

## Regulatory Processes Committee

### **Voting Membership:**

The Regulatory Processes Committee will have up to six Councillors as members.

### **External Membership (non-voting):**

Nil.

### **Quorum:**

3

### **Chair:**

The Chair will be elected by Council.

### **Frequency of Meetings:**

The Regulatory Processes Committee will meet on an as required basis.

### **General Purpose and Objectives:**

The Regulatory Processes Committee has primary responsibilities for overseeing Council's regulatory matters.

### **Terms of Reference:**

The Chair of the Regulatory Processes Committee, in consultation with the Mayor, will have authority to:

1. appoint councillors (sitting as hearings commissioners) and/or independent commissioners to hearings panels required under council's various statutory requirements;
2. appoint councillors for the purposes of activity 4 (below);

The Chair of the Regulatory Processes Committee, in consultation with the relevant ward councillors, will have authority to:

3. approve road namings.<sup>8</sup>

The Committee will have responsibility and authority:

4. to approve and monitor Council's list of hearings commissioners under the Resource Management Act 1991 (comprising Councillors sitting as hearings commissioners, and independent commissioners);
5. to supervise the conduct of statutory hearings on regulatory matters and undertake and make decisions on those hearings;<sup>9</sup>

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<sup>8</sup> The Road Naming Policy provides: Where the ward councillors are unable to make a decision, it will be referred to the Regulatory Processes Committee for a decision

<sup>9</sup> This relates to any statutory hearings other than under the Resource Management Act 1991. E.G. hearings required under the Dog Control Act and the Fencing of Swimming Pools Act. When a hearing is required it may be carried out by a quorum of the committee, with the membership of the quorum to be determined by the chair of the Regulatory Processes Committee in consultation with the Mayor.

6. to undertake hearings on road stopping under the Local Government Act 1974;
7. to make recommendations to Council whether to proceed with a road stopping and the disposal of stopped road; including (where the proposal includes or involves a related acquisition, disposal or land exchange) a recommendation to Council on the acquisition, disposal or exchange;
8. to consider and recommend to Council any request to the Crown that a road is stopped under section 116 of the Public Works Act 1981, and the disposal of the stopped road;
9. to provide feedback to the Strategy and Policy Committee on policy matters which have arisen during the Committee's work;
10. to make the following decisions to facilitate the administration of proposed plan, plan changes, variations, designation and heritage order processes:
  - 10.1 to authorise the resolution of appeals on a proposed plan, plan change or variation that are in accordance with Council policy;<sup>10</sup>
  - 10.2 to decide whether a decision of a Requiring Authority or Heritage Protection Authority will be appealed to the Environment Court by council and authorise the resolution of any such appeal;
  - 10.3 to consider and approve council submissions on a proposed plan, plan changes, and variations;
  - 10.4 to manage the private plan change process;
  - 10.5 to accept, adopt or reject private plan change applications under clause 25 First Schedule RMA;
11. to perform any of its delegated functions jointly with another committee when issues arise which are also within the terms of reference/delegated authority of that other committee. In such cases, a joint meeting of two or more committees can be called in the following circumstances:
  - 11.1 the chairs of the committee agree to such a meeting;
  - 11.2 Council directs a joint meeting;
  - 11.3 at least one third of the members of each committee so request;
12. to approve leases to recreation and community groups (of land and/or buildings) on public land;
13. to hear appeals on officer's decisions to decline permission for an activity that would breach the Wellington Consolidated Bylaw 2008 Part 4 Liquor Control;
14. approve any resolution required under section 319A of the Local Government Act 1974 (naming of road) where referred to it by the Chair and the relevant Ward Councillors;

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<sup>10</sup> Resolutions that are inconsistent with Council Policy must be referred to Council for decision.

15. Make decisions under Clause 11(e), Schedule 10 of the Local Government Act 1974 and the Transport (Vehicular Traffic Road Closure) Regulations 1965.

***Delegated Authority***

The Regulatory Processes Committee will have delegated authority to carry out activities within its terms of reference.

The Chair of the Regulatory Processes Committee will have delegated authority to carry out activities 1 and 2 and 3 in these terms of reference.