedom campers within our community. Ongoing monitoring enables enforcement where complaints are made or over stayers have been identified.

Enforcement and monitoring has been limited due to staff only available during working hours, however work is in progress to engage existing contractors to extend their work to include freedom camping. This will also enable better information gathering, so many freedom campers are aware of the working hours for staff and depart before they start and return later in the evening.

The Freedom Camping Bylaw is still required for the following reasons:

- Kawerau receives a consistent number of freedom campers on an ongoing basis (the average would be around 5 per night – although this is likely low), plus we have a number of groups that attend events within Kawerau. Without a Bylaw in place, we may not have sufficient control over the use of Council Land (particularly Firmin Lodge and Prideaux Park).
- Enforcement powers, although not often used, help keep the majority of visitor complaints down, and provides staff with a means to address serious non-compliance.
- The Bylaw helps inform the community about their rights and obligations.

Overall, the number of complaints received are limited. However, the numbers recorded are not reflective of the work completed in this space. It appears a significant number of incidents have not been entered into our reporting system, making the numbers appear smaller than they are. At the time of writing the following service requests had been received.

- 2023/24 – one service request
- 2022/23 – four complaints
- 2021/22 – three complaints

Although I am unable to provide exact numbers of complaints, I would estimate the numbers to be more like 30 in a year. This number is still not high, but without a Bylaw our complaints are likely to rise, as we may not be able to take enforcement action and we would have no control over where they choose to freedom camp, and this includes tenting.

The key issues identified with the Bylaw are outlined below:

- Wording of the Bylaw enables a maximum of seven consecutive nights in any calendar month. Unfortunately, having stayed for six consecutive nights, providing they leave, they could return for another set of seven consecutive nights and not technically be in breach of the Bylaw.
- Bylaw does not allow exemptions or prior approval. Council is often faced with individuals requesting to stay additional nights, however the Bylaw has no provisions to enable this.
- Site assessments indicate the need to adjust the availability of certain sites.

- The Bylaw is currently inconsistent with the Reserves Management Plan which is currently under review.

While the Bylaw generally works well, some matters are raised on an ongoing basis, which suggests improvement is required to Council's processes and systems.

4 Site Assessment

Council has undertaken site assessments of all Council owned land. The completed assessments were provided to Council for review on 24 July 2024. A summary has been completed for public consultation and is attached.

Overall, the assessment enabled Council to restrict freedom camping on all sites in Kawerau. This is largely due to the lack of vehicle access and limited public facilities. The assessment was undertaken by Council, using a set criteria.

5 Statutory Considerations

Prior to approving the Proposed Draft Freedom Camping Bylaw and Statement of Proposal for consultation, Council must consider the following statutory considerations.

5.1 Is the Bylaw the most appropriate way of addressing the perceived problem?

Kawerau District receive a large number of freedom campers in comparison to our size. With limited accommodation sites in Kawerau a lot of visitors need to consider alternative options such as freedom camping.

While freedom campers are welcome, they also contribute towards some negative impacts on the environment and the community. These include:

- Pollution of the environment, resulting in health issues such as unsanitary human waste;
- Freedom Campers limiting access to site for other visitors such as tourist sites like the pools, Firmin Lodge, residential areas.

Since the amendments to the Freedom Camping Act 2011, Council has recognised that controlling freedom camping was necessary to protect the district's environment, including the visual amenity, landscapes and waterways.

Complaints and community tensions can occur particularly when ratepayers are inconvenienced by Freedom Campers through limited access, damage to infrastructure, concerns about the mess left behind.

Lastly there is also concerns around the use of non self-contained vehicles, campers staying too long, failing to pay for powered site and campers not using on-board facilities.

The Bylaw is an appropriate way of monitoring and managing the Freedom Campers and the site they visit.

5.2 Is the proposed Bylaw the most appropriate form of Bylaw? s155(2)(a) LGA

Section 155(2)(a) requires Council to determine whether the proposed Bylaw is the most appropriate form of Bylaw. While finding that the previous Bylaw could be improved, it is believed that the proposed amendments will sufficiently address any shortcomings, along with ensuring consistency with the Freedom Camping Act 2011 updates.

5.3 Does the proposed new Bylaw give rise to any implications under the New Zealand Bill of Rights Act 1990?

The proposed Bylaw is not considered to be inconsistent with the Bill of Rights 1990.

While there may be potential limitations to the freedom of movement due to limited access to Council grounds for the purpose of freedom camping, it is considered these limits are justified for the following reasons:

- Site assessments have been completed which provide an assessment of which sites should be restricted to protect the area, health and safety of visitors or the significance of the site.
- The site is still accessible on foot and visitors are welcome, it is only the vehicle access or the ability to camp that is restricted.
- The majority of sites do not have access or are fenced off.
- The new Bylaw enables prior approval for special circumstances.

6 Summary of Changes

The proposed Freedom Camping Bylaw has been drafted to address the issues raised and to align with the new legislation. An outline of the key changes are included below.

- Key Change 1 – Explanatory Statement Removed
The explanatory statement was removed as this did not add value to the Bylaw.
- Key Change 2 – New Bylaw format
Updated the template to reflect a modernised Bylaw.
- Key Change 3 - Enabling Enactment Added
This references the legislation which enables the Bylaw.
- Key Change 4 – Incorporation of Explanatory Notes
Incorporation of explanatory notes. Explanatory notes allows relevant additional information to be added to better inform the community, without affecting the content of the Bylaw. For example references to key definitions in legislation such as “self-contained” and “freedom camp” are included and can be updated without a review of the Bylaw. This enables the Bylaw to respond to changes efficiently, providing the actual content of the Bylaw is not altered.
- Key Change 5 – Purpose altered for simplicity
Removal of additional words that were not required.

- Key Change 6 – Definitions Updated
Definitions updated to reflect the changes in legislation and to help people better understand the Bylaw. Definitions added for act, infringement offence, prohibited and restricted areas, while the definition for council and self-contained (through explanatory note) were amended. The definition for area was changed to local authority area and we removed the definition for authorised officer as this was no longer required.
- Key Change 7 – Permitted Freedom Camping modified
Changes to the Freedom Camping Act 2011, which provided for the presumption of freedom camping, required the phrasing to be adjusted within the Bylaw. Freedom camping is permitted in self-contained vehicles unless restricted or prohibited. No freedom camping in a tent or temporary structure.
- Key Change 8 - General conditions now sits under Restricted Areas
Restricted areas sets out all general restrictions that apply across the district. A few key changes to the conditions include:
 - The maximum nights has been adjusted from 7 consecutive nights to a maximum of 7 nights in a calendar month and no person can stay for more than 7 consecutive nights when crossing over two calendar months. This was introduced to prevent individuals staying for six nights and then return a few days later.
 - Camp site inspections are enabled to ensure freedom campers are complying with requirements.
- Key Change 9 – Prior Approval introduced to enable freedom camping, in circumstances where otherwise it would be prohibited
This provides people with an option to seek prior approval for a special event, in circumstances it would not otherwise be allowed. This provision includes the process and considerations. A small charge will apply for processing the application.
- Key Change 10 - Additional information provided around Temporary closures
Time frames for notification adjusted to be reflective of the circumstances. Also included in the explanatory notes is advertising methods that may be used for temporary closures.
- Key Change 11 – Changes to the current restricted and prohibited areas
Prideaux Park – extended current restricted area to include grassed area along the northern side of the Bowling Club.

Maurie Kjar Aquatic Centre – reduced the available freedom camping parking area to one section but hours remain unchanged.

Firmin Field – Reduced the parking area available for freedom camping, allowing more parking for hirers of Firmin Lodge. Reduced access to Firmin Field which was amended to require prior approval, with no parking 10m from the river bank or residential properties. Non-self-contained and tents may be considered in conjunction with hireage of Firmin Lodge due to plumbing capacity.

Stoneham Park – removed as no longer available for freedom camping due to development.

Boyce Park and Waterhouse Street Reserve, although already requiring consent must now obtain prior approval.

Recreation Centre – Now prohibited due to health and safety concerns.

Council reserves and playgrounds in residential areas are now referred to as neighbourhood reserves.

- Key Change 12 – Maps Updated
This provides better clarity around location of restricted and prohibited sites.

7 **Options**

Option 1: Status Quo

This would have the effect of allowing the Freedom Camping Bylaw 2019 to lapse and then Council would need to rely on the default provisions within legislation in order to enforce Freedom Camping. The legislation associated to Freedom Camping includes the Freedom Camping Act 2011, the Reserves Act 1977 and the Resource Management Act 1991.

This would mean permitting freedom camping on all Council land except reserves, where it is prohibited (unless expressly allowed for under the reserve management plan). Council would also be limited to enforcement powers as set out under the Freedom Camping Act 2011, such as requiring freedom camping to be self-contained.

This option was not approved by Council

Option 2: Review and make a new Bylaw under the Freedom Camping Act 2011

This option would require Council to review and make a new Bylaw under section 11 of the Freedom Camping Act 2011 to prohibit or restrict freedom camping within Kawerau District.

This option means that freedom camping is permitted on all Council land except reserves where it is prohibited (unless expressly provided for under the reserves management plan) and areas that are restricted or prohibited in a freedom camping Bylaw

This option enables Council to establish a bespoke Bylaw, which is applied to the local context, with a range of enforcement options to respond to freedom camping issues within the district.

Council approved the option to make a Bylaw under the Freedom Camping Act 2011 due to this being the most reasonably practical option for addressing freedom camping related concerns and complaints.

8 **Financial Considerations**

There are no budget considerations associated with the recommendations in this report.

9 **Policy and Plan Considerations**

There are no identified inconsistencies with any of the Council's policies or plans in relation to this report.

10 **Next Steps**

The special consultative procedure (s83 LGA) will be used to meet the statutory consultation requirements. This includes the preparation and adoption of a Statement of Proposal, and Draft Freedom Camping Bylaw, for public consultation.

The proposed consultation dates are as follows:

Submission period - 5 August 2024 to 6 September 2024

Submission Hearing and/or Adoption - 25 September 2024

Three dates for drop in centres will be advertised once these have been confirmed.

11 **RECOMMENDATIONS**

1. That the report "Adoption of the Draft Freedom Camping Bylaw and Statement of Proposal for Public Consultation" be received.
2. That Kawerau District Council:
 - a) Agrees that making a new Freedom Camping Bylaw is the most appropriate way to address freedom camping on Council owned land.

(after agreeing to the above)
 - b) Adopts the Draft Freedom Camping Bylaw and Statement of Proposal as attached for public consultation.
 - c) Confirms the proposed Freedom Camping Bylaw as attached
 - i) Is in the most appropriate form of the Bylaw; and
 - ii) Does not give rise to any implications under, and is not inconsistent with, the New Zealand Bill of Rights Act 1990.
 - d) Agrees that a summary of the information contained in the Statement of Proposal is not necessary to assist in the public understanding the proposal.
 - e) Agrees that a summary of the site assessment be included for public understanding of the proposal.
 - f) Approves the consultation for the period 5 August 2024 to 6 September 2024.

- g) Authorises the Group Manager Regulatory and Planning to make any necessary minor drafting or presentation amendments to the Statement of Proposal to correct errors or omissions, or to reflect decisions made by council, prior to final printing and publication.



Michaela Glaspey

Group Manager, Regulatory & Planning

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STATEMENT OF PROPOSAL

Proposed Freedom Camping Bylaw

STATEMENT OF PROPOSAL

1. Introduction

Kawerau District Council ('the Council') first adopted a Freedom Camping Bylaw in 2019. Bylaws must be reviewed every five years and having now been five years, and in light of the amendments to the Freedom Camping Act 2011, Council has undertaken a review of the bylaw.

The review process has highlighted that while the previous Freedom camping Bylaw was generally working well, there are some changes that Council wish to make, and Council is proposing to make a new Bylaw.

The Council must follow the special consultative procedure in amending an existing bylaw. This Statement of Proposal has been prepared for that purpose, under Section 11B of the Freedom Camping Act 2011 ('FCA'), and sections 83, 83AA and 86 of the Local Government Act 2002.

This statement or proposal includes:

- Background to the proposal
- Reasons for the proposal
- Key changes
- 'Have your say' details

2. Background

Freedom Camping is enabled through the Freedom Camping Act 2011, which essentially allows for any freedom camping in public areas where not restricted under a Bylaw or Reserve Management Plan. Council's Freedom Camping Bylaw controls freedom camping by designating certain areas for freedom camping purposes, and prohibiting other areas. Most of the designated areas limit the use to self-contained vehicles only.

The Self-contained Motor Vehicle Legislation Act 2023 is now law and has been incorporated into the Freedom Camping Act 2011¹. As a result this means there are some nation-wide changes to where you can freedom camp, the meaning of self-contained vehicles and changes to the infringement fees and charges.

The recent changes to the Freedom Camping Act 2011, have been reflected in the proposed Freedom Camping Bylaw and ensures alignment with the new legislation.

While Council determine a Bylaw as the most appropriate means to control freedom camping, they remain committed to encouraging tourism and the benefits it brings to the community. Council does expect freedom campers, like the community, to respect the area by helping to ensure the areas are protected under the bylaw for all to enjoy.

Council is seeking your feedback on the proposed Draft Freedom Camping Bylaw. Consultation allows the community to have a say in the content of, and changes to, the proposed Freedom Camping Bylaw.

¹ A full explanation of the legislation changes is available on the Ministry of Business, Innovation and Employment's website [here](#)

Feedback is welcome during the consultation period of 5 August 2024 to 6 September 2024.

3. Reasons for the Proposal

In undertaking a review of the Freedom Camping Bylaw, alongside the recent changes to the Freedom Camping Act 2011, Council considered two options before deciding to make a new bylaw to regulate freedom camping.

The options considered are as follows:

Option 1: Status Quo

This would have the effect of allowing the Freedom Camping Bylaw 2019 to lapse and then Council would need to rely on the default provisions within legislation in order to enforce Freedom Camping. The legislation associated to Freedom Camping includes the Freedom Camping Act 2011, the Reserves Act 1977 and the Resource Management Act 1991.

This would mean permitting freedom camping on all Council land except reserves, where it is prohibited (unless expressly allowed for under the reserve management plan). Council would also be limited to enforcement powers as set out under the Freedom Camping Act 2011, such as requiring freedom camping to be self-contained.

This option was not approved by Council

Option 2: Review and Make a new Bylaw under the Freedom Camping Act 2011

This option would require Council to review and make a new bylaw under section 11 of the Freedom Camping Act 2011 to prohibit or restrict freedom camping within Kawerau District.

This option means that freedom camping is permitted on all Council land except reserves where it is prohibited (unless expressly provided for under the reserves management plan) and areas that are restricted or prohibited in a freedom camping bylaw

This option enables Council to establish a bespoke bylaw, which is applied to the local context, with a range of enforcement options to respond to freedom camping issues within the district. Council approved the option to make a bylaw under the Freedom Camping Act 2011 due to this being the most reasonably practical option for addressing freedom camping related concerns and complaints.

4. Key Changes

Council believes that, on the whole, the Freedom Camping Bylaw 2019 has been working well. However, following a review of how it has been operating, and the recent amendments to the Freedom Camping Act, some improvements have been identified.

The key changes between the Freedom Camping Bylaw 2019 and the proposed Draft Freedom Camping Bylaw have been set out below. A copy of the Proposed Freedom Camping Bylaw is attached to this Statement of Proposal and sets out all of the changes.

- **Key Change 1 – Explanatory Statement Removed**
The explanatory statement was removed as this did not add value to the bylaw.
- **Key Change 2 – New Bylaw format**
Updated the template to reflect a modernised bylaw.
- **Key Change 3 - Enabling Enactment Added**
This references the legislation that enabled the bylaw.
- **Key Change 4 – Incorporation of Explanatory Notes**
Incorporation of explanatory notes. Explanatory notes allows relevant additional information to be added to better inform the community, without affecting the content of the bylaw. For example references to key definitions in legislation such as “self-contained” and “freedom camp” are included and can be updated without a review of the bylaw. This enables the bylaw to respond to changes efficiently, providing the actual content of the Bylaw is not altered.
- **Key Change 5 – Purpose altered for simplicity**
Removal of additional words that were not required.
- **Key Change 6 – Definitions Updated**
Definitions updated to reflect the changes in legislation and to help people better understand the bylaw. Definitions added for act, infringement offence, prohibited and restricted areas, while the definition for council and self-contained (through explanatory notes) were amended. The definition for area was changed to local authority area and we removed the definition for authorised officer as this was no longer required.
- **Key Change 7 – Permitted Freedom Camping modified**
Changes to the Freedom Camping Act 2011, which provided for the presumption of freedom camping, required the phrasing to be adjusted within the Bylaw. Freedom camping is permitted in self-contained vehicles unless restricted or prohibited. No freedom camping in a tent or temporary structure.
- **Key Change 8 - General conditions now sits under Restricted Areas**
Restricted areas sets out all general restrictions that apply across the district. A few key changes to the condition include:
 - The maximum nights has been adjusted from 7 consecutive nights to a maximum of 7 nights in a calendar month and no person can stay for more than 7 consecutive nights when crossing over two calendar months. This was introduced to prevent individuals staying for six nights and then return a few days later.
 - Camp site inspections are enabled to ensure freedom campers are complying with requirements.
- **Key Change 9 – Prior Approval introduced to enable freedom camping, in circumstances where otherwise it would be prohibited.**
This provides people with an option to seek prior approval for a special event, where in circumstances it would not otherwise be allowed. This provision includes the process and considerations. A small charge will apply for processing the application.

- **Key Change 10 - Additional information provided around Temporary closures**
Time frames for notification adjusted to be reflective of the circumstances. Also included in the explanatory notes are advertising methods that may be used for temporary closures.
- **Key Change 11 – Changes to the current restricted and prohibited areas**

Prideaux Park – extended current restricted area to include grassed area along the northern side of the Bowling Club.

Maurie Kjar Aquatic Centre – reduced the available freedom camping parking area to one section but hours remain unchanged.

Firmin Field – Reduced the parking area available for freedom camping, allowing more parking for hirers of Firmin Lodge. Reduced access to Firmin Field which was amended to requiring prior approval, with no parking 10m from the river bank or residential properties. Non-self-contained and tents may be considered in conjunction with hireage of Firmin Lodge due to plumbing capacity.

Stoneham Park – removed as no longer available for freedom camping due to development.

Boyce Park and Waterhouse Street Reserve, although already requiring consent must now obtain prior approval.

Recreation Centre – Now prohibited due to health and safety concerns.
Council reserves and playgrounds in residential areas are now referred to as neighbourhood reserves.

Key Change 12 – Maps Updated

This provides better clarity around location of restricted and prohibited sites.

5. Determination

In reviewing this bylaw Council determined that having a bylaw made under the Freedom Camping Act 2011, is still the most appropriate way to manage issues relating to freedom camping.

Council also considers this to be the most appropriate form of bylaw.

The proposed Draft Freedom Camping Bylaw is not inconsistent with the New Zealand Bill of Rights 1990. Any implications on the rights under the New Zealand Bill of Rights Act 1990 will be reassessed before a final bylaw is made.

6. Have Your Say On This Policy

Council is seeking your opinion on the Draft Freedom Camping Bylaw 2024. Any person or organisation is welcome to make a submission on this policy.

The consultation period for the Draft Freedom Camping Bylaw 2024 will begin on 5 August 2024 and conclude on 6 September 2024.

The Council will take all submissions into account when it decides on the final content of the policy.

Submission forms and copies of the Statement of Proposal are available:

- Online at the Council's website: www.kaweraudc.govt.nz
- At the Council Offices and Libraries
- By phoning (07) 306 9009 and requesting a copy.

There are many different ways you can tell us what you think.

Submissions can be made:

Visit our website - www.kaweraudc.govt.nz and use our online submission form.

Emailed to: submissions@kaweraudc.govt.nz
Please use subject heading - *Naming Policy – Submission*

Posted to: Kawerau District Council
Attn: Naming Policy – Submission
Private Bag 1004
Kawerau 3169

Dropped in to: Kawerau District Council
2 Ranfurly Court
Kawerau

Key Dates:

Submissions Open	5 August 2024
Submissions Close	6 September 2024
Proposed Submissions Hearing	25 September 2024
Council Deliberates and adopt (or not) Proposed Policy	September or October 2024

Please note Kawerau District Council must receive written submissions by **5.00pm on Friday 6 September 2024**.

As part of the consultation process your submissions will be copied and made available to the public after the submission period closes.

You will have an opportunity to have your submission heard in person, during the hearing of submissions scheduled to be held on 25 September 2024. When you complete the submission form, please tell us if you would like to be heard.

Council will contact all submitters who wish to be heard, to confirm time, date and venue of the hearing.

Council will then deliberate on any changes required and choose whether or not to adopt the final Freedom Camping Bylaw during a Council meeting in late September or October 2024.

If you have any further queries or would like more copies of the draft Freedom Camping Bylaw, please contact Council on 07 306 9009.

Do you agree with the option for prior approval in special circumstance?

Yes No
I do not have a response for this section

Are there any changes you would like made to the prior approval?

Do you support the introduction of the Freedom Camping Bylaw as proposed?

Yes No
I do not have a response for this section

What are your reasons for your support or opposition of the proposed Freedom Camping Bylaw?

Please provide any further comments you have on the proposed Freedom Camping Bylaw.

2. Need more information

Please visit our website www.kaweraudc.govt.nz

3. Privacy Statement

3.1 The contents of your submission (not including your address and contact details) will be made public through Council agendas and as a result will be published on our website.

If you would like your name also kept confidential, please tick this box

Kawerau District Council

Freedom Camping Site Assessments

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1 Introduction

The Freedom Camping Act 2011 enables Councils to make bylaws to regulate freedom camping on land that is controlled or managed by Council. Under the Freedom Camping Act 2011, freedom camping is permitted unless it is restricted or prohibited in an area, in accordance with a bylaw or other Act such as the Reserves Act 1977.

Kawerau District Council ('Council') has had a freedom camping bylaw in place since 2019. The bylaw has the purpose to protect the environment in the area, protect the health and safety of people who may visit the area and protect access to the area.

In order to determine if a prohibition or restriction is required, Council has undertaken this site assessment to identify and assess Council owned and administered land within the District, which may have the potential to be used for freedom camping as provided for under s11 of the Freedom Camping Act 2011.

The aim of the site assessment is to:

- consider all land owned or administered by Council within the Kawerau district, where there is potential to camp in a vehicle;
- provide a clear determination of what a significant site is; and
- provide a consistent and fair approach to classification of Council-owned land in relation to restrictions or prohibitions on freedom camping within the Kawerau District against the criteria set down in the Act.

This is to ensure freedom camping can still occur within the district, while enabling Council to place reasonable restrictions on freedom camping to protect the environment of the area, the health and safety of people who may visit the area, and to protect access to the area.

Each assessment considered the suitability of the site for camping based on the need to protect the environment in the area, protect the health and safety of people who may visit the area, and protect access to the area. This is to ensure freedom camping can still occur within the district, while enabling Council to place reasonable restrictions on freedom camping where required.

2 Assessment Approach

The following methodology has been applied to this assessment:

1. Assess the scope of land to be included and excluded by nature of ownership, administration, legislation or practical limitations of access (see exclusions).
2. Define what is to be protected under the three purposes of the Act (see purpose of protection).
3. Develop an assessment/scoring system to assess the degree to which a site requires protection from the effects of freedom camping.
4. Assess sites using the assessment system.
5. Present the findings of the assessment.

This approach is in accordance with national best practice and is consistent with other councils approach to the assessment of sites under the Act.

3 Scope

Under the Freedom Camping Act 2011, councils are given powers to regulate and enforce any Freedom Camping Bylaws which have been developed and adopted under the Act.

It is important to be able to balance the regulatory aspect of enforcing the bylaw to protect and maintain the natural environment of the district, with promoting and encouraging the tourist opportunity of freedom camping in the district.

The sites included in this assessment fall within Kawerau District Council area, defined in section 6(1) of the Freedom Camping Act 2011 as land controlled or managed by or on behalf of Council.

The following land is considered to be out of scope for this assessment and have not been assessed:

Private Land – Under s3(4) of the Freedom Camping Act, the regulation of freedom camping on private land is specifically excluded. (Land owned by private persons/companies)

Crown owned Public Land - (not administered by Council) Land administered by the Department of Conservation, Land Information New Zealand or Waka Kotahi NZ Transport Agency or other crown agencies.

Occupied Council Land - Council administered land including reserves which are fully occupied under commercial or community lease or licence or occupied by Council for administration/operational purposes.

Areas where other parking regulations manage vehicles - While freedom camping is permitted on a road (under the Freedom Camping Act 2011, it is subject to the provisions of the Land Transport Act 1998, and any rules or regulations made under that Act. The Land Transport (Road User) Rule 2004 restricts places a person can park a vehicle (and therefore freedom camp) as follows:

- Under rule 6.1 a driver must not park a vehicle on a road, without due care or without reasonable consideration for other road users.
- Rule 6.2(1) states vehicles must not be parked on a roadway (portion of the road used for vehicular traffic) if it can be parked on the road margin (adjacent to, but not forming part of, either the roadway or the footpath) without damaging ornamental grass plots, shrubs, or flower beds on the margin.
- Parking on, or close to, a corner, bend, rise, dip, traffic island, or intersection is prohibited under rule 6.3, if the parking will obstruct (or be likely to obstruct) other traffic or any view of the roadway to the driver of a vehicle approaching that corner, bend, rise, dip, traffic island, or intersection.
- Parking that obstructs entry to, or exit from, any driveway is prohibited under rule 6.9.

In addition, the Council is undertaking a review of our bylaws, which includes the Traffic and Parking Bylaw 2011, which currently manages parking on roads within the District, including restriction of heavy motor vehicles being prohibited from parking for more than 30 minutes within Kawerau District roads. This would apply to some larger freedom

camping vehicles.¹ A person freedom camping within Kawerau District must comply with all Land Transport Act 1998 rules and regulations and any bylaws enforce within Kawerau District Council including but not limited to any Traffic and Parking Bylaw, and any Dog Control or Animal Control Bylaw.

4 Reserves

The Reserves Act 1977² prohibits freedom camping on reserves unless approved by the Minister, provided for in a campground, or permitted within a reserves management plan. In contrast, the Freedom Camping Act 2011 permits camping unless restricted or prohibited under a Bylaw made under the Freedom Camping Act 2011.

Council does not have any land set aside or administered as a campground.

Council's Reserve Management Plan has the following policies permitting camping under certain conditions:

- Prideaux Park - freedom camping in fully self-contained motor vehicles is allowed behind the field pavilion
- Firmin Field – freedom camping in fully self-contained motor vehicles is allowed in the car park adjacent to the sports field when parking in designated parks. Any parking on the grassed area shall be at the northern end of the reserve.

Camping is prohibited on all other reserve land administered by Kawerau District Council under section 44(1)e of the Reserves Act 1977.

The Reserve Management Plan is currently under review. Where it has been identified, in this site assessment, that the Reserve Management is inconsistent with the existing or proposed freedom camping bylaw, and Council wish to consider permitting camping on any reserve, it may do so by resolution under the powers delegated under section 44(1) of the Reserves Act 1977. Formal consultation will enable public to be heard on any proposed changes.

5 Purpose of Protection

Kawerau District Council may make a bylaw under the Freedom Camping Act 2011 only if it is satisfied that:

- (a) *the bylaw is necessary for one or more of the following purposes:*
 - (i) *to protect the area:*
 - (ii) *to protect the health and safety of people who may visit the area:*
 - (iii) *to protect access to the area; and*
- (b) *the bylaw is the most appropriate and proportionate way of addressing the perceived problem in relation to that area; and*

¹ Waka Kotahi provides guidance on additional requirements for motorhomes which are considered a heavy motor vehicle (a vehicle which has a gross vehicle mass of over 35,000kg) on their website:

<https://www.nzta.govt.nz/assets/resources/new-motorhomes-information-for-importers-traders-and-privatepurchasers/new-motorhomes.pdf>

² Reserves Act 1977, s44(1)(e)

(c) *the bylaw is not inconsistent with the New Zealand Bill of Rights Act 1990.*³

This assessment considers the need or otherwise to protect specific sites against the three purposes outlined above. These are considered to be the criteria for assessment.

The following section outlines how Council has interpreted the assessment criteria specifically. It also shows how the assessment has been undertaken using the assessment criteria.

5.1 Protection of the area

- Protection of the natural values of an area including ecosystems, biodiversity, plants and wildlife including the risk of damage by fire.
- Protection of the cultural values of an area including historic sites of significance to iwi and early settlement of the area.
- Protection of the amenity values of an area including residential and commercial areas (e.g. protection of views from residential and commercial properties, protection from noise from camping activity and arrival and departure of campers, loss of privacy).
- Protection of water quality of an area or catchment where run-off may impact on drinking water quality (e.g. protection of drinking water from contamination from human waste).
- Protection of the economic values of an area including residential and commercial areas (e.g. residential property values and loss of trade in commercial areas through occupation of car parks).
- Protection of the recreational values of an area including the capacity of a site, visitor experience and setting.

5.2 Protection of the health and safety of people who may visit the area

- Protection of visitors to an area from fire, crime or other direct threats (e.g. in areas in close proximity to high fire risk areas, or areas where there is a higher risk of crime, or direct treats such as flood or landslide risks).
- Protection of visitors to an area from hazards associated with traffic and traffic management including access to and from a site (including emergency vehicles).
- Protection of visitors from hazards associated with the land and topography.
- Protection of those using the area for other activities, such as sports grounds.
- Protection of the area from persistent vandalism and vagrancy.

³ Freedom Camping Act 2011, s11(2)(a)

5.3 Protection of access to the area

- Protection of access to an area for residents and other (non-camping) visitors (e.g. ability to access residential areas, boat ramps, foreshores, car parks, rivers, sports recreation and community facilities including cemeteries).
- Protection of access to an area for emergency services, service vehicles (e.g. rubbish trucks), public transport, school buses and maintenance vehicles.
- Protection of access to prevent unreasonable damage to Council infrastructure or significant flora and fauna.

6 Assessment Criteria under the Freedom Camping Act

The scoring method is based on the three assessment criteria set out in the Freedom Camping Act. Having determined the full criteria to ensure a fair and consistent assessment, each site has been allocated a score from 1 (being the lowest) to 5 (being the highest). The total score of each of the three criteria combined provides the total significance score.

If the significance score for any one of the three criteria (area protection, health and safety of people who may visit, access to the area) is 5, this means the site is deemed to have a “significant issue” and freedom camping may be prohibited or restricted.

Cumulatively over all three criteria, if the significance score is 9 or above, this means the site is determined to be a significant site and freedom camping may be prohibited or restricted. If the significance score is 8 or below, freedom camping may be permitted at the site. However, there could be some restrictions placed on the conditions specific to the type of camping at the site.

Assessment Scoring Method:

Protection of the Area – Cultural Significance, Historical Significance, Flora or Fauna	
1	No significant area concerns
2	Low concerns about areas that need protecting
3	Contains some areas that should be protected
4	Contains some significant historical, cultural or environmental areas.
5	Has historical, cultural or environmental significance and requires full protection

Protect the Health and Safety of those visiting the area	
1	No health and safety concerns
2	Low health and safety concerns
3	Minimal health and safety concerns (risk for the elderly/vulnerable or children)
4	Significant health and safety concerns
5	Risk to health and safety is too great to allow access to the site

Protection of the Access to the Area	
1	Fully formed access to the site
2	Good access to the site, which would not cause damage

3	Moderate access to the site, and any vehicle access would cause minimal damage
4	Restricted access to the site, and any vehicle access would cause damage
5	No access to the site, and any vehicle access would cause significant damage

7 Summary of Site Assessments

The following table provides an overview of site assessments undertaken. For more information about each area, review the detailed site assessments in section 8 of this document.

Area Name	Assessment				Assessment Outcome
	Protect Area (/5)	Protect H&S (/5)	Protect Access (/5)	Total (/15)	
Boyce Park	4	2	4	10	Restrict freedom camping at the Boyce Park to self-contained vehicles upon gaining prior consent from Council. Prior consent considered where other sites are unavailable and it does not affect commercial opportunities. <i>Would require an amendment to the Reserve Management Plan to include proposed freedom camping location for self-contained vehicles only.</i>
Firmin Field	4	3	2	9	Restrict freedom camping at the Firmin Field to self-contained vehicles only along the eastern edge of the carpark. Upon Council prior consent, parking on the field may be enabled for organised groups in self-contained vehicles along the north and eastern boundaries (10m from riverbank). Non-self-contained vehicles and tents may be considered for prior consent where associated with the hireage of Firmin Lodge. <i>Would require an amendment to the Reserve Management Plan to include different areas for self-contained vehicle being used for freedom camping on the reserve.</i>
Keith McKenzie Park	4	2	3	9	Prohibit freedom camping at Keith McKenzie Park in the proposed bylaw.
Lyn Hartley Reserve	3	2	5	10	Prohibit freedom camping at Lyn Hartley Reserve in the proposed bylaw.

Monika Lanham Reserve	5	4	3	12	Prohibit freedom camping at Monika Lanham Reserve in the proposed bylaw.
Pat Baker/Dump Reserve	3	3	5	11	Prohibit freedom camping at Pat Baker Reserve in the proposed bylaw.
Prideaux Park	4	4	2	10	Restrict freedom camping at to the south side of the entrance and behind the Sport Field Pavilion. <i>Would require an amendment to the Reserve Management Plan to include different areas for self-contained vehicle being used for freedom camping on the reserve.</i>
Roy Weston Walk	4	3	4	11	Prohibit freedom camping at Roy Weston Reserve and the adjacent road (Porritt Drive) in the proposed bylaw.
Ruruanga Reserve	4	1	5	10	Prohibit freedom camping from Ruruanga Reserve in the proposed bylaw.
Stoneham Walk	5	3	4	12	Prohibit freedom camping from Stoneham Walk and associated car park (Fenton Mill Road) in the proposed bylaw.
Tarawera Park	2	3	4	9	Prohibit freedom camping from Tarawera Park and associated car park in the proposed bylaw.
River Road Reserve	5	4	4	13	Prohibit freedom camping from River Road Reserve in the proposed bylaw.
Waterhouse Reserve	5	3	3	11	Restrict freedom camping at the Waterhouse Reserve, to organised groups, upon prior consent, for self-contained vehicles. Non-self-contained vehicles and tents may be considered for prior consent where associated with the hireage of Firmin Lodge. <i>Would require an amendment to the Reserve Management Plan to include proposed freedom camping location for self-contained vehicles only.</i>
Waterwheel Heritage Park	5	1	3	9	Prohibit freedom camping from Waterwheel Heritage Park in the proposed bylaw.
Stock Pound (Yet to be Named)	3	1	5	9	Prohibit freedom camping from the previous Stock Pound in the proposed bylaw.
Ballance/Seddon Street Reserve	3	3	5	11	Prohibit freedom camping from Ballance Street and Seddon Street Reserves in the proposed bylaw.
Beattie/Shepherd Road Reserve	3	3	5	11	Prohibit freedom camping from Beattie Road and Shepherd Road Reserves in the proposed bylaw.

Boss Road Reserve	2	2	5	9	Prohibit freedom camping from Boss Road Reserve in the proposed bylaw.
Cobham Drive Reserve	2	4	4	10	Prohibit freedom camping at Cobham Drive Reserve and the adjacent road (Cobham Drive and Holland Crescent) in the proposed bylaw.
Fraser Street Reserve	4	1	5	10	Prohibit freedom camping from Fraser Street Reserve in the proposed bylaw.
Hadley Street Reserve	2	3	5	10	Prohibit freedom camping from Hadley Street Reserve in the proposed bylaw.
Hilldale Reserve	2	3	4	9	Prohibit freedom camping from Hilldale Reserve in the proposed bylaw.
MacKenzie Street Reserve	2	3	5	10	Prohibit freedom camping from MacKenzie Street Reserve in the proposed bylaw.
Porritt Glade Reserve	3	4	5	12	Prohibit freedom camping from Porritt Glade Reserve in the proposed bylaw.
Recreation Centre Reserve	3	4	2	9	Prohibit freedom camping from Recreation Centre Reserve in the proposed bylaw.
Robinson Street Reserve	2	4	4	10	Prohibit freedom camping from R Reserve and the adjacent road (Robinson Street) in the proposed bylaw.
Tuwharetoa Road Reserve	2	4	5	11	Prohibit freedom camping from Tuwharetoa Road Reserve in the proposed bylaw.
Valley Road/Ryder Place Reserve	3	4	5	12	Prohibit freedom camping from Valley Road and Ryder Place Reserves in the proposed bylaw.
Valley Road/Kirk Crescent Reserve	3	4	5	12	Prohibit freedom camping from Valley Road and Kirk Crescent Reserves in the proposed bylaw.
Valley Road/Delamere Drive Reserve	3	3	5	11	Prohibit freedom camping from Valley Road and Delamere Drive Reserves in the proposed bylaw.
Weld Street Reserve	2	4	3	9	Prohibit freedom camping at Weld Street Reserve and the adjacent road (Weld Street) in the proposed bylaw.
Beattie Road Reserve	3	2	4	9	Prohibit freedom camping from Beattie Road Reserve in the proposed bylaw.
Fenton Street Reserve	3	1	5	9	Prohibit freedom camping from Fenton Street Reserve in the proposed bylaw.
Owen/Julian Road Reserve	3	1	5	9	Prohibit freedom camping from Owen Road and Julian Road Reserves in the proposed bylaw.
Reserve near Manukorihi Drive	4	1	5	10	Prohibit freedom camping at the reserve near Manukorihi Drive in the proposed bylaw.

Tamarangi Drive (north and south side of road)	3	2	5	10	Prohibit freedom camping from Tamarangi Drive and the adjacent road (Tamarangi Drive) Reserve in the proposed bylaw.
Cemetery	5	4	3	11	Prohibit freedom camping from the cemetery and the road adjacent to the cemetery.
Circus Paddock	2	3	4	9	Restrict freedom camping at Circus Paddock to self-contained vehicles upon gaining prior consent from Council. Prior consent considered where other sites are unavailable and it does not affect commercial opportunities.
Beattie Road Reservoir Reserve	5	1	5	11	Prohibit freedom camping at the Beattie Road Reservoir Reserve in the proposed bylaw.

8 Site Assessments

8.1 Recreation Reserves – Important Reserves

Recreation reserves are created "...for the purpose of providing areas for the recreation and sporting activities and the physical welfare and enjoyment of the public, and for the protection of the natural environment and beauty of the countryside, with emphasis on the retention of open spaces and on outdoor recreational activities, including recreational tracks in the countryside".⁴

There are fifteen reserves in Kawerau which, because of their size, use, or importance to the Community can be regarded as 'important' reserves. Twelve of the reserves are recreation reserves and one is part of a utility reserve. The important reserves are:

Boyce Park

Legal Description	Area (ha)	Reserve Category
Lot 2 DPS 5883	4.0912	Recreation Reserve



⁴ Reserves Act 1977, section 17

Site description

Boyce Park is located along the western edge of the Tarawera River from Paramahana Drive in a southerly direction ending at Tarawera High School. This reserve is bordered by River Road on one side and the Tarawera River on the other.

The reserve is a large grassed reserve with large trees. There is a small paved parking areas on the southern end at the entrance from Waterhouse Street.

There is pedestrian access to the park from along Tamarangi Drive or River Road. A walking track follows the Tarawera River along a series of river banks and river flats through Boyce Park and extends beyond Boyce Park in both directions.

An important feature of this park is the access to the Tarawera River.

The paved off street parking area, is located adjacent to the Kawerau Judo and Martial Arts Club building. This parking area is used by the Kawerau Judo and Martial Arts Club during their use of the building.

The grassed area of the reserve is fenced off with locked gates to prevent damage and vandalism by vehicles.

The area is a designated dog exercise area.

There are no public facilities available.

In the current freedom camping bylaw, Council may grant approval for organised groups to freedom camp on Boyce Park. In these circumstances, Council would arrange for the gates to the reserve to be unlocked.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, and requires protection of the waterways from contamination.
Protect Health and Safety	2	Low health concerns due to the low use of the area.
Protect access	4	Off street parking is available for a small number of vehicles. This is largely use by vehicle associated with the judo Club. All grass areas are fenced with locked gates to protect the fields.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Boyce Park does not provide for freedom camping; therefore, freedom camping is currently prohibited on the reserve under section 44(1) of the Reserve Act 1977.

The current freedom camping bylaw allows restricted freedom camping at Boyce Park by organised groups, where granted approval by Council. Given the shortage of accommodation in Kawerau, and the possibility of Firmin Lodge/Field be rented, it is reasonable to have a couple of areas that may be made available where the need arises.

Based on this assessment, it is therefore recommended, that Council restrict freedom camping at Boyce Park. The restrictions are recommended to be as follows:

- Council will consider prior consent for organised groups where other permitted freedom camping areas are unlikely to be able to support the number of expected freedom campers.
- Freedom camping is only available to self-contained vehicles.
- All freedom campers must be a minimum of 10 metres from the bank along the eastern edge of the reserve.

This will need to be incorporated into the Reserve Management Plan to enable a consistent approach to freedom camping regulation on the reserve.

Firmin Field

Legal Description	Area (ha)	Reserve Category
Part Lot 1 DPS 5882	3.63	Recreation Reserve



Site description

Firmin Field is located along the southern edge of Waterhouse Street and extends to the houses on Porritt Drive. On the eastern boundary is the Tarawera River and to the west is the Mountain View Resthome. Firmin Field is a large open grassed reserve. Along the edge of the river, trees and natural plants line the river banks. Trees also line the northern boundary of the field.

There is a large paved parking area on the north-eastern end of the reserve. Freedom camping is currently enabled at this location, where 6 powered sites are available (Keys available at the Isite).

Firmin Lodge (rental accommodation) is also located within the reserve, on the edge of the paving parking area. Freedom camping has the ability to impact of the accommodation

facilities due to the use of the shared parking facilities, noise and the perceived security of the facility.

Toilets are available at this site 24/7, along with a dump station for wastewater.

The reserve field is fenced off with locked gates to protect the reserve from vehicles damaging the grassed area.

This area is a designated dog exercise area.

In the current freedom camping bylaw, Council may grant approval for organised groups to freedom camp on the grassed field and would consider the use of non-self-contained vehicles or tents. In these circumstances, Council would arrange for the gates to the reserve to be unlocked.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection of the waterways from contamination. The dump station and toilets provided may help minimise contamination of waterways. Fencing remains in place for grassed areas.
Protect Health and Safety	3	A dump station is available on site for the disposal of wastewater where required. Public toilets are available on site and are open 24/7 for, however the system was not purpose built for freedom camping purposes and sometimes struggles to meet demand. Parking area can become very busy during peak use, large vehicle can reduce visibility of pedestrians walking through the parking area.
Protect access	2	Good access and off street parking is available for vehicles, including six powered freedom camping parks. All grass areas are fenced with locked gates to protect the fields. Parking on the fields, with Council approval, may be available where conditions (weather, ground surface, visitor accommodation rental) are suitable, with parking restricted to the north edge of Firmin Field.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Firmin Field allows freedom camping; therefore, freedom camping is enabled under section 44(1) of the Reserve Act 1977.

Given the nature of the location, being a shared accommodation facility (which may include the field), Council needs to consider the availability of space for hirers of Firmin Lodge and disruptions to neighbouring properties. The grassed field is fenced off to avoid damage.

The current freedom camping bylaw allows restricted freedom camping on the grass field by organised groups, where approved by Council. Council was also enabled to consider the use of non-self-contained vehicles and tents. Given the shortage of accommodation in Kawerau, and the existing bylaw, it is reasonable to consider allowing the use of the grassed field in addition to the car parking area. However, consideration must be given to the accommodation bookings for Firmin Lodge, the weather, ground conditions and the type of freedom camping being undertaken.

While this is the only location in Kawerau District with a 24/7 toilet available on site, the infrastructure is not suitable to large numbers of campers that are not self-contained.

Based on this assessment, it is therefore recommended, that Council restrict freedom camping at Firmin Field. The restriction is recommended to be as follows:

- Freedom camping is only available to self-contained vehicles, in the marked parking areas (signs to be installed) along the eastern side of the Firmin Lodge carpark.
- Council will consider prior consent to use the grassed field for large organised groups, where parking is available along the north and eastern side of the field (10 metres back from the riverbank).
- Council will consider the use of non-self-contained vehicles and tents for organised groups when used in conjunction with the hireage of Firmin Lodge.
- Tents are prohibited from camping between the carpark and the river.
- All freedom campers must be a minimum of 10 metres from the riverbank along the eastern edge of the reserve.

While the Reserve Management Plan enables freedom camping on the Firmin Lodge carpark, only parking is currently enabled on the Firmin Field. These recommendations will need to be incorporated into the Reserve Management Plan.

Keith McKenzie Park

Legal Description	Area (ha)	Reserve Category
Allot 379 Matata Parish	0.4157	Recreation Reserve



Site description

Keith McKenzie Park provides a rest area for drivers with access off Tamarangi Drive (State Highway 34), opposite Kawerau's tennis and netball courts.

The park is a small grassed reserve with developed trees throughout. The Ruruanga Stream flows through the park, which is designated a Junior Anglers stream, to encourage children to take up trout fishing.

There is a small paved area to the west and the far side can be access by two small footbridges where there is a short scenic walk.

The reserve is fenced off with locked gates to protect the reserve from vehicles damaging the grassed area.

There are no public facilities at this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection of the waterways from contamination. Fencing is in place to minimise damage to sensitive areas.
Protect Health and Safety	2	Low health and safety concerns.
Protect access	3	There is good vehicle access to Keith MacKenzie Park. The park has a roundabout area in which short-term parking is available. Parking on the grass may damage the park, particularly when it is wet. The rest of the park has been fence to avoid vehicle access to prevent damage.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Keith McKenzie Park does not provide for freedom camping; therefore, freedom camping is already prohibited on the reserve under section 44(1) of the Reserve Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on Keith McKenzie Park.

Lyn Hartley Reserve

Legal Description	Area (ha)	Reserve Category
Part Lot 1 DPS 5882	2.13	Recreation Reserve



Site description

Lyn Hartley Reserve is located western bank of Tarawera River between Ward Street and Porritt Drive. The main part of the reserve is behind the houses on Porritt Drive and Payne Crescent.

Pedestrian access is available off Ward Street, River Road and through either Tarawera Park or Roy Weston Walk. Vehicle access is available through formed access ways off River Road and Ward Street. Both vehicle access points are via narrow sealed or partly sealed access strips. Once the alleys open up, vehicle access strips end. The vehicle access points are gated and locked, to avoid vehicles on the reserve and are maintained for maintenance purposes.

The reserve is a large grassed reserve with an overflow stream boarding the southwest edge of Lyn Hartley Reserve.

The reserve is a designated dog area.

There are no public facilities at this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection of the waterways from contamination.
Protect Health and Safety	2	Low health and safety concerns.
Protect access	5	Vehicle access is excluded by locked gates to avoid damage to the grassed reserve. Pedestrian access is available.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Lyn Hartley Reserve does not provide for freedom camping; therefore, freedom camping is already prohibited on the reserve under section 44(1) of the Reserve Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on Lyn Hartley Reserve within a proposed bylaw.

Monika Lanham Reserve

Legal Description	Area (ha)	Reserve Category
Allot 984 SO 46775 Matata Parish	19.5508 ha	Recreation Reserve
Allot 983 SO 46774 Matata Parish	19.6178 ha	Recreation Reserve



Site description

Monika Lanham Reserve is a dominant feature in Kawerau and is surrounded by residential streets on all sides. The reserve is a hill to the west of the town centre, and is covered in a mixture of native and exotic trees, with some grassed areas around the lower edges. The reserve is home to one threatened native species – a dwarf Mistletoe and a restoration program has been undertaken to reinstate native plants.

Pedestrian access is available from various points from River Road, Onslow Street, Glasgow Street, Fenton Mill Road, Savage Street and Fraser Street. The reserve is fenced off with locked gates.

There two vehicle access points. The first is from Fenton Mill Road, where there is a very small off street parking area for short term visitors to the site. The area is fenced beyond the small short term vehicle area, allowing pedestrian traffic only. The second vehicle

access is for maintenance vehicles and access to the water reservoirs and is fenced, gated and locked to prevent vehicle damage to the area.

The reservoirs are located on the northern end of the reserve and store the towns water supply.

There are walking tracks, along with mountain bike tracks throughout the reserve.

The north eastern edge of the reserve there is an area of about 1000m² of geothermally active land. Some steam comes from vents in the ground and sulphur smell is evident, but the surface is not known to be hot. This area is also fenced

The reserve contains archaeological sites including kumara pits, a sulphur mine and a pa site.

There are no public facilities at this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The reserve contains archaeological, culturally significant sites and community significant projects.
Protect Health and Safety	4	The northern edge of the reserve is geothermally active with some steam coming from vents in the ground and Sulphur smell being evident in the area. Entrance to this area is discouraged.
Protect access	3	There is good vehicle access to a small short term parking area off Fenton Mill Road. The rest of the park has been fence to avoid vehicle access and prevent damage.
Total Score	12	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Monika Lanham Reserve does not provide for freedom camping; therefore, freedom camping is already prohibited on the reserve under section 44(1) of the Reserve Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on Monika Lanham Reserve within a proposed bylaw.

Pat Baker Reserve and Dump Reserve

Legal Description	Area (ha)	Reserve Category
Part Allot 499 Matata Parish	59.4888 (total) 0.2550(Pat Baker Reserve)	Utility Reserve



Site description

Pat Baker Reserve is located off River Road at the southern end of Kawerau. The reserve itself is a flat grassed of approximately 2550sm² of the larger utility reserve known as the Dump Reserve.

Pat Baker Reserve lays between River Road on the east and the overflow stream on the west. Residential housing is to the north and the Dump Reserve to the south.

This reserve provides an attractive frontage to the Dump Reserve with mature trees lining the reserve and providing shade for visitors. A footpath runs along the roadside and provides access to the reserve for the community.

This reserve is designated as a dog walking area.

The larger Dump Reserve houses the water supply pump house, which provides the community with fresh water tap. The refuse transfer station and recycling facility are also located within the reserve accessed via the Transfer Station Road.

This reserve is very large and is largely covered in mature trees creating a natural bush setting.

Access to the Dump Reserve is through locked gates on Transfer Station Road. There is an additional entrance of River Road, providing access to the pump house, where short term parking is available for collecting water.

The reserve is largely fence off with locked gates, with the exception of Pat Baker Reserve and the pump house.

There are no public facilities on either reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	The reserve has a number of trees providing shade and provides an attractive frontage for the Dump Reserve. The Dump reserve has culturally significant areas that require protection.
Protect Health and Safety	3	A footpath runs along the side of the road providing walkways and access to the reserve for the community. Trees will reduce visibility of vehicles trying to access the reserve and could endanger pedestrian users. Parking availability on the roadside is narrow and the reserve is located partly on the corner of River Road. Parking may create visibility restrictions for those using the roads or footpath around the reserve. This poses safety risk to pedestrians and other road users. There is no public toilets or facilities at this reserve. Enabling freedom camping would pose a health and safety risk due to no available space parking and the level of traffic on the Transfer Station Road.
Protect access	5	There is no vehicle access to this reserve. Driving over the concrete berm and footpath will cause damage over time. The reserve is planted with trees providing shade and reducing the ability for vehicle access. The dump reserve is closed to the public except for opening hours of 12 to 4pm. Short term parking is only available to customers using the reserve.
Total Score	11	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Pat Baker and Dump Reserve does not provide for freedom camping; therefore, freedom camping is already prohibited on the reserve under section 44(1) of the Reserve Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on Pat Baker and Dump Reserve.

Prideaux Park

Legal Description	Area (ha)	Reserve Category
Lot 4 DPS 5882	7.8324	Recreation Reserve



Site description

This reserve is located immediately to the west of the town centre and is bounded by roadways. Tamarangi Drive to the north, Islington and Plunket Street to the east, Glasgow Street to the south and a combination of Massey Street and residential properties to the west.

Prideaux park incorporates the Maurie Kjar Aquatic Centre, Kawerau Bowling Club, the sports field and Sports Pavilion, the Rangi Delamere Centre and the netball/tennis courts.

The Ruruanga stream flows through the reserve along the western side with a small bridge that provides a walkway across the stream and up onto Massey Street.

There are five vehicle entrances into Prideaux Park, this includes two accessing the Maurie Kjar Centre carpark, one to the Rangi Delamere Centre carpark, one from Plunket Street to the Prideaux Park Pavilion and the final access is from Tamarangi Drive. The Tamarangi Drive entrance is used for maintenance vehicles and is gated and locked. There is an unformed track running along the flood control embankment alongside the Ruruanga Stream to the Prideaux Park Pavilion.

Pedestrian access is available from all sides. There are two footbridges within Prideaux Park. The first forms part of Hansen Walk which leads from the town centre to Massey Street. The second is further north and crosses the reserve onto the sports field.

A single red oak tree was planted in dedicated to the passing of Lady Baden Powell.

The reserve is a largely flat grassed area with a natural embankment from Ruruanga Stream to Massey Street. A flood control embankment on the northern bank of Ruruanga Stream is adjacent to the grassed athletic track, providing a good spectator viewing area.

Ruruanga Stream is planted with a mix of native and exotic trees, providing a semi-wilderness area.

The reserve field is fenced off with locked gates to protect the sports field.

There is a dump station located within the Prideaux Park reserve for the use of self-contained vehicles. This dump station would benefit from an upgrade to reduce blockages.

Prideaux Park is a designated dog exercise area.

There are no public facilities at this reserve.

In the current freedom camping bylaw, Council provides for freedom camping behind the Prideaux Park Pavilion, behind the Kawerau Bowling Club and at the Maurie Kjar Swimming Pool carpark between 4pm and 9am. A dump station and four powered sites are available behind the Prideaux Park Pavilion. This area is restricted to self-contained vehicle only. Although not allowed under the bylaw, freedom camping has been allowed on the grassed field for some events, with Council permission. In these circumstances, Council would arrange for the gates to the reserve to be unlocked.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The esplanade along the river embankment has high value to the community, and is culturally and naturally significant, requiring protection. Protection of the sport field is required, so designated parking areas help to minimise damage to the turf.
Protect Health and Safety	4	Prideaux Park has multiple areas and as such the health and safety risk differ across the Park. The Maurie Kaur Aquatic Centre and Bowling Club carpark, although good access is available, this carpark is frequently visited by children and vulnerable members of the community. Freedom camping vehicles can be large and reduce visibility creating a health and safety risk. Prideaux Park can be used for large events reducing the space available for freedom camping and creating a health and safety risk with vehicle movements unable to be managed. There may be times in which Prideaux Park should be closed to enable safer event management.
Protect access	2	Sealed vehicle access is available across the reserve including the Maurie Kaur Aquatic Centre, the Rangi Delamere Centre and the Sport Field Pavilion via a driveway off Plunket Street. Off street parking for freedom camping is currently available behind the Sports Pavilion. There is also 4 powered site available at this location. There is a large carpark in front of the Maurie Kaur Centre and the Bowling Club providing off street parking.

		The Sports field is fenced off with a low fence and locked gate to ensure vehicles do not access the field without Council permission.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Prideaux Park allows freedom camping in self-contained vehicle behind Prideaux Park Pavilion; therefore, freedom camping is enabled under section 44(1) of the Reserve Act 1977.

Given the nature of the location, Council does need to consider options where the Prideaux Park is hired out for large events and how to manage the use of the Maurie Kjar car park to minimise health and safety concerns. Some concerns have also been raised around the perceived safety in this area.

The current freedom camping allows restricted freedom camping in self-contained vehicle only behind the Prideaux Park Pavilion. Freedom campers have taken it upon themselves to extend the area to include the grassed area located directly north of the Bowling Club fence. In addition, although the freedom camping bylaw does not currently extend to the grassed field area, Council has approved freedom camping on the reserve for weekend events.

Given the current use of Prideaux park, it is reasonable to consider extending the options available to freedom campers at Prideaux Park, however consideration must be given to the existing and possible future use of the reserve.

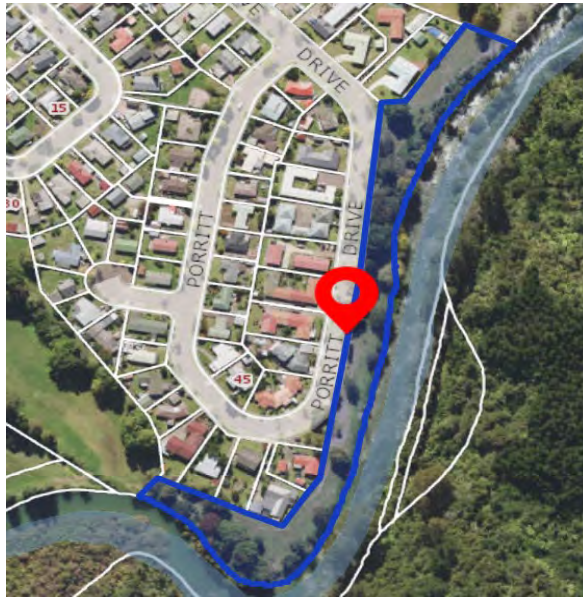
Based on this assessment and the above comments, it is therefore recommended, that Council restrict freedom camping at Prideaux Park. The restrictions are recommended to be as follows:

- Freedom camping is only available to self-contained vehicles, behind Prideaux Park and the Bowling Club, or where no events are being held, freedom campers may use the grassed area along the boundary between the Bowling Club and the Prideaux field (as shown in the proposed freedom camping bylaw).
- Freedom camping is available along the Eastern edge of the Maurie Kjar carpark in self-contained vehicles only, between the hours of 4pm and 9am.
- Council will consider prior consent for the use of Prideaux Park grassed sports field for organised groups, upon consideration of upcoming events, weather and ground condition.

While the Reserve Management Plan enables freedom camping at Prideaux Park, this only enables parking behind Prideaux Park Pavilion. These recommendations will need to be incorporated into the Reserve Management Plan.

Roy Weston Walk

Legal Description	Area (ha)	Reserve Category
Allot 552 Matata Parish	1.3378	Recreation Reserve



Site description

Roy Weston Walk is located along the western edge of the Tarawera River and provides a scenic walk between Firmin Field and Lyn Hartley Reserve.

The walk is a grassed reserve following the edge of the Tarawera River. The edge of the river in some places is lined with trees providing shade. There are a number of park benches for families to picnic.

This area is popular to locals and tourist alike, providing for a scenic view over the river where the white water section commences.

There are a few off street parking spaces along the southeast end of Porritt Drive to enable visitor to park while frequenting the location. There is also a gravel turning area with some parking on the reserve at the southern end of Porritt Drive.

This reserve forms part of a longer scenic walk following the river's edge.

The reserve is not fenced off, however small fences run across the reserve to reduce the ability to drive through the reserve area.

There are no public facilities at this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection of the waterways. Fencing remains in place for grassed areas.

		The reserve is directly across the road from residential properties, which may have a negative effect on privacy and amenity.
Protect Health and Safety	3	A footpath runs along the side of the road providing walkways and access to the reserve for the community. Trees will reduce visibility of vehicles trying to access the reserve and could endanger pedestrian users. Off street parking is available for short-term users only. The roadside is narrow so is not suitable for parking and may create visibility restrictions for those using the roads or footpath around the reserve. This poses safety risk to pedestrians and other road users. There is no public toilets or facilities at this reserve.
Protect access	4	Porritt Drive is narrow and provides little room for on street parking. Parking is available for short term parking only. Long term restricts visibility for residential properties. There is a small area for off street parking which forms part of the leased area by the Judo Club. off street parking There is no vehicle access to this reserve. Driving over the concrete berm and footpath will cause damage over time. The reserve is planted with trees providing shade and reducing the ability for vehicle access.
Total Score	11	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Roy Weston Walk does not provide for freedom camping; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserve Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on Roy Weston Walk and Porritt Drive.

Ruruanga Reserve

Legal Description	Area (ha)	Reserve Category
Allot 581 Matata Parish	0.7992	Recreation Reserve



Site description

Ruruanga Reserve is located along the northern edge of Glasgow Street, west of the Maurie Kaur Aquatic Centre.

The Ruruanga Stream flows through the reserve from the west before heading north into Prideaux Park. The area is grassed with trees providing a scenic area to visit and walk through.

There is no vehicle access to the Ruruanga Reserve.

No public facilities are available at this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection.
Protect Health and Safety	1	No health and safety concerns due to limited access to foot traffic only.
Protect access	5	There is no vehicle access to Ruruanga Reserve. Access is likely to cause damage to the kerb and the grounds.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Ruruanga Reserve does not provide for freedom camping; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserve Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.



Site description

Stoneham Walk Reserve is located off Fenton Mill Road and runs between Bell Street and Valley Road. Stoneham Walk is sited in a shallow gully, through the centre of which flows the Ruruanga Stream. The gully runs roughly east to west.

Pedestrian access to the Walk is from Bell Street, Opunoke Drive, Valley Road, Blundell Avenue and Fenton Mill Road. Vehicle access is via Bell Street, Opunoke Drive and Blundell Avenue. Each of these access points are gated and locked to prevent vehicles access, except for maintenance and emergency services.

There is vehicle access and off street parking available on the south east edge of Stoneham Walk, off Fenton Mill Road, known as the five rocks carpark. The purpose of the carpark is to enable short-term parking for visitor walking through Stoneham Walk.

Stoneham Walk now consists of two areas either side of the Ruruanga Stream. Each side is of almost even proportion. The northern side runs adjacent to a residential housing area. The southern side runs along Fenton Mill Road for a short length, and then is bordered by land owned by Council and residential houses.

The Walk development incorporates a rose garden, stone bridge, sealed walkways, pedestrian bridges across the Ruruanga Stream, raised perennial gardens and a pergola.

The reserve has been extensively planted over the years and maintains a mixture of young and older trees. The reserve is a very scenic reserve popular with the local community and visitors.

Stoneham Walk is fenced with locked gates to prevent vehicle damage and access to the reserve.

The area is a designated on dog exercise area.

No public facilities are available at this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The esplanade along the river embankment has high value to the community, and are culturally and naturally significant, requiring protection.

Protect Health and Safety	3	Stoneham walk is a popular spot for walking, picnics, wedding ceremonies and exercising the family dog. The introduction of vehicles would pose a health and safety risk due to the contour of the area and shared use without formed access ways.
Protect access	4	Short-term visitor parking is available off Fenton Mill Road for visitors. Stoneham reserve is fenced off with locked gates to prevent vehicle access.
Total Score	12	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Stoneham Walk Reserve does not provide for freedom camping; therefore, freedom camping is already prohibited on the reserve under section 44(1) of the Reserves Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on the Stoneham Walk Reserve and the parking area off Fenton Mill Drive, within a proposed bylaw.

Tarawera Park

Legal Description	Area (ha)	Reserve Category
Allot 505 Matata Psh	15.8077	Recreation Reserve



Site description

Tarawera Park Reserve is located off Cobham Drive to the south-east of Kawerau town centre. The Tarawera Reserve is bordered by residential housing to the west and the Tarawera River to the East. The northern end is bordered by Lyn Hartley Reserve and on the southern edge is the Kawerau Golf Course.

The reserve is a large grassed area with large trees around the boundaries, by the river and lining the tar sealed access way. The reserve includes the main rugby and soccer grounds, providing four full sized fields.

Within the Tarawera Park, there is a group of building providing the changing rooms, Sports Club and Gym. Surrounding the buildings is a large paved car parking around. During 9am – 5pm or organised events, the entrance gates are unlocked for the public which enable vehicles access to the parking area.

Underground storm water drain runs through this reserve.

The grassed areas is fenced off to protect the sports ground from vehicle damage.

The area is a designated on dog exercise area.

The toilet block at the reserve is kept locked unless specifically requested by Park users due to vandalism.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	The esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection. This area is fenced off from other areas. Designated parking areas are available to ensure damage to the sports field turf is minimised. These areas are fenced off from the car parking and clubrooms and amenity. Underground waste water and water assets require protection from vehicles driving on the reserve.
Protect Health and Safety	3	Trees will reduce visibility of vehicles trying to access the reserve and could endanger pedestrian users. Public facilities are not available unless specifically organised or associated with an event. While there is significant parking available, this soon becomes overrun during sporting or other organised events. Enabling freedom camping on this reserve would give rise to additional parking problems. Roadside parking around the reserve is narrow and will increase health and safety concerns with the combination of foot and vehicle traffic.
Protect access	4	Event parking is available at Tarawera Park between 9am and 5pm or during events. Tarawera Reserve is fenced off with locked gates to prevent vehicle access outside of these hours as a result of ongoing vandalism to the fields and fences.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan for Tarawera Park Reserve does not provide for freedom camping; therefore, freedom camping is already prohibited on the reserve under section 44(1) of the Reserves Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on the Tarawera Reserve (including the car park area), within a proposed bylaw.

River Road Reserve

Legal Description	Area (ha)	Reserve Category
Pt Lot 2 DPS 5883	2.2450	Recreation Reserve



Site description

River Road Reserve is a long thin strip of land located between Boyce Park (to the north) and Waterhouse Reserve (to the South). Incorrectly referenced in this map as Waterhouse Street Reserve as the two reserves are linked. It is bordered by the Tarawera River to the east and Tarawera High School to the west.

The reserve is undulating with a combination of river flats and steep banks. The reserve is largely grassed with mature trees.

No public facilities are available.

Underground storm water drain runs through this reserve.

The reserve is fenced off with locked gates to protect the reserve from vehicles damaging the grassed area.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The Tarawera River and esplanade along the river embankment has high value to the community, and is

		both culturally and naturally significant, requiring protection. Underground storm water assets require protection from vehicles driving on the reserve.
Protect Health and Safety	4	This area is used by pedestrians for recreational purposes such as walking their dogs and exercising. The introduction of vehicles would pose a health and safety risk due to the contour of the area and shared use without formed access ways.
Protect access	4	There is no vehicle access to this reserve and no formed access ways. Each end is fenced to enable foot traffic only.
Total Score	13	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping at River Road Reserve; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977. Inclusion of the reserve as a prohibited area within the bylaw will enable a consistent approach to freedom camping regulation on the reserve.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the River Road Reserve.

Waterhouse Reserve

Legal Description	Area (ha)	Reserve Category
Pt Lot 2 DPS 5883	6.1835	Recreation Reserve



Site description

Waterhouse Reserve is located between Tarawera High School and Waterhouse Street. On the eastern edge of the reserve is the Tarawera River and to the west is River Road.

The reserve is a large grassed reserve with large trees providing shade and a scenic atmosphere. While the contour is largely flat, it becomes steep on the river edges. Natural

bush has been retained along the river edges, which helps to provide a natural barrier for the steep areas.

There are large established trees throughout the reserve.

There is a small paved parking area on the southern end of the reserve of Waterhouse Street. This parking is available for short term visitor to the areas utilising the river tracks for recreational purposes.

This can be a popular area with the development of the kayak course, judging platforms, walkways and spectator viewing areas.

The reserve has an unsealed vehicle access way used for maintenance or event requirements. However, the reserve is fenced off with locked gates to protect the reserve from damage.

A pedestrian track is formed along the riverbank, which forms part of the walkway from Tarawera Park through to the Waterwheel Heritage Park.

There are no public facilities available in this reserve, however the Firmin Field Reserve is directly across the road.

Underground storm water drain runs through this reserve.

In the current freedom camping bylaw, Council may grant approval for organised groups to freedom camp on Waterhouse Reserve. In these circumstances, Council would arrange for the gates to the reserve to be unlocked.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The Tarawera River and esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection. Underground storm water assets require protection from vehicles driving on the reserve.
Protect Health and Safety	3	This area is used by pedestrians for recreational purposes such as walking their dogs and exercising. The introduction of vehicles would pose a health and safety risk, particularly due to the number of trees established within the reserve making parking and visibility more difficult.
Protect access	3	Sealed vehicle access is available off Waterhouse Street, however this is locked to monitor access and avoid damage. This access also provides for a small number of off street parking for short term visitors to the reserve.
Total Score	11	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping for Waterhouse Reserve; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

The current freedom camping bylaw allows restricted freedom camping at Waterhouse Reserve by organised groups, where granted approval by Council.

The current freedom camping bylaw allows restricted freedom camping on the grass field by organised groups, where approved by Council. Given the shortage of accommodation in Kawerau, and the possibility of Firmin Lodge/Field be rented, it is reasonable to have a couple of areas that may be made available where the need arises.

Based on this assessment, it is therefore recommended, that Council restrict freedom camping at Waterhouse Reserve. The restriction is recommended to be as follows:

- Council will consider prior consent for organised groups where other permitted freedom camping areas are unlikely to be able to support the number of expected freedom campers.
- Freedom camping is only available to self-contained vehicles.
- All freedom campers must be a minimum of 10 metres from the river bank.
- Council will consider the use of non-self-contained vehicles and tents for organised groups when used in conjunction with the hireage of Firmin Lodge.

This will need to be incorporated into the Reserve Management Plan to enable a consistent approach to freedom camping regulation on the reserve.

Waterwheel Heritage Park

Legal Description	Area (ha)	Reserve Category
Lot 1 DP 395904	2.9079	Recreation Purposes - Land Held for Conservation Purposes
Sec 1 SO 406753	2.5957	Recreation Purposes - Land Held for Conservation Purposes



Site description

Waterwheel Heritage Park is located between Spencer Avenue and the Tarawera River. The reserve is bordered by Tamarangi Drive to the south, runs behind the commercial properties along Spencer Avenue and stops behind the Council Dog Pound. Tarawera River runs along the eastern edge.

The reserve is a large grassed reserve with large trees and some natural bush along the rivers each.

The reserve is fenced off with locked gates.

An underground storm water drain runs through this reserve.

Until recently, this reserve was leased to the Waterwheel Historic Trust which installed an operational waterwheel. The site was to be used for restoring historic equipment for tourists and training students.

No public facilities are available.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The Tarawera River and esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection. Underground storm water assets require protection from vehicles driving on the reserve.
Protect Health and Safety	1	Park is low use and is isolated.
Protect access	3	The reserve is fenced and has no formed access or formalised parking area.
Total Score	9	

Recommendation

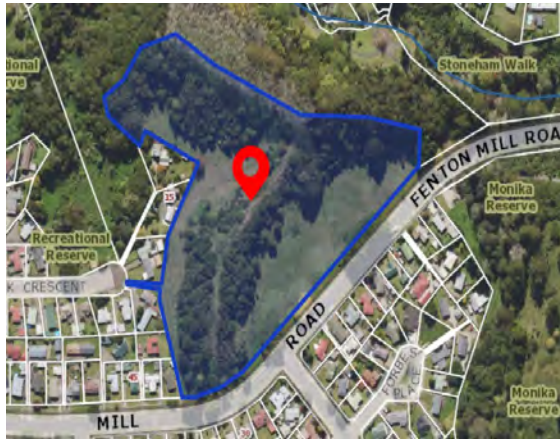
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on Waterwheel Heritage Park; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the Waterwheel Heritage Reserve.

Stock Pound (Yet to be officially named)

Legal Description	Area (ha)	Reserve Category
Lot 2 DPS 77805	5.439	Recreation Reserve

**Site description**

Kawerau District Council recently completed a reserve swap which resulted in the former Stock Pound (yet to be officially named), being newly designated as a recreational reserve. This area sits to the west of Fenton Mill Road and has foot access from Kirk Crescent and Fenton Mill Road.

The previous stock pound, is a large flat grassed area with a ridge running from north to south. The undulating ridge is covered in a mix of exotic and native trees.

This reserve is currently fenced and gated, providing no vehicle access, except for maintenance. There is no off street parking available and the large grass verge running along the front of the reserve is fenced off to prevent vehicle damage.

This reserve will subject of future development as a recreational reserve enabling a community space for all ages.

No public facilities are available.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	This reserve has some cultural significance, which would be protected in development. Some native trees are on this reserve, however it is largely exotic trees. This area is set for future development as a community space for families of all ages.
Protect Health and Safety	1	No health and safety concerns. No public facilities may create health and safety concerns where opened for freedom camping.
Protect access	5	Development of this area is yet to commence. The reserve is fenced off and gated, providing no vehicle access. A kerb and concrete footpath runs along the roadside of this reserve and enabling access could damage this infrastructure.

Total Score	9	
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Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan is being updated to include the former Stock Pound; it is proposed this area will not enable freedom camping as Council wish to develop it into a community friend outdoor space. Where this is approved, freedom camping will be prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on the former Stock Pound Reserve, within a proposed bylaw, at least until development plans are finalised.

8.2 Recreation Reserves – Neighbourhood Reserves

Neighbourhood reserves are generally smaller and less developed than important reserves. They general offer informal recreational opportunities and may have playgrounds and other active play areas for children, as well as some trees.

The primary purpose of neighbourhood reserves is to provide a place for casual or passive recreational opportunities for neighbouring residents. Council's objectives are to develop and maintain neighbourhood reserves in a way that will encourage casual and passive recreation and active child's play, and to retain these reserves as an open space for the benefit of all users. Development may include tree planting, playground construction, drainage, contouring and fencing.

Ballance/Seddon Street Reserve

Legal Description	Area (ha)	Reserve Category
Lot 118 DPS 4502	0.1329	Recreation Reserve
Lot 122 DPS 4502	0.0800	Recreation Reserve



Site description

This neighbourhood reserve is located off Seddon Street to the south of the town centre, but centrally located within Kawerau. The reserve is surrounded by residential properties from Seddon, Ballance and Onslow Streets.

The reserve can be accessed of Seddon Street. It is a small flat grassed reserve with a few small trees and a small playground.

The reserve contains no off street parking and has walking access only from Seddon Street. The reserve is fenced.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Vehicles may damage the grassed area. The reserve is small and surrounded by residential properties which will have a negative effect on privacy and amenity.
Protect Health and Safety	3	The reserve has low use. Introduction of vehicle into a space with no access and parking facilities will provide a health and safety risk.
Protect access	5	No vehicle access or parking available. Vehicle would have to cross the kerb which may cause damage. Vehicular access will reduce the suitability of the reserve to be used for neighbourhood kids.
Total Score	11	

Recommendation

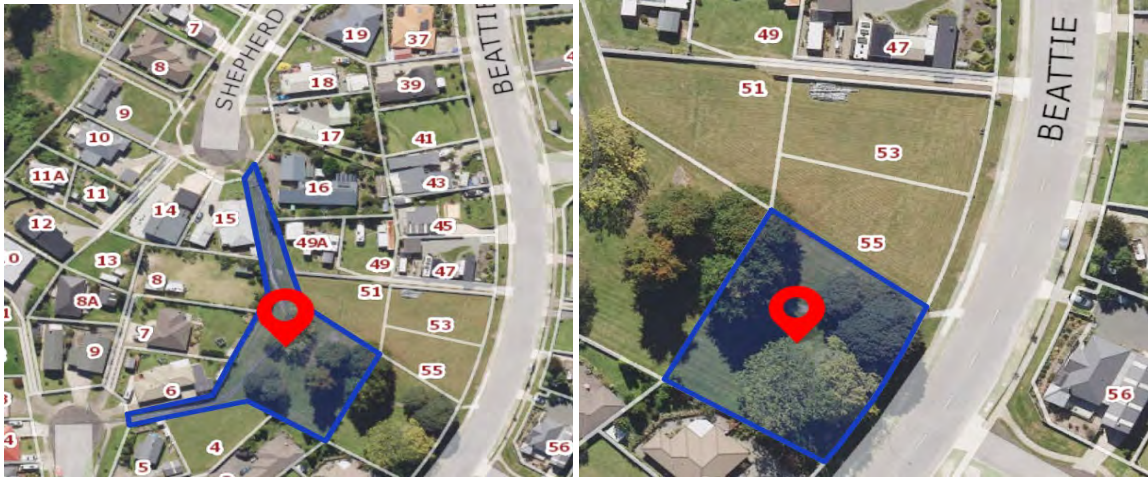
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the Balance/Seddon Street Reserve.

Beattie/Shepard Road Reserve

Legal Description	Area (ha)	Reserve Category
Lot 239 DPS 35475	0.2593	Recreation Reserve
Lot 1004 DPS 35472	0.1387	Recreation Reserve



Site description

This neighbourhood reserve is located off Beattie Avenue to the south west of Kawerau. The reserve is surrounded by residential properties. Currently to the north of the reserve, three sections remain undeveloped.

This neighbourhood reserve has pedestrian access from Beattie Road, Doug Wilson Drive and Shepard Road. The reserve is a small grassed area with well-developed trees providing a shaded pathed walkway to adjoin streets.

There is no off street parking available and there is a small fence restricting access to the grass area to prevent damage.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Vehicles may damage the grassed area and the roots of the trees. The reserve is small and surrounded by residential properties which will have a negative effect on privacy and amenity.
Protect Health and Safety	3	The reserve is used by the neighbours for walking, dog exercise and as access to nearby streets. Introduction of vehicle into a space with no access and parking facilities will provide a health and safety risk. Navigating the trees will create an extra risk for vehicles and pedestrians.
Protect access	5	No vehicle access or parking available. Vehicle would have to cross the kerb, which may cause damage. Vehicular access will reduce the suitability of the reserve to be used for neighbourhood kids.
Total Score	11	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the Beattie/Sheppard Road Reserve.

Boss Road Reserve

Legal Description	Area (ha)	Reserve Category
Allot 1318 Matata Psh	0.1643	Recreation Reserve



Site description

This neighbour reserve is located off Boss Road which is to the western edges of Kawerau. The reserve is neighboured by a couple of residential properties and backs onto farmland.

This neighbourhood reserve has pedestrian access only, from Boss Street. The reserve is a very small grassed area with well-developed trees providing a shade. There is open space for playing with a park bench at the rear of the reserve.

There is no off street parking available and there is a small fence with locked gate restricting access to the grass area to prevent damage.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Vehicles or camping may damage the grassed area. The reserve is small and slightly sloped.
Protect Health and Safety	2	The reserve has low use. Introduction of vehicle into a space with no access and parking facilities will provide a health and safety risk to other users.
Protect access	5	No vehicle access or parking available. Vehicle would have to cross the kerb, which may cause damage. Vehicular access will reduce the suitability of the reserve to be used for neighbourhood kids.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is still prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the Boss Road Reserve.

Cobham Drive Reserve

Legal Description	Area (ha)	Reserve Category
Lot 156 DPS 9932	0.2712	Recreation Reserve



Site description

This neighbourhood reserve is located on Cobham Drive and encircled by Holland Crescent, which is towards the southern end of Kawerau.

This neighbourhood reserve has pedestrian access from Holland Crescent and Cobham Drive. The reserve is a grassed area with a large children's playground and basketball hoop. There are park benches available.

The reserve is fenced off.

There is two off street carparks. These are not sealed and one is grassed.

There are no public facilities in this reserve, other than a rubbish bin.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Vehicles or camping may damage the grassed area. The reserve is small and surrounded by residential properties which may have a negative effect on privacy and amenity.

Protect Health and Safety	4	The playground on the reserve attracts recreational users and children. Camping and vehicle movements on the reserve are likely to pose a safety risk to other users of the playground and site.
Protect access	4	There is a formed vehicle access but this only services one of the two parking spots. The second spot would require a vehicle to drive over the concrete kerb and park on the grass which may cause damage. The area is completely fenced, removing access to the park area. The road is very narrow. Parking on the roadside may cause blockage of the surrounding road network.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended that Council propose to prohibit freedom camping on the Cobham Drive Reserve and the adjacent roads (Holland Crescent).

Fraser Street/River Road Reserve

Legal Description	Area (ha)	Reserve Category
Pt Lot1 DPS 5882	1.09	Recreation Reserve



Site description

This reserve is located south of Fraser Street, behind Kawerau North School and next to the southern edge of Monika Lanham Reserve.

This neighbourhood reserve is a large grassed reserve used for the Kawerau Urban Food Garden.

There are no off street parking available and no vehicle access to the reserve. The only access is pedestrian access from River Road near the overflow stream, just south of the Fraser Street Entrance.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The reserve is used for the Kawerau Urban Food Garden and backs on to the school grounds.
Protect Health and Safety	1	The reserve has low use.
Protect access	5	There is no vehicle access to the Fraser Street Reserve. The only access is by foot from River Road along the side of a small stream or through the rear of the Kawerau North School off Cobham Drive. Any vehicle access would need to be across private land or Public School property, with the risk of damaging private land or school property.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Fraser Street Reserve.

Hadley Street Reserve

Legal Description	Area (ha)	Reserve Category
Lot 96 DPS 27245	0.2300	Recreation Reserve



Site description

Hadley Street Reserve is located between Hadley Street and Windley Place. This reserve is bordered by residential properties on all sides.

This reserve is a small grassed reserve with a couple of large trees providing shade in a couple of locations. There is a park bench along the side of the paved walking track between the two streets.

There are no off street parking available and no vehicle access to the reserve. The reserve has been fenced off to enable pedestrian access only.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Vehicles or camping may damage the grassed area. The reserve is small and surrounded by residential properties which will have a negative effect on privacy and amenity.
Protect Health and Safety	3	The reserve is used by the neighbours for walking, dog exercise and as access to nearby streets. Introduction of vehicle into a space with no access and parking facilities may provide a health and safety risk.
Protect access	5	There is no off-street parking or formed vehicle access onto the reserve. Vehicles parked on the narrow cul-de-sac on both ends may block the surrounding roading network and property access. A concrete berm and footpaths runs along the edge of the grassed area by the road and vehicle access would require driving over the kerb, potentially causing damage. Vehicle access may result in this being used as a thoroughfare causing damage to the grassed area.
Total Score	10	

Recommendation

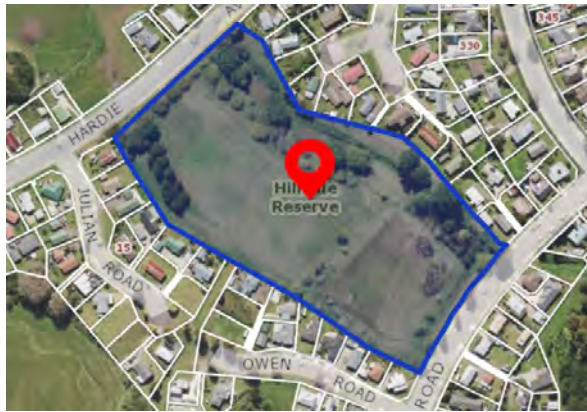
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Fraser Street Reserve.

Hilldale Reserve

Legal Description	Area (ha)	Reserve Category
Lot 116 DPS 34299	4.2753	Recreation Reserve



Site description

Hilldale Reserve is located between Hardie Avenue and Beattie Avenue and has residential properties extending along the northeast and southwest sides.

This reserve is a passive reserve and is the only authorised reserve in which golf practice is allowed. A children's playground is located in the north-western corner off Hardie Road. This reserve is also a designated dog walking area, excluding the playground area.

This reserve forms part of the storm water system with the overflow drain flowing along the northeast boundary.

Due to high water table in the area, the Hilldale reserve may become water logged during rain events or over winter periods. This poses a health and safety issue to users of the reserve.

Vehicle entrance have been established of both Hardie and Beattie Road, however the reserve is fenced off and have locked gates. Access is restricted to prevent damage to the grassed reserve, particularly in the wetter months.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	The reserve is used by the neighbours for walking, dog exercise and as access to nearby streets. Vehicles may damage the grassed area. Due to the high water table, this area can get wet, which would result in excessive damage. The reserve is surrounded by residential properties which may have a negative effect on privacy and amenity.
Protect Health and Safety	3	Introduction of vehicle into a space with no access and parking facilities, may provide a health and safety risk to other users.
Protect access	4	There is no off-street parking or formed vehicle paths within the reserve. Vehicle access may result in this being used as a thoroughfare causing damage to the grassed area.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Hilldale Reserve.

MacKenzie Street Reserve

Legal Description	Area (ha)	Reserve Category
Lot 58 DPS 7302	0.2412	Recreation Reserve



Site description

This neighbourhood reserve is located on MacKenzie Street and has residential properties on three sides. This reserve has limited trees around the outside of the reserve. The trees along the front are small and still developing.

The reserve is a grassed area with five playground areas dotted across the reserve and a park bench.

Pedestrian access is only available from MacKenzie Street. There is no formed vehicle access to the reserve. No off street parking is available and MacKenzie Street is narrow, making parking on the roadside restrictive.

There are no public facilities in this reserve, except for a rubbish bin.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Vehicles may damage the grassed area. The reserve is small and surrounded by residential properties which will have a negative effect on privacy and amenity.
Protect Health and Safety	3	The playground on the reserve is set up to attract families with young children. Camping and vehicle movements on

		the reserve are likely to pose a safety risk to other users of the playground and site.
Protect access	5	There is no off-street parking or formed access into this reserve. A concrete berm and footpaths runs along the edge of the grassed area by the road and vehicle access would require driving over the kerb, potentially causing damage. Vehicles parked on the narrow road, may block easy access of the surrounding roading network.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the MacKenzie Reserve.

Porritt Drive Reserve

Legal Description	Area (ha)	Reserve Category
Allot 528 Matata Parish	0.1021	Recreation Reserve



Site description

Porritt Reserve is located on the eastern side of Porritt Drive and runs between Porritt Drive and Ward Street. This reserve is surrounded by residential properties.

Porritt Reserve has a playground located largely in the centre of the reserve, with a park bench. There are a few trees in the small reserve which would limit vehicle access as it would risk damaging to the playground or tree roots.

Pedestrian access is available from Porritt Drive and Ward Street with a pathed footpath covering the length of the reserve.

No off street parking is available at this reserve and these roads are narrow making them unsuitable to longer-term parking. There is no vehicle access from either end of the reserve, with Ward Street entrance being too narrow to provide the stand width driveway. Fencing is in place on both ends of the reserve to prevent vehicle access.

There are no public facilities in this reserve, except for a rubbish bin.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Vehicles or camping may damage the grassed area. The reserve is small and surrounded by residential properties, which will have a negative effect on privacy and amenity.
Protect Health and Safety	4	The playground on the reserve is set up to attract families with young children. Limited space within the reserve to maneuver a vehicle will pose a safety risk to other users of the reserve.
Protect access	5	There is no off-street parking or formed access into this reserve. A concrete berm and footpaths runs along the edge of the grassed area by the road and vehicle access would require driving over the kerb, potentially causing damage. Vehicles parked on the narrow road, may block easy access of the surrounding roading network.
Total Score	12	

Recommendation

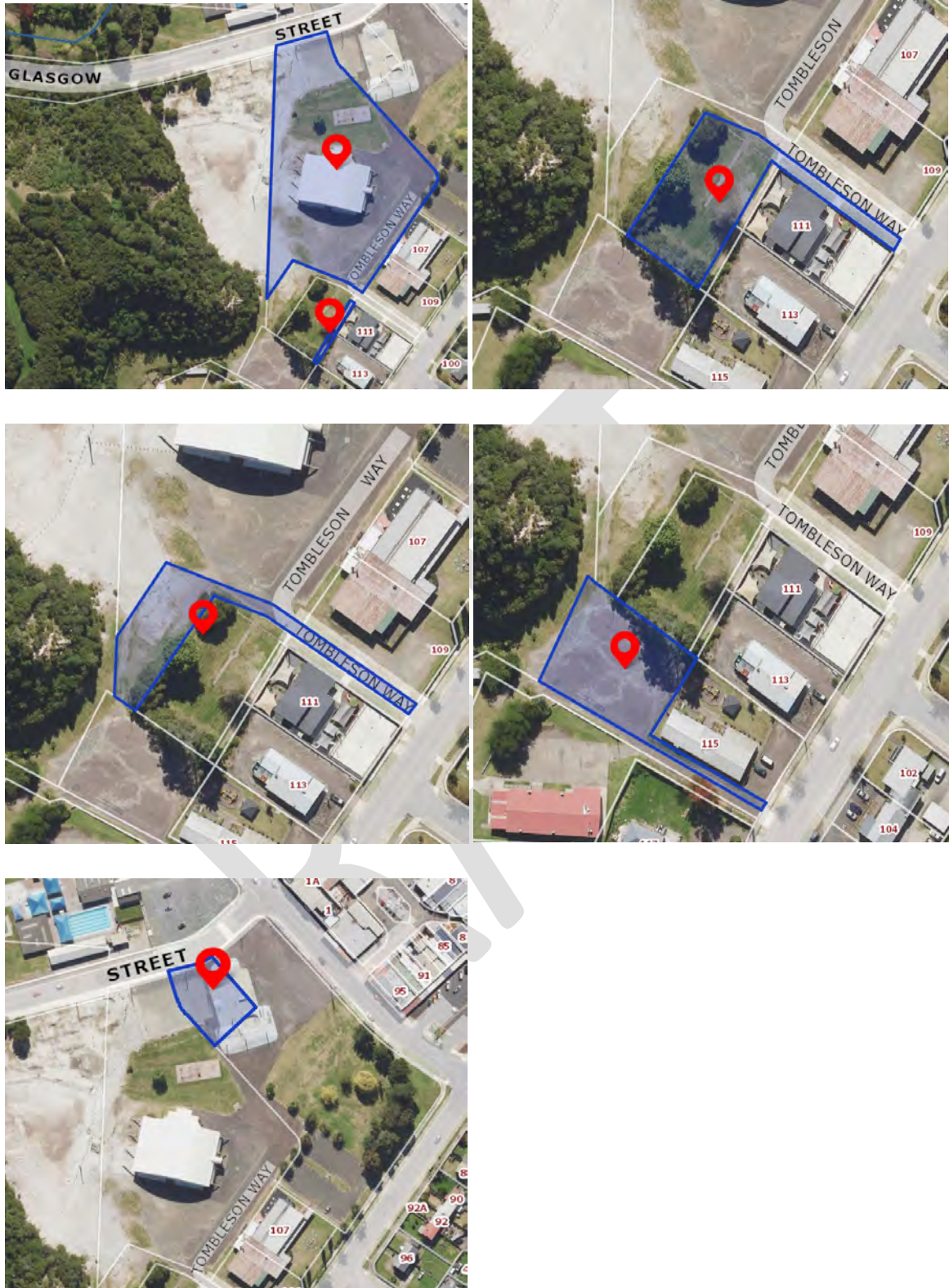
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Porritt Reserve.

Recreation Centre Reserve

Legal Description	Area (ha)	Reserve Category
Part Lot 3 DPS 5500	1.3441	Recreation Reserve
Part Allot 501 Parish of Matata	0.0080	
Lot 1 DPS 60987	0.1760	Recreation Reserve
Lot 2 DPS 60987	0.1293	Recreation Reserve
Allot 502 Matata Psh	0.1691	Carpark Reserve
Lot 1 DPS 29708	0.1392	Recreation Reserve



Site description

The Recreation Centre Reserve is located between Glasgow Street and Tombleson Way and is home to the Ron Hardie Recreation Centre. This reserve sits to the north-west of the Cosmopolitan Club (Onslow Street) and backs onto Monika Lanham Reserve to the west.

This reserve incorporates a basketball court, playground, the Ron Hardie Recreation Centre and a sealed parking area. A small area of this reserve is grassed.

Directly next to this reserve, is approximately 1000m² of geothermally active land. Some steam comes through vents in the ground and a sulphur smell is evident. While the area is not considered dangerous and is not hot, there is some unpredictability and as a result this area is surrounded by a low fence to discourage entry.

Geothermal gases can be dangerous at high concentrations and levels are monitored as required, at the Ron Hardie Recreation Centre.

Vehicle access is available from Onslow Street and the reserve has a large paved area with unmarked parking available.

There are no public facilities in this reserve, except for a rubbish bin.

Underground storm water drain runs through this reserve.

In the current freedom camping bylaw, Council may grant approval for organised groups to freedom camp on the sealed car park, in self-contained vehicles only.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	The Recreation Centre sits within this reserve. The availability and use of the facility may be reduced where large numbers of freedom campers are parking in this area. Underground storm water assets require protection from vehicles driving on the reserve.
Protect Health and Safety	4	Geothermal gases can be dangerous when found in high concentrations, this makes freedom camping in this area unsuitable for tenting and gas levels should be monitored if allowing self-contained vehicle. Unmarked parking creates a health and safety risk to other users Parking on the grassed area would pose a safety risk to users of the park and basketball court.
Protect access	2	Vehicle access and off-street parking is available, however this is not marked.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

The current freedom camping bylaw allows restricted freedom camping at the Recreation Reserve by organised groups, where granted approval by Council in an area in front of the Recreation Centre. This is in conflict with the Reserve Management Plan.

Although previously enable in the existing bylaw, this location was very seldom used or requested for freedom camping. There is an unpredictability of geothermal activity and the closeness of this area to active geothermal land, gives raise to some health and safety concerns.

Based on this assessment, it is recommended, that Council prohibit freedom camping at Recreation Centre Reserve.

Robinson Street Reserve

Legal Description	Area (ha)	Reserve Category
Lot 106 DPS 3393	0.1110	Recreation Reserve



Site description

This neighbourhood reserve is encircled by Robinson Street. This reserve is a grassed reserve with a central playground with three trees located on in the north and south eastern corners. There is one park bench located under the trees.

This neighbourhood reserve has pedestrian access from Robinson Street and Cobham Drive.

There is no off street parking at this reserve and the road surrounding the reserve is narrow, with one half being only a single lane. They is no formed access way onto the reserve.

There are no public facilities in this reserve, other than a rubbish bin.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Vehicles or camping may damage the grassed area. The reserve is small and surrounded by residential properties which may have a negative effect on privacy and amenity.

Protect Health and Safety	4	The playground on the reserve attracts recreational users and children. Camping and vehicle movements on the reserve are likely to pose a safety risk to other users.
Protect access	4	A concrete berm runs along the edge of the grassed area by the road and vehicle access would require driving over the kerb, potentially causing damage. The road is very narrow. Parking on the roadside may cause blockage of the surrounding road network. Access to the site will impact on families using the playground.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Robinson Street Reserve and Robinson Street.

Tuwharetoa Road Reserve

Legal Description	Area (ha)	Reserve Category
Lot 40 DPS 26873	0.1445	Recreation Reserve



Site description

Tuwharetoa Road Reserve is located off the south side of Tuwharetoa Road. The reserve has pedestrian access from both Tuwharetoa Road and Hahuru Road. The reserve has a playground and park bench attracting families. There are a couple of young trees planted to provide shade in the future.

There are no public facilities in this reserve, except for a rubbish bin by the park.

The reserve is fully fenced off, allowing pedestrian access but not vehicles, protecting both users of the reserve and protecting the grass from damage from vehicle.

There is no off street parking.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Vehicles may damage the grassed area or the playground given the location. The reserve is surrounded by residential properties, freedom camping may have a negative effect on privacy and amenity.
Protect Health and Safety	4	The playground on the reserve attracts recreational users and children. Vehicle movements on the reserve are likely to pose a safety risk to other users. No public facilities may create additional health and safety issues.
Protect access	5	There is no off-street parking and is currently fenced off to protect the area. A concrete kerb and footpath runs along the road edge of the reserve and concrete footpaths are throughout the reserve. Vehicle access would require driving over the kerb, and footpaths potentially causing damage.
Total Score	11	

Recommendation

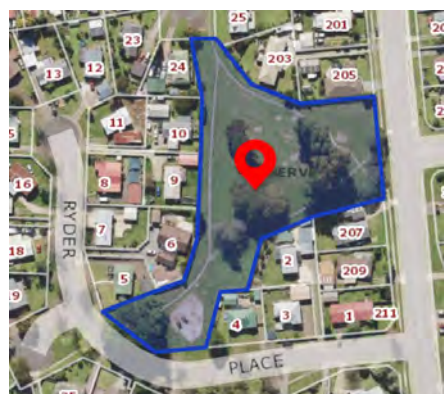
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Tuwharetoa Road Reserve.

Valley Road/Ryder Place Reserve

Legal Description	Area (ha)	Reserve Category
Lot 85 DPS 30067	0.7924	Recreation Reserve



Site description

Valley Road and Ryder Place reserve is located on the northern side of Ryder Place. This reserve is a grassed reserve with well-developed trees spread throughout the reserve. There are paved walkways throughout the reserve leading to the three access points, being Valley Road, Ryder Place and Syme Crescent.

There is a playground for families directly of the Ryder Place entrance.

There are no public facilities in this reserve, except for a rubbish bin by the park.

The reserve is fully fenced off, allowing pedestrian access, but not vehicles protecting both users of the reserve and protecting the grass from damage from vehicle.

There is no off street parking.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Vehicles may damage the grassed area. The reserve is surrounded by residential properties, freedom camping may have a negative effect on privacy and amenity.
Protect Health and Safety	4	The playground on the reserve attracts recreational users and children. Vehicle movements on the reserve are likely to pose a safety risk to other users. No public facilities may create additional health and safety issues.
Protect access	5	There is no off-street parking and is currently fenced off to protect the area. A concrete kerb and footpath runs along the road edge of the reserve and concrete footpaths are throughout the reserve. Vehicle access would require driving over the kerb, and footpaths potentially causing damage. Vehicles parked on the narrow side roads accessing the reserve, may block access to the surrounding roading network and properties.
Total Score	12	

Recommendation

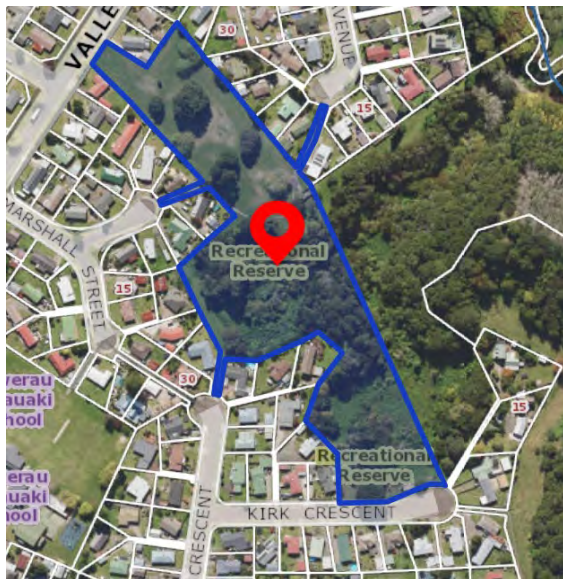
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Valley Road/Ryder Place Reserve.

Valley Road/Kirk Crescent Reserve

Legal Description	Area (ha)	Reserve Category
Allot 1547 Matata Parish	2.9502	Recreation Reserve



Site description

The Valley Road Kirk Crescent Reserve located between Valley Road and Kirk Crescent. This reserve can be accessed from multiple places including Marshall Street, Blundell Avenue, Valley Road and Kirk Crescent.

The north most area of the reserve is a flat grassed area with well-developed trees, providing a great picnic area for families. This part of the reserve also provides easy access to neighbouring streets and Stoneham Walk. The remaining area is an undulating bush area.

This reserve is a dog friendly reserve.

The reserve is fenced off with locked gates to protect the reserve from vehicles damaging the grassed area.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Vehicles may damage the grassed area. The reserve is surrounded by residential properties, freedom camping may have a negative effect on privacy and amenity. The bush area needs to be protected in its natural state.
Protect Health and Safety	4	The bush area is very steep in places posing a health and safety risk, for vehicles and users. No public facilities may create additional health and safety issues.
Protect access	5	There is no off-street parking and the reserve is fenced off to protect the area.

		A concrete berm and footpaths runs along the road edge of the grassed area by the road and vehicle access would require driving over the kerb, potentially causing damage. Vehicles parked on the narrow roads accessing the reserve, may block easy access of the surrounding roading network.
Total Score	12	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Valley Road/Kirk Crescent Reserve.

Valley Road/Delamere Drive Reserve

Legal Description	Area (ha)	Reserve Category
Lot 45 DPS 30483	0.4707	Recreation Reserve
Lot 48 DPS 30482	0.5624	Recreation Reserve
Lot 83 DPS 30068	0.0540	Recreation Reserve





Site description

Valley Road, Delemare Road and Ryder Place Reserves are located to the south west of Kawerau. The reserves lay behind Delemare Road, from the end of Valley Road to Ryder Place. Pedestrian access points include Valley Road, Delemare Road and Ryder Place.

These three reserves form one large, grassed reserve. The reserve is undulating with large trees providing shade for users. This reserve is a designation dog exercise area.

The reserve is fenced off to protect the reserve from vehicles damaging the grassed area and also the safety of users.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Vehicles may damage the grassed area. The reserve is small and surrounded by residential properties, which will have a negative effect on privacy and amenity.
Protect Health and Safety	3	The reserve is available for all pedestrians to share including dog owners exercising their family pets. Enabling access to vehicles would pose a health and safety risk to other users of the reserve. No public facilities may create additional health and safety issues.
Protect access	5	There is no off-street parking or formed access into this reserve. A concrete berm and footpaths runs along the road edge of the grassed area by the road and vehicle access would require driving over the kerb, potentially causing damage. Vehicles parked on the narrow roads accessing the reserve, may block easy access of the surrounding roading network.
Total Score	11	

Recommendation

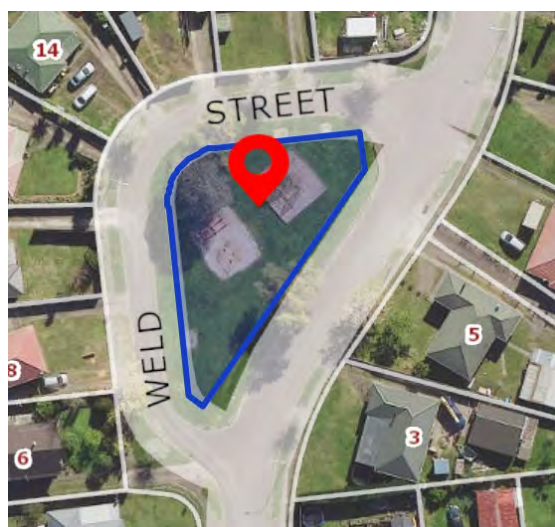
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Valley Road/Delamare Drive Reserve.

Weld Street Reserve

Legal Description	Area (ha)	Reserve Category
Lot 52 DPS 4603	0.0840	Recreation Reserve



Site description

Weld Street Reserve is located in the middle of Weld Street. Weld Street splits around both sides of the reserve, creating an island in the middle of the roadway.

Weld Street Reserve consists of a flat grassed area with a playground and swings at the northern end of the reserve. The reserve has one large tree providing some shade to the playground area and amenity value. The park is used by the local community.

There is no parking area available. Weld Street is narrow, so freedom campers parked on the road may cause access issues.

Fencing is in place providing some protection along the eastern edge.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	There is a low level of concern relating to this area.
Protect Health and Safety	4	Families use the reserve and playground which can create a hazards with children coming and going across the road.

		Enabling access to vehicles would pose a health and safety risk to other users of the reserve. No public facilities may create additional health and safety issues.
Protect access	3	There is no parking available and a concrete berm surrounding the reserve. Driving over the berm and grass may cause unnecessary damage.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Weld Street Reserve and the adjacent road (Weld Street).

8.3 Local Purpose Reserves - Amenity Reserves

Local purpose reserves were created by the Reserves Act "... for the purpose of providing and retaining areas for such local purpose or purposes as are specified in any classification of the reserve" (S.23 Reserves Act 1977). Local purpose reserves cater for uses such as esplanade, utility, roads, streets and service lanes. An important local purpose reserve in Kawerau is the Kawerau Cemetery.

A number of amenity reserves and strips have been set aside in Kawerau to improve the visual appearance of the town. The two bigger reserves are at Beattie Road and Owen/Julian Road. A series of small amenity strips beautify the roadside along Fenton Street and Tamarangi Drive.

8.3.1 Local Purpose Reserves – General

Beattie Road Local Purpose Reserve

Legal Description	Area (ha)	Reserve Category
Lot 44 DPS 34292	0.0774	Recreation Reserve
Pt Allot 499 Matata Parish	59.4888	Utility Reserve



Site description

Beattie Road Reserve is located off the northeast end Beattie Road. This reserve lays between Beattie Road and the Dump Reserve. Dump Reserve is a very large reserve which incorporates the water supply pump house, the refuse transfer station and the recycling collection facility.

Beattie Road Reserve is a small undulating grassed reserve with the overflow stream running through from the middle in an easterly direction.

Access to the Beattie Road Reserve is predominately on foot. There is a gate preventing vehicle access from Beattie Road.

There is no parking area available and no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	Protection of the overflow drain is required to ensure it remains fit for the purpose of drainage. There are no known significant cultural matters on the reserve requiring protection.
Protect Health and Safety	2	This reserve is essentially an overflow drain and as such presents a health and safety risk as the area is not suitable for vehicles or camping in any form. There is no public toilets or facilities at this reserve.
Protect access	4	There is formed access to the reserve, however there is no developed roadway or parking area. Access is only for maintenance purposes. Access needs to be protected to ensure the overflow drain is not compromised.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Beattie Road Local Purpose Reserve.

Fenton Street Reserve

Legal Description	Area (ha)	Reserve Category
Lot 128 DPS 4503	0.4156	Local Purpose/Amenity Reserve
Lot 127 DPS 4503	0.1486	Local Purpose/Amenity Reserve
Lot 157 DPS 4502	0.2777	Local Purpose/Amenity Reserve



Site description

Fenton Street Reserve is located along the western edge of Fenton Road.

The reserve is a small grassed reserve with large trees contributing to the pleasantness and attractiveness of the area. There are residential properties surrounding the reserve.

The reserve is fenced off and there is no off street parking available.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	The purpose of this reserve is to contribute to the environmental pleasantness and attractiveness of the area. The reserve is surrounded by residential properties, freedom camping may have a negative effect on privacy and amenity.
Protect Health and Safety	1	No health and safety concerns.
Protect access	5	This reserve is fenced off and there is no off street parking available. A concrete kerb runs along the road edge of the reserve. Vehicle access would require driving over the kerb, and potentially damaging the kerb and fencing.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Fenton Street Reserve.

Owen/ Julian Road Reserve

Legal Description	Area (ha)	Reserve Category
Lot 117 DPS 34294	0.1631	Recreation/Local Purpose/Amenity Reserve



Site description

Owen/Julian Road Reserve is located in between Owen Road and Julian Road. On the north-east boundary the reserve meets Hilldale Reserve and towards the south west corner is farmland.

The reserve is a small grassed amenity strip which contributes to the environmental pleasantness and attractiveness of the area. There are residential properties along both sides of the reserve. Three of the bordering sections are currently undeveloped.

The reserve is fenced and has no off street parking available.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	The purpose of this reserve is to contribute to the environmental pleasantness and attractiveness of the area. The reserve is surrounded by residential properties, freedom camping may have a negative effect on privacy and amenity.
Protect Health and Safety	1	No health and safety concerns.
Protect access	5	This reserve is fenced off and there is no off street parking available. A concrete kerb runs along the road edge of the reserve. Vehicle access would require driving over the kerb, and potentially damaging the kerb and fencing.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Owen/Julian Road Reserve.

Reserve near Manukorihi Drive

Legal Description	Area (ha)	Reserve Category
Lot 8 DPS 40871	1.4727	Local Purpose Reserve (Esplanade)



Site description

This reserve is located off Manukorihi Drive and runs along the eastern edge of the Tarawera River. On the opposite side the reserve meets the rear of the industrial area.

The reserve is a combination of a small grassed area and trees and scrubs which form a natural barrier along the river banks.

There is not vehicle access or off street parking.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	4	The Tarawera River and esplanade along the river embankment has high value to the community, and is both culturally and naturally significant, requiring protection.
Protect Health and Safety	1	No health and safety concerns.
Protect access	5	There is no vehicle access to this reserve and no formed access ways.
Total Score	10	

Recommendation

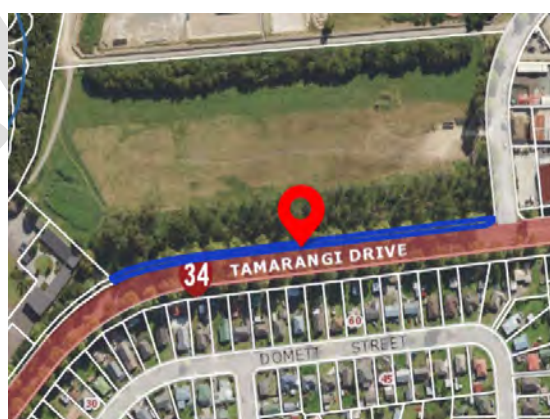
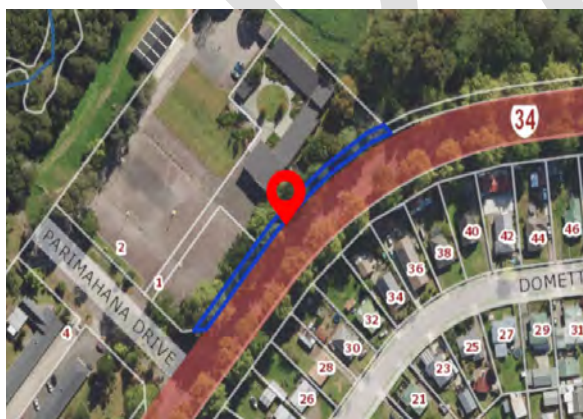
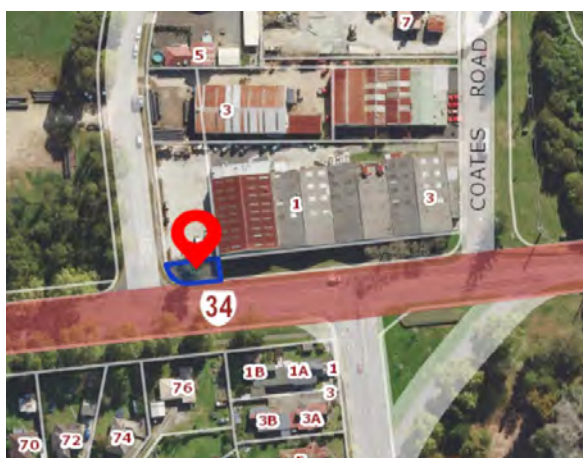
This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

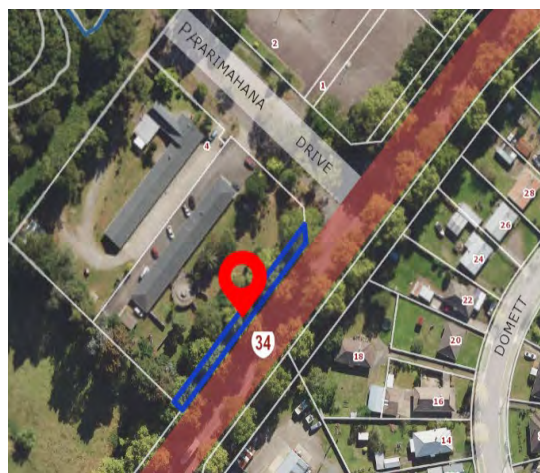
The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Reserve near Manukorihi Drive.

Tamarangi Drive (North Side of Road)

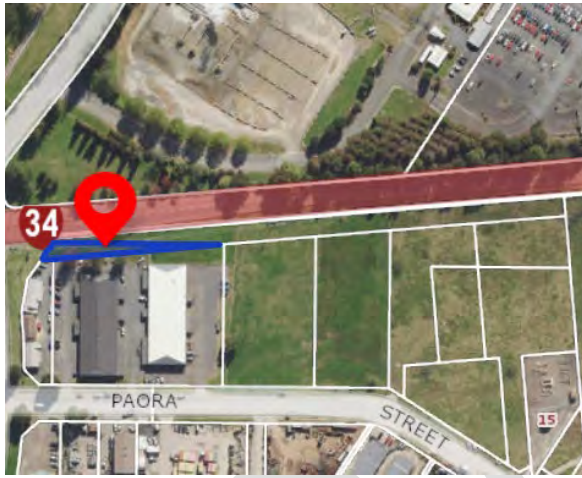
Legal Description	Area (ha)	Reserve Category
Lot 1 DPS 7688	0.0876	Local Purpose - Plantation Reserve
Allot 1211 Matata Psh	0.0173	Local Purpose - Plantation Reserve
Allot 1212 Matata Psh	0.1520	Local Purpose - Plantation Reserve
Allot 1522 Matata Psh	0.0606	Local Purpose - Plantation Reserve
Allot 823 Matata Psh	0.0378	Plantation Reserve
Allot 354 Matata Psh	0.0366	Plantation Reserve
Allot 353 Matata Psh	0.0823	Plantation Reserve

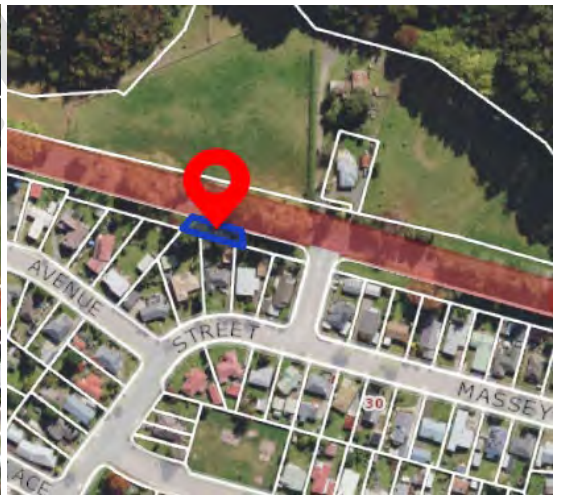
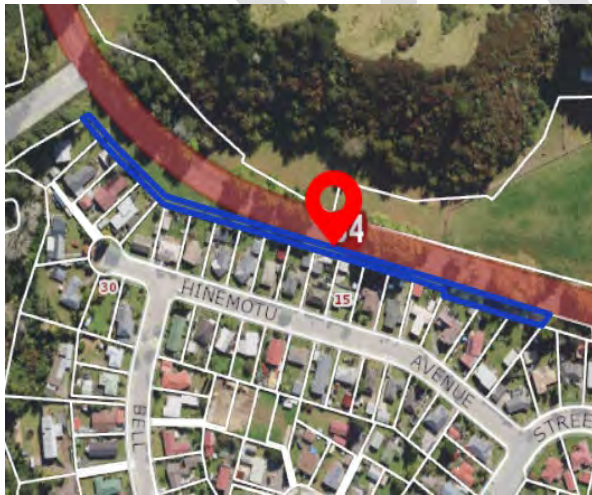
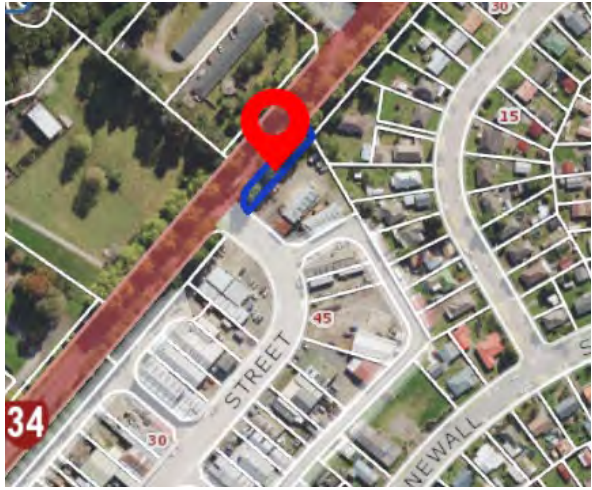




Tamarangi Drive (South Side of Road)

Legal Description	Area (ha)	Reserve Category
Lot 1 DP 377787	0.0804	Freehold
Lot 1 DP 387886	0.3806	
Lot 4 DP 387886	0.0580	Local Purpose Reserve (Service and Amenity)
Lot 6 DPS 40869	0.0467	Local Purpose Reserve (Service and Amenity)
Lot 4 DPS 40871	0.3405	Local Purpose Reserve (Service and Amenity)
Lot 179 DPS 4603	0.5371	Plantation Reserve
Lot 6 DPS 11678	0.0491	Plantation Reserve
Lot 1 DPS 11678	0.0844	Local Purpose Reserve
Lot 3 DPS 5727	0.2518	Local Purpose Reserve
Lot 84 DPS 9663	0.2117	Plantation Reserve
Lot 59 DPS 7302	0.0318	Plantation Reserve
Lot 35 DPS 5013	0.0367	Local Purpose Reserve
Lot 12 DPS 5013	0.1867	Local Purpose Reserve







Site description

Tamarangi Driver Reserve (North side and South side) are located along the edges of Tamarangi Drive providing a scenic boundary to the state highway.

The reserves are grassed reserves with large trees lining the edge of the roadside.

There is a footpath that runs along the southern side, providing a walking track which is used for walkers and for exercising dogs.

There is not constructed entrances to the reserves and the reserve are bordered with a concrete kerb.

There is not vehicle access or off street parking.

There are no public facilities in this reserve.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	3	The purpose of this reserve is to contribute to the environmental pleasantness and attractiveness of the area. The reserve has residential and commercial properties along the edges, freedom camping may have a negative effect on amenity and privacy to the residential properties.
Protect Health and Safety	2	No health and safety concerns.
Protect access	5	This reserve has no off street parking available. A concrete kerb runs along the road edge of the reserve. Vehicle access would require driving over the kerb, and potentially damaging the kerb and fencing.
Total Score	10	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Reserve Management Plan does not provide for freedom camping on neighbourhood reserves; therefore, freedom camping is prohibited on the reserve under section 44(1) of the Reserves Act 1977.

Based on this assessment, it is recommended Council propose to prohibit freedom camping on the Tamarangi Reserve and the adjacent road (Tamarangi Drive).

8.3.2 Local Purpose Reserves - Esplanade Reserves

Esplanade reserves are associated with coastal, lakesides and riverside reserves. Kawerau District Council has a number of reserves which include sections along Tarawera River and Ruruanga Stream.

Kawerau District Council have two lots specifically identified as Esplanade Reserves, these are:

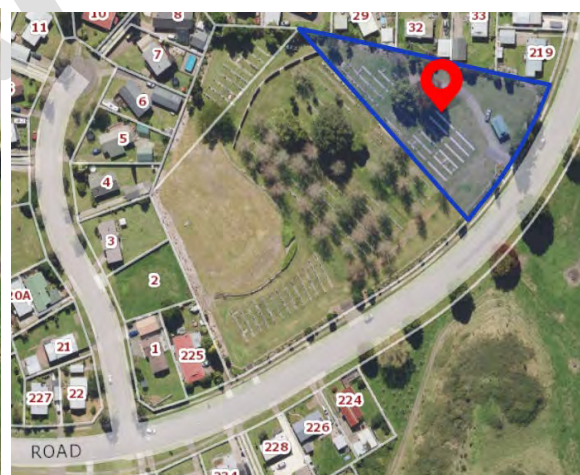
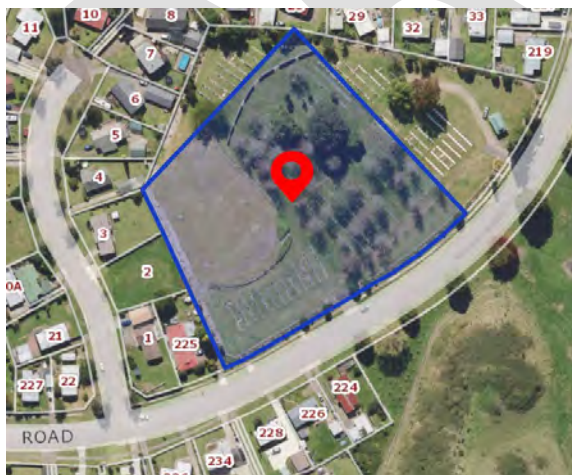
Stoneham Walk – Pt Lot 85 DPS 9663 and Lot 86 DPS 9663

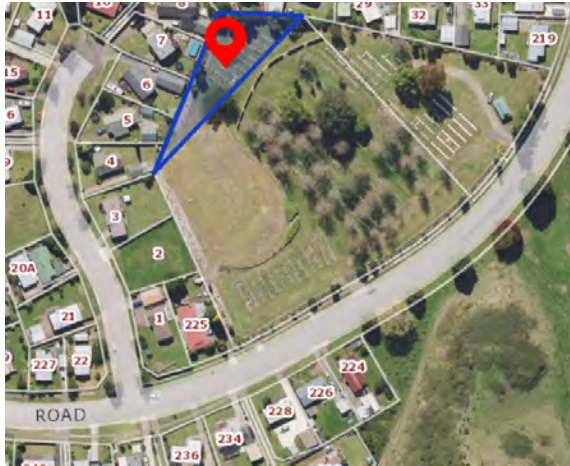
This reserve has been assessed under Recreation Reserves with all other legal titles combined to make up Stoneham Walk.

8.3.3 Local Purpose Reserves – Cemetery

Cemetery

Legal Description	Area (ha)	Reserve Category
Pt Allot 329 Matata Psh	1.3000	Local Purpose Reserve
Lot 84 DPS 30068	0.4428	Local Purpose Reserve
Allot 849 Matata Psh	0.1606	Local Purpose Reserve





Site description

The Kawerau District Cemetery has one cemetery which is open for burials. The Cemetery is located off Valley Road.

Cemeteries are sensitive places which support our sense of community and reflect the history of our local people and cultures which have founded and influenced the district. They provide a place where family and friends can come to care for and mourn the loss of their loved ones, consistent with their culture and beliefs.

The cemetery has three established vehicle access ways. Each access way has a gate with is locked unless open for funeral requirements. Although the reserve is not fences, there are established gardens between each of the gates providing a scenic boundary fronting the cemetery.

Public facilities are available with toilets being open to the public.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	The cemetery is a sensitive area with high value to the community, being both culturally and historically significant. It is important that the area be protected.
Protect Health and Safety	4	Cemeteries are used frequently by pedestrians including elderly people and children. Freedom camping does pose a health and safety risk to cemetery visitors, through a reduction of visibility and limited space. There is also health and safety concerns due to the likelihood of open ground (plots), use of digging equipment and burial services taking place.
Protect access	3	The cemetery has limited accessibility for vehicles to protect the grounds. Pedestrian access to the cemetery is available of Valley Road. Freedom camping vehicles, even parked on the road side, would impede on the access to others and the visibility of those visiting their loved ones.
Total Score	12	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the River Road Reserve.

8.3.4 Local Purpose Reserves – Utility Reserves

Local purpose utility reserves are used for the purpose of providing utilities or drainage with Kawerau. Kawerau District Council have two utility reserves being the Dump Reserve (includes Pat Baker Reserve) and the Beattie Road Reservoir Reserve.

Beattie Road Reservoir Reserve

Legal Description	Area (ha)	Reserve Category
Lot 1 DPS 43063	7.3796	Utility Reserve



Site description

The Beattie Road Reservoir Reserve is located off Beattie Road to the south west. The reserve is land locked by private land.

The reserve is a large lot that is covered in established native trees.

There is no public access to this reserve.

Public facilities are not available.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	5	This reserve is cover in native trees and should be protected.
Protect Health and Safety	1	No health and safety concerns.
Protect access	5	There is no road access to this reserve.
Total Score	11	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

Based on this assessment, it is recommended Council propose to prohibit freedom camping at the River Road Reserve.

8.4 Council Owned Land

Circus Paddock

Legal Description	Area (ha)	Land Category
Part Lot 1 DPS 5500	1.1400	Freehold Commercial



Site description

Circus paddock is located on the corner of Plunket and Onslow Street. The area known as Circus paddock is council owned freehold land.

The land area includes two paved carparks. Kawerau Cosmopolitan Club uses one carpark and the other paved car parking area is associated with the recreational space including the basketball court, skate park and recreational space.

Near the circus paddock, is approximately 1000m² of geothermally active land. Some steam comes through vents in the ground and a sulphur smell is evident. While the area is not considered dangerous and is not hot, there is some unpredictability area geothermal activity.

Geothermal gases can be dangerous at high concentrations and levels are monitored at the Ron Hardie Recreation Centre which borders the Circus paddock.

Circus paddock is used for local events, including currently being home to the local markets.

There are no public facilities at Circus paddock.

Freedom Camping Act Assessment

Assessment	Score	Comments
Protect the area	2	Circus paddock is used for local events. The availability and use of the area may be reduced where large numbers of freedom campers are parking in this area.
Protect Health and Safety	3	This area may be affected by geothermal gases, however levels are monitored at the adjacent property and dangerous level are not exceeded at Circus paddock. Tenting is not advisable on Circus paddock. Vehicle access near the skate parks and adjoining basketball court raises health and safety concerns due to the unpredictability of children and their social activities.
Protect access	4	Vehicle access and off-street parking is available, however the parking area is used by the Cosmopolitan Club and freedom campers may affect the availability of parking, negatively impacting on their commercial business. To access the grassed area, vehicle must drive over the kerb or remove a wooden post protecting the reserve from vehicle. This may cause damage to the area.
Total Score	9	

Recommendation

This assessment against the criteria in the Act provides grounds for this site to be restricted or prohibited in a freedom camping bylaw.

The Circus Paddock does not come under the reserves management plan.

Given the nature of the location, being zoned for commercial use and being available for hire for community events, including the local market, Council need to consider the current use and the viability of using for Freedom Camping. It also needs to consider any impact of the Cosmopolitan Club who currently use the area for parking.

The current freedom camping bylaw does not provide for freedom camping on this field. In saying this, Circus paddock has previously been approved by Council for the use of organised groups, using self-contained vehicle only, during the Christmas in the Park event. In considering this, it must be taken into account the commercial bookings, weather and ground conditions and the level of geothermal gases at the time. Given the shortage of accommodation in Kawerau, and the possibility of Firmin Lodge/Field be rented, it is reasonable to have a couple of areas that may be made available where the need arises.

Based on this assessment, it is recommended, that Council restrict freedom camping at Circus Paddock. The recommended restrictions in the proposed bylaw are as follows:

- Council may consider prior consent for organised groups where other freedom camping areas are unlikely to be able to support the number of expected freedom campers.
- Freedom camping is only available to self-contained vehicles.
- Commercial activity has priority over any request for prior consent.



Proposed **Freedom Camping** **Bylaw 2024**

Kawerau District Council Proposed Reviewed Freedom Camping Bylaw (2019)

Date First Adopted:	1 Oct 2019
Last Reviewed :	July 2024
Next Review Date:	July 2034
Engagement Required:	Special Consultative Procedure (s83 LGA)
Document Number:	BYL 001
Responsibility:	Group Manager, Regulatory and Planning
Associated Documents:	Freedom Camping Act 2011, Kawerau District Council Reserve Management Plan



Kawerau,
Taonga o te whenua,
Treasure of the land.

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1. Introduction

1.1. Title

This bylaw shall be known as the Kawerau District Council Freedom Camping Bylaw 2019.

1.2. Commencement

This bylaw came into force on 1 October 2019. Amendments to this bylaw come into force on _____ 2024, in accordance with a resolution of Council made on _____ 2024.

1.3. Enabling enactment

This bylaw is made in accordance with section 11 of the Freedom Camping Act 2011 ('Act'). This bylaw should be read alongside the Act.

1.4. Purpose

The purpose of this bylaw is to control freedom camping in the Kawerau District in order to:

- a) Protect local authority areas;
- b) Protect the health and safety of people who may visit local authority areas; and
- c) Protect access to local authority areas.

Explanatory Notes

The provisions of this bylaw only apply to land owned and controlled by Council. It does not apply to private land or land owned by the Department of Conservation, Land Information New Zealand or the New Zealand Transport Agency.

1.5. Explanatory notes

This bylaw contains explanatory notes, which do not form part of this bylaw. The Council may add, amend or delete explanatory notes at any time without amending the bylaw.

2. Definitions

For the purpose of this bylaw, the following definitions apply:

Act	means the Freedom Camping Act 2011 (“Act”).
Chief Executive	means the person appointed by Council under section 42 of the Local Government Act 2002.
Council	means Kawerau District Council.
District	means Kawerau District.
Enforcement Officer	means a person appointed as an enforcement officer under section 32 of the Freedom Camping Act 2011.
Freedom camp	has the meaning set out in section 5 of the Act.

Explanatory notes

As at 7 June 2023, section 5 of the Act, defines freedom camp as:

- (1) In this Act, freedom camp means to camp (other than at a camping ground) within 200 m of an area accessible by motor vehicle or within 200 m of the mean low-water springs line of any sea or harbour, or on or within 200 m of a formed road or a Great Walks Track, using either or both of the following:
 - (a) a tent or other temporary structure:
 - (b) a motor vehicle.
- (2) In this Act, freedom camping does not include the following activities:
 - (a) temporary and short-term parking of a motor vehicle:
 - (b) recreational activities commonly known as day-trip excursions:
 - (c) resting or sleeping at the roadside in a motor vehicle to avoid driver fatigue.
- (2A) In this Act, a person is not freedom camping if the person—
 - (a) is a person other than a person who is in New Zealand on the basis of a visitor visa (within the meaning of the immigration instructions); and
 - (b) is unable to live in appropriate residential accommodation; and
 - (c) as a consequence of that inability, is living in either or both of the following:
 - (i) a tent or other temporary structure:
 - (ii) a motor vehicle.

For the avoidance of doubt, as at 7 June 2023, section 5(3) of the Act defines camping ground as:

- (a) a camping ground that is the subject of a current certificate of registration under the Camping-Grounds Regulations 1985; or
- (b) any site at which a fee is payable for camping at the site.

Freedom camping	has the equivalent meaning of Freedom camp.
Infringement offence	means an offence specified in section 20 of the Act.

Explanatory notes

Sections 20 of the Act, sets out the infringement offences which include the following:

- freedom camps or makes preparation to freedom camp in breach of any prohibition or restriction specified in a bylaw.
- freedom camps, in a vehicle that is not self-contained, in breach of a bylaw.
- fails to display a warrant card for the vehicle being used to freedom camp.
- freedom camps or makes preparation to freedom camp in a self-contained vehicle with more people than the vehicle is certified for.
- while freedom camping in a local authority area, interferes with or damages the area, its flora or fauna, or any structure in the area.
- deposits waste in or on the area (other than into an appropriate waste receptacle)
- fails or refuses to leave a local authority area when required to do so by an enforcement officer acting under section 36.

For clarification to **make preparations** means to do either or both of the following:

- (a) erect a tent to use it for freedom camping;
- (b) park a motor vehicle to use it for freedom camping.

Local authority area	has the meaning as in section 6 of the Act.
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Explanatory Notes

As at 7 June 2023, section 6(1) of the Act, where Local Authority Area is defined, states:

- (1) In this Act, local authority area—
 - (a) means an area of land—
 - (i) that is within the district or region of a local authority; and
 - (ii) that is—
 - (A) controlled or managed by or on behalf of the local authority under any enactment...

Prohibited area	means an area identified in Schedule 2: Prohibited Areas, in which freedom camping is prohibited.
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Restricted area	means an area identified in Schedule 1: Restricted Areas, in which freedom camping is permitted subject to restrictions.
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Reserve means any land classified as a reserve under the Reserves Act 1977 or its amendments.

Self-Contained has the meaning given in section 4 of the Act.

Explanatory Notes

As at 7 June 2023, section 4 of the Act, defines self-contained as:

(4) In relation to a motor vehicle, means that the vehicle has a valid certificate of self-containment issued in accordance with section 87U(3)(d) of the Plumbers, Gasfitters, and Drainlayers Act 2006 (but see subpart 1 of Part 1 of Schedule 1AA for the meaning of self-contained during the transitional period, being 7 June 2023 to 7 June 2025)

Explanatory Notes

To be certified Self-contained, the motor vehicle must achieve compliance with NZ Standard 5465:2001. The standard can be viewed or printed once for free at this link: <https://www.standards.govt.nz/shop/nzs-54652001>.

For the avoidance of doubt, the standard requires that a Self-contained motor vehicle be equipped with a toilet that is permanently fixed to the vehicle in order to be certified.

Vehicle has the meaning given in section 2(1) of the Land Transport Act 1998.

Waste means any kind of waste, including human waste.

3. Freedom Camping Areas

3.1. Freedom Camping

- 3.1.1. Freedom camping is permitted in any local authority area within the District, in a self-contained vehicle, unless it is restricted or prohibited by this bylaw or under any associated enactment, bylaw, or reserve management plan.
- 3.1.2. For clarification, freedom camping in any tent or temporary structure in any local authority area is prohibited.

3.2. Freedom camping - Restricted Areas

3.2.1. A person may freedom camp in any area identified in Schedule 1: Restricted Areas for Freedom Camping, are marked yellow on the maps in Schedule 3. Freedom Campers must comply with the restrictions listed below:

- a) No person may freedom camp except in a self-contained vehicle.
- b) No person may freedom camp for more than 7 nights in any one calendar month.
- c) No person may freedom camp for more than 7 consecutive nights when crossing over two months.
- d) All waste must be either removed or disposed of in the bins provided.
- e) All wastewater (including human waste) must be disposed of in the dump sites provided at Prideaux Park and Firmin Field.
- f) Campsites must be kept clean and tidy.
- g) Freedom campers must not prevent others from undertaking legitimate activities in the area or restrict access to any public area or private land.
- h) No person may light any fires.
- i) All persons are subject to all other requirements that apply generally to the area where they are camped, including dog, alcohol and noise control.
- j) No person may interfere with or damage any freedom camping area, flora, fauna or structure.
- k) Enforcement officers must be able to inspect any campsite and freedom campers must comply with any reasonable direction.

3.2.2. Despite sub clause, 3.2.1 some restricted areas require prior consent as identified in Schedule 1. Restricted Areas requiring prior consent are for large organised groups or events, which cannot be accommodated within existing Restricted Sites. Restricted Areas requiring prior consent are marked blue on the maps in Schedule 3.

3.2.3. Despite sub clause, 3.2.1 and 3.2.2 a person may freedom camp in any restricted area, if they have obtained the prior written consent of the Council, granted under clause 4 of this bylaw, and complies with any conditions of the consent. The written consent must be produced on request of an enforcement officer.

3.3. Freedom camping - Prohibited Areas

3.3.1. No person may freedom camp in any local authority area in the District described in Schedule 2: Prohibited Areas, and mark red on the maps in Schedule 3.

Explanatory notes

The Reserves Act 1977 prohibits camping on all reserves unless it is specifically provided for in the operative reserve management plan.

3.3.2. Despite sub clause, 3.3.1 a person may freedom camp in a prohibited area if they have obtained the prior written consent of the Council, granted under clause 4 of this bylaw, and complies with any conditions of the consent. The written consent must be produced on request of an enforcement officer.

4. Prior Consent from Council

4.1. Application for Consent

- 4.1.1. The Council may grant written consent to a person, to freedom camp, contrary to any prohibition or restrictions that apply under this bylaw.
- 4.1.2. An application for consent must be made in writing, to the Chief Executive Officer, at least 10 working days prior to the date on which freedom camping is planned to occur.
- 4.1.3. The application must be accompanied by the application fee, set in Council's schedule of fees and charges.
- 4.1.4. Completed applications will be considered by Council and may be granted at Council's sole discretion.

Explanatory Note:

Council anticipates the following reasons may be grounds for an application:

- Where associated with a special event or occasion occurring in the area and an exemption is required for the duration of the event or occasion.
- Where the anticipated availability of freedom camping sites will not meet the expected needs.
- Complying with the restrictions or prohibition in the bylaw is not reasonable in the circumstances.

- 4.1.6. The consent is not transferable to another person or event.
- 4.1.7. An enforcement officer may revoke a consent given under clause 4.1.1 if any person breaches the conditions specified in the consent or the freedom camping covered by the consent, breaches this bylaw or the Act.

5. Temporary Closure or Restriction of Freedom Camping

5.1. Temporary Closure or Restriction

Council may temporary close or restrict freedom camping in any local authority area or part of any area, where the closure or restriction is considered necessary to:

- a) Allow maintenance of the area or facilities in the area;
- b) Prevent damage to the area or facilities;
- c) Protect the safety of persons or property; or
- d) Provide better public access to facilities, including access to local events held in the area.

5.2. Notice

Council will give notice of a closure or restriction of this bylaw, as soon as reasonability practicable, taking into the circumstances of such closure or restriction.

Explanatory Notes

Notice given by Council may include any of the following:

- A sign erected in the area
- Advertising on Council website and/or Council facebook page
- Advertising on the radio
- Public notice in a paper

6. Offences

6.1. Offences

Every person who freedom camps, or makes preparation to freedom camp, in a local authority area in breach of any prohibition or restriction imposed in this bylaw commits an infringement offence under section 20(1) of the Act. This includes a breach of any condition of an approved prior consent.

6.2. Exceptions

Every person who has obtained a written consent from Council, granted under clause 4.1.1 of this bylaw, and who complies with all conditions of that consent, is not acting in breach of any prohibition or restriction in this Bylaw as set out under section 20(1)(a) and (f) of the Act.

Explanatory notes

Penalties for infringement offences under the Act are specified in the Freedom Camping (Penalties for Infringement Offences) Regulations 2023 and can be viewed here:

<https://www.legislation.govt.nz/regulation/public/2023/0136/latest/LMS853101.html>

Where no regulations are made, the infringement fee is \$400 (s20E of the Act)

Infringements may be issued to:

- person who committed the offence;
- the registered owner of the vehicle used to freedom camp
- the person lawfully entitled to possession of the vehicle used to freedom camp. (s26 of the Act)

Enforcement officers may require a person to leave an area if the officer has reasonable grounds to believe the person is committing or has committed an offence. (s36 of the Act)

SCHEDULE ONE

Freedom Camping Restricted Areas

Freedom Camping in areas described below is subject to restrictions specified in clause 3.2 of this bylaw.

All restrictions must be complied with unless prior written consent of the Council is obtained under clause 4 of this bylaw.

Explanatory Notes

Restricted Areas included some locations which require prior consent to be accessed. These have been included as restricted due to the public interest in these areas for large events. These sites are shown as blue below and on the maps.

Map	Area and Description	Restrictions
01	<p>Prideaux Park</p> <p>Prideaux Park is located on the corner of Islington Street and Plunket Street and extends all the way to Glasgow Street.</p> <p>Access off Plunket Street, Kawerau.</p> <p>Three areas are available for freedom camping at Prideaux Park.</p> <ul style="list-style-type: none"> • Stream side area located behind the Prideaux Park Pavilion. Four power sites available – contact Kawerau isite for details. • Grassed area behind Kawerau Bowling Club. • Grassed area in front of Kawerau Bowling Club. <p>Dump station available on site.</p>	<p>Restricted to self-contained vehicles.</p> <p>Grassed area in front of Kawerau Bowling Club is only available where no events are being held at Prideaux Park. Vehicle and all camping equipment must not encroach on the access way.</p> <p>Prior Consent required if requesting to use the sports field.</p>
01	<p>Maurie Kjar Aquatics Centre Carpark</p>	<p>Restricted to self-contained vehicles.</p> <p>Freedom camping only available between 4pm and 9am.</p>

	<p>Maurie Kjar Aquatics Centre is located on the corner of Plunket Street and Glasgow Street and is accessible from either street.</p> <p>One area is available for freedom camping.</p> <ul style="list-style-type: none"> • Sealed carpark on eastern edge. 	<p>Freedom camping is only available along the eastern edge of carpark from the corner of Glasgow and Plunket Street to about half way along the carpark on Plunket Street (excludes parking in front of the Bowling Club) – as marked in the map.</p>
<p>02</p>	<p>Firmin Field</p> <p>Firmin Field is located between Waterhouse Street and Porritt Drive and runs along the side of Tarawera River.</p> <p>Access is off Waterhouse Street.</p> <p>One area is available for freedom camping.</p> <ul style="list-style-type: none"> • Sealed carpark along eastern edge. Six powered sites available - contact Kawerau isite for details. <p>Access off Waterhouse Street, Kawerau.</p> <p>Dump station available on site.</p>	<p>Restricted to self-contained vehicles</p> <p>Restricted to the eastern edge of the carpark closest to Tarawera River.</p> <p>Prior Consent required if requesting to use the field as part of an organised group.</p> <ul style="list-style-type: none"> • No freedom camping within 10 metres of the riverbank or the residential properties. <p>Prior consent is also required for the use of non-self-contained vehicles or tents, and must be in association with the hireage of Firmin Lodge.</p> <ul style="list-style-type: none"> • No freedom camping within 10 metres of the riverbank or the residential properties.

<p>No Map</p>	<p>Roads with a speed limit of 50km/hr or less</p> <p>Freedom camping is available on local roads with a speed limit under 50km/s.</p>	<p>Restricted to self-contained vehicles.</p> <p>Campers must not be parked directly outside any residence, commercial or industrial premises on the same side of the road as that premises.</p> <p>Exclusions:</p> <ul style="list-style-type: none"> • Valley Road outside of Cemetery • Weld Street around reserve. • Robinson Street around reserve. • Holland Crescent around Cobham Drive Reserve.
Map	Area and Description	Restrictions
<p>03</p>	<p>Boyce Park</p> <p>Boyce Park is located on the corner of Tamarangi Drive and River Road.</p> <p>Access is of River Road.</p> <p>All freedom camping must seek prior approval</p>	<p>Prior Consent required if requesting to use the field as part of an organised group.</p> <ul style="list-style-type: none"> • Restricted to self-contained vehicles. • No freedom camping within 10 metres of the riverbank.
<p>04</p>	<p>Waterhouse Street Reserve</p> <p>Waterhouse Street Reserve is located between Waterhouse Street and Tarawera High School and runs along the side of Tarawera River.</p> <p>All freedom camping must seek prior approval</p>	<p>Prior Consent required if requesting to use this reserve as part of an organised group.</p> <ul style="list-style-type: none"> • Restricted to self-contained vehicles. • No freedom camping within 10 metres of the riverbank. <p>Prior consent is also required for the use of non-self-contained vehicles or tents, and must be in association with the hireage of Firmin Lodge.</p>
<p>05</p>	<p>Circus Paddock</p>	<p>Prior Consent required if requesting to use this site as part of an organised group.</p>

	<p>Circus Paddock is located on the corner of Plunket Street and Onslow Street. Access is off either Street.</p> <p>All freedom camping must seek prior approval.</p>	<p>Restricted to self-contained vehicles.</p>
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SCHEDULE TWO

Freedom Camping Prohibited Areas

Freedom Camping in areas described below is prohibited as specified in clause 3.3 of this bylaw.

Explanatory Notes

Freedom camping on reserves is prohibited under section 44 of the Reserves Act 1977 and therefore prohibited under section 10(2)(b) of the Freedom Camping Act 2011, except where it is permitted in the designated places on reserves specified in Schedule 1, which are subject to the restrictions in this Bylaw.

Map	Area and Description
06 & 01	<p>Stoneham Walk, Ruruanga Reserve and the Valley Road/Kirk Crescent Reserve</p> <p>Freedom camping is prohibited within Stoneham Walk which incorporates Ruruanga Reserve and Valley Road/Kirk Crescent Reserve.</p> <p>This area is bounded by Valley Road (northwest) and Fenton Mill Road (southeast). Around the edges the reserve backs onto residential properties off Blundell Avenue, Marshall Street, Kirk Crescent and Bell Street. The previous stock pound also backs onto the reserve to the south.</p>
07	<p>Recreation Centre Reserve</p> <p>Freedom camping is prohibited from the recreation centre reserve located on Tombleson Way (off Onslow street). This encompasses the parking area in front of the Ron Hardie Recreation Centre, the geothermal area behind the Ron Hardie Recreation Centre, the bmx track, basketball court, skate park and play ground.</p>
08	<p>Keith McKenzie Park</p> <p>Freedom camping is prohibited from Keith MacKenzie Park located off Tamarangi Drive on the north side just west of the entrance into Kawerau town centre.</p>
09	<p>Tarawera Park, Lyn Hartley Reserve and Roy Weston Park</p> <p>Tarawera Park, Lyn Hartley and Roy Weston Park all link together running along the edge of Tarawera River. The main entrances is from either Porritt Drive entering Roy Weston Reserves or off Cobham drive. The three</p>

	reserves extends from the Golf Club to the south and Firmin Field to the North. On the western side they are border by residential properties off Cobham Drive, Holland Crescent, Ward Street and Porritt Drive.
10	<p>Monika Lanham Reserve and Fraser Street Reserve</p> <p>Freedom Camping is prohibited on Monika Lanham. Monika Lanham encompasses the hill to the southwest of the town centre. This reserve is surrounded by Fenton Mill Road, River Road and Onslow Street and the Fraser Street Reserve to the south.</p>
11	<p>River Road Reserve</p> <p>Freedom camping is prohibited from the River Road reserve which is largely inaccessible. This reserve sits in between the Tarawera High School, and the Tarawera River</p>
12	<p>Waterwheel Heritage Park</p> <p>Waterwheel Heritage Park is located off Spencer Avenue on the right hand side. It sits between the commercial businesses and the Council Pound.</p>
13	<p>Previous Stock Pound Area (yet to be renamed)</p> <p>Freedom Camping is prohibited from the previous stock pound area located off Fenton Mill Road. This reserve is bordered by Fenton Mill Road, Kirk Crescent and Stoneham Walk.</p>
14	<p>Neighbourhood Reserves (in Residential Areas)</p> <p>Freedom camping is prohibited on all neighbourhood reserves as listed below:</p> <ul style="list-style-type: none"> • Balance/Seddon Street Reserve • Boss Road Reserve • Fraser Street Reserve • Hilldale Reserve – Beattie Road and Hardie Avenue • Porritt Glade Reserve • Tuwharetoa Road Reserve • Valley Road/Delamere Drive Reserve • Beattie/Shepherd Street Reserve • Cobham Drive Reserve • Hadley Street Reserve • MacKenzie Street Reserve • Robinson Street Reserve • Valley Road/Ryder Place Reserve • Weld Street Reserve <p>Each of the reserves above are small reserves located on the roads as set out in the reserves name.</p>

15	<p>Kawerau Cemetery</p> <p>Kawerau Cemetery is located off Valley Road and is surrounded by residential houses from Delamere Drive and Ryder Place.</p>
16 & 17	<p>Kawerau Town Centre</p> <p>Freedom camping is prohibited in the Kawerau Town Centre being the inner area bounded by Islington Street, Onslow Street and Plunket Street. This area also includes all of Islington Street and Liverpool Street. (See restrictions under Road lower than 50km.)</p>
18	<p>Council Owned Carparks</p> <p>Freedom camping is prohibited in the following Council owned carparks:</p> <ul style="list-style-type: none"> • Porritt Drive long side the river) • Fenton Mill Road (located at the entrance to Stoneham Walk) • Corner Plunket and Glasgow Street (Parking area around Skate Park) • Corner Onslow and Plunket Street (Customer Parking) • Plunket Street carpark opposite the Maurie Kaur Aquatics Centre (Customer Parking) • Islington Street main carpark located on the northern side of Council Offices (Customer Parking) • Islington Street carpark behind 23 to 33 Islington Street (Customer Parking for Local Businesses) • Keith Mackenzie Park carpark off Tamarangi Drive (Park Access)
19 & 20 & 21	<p>All Kawerau Local Purpose/Amenity Reserves</p> <p>These include the following reserves:</p> <ul style="list-style-type: none"> • Fenton Road Reserve – This is the large open grassed berm on the western side of Fenton Road. • Tamarangi Drive Reserve - This is the large grassed berms from the start of Tamarangi Drive from the east to Valley Road in the west. • Pat Baker Reserve, Beattie Road Reserve and Dump Reserve – These three reserves form one larger reserve. They are located off River Road or Beattie Road and apart from Pat Baker Reserve which is a scenic reserve at the northern edge, the rest of the reserve travels in a southerly direction out towards farmland.

- | | |
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| | <ul style="list-style-type: none">• Owen/Julian Road Reserve – This reserve is located between the ends of both Owen and Julian Road and spread out with farmland on one end and Hilldale reserve on the other.• Reserve near Manukorihi Drive - This reserve is located to the east of Tarawera River off Tamarangi Drive directly east of the bridge crossing the river. The reserve sits between the Tarawera River and the Industrial area. |
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SCHEDULE THREE - MAPS

PRIDEAUX PARK - Map 1



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited






DISCLAIMER

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FIRMIN FIELD - Map 2



FREEDOM CAMPING BYLAW

-  Restricted
-  Restricted with Prior Consent
-  Prohibited



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BOYCE PARK - Map 3



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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WATERHOUSE STREET RESERVE - Map 4



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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CIRCUS Paddock - Map 5



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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STONEHOME WALK, VALLEY ROAD/KIRK CRESCENT RESERVE - Map 6



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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RECREATION RESERVE - Map 7



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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KEITH MCKENZIE RESERVE - Map 8



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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TARAWERA PARK, LYN HARTLEY RESERVE, ROY WESTON PARK - Map 9



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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MONIKA LANHAM RESERVE, FRASER STREET RESERVE - Map 10



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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RIVER ROAD RESERVE - Map 11



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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WATERWHEEL HERITAGE PARK - Map 12



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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PREVIOUS STOCK POUND AREA - Map 13



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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NEIGHBOURHOOD RESERVES - Map 14



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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DRAFT

KAWERAU CEMETERY - Map 15



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



DISCLAIMER




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KAWERAU TOWN CENTRE - Map 16



FREEDOM CAMPING BYLAW

-  Restricted
-  Restricted with Prior Consent
-  Prohibited



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KAWERAU TOWN CENTRE, LIVERPOOL STREET - Map 17



FREEDOM CAMPING BYLAW

- Restricted
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- Prohibited



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COUNCIL OWNED CARPARKS - Map 18



FREEDOM CAMPING BYLAW

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- Prohibited



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KAWERAU LOCAL PURPOSE/AMENITY RESERVES - Map 19



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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KAWERAU LOCAL PURPOSE/AMENITY RESERVES - Map 20



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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KAWERAU LOCAL PURPOSE/AMENITY RESERVES - Map 21



FREEDOM CAMPING BYLAW

- Restricted
- Restricted with Prior Consent
- Prohibited



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DRAFT

Meeting: Council

Meeting Date: 31 July 2024

Subject: **Adoption of the Draft Naming Policy and Statement of Proposal for Public Consultation**

File No.: 110800

1 Purpose

Kawerau District Council does not currently have a formal naming policy, and Elected Members have requested a naming policy be developed. The purpose of this paper is for Council to adopt the Draft Naming Policy and Statement of Proposal for public consultation.

2 Background

Council is responsible for the naming of roads and numbering of land and buildings under s319 and s319A of the Local Government Act 1974. Land Information New Zealand recommends following the Australian/New Zealand Standard on Rural and Urban Addressing (AS/NZS 4819:2011).

Currently Council follow this standard in applying road names and numbering, where possible. Previously numbering conventions have been adhoc, so in some circumstances we divert from the standard to follow the existing numbering system. Having a policy in place will help ensure consistent processes going forward.

Council does not have a formal policy in place. The informal process is that an applicant would request a name in writing. Upon request, Council will engage with Ngāti Tūwharetoa Kaumatua to ensure the name is not offensive and is appropriate for the community based on local history and traditions and knowledge.

While new roads are limited in Kawerau District, Kawerau does have a large number of open spaces (reserves), and community facilities. Although naming of new roads, open spaces or community facilities do not occur regularly within Kawerau, it is argued, that it is even more important to adopt a naming policy to ensure a consistent process.

Council requested a Naming Policy be developed for consideration.

3 Situation

A draft naming policy has been prepared to cover a large range of scenarios, some of which may be unlikely in Kawerau, however it is often better to be over prepared.

The naming policy as proposed extends beyond the naming and numbering of roads and includes the naming of open spaces (parks and reserves), features (open space features such as tracks, lookouts or cultural significant sites) and council facilities. This policy also allows for a process for renaming, where set criteria is met. This will provide a consistent approach for naming within Kawerau.

Although there is no legal requirement to adopt a naming policy, the purpose of a policy is to provide a way to manage Council processes and set out what is and what is not acceptable. Council would benefit from having a policy outlining its proposed naming process.

Alongside the policy, we are reviewing Resource Management processes to ensure applications processed, align with naming requirements. A new naming request application form is being developed. This will make the application process consistent and easy for the community to follow.

The proposed Draft Naming Policy is attached for reference. Also attached is the statement of proposal as prepared for public consultation.

4 Summary of Proposal

Kawerau District Council wants a more consistent way to name and rename new roads, open spaces, open space features and Council facilities so that names better reflect our district. Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) will continue to be a partner in the naming process as they hold the mana and traditional associations with local places, and are the most appropriate authority, to seek options for Te Reo Māori names.

Proposed names must reflect one or more of the following (listed in no order of priority):

- a. Identity of Kawerau;
- b. Historical significance of the area;
- c. Cultural significance of the area;
- d. People who were important in the history of the area, and/or characteristics of people important to the Kawerau rohe;
- e. Events or places significant to a community or communities locally, nationally, internationally.
- f. Flora, fauna and topographical features significant or important to the history or geography of the community, the wider local area or the district.
- g. Continuation of existing established theme or creation of a common theme for a development.

While Te Reo Māori or English monolingual names are preferred, council supports dual naming in the following circumstances:

- a. where there is an opportunity to promote Te Reo Māori by use of a direct Te Reo/English translation;
- b. where both English and Te Reo Māori names are already in current use in the community for the same road, open space, feature or council facility; and
- c. where dual naming will make visible Tangata Whenua connections to a place.

Council will only consider renaming public or private roads, bridges, parks, reserves or community facilities in exceptional circumstances. Requests for renaming may be considered only if they originate from Tangata Whenua/residents/ratepayers of Kawerau District for any of the following reasons:

- a. Major changes in road layout or infrastructure and renaming is required to avoid confusion, duplication or ambiguity;

- b. To correct inaccuracies or spelling;
- c. The name is culturally inappropriate;
- d. In circumstances where an incorrect name has become established over time by local usage;
- e. To address a significant wrong or grievance;
- f. Where a new name would better meet the purpose of this policy in promoting local identity and Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) connections.
- g. Where there is a strong reason to support dual naming (e.g. to better promote local identity);
- h. Any other reason Council considers appropriate in the circumstances.

Council will hold the final decision making authority on the choice of names.

5 **Options**

The proposed naming policy covers three key areas for consideration. These include the naming and renaming of roads under the Local Government Act 1974 and the naming of other facilities, such as open spaces (parks, reserves), open space features (tracks, lookouts, site of cultural significance etc) or Council facilities.

Council considered four main options around developing a new naming policy:

Option 1 – Continue using the informal naming process. **Not recommended.**

Council's current process for naming roading, is informal and is largely unknown by the community which can create confusion. The informal process does not provide for consistent decision making or provide the community with guidelines around acceptable naming conventions.

Advantages

- Council has unfettered discretion on assigning names or changing processes.
- No legislative authority to name open spaces/facilities or Council facilities, however as owners of the property Council will still have the authority.

Disadvantages

- Inconsistent decisions and processes.
- Lack of certainty for the community.
- Lack of guidance for the community, which may cause ongoing confusion and frustration.
- Guidance of some form will need to be developed.

Option 2 – Adopt the Draft Naming Policy for public consultation. **Recommended**

Council's proposed Naming Policy would provide a documented formal process for naming request, changing the way things are processed. This would provide the community with a set of criteria for making name recommendations and provide an application process. This would cover all naming options.

Advantages

- Community engagement will provide an opportunity for individuals to raise questions or concerns.
- Community may feel more engaged with the process, which will provide for better understanding.
- Community feedback can be incorporated into the Draft Naming Policy.
- Provides an opportunity for Council staff to hear and address matters that may not have been previously been considered.

Disadvantages

- This option will take longer before a process can be adopted.
- Once implemented, the decision making process may take some time with the requirement for Council approval.

Option 3 – Adopt a list of suitable names for the community to choose from. **Not Recommended**

Council could avoid a naming policy by developing a list of suitable names. This list of names could be provided to parties that required a name for a new road or reserve. However, when it comes to open spaces/features and Council facilities, these would all stem from Council.

Advantages

- Community may be able to engage with developing the list.
- Easy process that does not require significant Council input.
- Quick timely process.

Disadvantages

- Developing a list of suitable names would be time consuming.
- A list of names may not reflect future aspirations or cultural changes.
- Developers or individuals may prefer alternative names. Although not required, a process may be needed to enable this.
- Although Council should use the same list of names for Council facilities, there may be a perception that if the name is already on the list Council may just add. This is likely to have a negative impact on community relations.
- This undermines the sense of place that can come from naming.

Option 4 - Council may wish to determine all names for Kawerau. **Not Recommended**

Council may prefer to maintain a high level of control regarding the naming of roads, open spaces/features and council facilities. This may still enable consultation with Tangata Whenua to ensure the suitability of names, however the community will not have any part in determining the name of roads, open spaces/features and council facilities.

Advantages

- Council has the ability to control the names given to all Kawerau roads, open spaces/features and council facilities.
- No consultation would be required unless engaging with Tangata Whenua Ngāti Tūwharatoa (Bay of Plenty).

Disadvantages

- Undermines the owners, developers and the community.
- The community is unlikely to support this option.

6 Engagement

Pre engagement has been held with Ngāti Tūwharetoa (Bay of Plenty) Kaumātua to obtain advice on the draft naming policy to ensure alignment with cultural values. No concerns were raised during this consultation.

Consultation is proposed in alignment with the special consultative process.

7 Financial Considerations

There are no budget considerations associated with the recommendations in this report.

8 Policy and Plan Considerations

There are no identified inconsistencies with any of the Council's policies or plans in relation to this report.

9 Next Steps

The special consultative procedure (s83 LGA) will be used to meet the statutory consultation requirements. This includes the preparation and adoption of a Statement of Proposal, and Draft Naming Policy, for public consultation.

The proposed consultation dates are as follows:

Submission period - 5 August 2024 to 6 September 2024
Submission Hearing and/or Adoption - 25 September 2024

Three dates for drop in centres will be advertised once these have been confirmed.

10 RECOMMENDATIONS

1. That the report “Adoption of the Draft Naming Policy and Statement of Proposal for Public Consultation” be received.
2. That Kawerau District Council:
 - a) Agrees to making a new Naming Policy;
 - b) Adopts the Draft Naming Policy and the Statement of Proposal as attached, for public consultation.
 - c) Approves the consultation for the period 5 August 2024 to 6 September 2024.
 - d) Authorises the Group Manager Regulatory and Planning to make any necessary minor drafting or presentation amendments to the Draft Naming Policy and the Statement of Proposal to correct errors or omissions, or to reflect decisions made by council, prior to final printing and publication.



Michaela Glaspey

Group Manager Regulatory and Planning

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Council Policy

Proposed Naming Policy

Effective date: To be Confirmed

Naming Policy

Date First Adopted:	2024
Last Reviewed :	New Policy
Next Review Date:	July 2029
Engagement Required:	Special Consultative Procedure (s83 LGA)
Document Number:	POL 026
Responsibility:	Group Manager, Regulatory and Planning
Associated Documents:	N/A



Kawerau,
Taonga o te whenua,
Treasure of the land.

1. INTRODUCTION

- 1.1. Kawerau District Council's Naming Policy is designed to provide principles and guidelines for considering and making decisions on the naming of local roads, open spaces, features and council facilities.
- 1.2. This policy recognises the importance of names in connecting our people to the land and environment around them. Local names also help provide the identity for our community, encompassing Kawerau's culture, significant people, character, heritage and landscape now and into the future.
- 1.3. Council recognises Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) as holding cultural values, customs and practices associated with the Kawerau Rohe and as such hold the mana to partner in the naming process.
- 1.4. Council is responsible for the naming of roads and numbering of land and buildings under s319 and s319A of the Local Government Act 1974. A wide range of people use road names to accurately locate properties, including emergency services, postal and delivery services and utility providers (phone, power, water companies), along with the general public.

2. POLICY PURPOSE

- 2.1. The purpose of this Policy is to:
 - 2.1.1. ensure the names of roads, open spaces, features, and community facilities tell the story of Kawerau and reflect Kawerau's natural, cultural and historic heritage;
 - 2.1.2. encourage locally significant Te Reo Māori names for roads, open spaces, features, and community facilities to enable greater visibility of Tangata Whenua connections to Kawerau;
 - 2.1.3. provide clarity and consistency in the naming of roads, open spaces, features, and community facilities;
 - 2.1.4. ensure names are appropriate and do not duplicate or cause confusion with existing or approved names;
 - 2.1.5. ensure the community is accessible and easily identifiable by facilitating accurate property identification for emergency services;
 - 2.1.6. ensure Council meets its obligations under the Local Government Act 1974 when naming roads and numbering properties.

3. SCOPE

- 3.1. The policy applies to the naming and renaming of:
- a. Roads, including private roads, private ways and bridges;
 - b. Open spaces including parks and reserves and land administered by council for storm water management;
 - c. Open space features;
 - d. Council facilities, including developments.
- 3.2. This policy does not apply to unformed or paper roads unless Council deems it necessary.

4. DEFINITIONS

Applicant means an individual or entity making an application. This may include Council, a consent holder or the party developing the infrastructure, including but not limited to a developer.

Council means Kawerau District Council.

Council Facility means a facility owned by Council and which is provided for public amenities, including recreational, sporting or cultural, or community facilities. Such facilities may include but are not limited to community halls, civic spaces and centres, including entertainment facilities.

Cultural Significance includes land, water, wāhi tapu, valued flora and fauna, and other taonga significant to Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty).

Dual Naming refers to a reserve or other public place that has both a Te Reo Māori name and English name. Dual naming is not considered renaming for the purpose of this policy. A dual name may not be a direct translation or transliteration of an existing English Name.

Name means the word or name (excluding the road type) used to identify a road, open space or Council facility.

Open Space includes all parks and reserves administered by Council, and land administered by Council for storm water management.

Open Space Feature refers to assets such as tracks, lookouts, sites of cultural significance and natural or historic attributes.

Park Council owned public open space held under the Local Government Act 2002

with a primary recreation, conservation, historic or amenity function.

Private roads and rights of way means roads and access ways as defined under section 315(1) of the Local Government Act 1974 (or subsequent amendments), and includes rights-of-way, common access lots, retirement village roads. Also included is common property within a Unit Title Development as defined under section 5 of the Unit Titles Act 2010.

Reserve means any land classified as a reserve under the Reserves Act 1977 (or subsequent amendments).

Road means a road as defined under section 315 of the Local Government Act 1974 or subsequent amendments, and includes access ways, service lanes, any square and any public place intended for the use of the public generally.

Road Type means the type of road as set out in The Australian/New Zealand Standard on Rural and urban addressing AS/NZS 4819:2011 (as outlined in Schedule 1).

5. POLICY PRINCIPLES

- 5.1. Council has a role in ensuring that the district's history, identity, culture and status of Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) is recognised and maintained.
- 5.2. Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) hold mana and traditional associations with places, making them the most appropriate authority when seeking Te Reo Māori names. Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) are a partner in the process of selecting names for roads, open spaces, features and council facilities.
- 5.3. Council shall provide a consistent approach to determining appropriate future names for roads, open spaces, features and council facilities. This policy is not to be applied retrospectively to existing names except where individual renaming applications are received.
- 5.4. Names should be agreed and used as early as possible in any development application process in order to embed those names locally.
- 5.5. This policy complies with the Australian/New Zealand Standard on Rural and Urban Addressing (AS/NZS 4819:2011) and subsequent amendments where names are written in English.
- 5.6. Naming a private road does not mean Council accepts responsibility for that private road, other than ensuring its name complies with this Naming Policy and the Australian/New Zealand Rural and Urban Addressing Standard (AS/NZS 4819:2011) and updating Land Information New Zealand.

- 5.7. Property numbering, upon implementation of the policy, will be in accordance with Australian/ New Zealand Standard Rural and Urban Addressing (AS/NZS4819:2011) and in the case of retirement villages, also in accordance with Guideline for addressing in retirement villages LINZG80700 (and any subsequent updates).
- 5.8. Where naming or renaming a reserve vested in Council, Council will comply with s16 (10) and s16(10A) of the Reserves Act 1977, by consulting with the New Zealand Geographic Board (Ngā Pou Taunaha o Aotearoa) and placing a notice in the Gazette.
- 5.9. The New Zealand Geographic Board (Ngā Pou Taunaha o Aotearoa) Act 2008 has precedence over this policy where it applies (naming geographic locations).

6. TE REO MĀORI NAMES

- 6.1. Council supports the use of Te Reo Māori names for roads, open spaces, features and council facilities.
- 6.2. All Te Reo Māori names will be initially drafted in partnership with Ngāti Tūwharatoa (Bay of Plenty) as Tangata Whenua.
- 6.3. Te Reo Māori names, in consultation with Ngāti Tūwharatoa (Bay of Plenty), will be written using the orthographic writing conventions of the Māori language developed by Te Taura Whiri i Te Reo Māori (the Māori Language Commission). Where appropriate, Council will be guided by Ngāti Tūwharatoa (Bay of Plenty) to ensure the integrity of the local dialects and cultural practices with regard to Te Reo Māori names in Kawerau rohe.

7. DUAL NAMING

- 7.1. While Te Reo Māori or English monolingual names are preferred, council supports dual naming in the following circumstances:
 - 7.1.1. where there is an opportunity to promote Te Reo Māori by use of a direct Te Reo/English translation;
 - 7.1.2. where both English and Te Reo Māori names are already in current use in the community for the same road, open space, feature or council facility; and
 - 7.1.3. where dual naming will make visible Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) connections to a place.
- 7.2. When dual naming is used for open spaces and community facilities the Te Reo Māori name will be positioned before the English name.

7.3. Dual naming is not supported by Council for roads and will be avoided.

8. GENERAL PROCEDURE FOR SELECTING NAMES (NAMING A NEW ROAD OR PRIVATE WAY)

- 8.1. New roads or private ways usually result from a subdivision. When applying for a resource consent, the developer should apply for any new road name or private way name, by submitting a “Naming Request Application”. Applications must be received prior to the issuing of the s223 certificate.
- 8.2. Applicants are required to consult with Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) early and Council will assist with this process. This will help ensure names will meet the requirements of section 9.1 of this policy, before making their application to Council.
- 8.3. It is recommended that applicants provide Council with their preferred name and two alternative names for each road, open spaces, features and council facilities to be named.
- 8.4. All applications should include supporting evidence of engagement with Tangata Whenua regarding the names proposed (for example, a letter of support, or minutes of a meeting, or a memorandum of understanding etc).
- 8.5. Where no names are proposed, or where council initiates the project, council will facilitate a discussion with Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty), the applicant and/or landowner to identify suitable names to be used.
- 8.6. Private roads, including those within retirement complexes, must be named where there are six or more houses on the private road, or if there is the potential to develop six or more houses on the private road. The names of private roads must be consistent with the general naming criteria.
- 8.7. Where a private way has multiple owners, supporting evidence of engagement with all associated owners must be provided.
- 8.8. Council has no responsibility for the signage, maintenance or upkeep of any private road.
- 8.9. Council holds the final decision making authority on the choice of names.

9. NAMING CRITERIA

- 9.1. Proposed names must reflect one or more of the following:
 - 9.1.1. Identity of Kawerau;

- 9.1.2. Historical significance of the area;
 - 9.1.3. Cultural significance of the area;
 - 9.1.4. People who were important in the history of the area, and/or characteristics of people important to the Kawerau rohe;
 - 9.1.5. Events or places significant to a community or communities locally, nationally, internationally.
 - 9.1.6. Flora, fauna and topographical features significant or important to the history or geography of the community, the wider local area or the district.
 - 9.1.7. Continuation of existing established theme or creation of a common theme for a development.
- 9.2. Proposed names should avoid the following:
- 9.2.1. Road name should not repeat or be similar in name or sound, to any name already in use locally or within 5 km of the surrounding districts, as this creates confusion for emergency services, delivery services and maintenance staff.
 - 9.2.2. Names that honour a person more than once should be avoided.
 - 9.2.3. Qualifying words, such as Upper, West, or generic terms, should not be used to distinguish between associated features with the same specific name.
- 9.3. Proposed names will be deemed unacceptable if:
- 9.3.1. Council consider they may be regarded as derogatory, discriminatory, frivolous, offensive or in poor taste.
- 9.4. Roads may not be named after commercial enterprises. For community facilities, open spaces and features, there may be individually negotiated sponsorship agreements including naming rights that may supersede the criteria in clause 9.

10. ADDITIONAL CRITERIA FOR ROAD NAMES

- 10.1. A road name shall consist of two parts: a name, followed by a road type. A road type shall not be used as the first part of a road name.

- 10.2. Where English names are to be used for roads, they shall comply with the road-naming standard used by the Council (AS/NZS4819:2011).
- 10.3. When using Te Reo Māori names, “Ara” and “Te Ara” may be used as the first part of the name. The use of “Te” before “Ara” is not essential unless the road is being named for a person or thing in which “Te” is an integral part. When using “Ara” or “Te Ara”, this replaces the road type (for example: “Ara Tai” not “Ara Tai Lane”).
- 10.4. Road names should be shorter rather than longer and should be less than 15 letters excluding the road type unless deemed culturally significant by Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty).
- 10.5. Road names should change at logical intersections and care should be taken to avoid dividing a single section of road.

11. PROPERTY ADDRESS NUMBERING

- 11.1. Council may allocate a number to any area of land or building or part of a building within its district and may change the number allocated to any such area of land or building, as set out in Section 319B of the Local Government Act 1974.
- 11.2. Upon implementation of this policy, road numbers will be assigned within the standards set out in the Australian/New Zealand Standards: Rural and urban addressing (AS/NZS 4819:2011).
 - 11.2.1. Urban roads will generally be numbered consecutively from the start of the road with odd numbers on the left and even on the right. Existing number will only be changed where exceptional circumstances exist or to prevent significant numbering inconsistencies.
 - 11.2.2. Rural Roads will usually be numbered using the distance-based address numbering method. Rural roads are generally defined through the zoning of a property and neighbouring properties in the District Plan.
 - 11.2.3. If the zoning of a property changes, consideration will be given to the suitability of the current numbering and renumbering may be required.
 - 11.2.4. Private ways are usually numbered from the adjoining named road which gives access to the private way. The Council will give consideration to issuing separate numbers, only where the private way is officially named. Numbers will only be issued once the road name has been accepted through a resolution of Council.

- 11.3. In cases where Council decides to re-number a road or private way, property owners and residents affected by the renumbering will be given a minimum of four weeks' notice.

12. POLICY ON RENAMING

- 12.1. Only in exceptional circumstances will Council consider renaming roads, open spaces, features or Council facilities.
- 12.2. Council may consider renaming open spaces, features, or Council facilities where a new name would better meet the objectives of the policy to promote local identity and Tangata Whenua connections.
- 12.3. Council may consider requests for renaming where there are strong reasons for renaming or dual naming of existing streets.
- 12.4. Applications for renaming may be considered where initiated by a Kawerau ratepayer or resident of Kawerau District, or by Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) and where they fall into one of the following categories:
 - 12.4.1. Major changes in road layout or infrastructure and renaming is required to avoid confusion, duplication or ambiguity;
 - 12.4.2. To correct inaccuracies or spelling;
 - 12.4.3. The name is culturally inappropriate;
 - 12.4.4. In circumstances where an incorrect name has become established over time by local usage;
 - 12.4.5. To address a significant wrong or grievance;
 - 12.4.6. Where a new name would better meet the purpose of this policy in promoting local identity and Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) connections.
 - 12.4.7. Where there is a strong reason to support dual naming (e.g. to better promote local identity);
 - 12.4.8. Any other reason Council considers appropriate in the circumstances.
- 12.5. An application for renaming must be supplied with the following information:
 - 12.5.1. Reasoning or justification for a name change; and
 - 12.5.2. Evidence of consultation undertaken by the applicant with affected

property owners, including the outcome of the consultation (e.g. signed letters of agreement);

12.5.3. Support for the proposed names from affected property owners;

12.5.4. Any research undertaken to support the application (if applicable).

12.6. If renaming, long-term, historically-embedded existing names, or names that are in common local use, may take precedence over new names if they conform to clause 9.

12.7. Applicants for renaming of roads, open spaces, features or Council facilities must agree to meet the costs incurred by Council, including costs of signs, renumbering, administration and any other associated costs. Where Council initiate the renaming, Council will cover the associated costs.

12.8. Council will not pursue a renaming application, where the affected residents are not in support of the renaming process.

13. ADDITIONAL CRITERIA FOR OPEN SPACES AND FEATURES WITHIN THEM

13.1. Open spaces gifted to Council, may honour the landowner by agreeing on a name in consultation with Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty).

13.2. Open spaces acquired, at market value, must not include a naming condition as part of the sale and purchase conditions.

13.3. Open spaces and/or features are not required to include a name type, such as park or reserve, unless considered appropriate.

13.4. Contiguous (adjacent) parks and reserves should be given the same name, unless there are exceptional circumstances to do otherwise.

13.5. Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) direction will be sought as to whether feature descriptions such as 'Mount' and 'Lake' are required where Te Reo Māori is used.

14. ADDITIONAL CRITERIA FOR COMMUNITY FACILITIES

14.1. Community facilities are not required to include the nature of the facility, unless considered appropriate.

14.2. Community facilities should not be named after commercial entities unless a sponsorship agreement is entered into.

15. MONITORING AND IMPLEMENTATION

- 15.1. Implementation of the policy will be the responsibility of, and monitored by, the Group Manager Regulatory and Planning.
- 15.2. The policy will be reviewed every five years, or earlier at the request of Council or in response to changed legislative and statutory requirements.

SCHEDULE 1 – AS/NZS 4819 – TYPES OF ROADS

Road Type	Abbreviation	Description
Alley	Aly	Usually narrow roadway in a city or town.
Arcade	Arc	Passage having an arched roof or covered walkway with shops along the sides.
Avenue	Ave	Broad roadway, usually planted on each side with trees.
Boulevard	Blvd	Wide roadway, well paved, usually ornamented with trees and grass plots.
Circle	Cir	Roadway that generally forms a circle; or a short enclosed roadway bounded by a circle.
Close	Cl	Short enclosed roadway.
Court	Crt	Short enclosed roadway, usually surrounded by buildings.
Crescent	Cres	Crescent shaped roadway, especially where both ends join the same thoroughfare.
Drive	Dr	Wide roadway without many cross-streets.
Glade	Gld	Roadway usually in a valley of trees.
Green	Grn	Roadway often leading to a grassed public recreation area.
Grove	Grv	Roadway that features a group of trees standing together.
Highway	Hwy	Main thoroughfare between major destinations.
Lane	Lane	Narrow roadway between walls, buildings or a narrow country roadway. (reserved exclusively for non-public roads)
Loop	Loop	Roadway that diverges from and rejoins the main thoroughfare.
Mall	Mall	Wide walkway, usually with Shops along the sides.
Mews	Mews	Roadway having houses grouped around the end.
Parade	Pde	Public roadway or promenade that has good pedestrian facilities along the side.
Place	Pl	Short, sometimes narrow, enclosed roadway.

Promenade	Prom	Wide flat walkway, usually along the water's edge.
Quay	Qy	Roadway alongside or projecting into the water.
Rise	Rise	Roadway going to a higher place or position.
Road	Rd	Open roadway primarily for vehicles.
Square	Sq	Roadway which generally forms a square shape, or an area of roadway bounded by four sides.
Steps	Stps	Walkway consisting mainly of steps.
Street	St	Public roadway in an urban area, especially where paved and with footpaths and buildings along one or both sides.
Terrace	Tce	Roadway on a hilly area that is mainly flat.
Track	Trk	Walkway in natural setting.
View	View	A road with a view.
Walk	Walk	Thoroughfare for pedestrians.
Way	Way	Short enclosed roadway. (reserved exclusively for non-public roads)
Wharf	Whrf	A roadway on a wharf or pier.

Statement of Proposal Naming Policy

This Statement of Proposal is made for the purposes of Sections 82A, 83, 83AA and 87 of the Local Government Act 2002.

It includes:

- Background to the proposal
- Reasons for the proposal
- Summary of proposal
- How to provide your feedback
- A copy of the draft Naming Policy 2021

STATEMENT OF PROPOSAL

Introduction

Kawerau District Council (the Council) has prepared a draft Naming Policy for the naming or renaming of roads, open spaces, open space features and community facilities to formalise a process for name selection.

This policy is the recognition of the importance of names, in connecting our people to the land and environment around them. Names should be used not only to reflect the stories of Kawerau's cultural, natural landscape and historical heritage, but also the use of Te Reo Māori, now and into the future.

The Naming Policy aims to provide the principles and guidelines for considering and making decisions on the naming of roads, open spaces, open space features and community facilities.

Before making any decisions on the naming policy, we want to hear from our community and get your feedback on our proposal.

Background to the proposal

Council is concerned that we continue to name new roads, open spaces, open space features and community facilities with the lack of a formal naming policy. This can lead to a reduced connection between the names chosen and the locality or community where they are situated, or with Kawerau generally.

The existing process for selecting names has not been formalised, as such, it is largely unknown to the community, making it difficult to understand or follow. A formalised process will enable ease of understanding both the requirements and the process.

Council want to set clear criteria for the selection and use of names within our district. The draft Naming Policy is out for consultation and feedback from you, before Council decides on the final wording.

Reasons for the proposal

The Local Government Act 1974 grants Council the power to name roads, however the method for selecting suitable names is left to Council discretion.

While Council has an informal process, this is largely unknown to the community. This policy would provide a framework to guide the process and provide some certainty for developers, the community and Council alike.

Formalising a naming process will help ensure:

- Council provides a clearer and more streamlined process in our district.
- Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) are provided with an opportunity to participate in the road naming process.

- The names of new roads, open spaces, open space features and community facilities across Kawerau, better reflect the history, culture and identity of Kawerau.
- Our names better reflect the culture of the Kawerau community by encouraging greater use of Te Reo Māori.

Council has developed the draft proposed Naming Policy, and before adopting this policy, Council must consult on the proposal and provide an opportunity for public feedback.

Council has approved the draft proposed naming policy for consultation and is now seeking your views.

Purpose of the Policy

As set out in the policy, the main purposes for Council's Naming Policy are to:

- ensure the names of roads, open spaces, features, and community facilities tell the story of Kawerau and reflect Kawerau's natural, cultural and historic heritage;
- encourage locally significant Te Reo Māori names for roads, open spaces, features, and community facilities to enable greater visibility of Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) connections to Kawerau;
- provide clarity and consistency in the naming of roads, open spaces, features, and community facilities;
- ensure names are appropriate and do not duplicate or cause confusion with existing or approved names;
- ensure a safer community by facilitating accurate property identification for emergency services;
- ensure Council meets its obligations under the Local Government Act 1974 when naming roads and numbering properties.

Options considered by Council

The proposed naming policy covers three key areas for consideration. These include the naming and renaming of roads under the Local Government Act 1974 and the naming of other facilities, such as open spaces (parks, reserves), open space features (tracks, lookouts, sites of cultural significance etc.) or Council facilities.

Council considered four main options around developing a new naming policy:

Option 1 – Continue using the informal naming process. **Not recommended.**

Council's current process for naming roading, is informal and is largely unknown by the community which can create confusion. The informal process does not provide for consistent decision making or provide the community with guidelines around acceptable naming conventions.

Advantages

- Council has unfettered discretion on assigning names or changing processes.
- No legislative authority to name open spaces/facilities or Council facilities, however as owners of the property Council will still have the authority.

Disadvantages

- Inconsistent decisions and processes.
- Lack of certainty for the community.
- Lack of guidance for the community, which may cause ongoing confusion and frustration.
- Guidance of some form will need to be developed.

Option 2 – Adopt the Draft Naming Policy for public consultation. **Recommended**

Council's proposed Naming Policy would provide a documented formal process for naming request, changing the way things are processed. This would provide the community with a set of criteria for making name recommendations and provide an application process. This would cover all naming options.

Advantages

- Community engagement will provide an opportunity for individuals to raise questions or concerns.
- Community may feel more engaged with the process which will provide for better understanding.
- Community feedback can be incorporated into the Draft Naming Policy.
- Provides an opportunity for Council staff to hear and address matters that may not have been previously been considered.

Disadvantages

- This option will take longer before a process can be adopted.
- Once implemented, the decision making process may take some time with the requirement for Council approval.

Option 3 – Adopt a list of suitable names for the community to choose from. **Not Recommended**

Council could avoid a naming policy by developing a list of suitable names. This list of names could be provided to parties that required a name for a new road or reserve. However, when it comes to open spaces/features and Council facilities, these would all stem from Council.

Advantages

- Community may be able to engage with developing the list.
- Easy process that does not require significant Council input.
- Quick timely process.

Disadvantages

- Developing a list of suitable names would be time consuming.
- A list of names may not reflect future aspirations or cultural changes.
- Developers or individuals may prefer alternative names. Although not required, a process may be needed to enable this.
- Although Council should use the same list of names for Council facilities, there may be a perception that if the name is already on the list Council may just add. This is likely to have a negative impact of community relations.
- This undermines the sense of place that can come from naming.

Option 4 - Council may wish to determine all names for Kawerau. **Not Recommended**

Council may prefer to maintain a high level of control regarding the naming of roads, open spaces/features and council facilities. This may still enable consultation with Tangata Whenua to ensure the suitability of names, however the community will not have any part in determining the name of roads, open spaces/features and council facilities.

Advantages

- Council has the ability to control the names given to all Kawerau roads, open spaces/features and council facilities.
- No consultation would be required unless engaging with Tangata Whenua Ngāti Tūwharatoa (Bay of Plenty).

Disadvantages

- Undermines the owners, developers and the community.
- The community is unlikely to support this option.

Summary of Proposal

Kawerau District Council wants a more consistent way to name and rename new roads, open spaces, open space features and Council facilities so that names better reflect our district. Tangata Whenua Iwi Ngāti Tūwharatoa (Bay of Plenty) will continue to be a partner in the naming process as they hold the mana and traditional associations with local places, and are the most appropriate authority, to seek options for Te Reo Māori names.

Proposed names must reflect one or more of the following (listed in no order of priority):

- a. Identity of Kawerau;
- b. Historical significance of the area or particular location;
- c. Cultural significance of the area;
- d. People who were important in the history of the area, and/or characteristics of people important to the Kawerau rohe;
- e. Events or places significant to a community or communities locally, nationally, internationally.
- f. Flora, fauna and topographical features significant or important to the history or geography of the community, the wider local area or the district.
- g. Continuation of existing established theme or creation of a common theme for a development.

While Te Reo Māori or English monolingual names are preferred, council supports dual naming in the following circumstances:

- a. where there is an opportunity to promote Te Reo Māori by use of a direct Te Reo/English translation;
- b. where both English and Te Reo Māori names are already in current use in the community for the same road, open space, feature or council facility; and
- c. where dual naming will make visible Tangata Whenua connections to a place.

Council will only consider renaming public or private roads, bridges, parks, reserves or community facilities in exceptional circumstances. Requests for renaming may be considered only if they originate from Tangata Whenua/residents/ratepayers of Kawerau District for any of the following reasons:

- a. Major changes in road layout or infrastructure and renaming is required to avoid confusion, duplication or ambiguity;
- b. To correct inaccuracies or spelling;
- c. The name is culturally inappropriate;
- d. In circumstances where an incorrect name has become established over time by local usage;
- e. To address a significant wrong or grievance;
- f. Where a new name would better meet the purpose of this policy in promoting local identity and Tangata Whenua connections.
- g. Where there is a strong reason to support dual naming (e.g. to better promote local identity);
- h. Any other reason Council considers appropriate in the circumstances.

Council will hold the final decision making authority on the choice of names.

Why your views matter

Names are a significant way of telling and maintaining our local stories into the future. This policy has been drafted in a way to reflect this, however it is for the community to determine whether the proposed naming policy meets the intended purpose and choose to support the policy's adoption.

Have Your Say On This Policy

Council is seeking your opinion on the draft Naming Policy 2024. Any person or organisation is welcome to make a submission on this policy.

The consultation period for the Draft Naming Policy 2024 will begin on 5 August 2024 and conclude on 6 September 2024.

The Council will take all submissions into account when it decides on the final content of the policy.

Submission forms and copies of the Statement of Proposal are available:

- Online at the Council's website: www.kaweraudc.govt.nz
- At the Council Offices and Libraries
- By phoning (07) 306 9009 and requesting a copy.

There are many different ways you can tell us what you think.

Submissions can be made:

Online: Visit our website - www.kaweraudc.govt.nz and use our online submission form.

Emailed to: submissions@kaweraudc.govt.nz
Please use subject heading - *Naming Policy – Submission*

Posted to: Kawerau District Council
Attn: Naming Policy – Submission
Private Bag 1004
Kawerau 3169

Dropped in to: Kawerau District Council
2 Ranfurly Court
Kawerau

Key Dates:

Submissions Open	5 August 2024
Submissions Close	6 September 2024
Proposed Submissions Hearing	25 September 2024
Council Deliberates and adopt (or not) Proposed Policy	September or October 2024

Please note Kawerau District Council must receive written submissions by **5.00pm** on **Friday 6 September 2024**.

As part of the consultation process your submission will be copied and made available to the public after the submission period closes.

You will have an opportunity to have your submission heard in person, during the hearing of submissions scheduled to be held on 25 September 2024. When you complete the submission form, please tell us if you would like to be heard.

Council will contact all submitters who wish to be heard, to confirm time, date and venue of the hearing.

Council will then deliberate on any changes required and choose whether or not to adopt the final Naming Policy during a Council meeting in late September or October 2024.

If you have any further queries or would like more copies of the draft Naming Policy 2024, please contact Council on 07 306 9009.

Submission Form (please provide feedback by 6 September 2024)

Name/Organisation _____

Phone Number _____

Address _____

Email _____

A hearing is proposed for the 25 September 2024. Would you like to present your submission in person to Council at the hearing?

Yes

No

The proposed policy sets out:

- the purpose for the naming policy;
- the process for selecting or applying for a new name;
- the general naming criteria;
- the additional criteria for road names, open spaces/features and community facilities;
- the address numbering process;
- the renaming policy;
- how dual naming may be used;

What we'd like to know

Council is proposing the Draft Naming Policy to ensure the community is aware of the naming process and how to request a name where required, and to provide Council with a framework in which to make naming decisions.

Do you support the introduction of the Naming Policy?

Yes

No

I do not have a response for this section

The reasons for your support or opposition of the proposed Naming Policy:

Do you agree with the naming criteria?

Yes No
I do not have a response for this section

Are there any changes you would like made to the naming criteria?

Please provide any further comments you have on the proposed Naming Policy.

Need more information

Please visit our website www.kaweraudc.govt.nz

Privacy Statement

The contents of your submission (not including your address and contact details) will be made public through Council agendas and as a result will be published on our website.

If you would like your name also kept confidential, please tick this box