

Hearing

of the

Judicial Committee

Date	12 November 2015
Time	09:00
Venue	Council Chamber 515 Mackay Street Thames

Members

Chairperson	MK McLean JP
Members	PA Brljevic LA Fox D Connors

Deputations and Presentations

Item	Business
2.1	Hearing of Submissions to the Freedom Camping Bylaw 2014 Proposed Amendment
2.2	Hearing of Submissions to the Proposed Standards of Camping Bylaw

Paul Davies
Acting Community Environment Manager
COMMUNITY ENVIRONMENT GROUP

Members of Judicial Committee



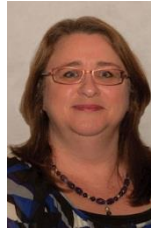
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Full order paper and appendices are available on the TCDC website:
www.tcdc.govt.nz/Council/Meetings-and-Minutes/Committees

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1 Meeting Conduct

In accordance with the Local Authorities (Members' Interests) Act 1968, members are reminded to declare an interest in items in which they have a direct or indirect pecuniary interest. In such circumstances, members are required to abstain from discussion and voting and ensure that the declaration is recorded in the Minutes of the meeting.

1.1 Apologies

The Chairperson invites notice from members of:

1. Leave of absence for future meetings of the Judicial Committee; or
2. Apologies, including apologies for lateness and early departure from the meeting, where leave of absence has not previously been granted.

1.2 Conflict of Interest

The Chairperson invites notice from members of:

1. Any interests that may create a conflict with their role as an elected member relating to the agenda item(s) for the meeting; and
2. Any interests in items in which they have a direct or indirect pecuniary interest as provided for in the Local Authorities (Members' Interests) Act 1968.

2 Hearing of Submissions

2.1 Hearing of submissions to proposed Freedom Camping Bylaw 2014 amendments

TO	Thames-Coromandel District Council
FROM	Scott Summerfield - Strategic Planning Team Leader
DATE	3 November 2015
SUBJECT	Hearing of submissions to proposed Freedom Camping Bylaw 2014 amendments

1 Purpose of report

To present the submissions received to the proposed Freedom Camping Bylaw 2014 amendments for the hearing of submitters. The purpose of the hearing is to give submitters an opportunity to present their submission verbally and answer any questions from elected members.

Council will make its decisions on the proposed amendments at the deliberations meeting scheduled for 9 December 2015.

2 Background

At its meeting on 16 September 2015 Council adopted proposed seven amendments to the Freedom Camping Bylaw 2014 for public consultation. The consultation period opened on 18 September 2015 and closed on 19 October 2015.

During the consultation period the proposed bylaw amendments were advertised on Council's website and through media including radio, newspaper, e-newsletters and social media including Facebook and Twitter. Staff also engaged directly with members of the public who had raised queries or complaints about the sites considered for amendment over the previous nine months.

The consultation was run alongside that for Council's proposed Standards of Camping Bylaw.

3 Issue

Ten submitters have indicated that they wish to present their submissions verbally to Council at the Hearing.

4 Discussion

Submissions

Council received 131 submissions to the draft bylaw. Two were received after the close of the consultation period and are included in the hearing pack. The late submissions are:

Submitter ID	Submitter name
FC15_135	Daniel Karehana
FC15_132	Gary and Carol Mundy

No further late submissions have been received at the agenda deadline.

All the submissions including the two late submissions are attached in full in order of submitter number, provided as **Attachment A**. A second table of contents ordered by submitter name is included for reference purposes.

During processing of submissions it was discovered that a submitter had lodged a submission against the Standards of Camping Bylaw that was meant for the Freedom Camping Bylaw. This has been rectified for analysis and for the purposes of this report, but a media release had already been distributed which stated incorrectly that 130 submissions had been received to the bylaw.

Scope of amendments to the bylaw

The amendments to the bylaw were limited to seven areas around the district where comments had been received by staff, elected members or the public which warranted consideration of a change to how those areas were classified under the bylaw. A number of other areas have been raised however the changes suggested fall within the scope of the delegation to Community Boards to change the designated areas for freedom camping within a restricted area under the bylaw. A number of submissions were received that were outside the scope of these bylaw amendments. These submissions will be forwarded to the relevant Community Board for consideration.

Under the Freedom Camping Act 2011 (the Act) freedom camping is permitted on local authority area (area of land that is within the district and that is controlled or managed by the local authority), unless it is prohibited or restricted in accordance with a bylaw made in accordance with the Act.

The Freedom Camping Act 2011 allows Council to prohibit or restrict freedom camping only:

- 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.

5 Suggested resolution(s)

That the Thames-Coromandel District Council:

1. Receives the 'Hearing of submissions to proposed Freedom Camping Bylaw 2014 Amendments' report, dated 22 October 2015.
2. Receives the submissions made to the proposed Freedom Camping Bylaw 2014 amendments including the late submissions from Daniel Karehana (FC15_135) and Gary and Carol Mundy (FC15_132)

References-Tabled/Agenda Attachments

Attachment A *Submission to the Freedom Camping Bylaw Amendments
(Distributed separately)*

2.2 Hearing of submissions to the draft Standards of Camping Bylaw

TO Thames-Coromandel District Council
FROM Emma Wright - Strategic Planner & Policy Analyst
DATE 2 November 2015
SUBJECT **Hearing of submissions to the draft Standards of Camping Bylaw**

1 Purpose of Report

To present the submissions received to the draft Control of Camping Bylaw for the hearing of submitters. The purpose of the hearing is to give submitters an opportunity to present their submission verbally and answer any questions from elected members.

Council will make its decisions on the proposed amendments to the bylaw at the deliberations meeting scheduled for 9 December 2015.

2 Background

At its meeting on 16 September 2015 Council adopted the draft Standards of Camping Bylaw for public consultation. The draft bylaw was open for public feedback from 18 September to 19 October 2015.

During the consultation period the proposed bylaw was advertised on Council's website and through media including radio, newspaper, e-newsletters and social media including Facebook and Twitter.

On top of the Council's communications, the draft bylaw was also picked up by the Hauraki Herald and the Waikato Times, featuring on the front page of each paper on 16 October 2015 and 17 October 2015 respectively.

The consultation was run alongside that for proposed amendments to the Freedom Camping Bylaw.

3 Issue

Seven submitters to the draft Standards of Camping Bylaw have indicated that they wish to present their submissions verbally to the Council at the Hearing.

4 Discussion

Submissions

Council received 47 submissions to the draft bylaw. Of these submissions, 2 were received after the consultation period had ended. The late submissions are:

Submission ID	Submitter name
STCA15_52	Trevor and Francie Collings
STCA15_49	Craig Waugh

All the submissions including the 2 late submissions are attached in full in order of submitter number, provided as **Attachment A**. A second table of contents ordered by submitter name is included for reference purposes.

During processing of submissions it was discovered that a submitter had lodged a submission against the Standards of Camping Bylaw that was meant for the Freedom Camping Bylaw, which was consulted upon at the same time. This has been rectified for analysis and for the purposes of this report, but a media release had already been distributed which stated incorrectly that 48 submissions had been received to the bylaw.

Scope of bylaw

The proposed bylaw addresses the gap left by the Camp Ground Regulations 1985 (which regulates camping for a fee or reward), the Thames-Coromandel Nuisance Bylaw (which regulates general nuisance), and the Thames-Coromandel District Plan (both operative and proposed - which regulates camping for a tariff).

5 Suggested Resolution(s)

That the Thames-Coromandel District Council:

1. Receives the 'Hearing of submissions to the draft Standards of Camping Bylaw' report, dated 2 November 2015.
2. Receives the submissions made to the draft Standards of Camping Bylaw including the late submissions from Trevor and Francie Collings (STCA15_52) and Craig Waugh (STCA15_49).

References-Tabled/Agenda Attachments

Attachment A *Submissions to the Standards of Camping Bylaw
(Distributed separately)*