

STAFF REPORT

TO: Mayor and Councillors

FROM: Administration Advisor

REFERENCE: B951

DATE: 4 April 2006

SUBJECT: Tasman District Council Consolidated Bylaw
Chapter 1 – Introductory 2006

PURPOSE/REASON FOR REPORT

To seek Council's approval to amend Chapter 1 – Introductory – Richmond Borough Council Bylaw, so that it can be updated and incorporated in the Tasman District Council Consolidated Bylaw, as Chapter 1 Introductory 2006.

BACKGROUND

Council has been progressively reviewing its bylaws in accordance with Section 158 of the Local Government Act 2002, and currently has eight chapters in its Consolidated Bylaw.

Chapter 1 Introductory was part of the Richmond Borough Council's Bylaws, and staff considered that an updated version of this chapter with minor amendments to reflect mainly legislative references, would be an appropriate inclusion into the Tasman District Council Consolidated Bylaw.

COMMENT/DISCUSSION

The purpose of Chapter 1 – Introductory 2006 is to provide consistency in interpretation of terms used in the Tasman District Council Bylaws and deals with some matters which are general to all Bylaws. These include licences, serving of notices, powers of officers, delegation, dispensing powers, offences and penalties.

SIGNIFICANCE

The review and update of Chapter 1 – Introductory – Richmond Borough Council, is not considered to be significant, and as such could be carried out under Section 156 (2) of the Local Government Amendment Act 2002, which states:

- 156 Special consultative procedure must be used except in certain cases:*
- (2) A local authority may, by resolution publicly notified, amend a bylaw:*
- (a) by making editorial changes or amendments of minor effect.*

AFFECTED PARTIES

There are none greater than the public generally.

OPTIONS

Council could use the Special Consultative Procedure to enact this introductory chapter either separately or in conjunction with a later bylaw chapter. However this course is not considered necessary given the bylaw content is mainly procedural contextual.

RECOMMENDATION

THAT Council adopts Chapter 1 Introductory of the Richmond Council Bylaws as amended and referred to as Chapter 1 – Introductory 2006 as part of the Tasman District Council Consolidated Bylaw, and that this resolution be publicly notified.

Sandra Hartley
Administration Advisor

<http://tdctoday:82/Shared Documents/Meetings/Council/Full Council/Reports/2006/RCN060420 Report Consolidated Bylaw Chapter 1 Introductory.doc>