

## **NORTHLAND REGIONAL COUNCIL**

# **Agenda**

For meeting to be held in the Council Chamber,  
36 Water Street, Whangārei, on Tuesday 17 November 2015,  
commencing at 1 pm

**Recommendations contained in the council agenda are NOT council decisions.  
Please refer to council minutes for resolutions.**

### **OPEN MEETING**

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<p><b>ACC</b> - Accident Compensation Corporation</p> <p><b>AHB</b> - Animal Health Board</p> <p><b>ALGIM</b> - Association of Local Government Information Management</p> <p><b>AMA</b> - Aquaculture Management Area</p> <p><b>BOI</b> - Bay of Islands</p> <p><b>BOPRC</b> - Bay of Plenty Regional Council</p> <p><b>CAPEX</b> - Capital Expenditure (budget to purchase assets)</p> <p><b>CBEC</b> - Community, Business and Environment Centre</p> <p><b>CDEM</b> - Civil Defence Emergency Management</p> <p><b>CEG</b> - Co-ordinating Executive Group – Northland Civil Defence management team</p> <p><b>CEO</b> - Chief Executive Officer</p> <p><b>CIMS</b> - Co-ordinated Incident Management System (emergency management structure)</p> <p><b>CMA</b> - Coastal Marine Area</p> <p><b>CPCA</b> - Community Pest Control Areas</p> <p><b>CRI</b> - Crown Research Institute</p> <p><b>DHB</b> - District Health Board</p> <p><b>DOC</b> - Department of Conservation</p> <p><b>DOL</b> - Department of Labour</p> <p><b>DPMC</b> - Department of Prime Minister and Cabinet</p> <p><b>ECA</b> - Environmental Curriculum Award</p> <p><b>ECAN</b> - Environment Canterbury</p> <p><b>EE</b> - Environmental Education</p> <p><b>EECA</b> - Energy Efficiency Conservation Authority</p> <p><b>EEZ</b> - Exclusive Economic Zone</p> <p><b>EF</b> - Environment Fund</p> <p><b>EMA</b> - Employers and Manufacturers Association</p> <p><b>EMC</b> - Environmental Management Committee</p> <p><b>EOC</b> - Emergency Operations Centre</p> <p><b>EPA</b> - Environmental Protection Authority</p> <p><b>FDE</b> - Farm Dairy Effluent</p> <p><b>FNDC</b> - Far North District Council</p> <p><b>FNHL</b> - Far North Holdings Limited</p> <p><b>FPP</b> - First Past the Post – voting system for NRC elections</p> <p><b>GE</b> - Genetic Engineering</p> <p><b>GIS</b> - Geographic Information System</p> <p><b>GMO</b> - Genetically Modified Organism</p> <p><b>HASNO</b> - Hazardous Substances &amp; New Organisms Act</p> <p><b>HBRC</b> - Hawke's Bay Regional Council</p> <p><b>HEMP</b> - Hapū Environmental Management Plan</p> <p><b>Horizons</b> - Brand name of Manawatu-Wanganui Regional Council</p> <p><b>HR</b> - Human Resources</p> <p><b>IEMP</b> - Iwi Environmental Management Plan</p> <p><b>IPPC</b> - Invited Private Plan Change: a process to allow Aquaculture Management Areas to be established</p> <p><b>IRIS</b> - Integrated Regional Information System: new computer system being developed collaboratively with other Regional Councils</p> <p><b>KDC</b> - Kaipara District Council</p> <p><b>KPI</b> - Key Performance Indicator</p> <p><b>LATE</b> - Local Authority Trading Enterprise</p> <p><b>LGA</b> - Local Government Act 2002</p> <p><b>LGNZ</b> - Local Government New Zealand</p> <p><b>LGOIMA</b> - Local Government Official Information and Meetings Act 1987</p> <p><b>LGOL</b> - Local Government Online</p> <p><b>LTP</b> - Long Term Plan</p> <p><b>LTFS</b> - Long Term Financial Strategy</p> <p><b>MCDEM</b> - Ministry of Civil Defence &amp; Emergency Mgmt</p> <p><b>MFE</b> - Ministry for the Environment</p> <p><b>MHWS</b> - Mean High Water Springs</p> <p><b>MNZ</b> - Maritime New Zealand</p> <p><b>MOH</b> - Ministry of Health</p> <p><b>MOT</b> - Ministry of Transport</p>	<p><b>MPI</b> – Ministry for Primary Industries</p> <p><b>MSD</b> - Ministry of Social Development</p> <p><b>NCMC</b> - National Crisis Management Centre</p> <p><b>NES</b> – National Environmental Standards</p> <p><b>NDHB</b> - Northland District Health Board</p> <p><b>NZRC</b> - New Zealand Refining Company (Marsden Point)</p> <p><b>NGO</b> - Non-Governmental Organisation</p> <p><b>NIF</b> - Northland Intersectoral Forum</p> <p><b>NIWA</b> - National Institute of Water and Atmosphere</p> <p><b>NORTEG</b> - Northland Technical Advisory Group</p> <p><b>NPC</b> - Northland Port Corporation</p> <p><b>NZCPS</b> - New Zealand Coastal Policy Statement</p> <p><b>NZTA</b> - New Zealand Transport Agency</p> <p><b>NZQA</b> - New Zealand Qualifications Authority</p> <p><b>NZWWA</b> - New Zealand Water and Wastes Association</p> <p><b>OFI</b> - Opportunity for Improvement</p> <p><b>ORC</b> - Otago Regional Council</p> <p><b>OSH</b> - Occupational Safety &amp; Health (now Ministry of Business, Innovation and Employment)</p> <p><b>PDF</b> - Portable Document Format</p> <p><b>PPE</b> - Personal Protective Equipment</p> <p><b>RAP</b> - Response Action Plan</p> <p><b>RAQP</b> - Regional Air Quality Plan</p> <p><b>RCP</b> - Regional Coastal Plan</p> <p><b>RFI</b> - Request for Information</p> <p><b>RFP</b> - Request for Proposal</p> <p><b>RTC</b> - Regional Transport Committee</p> <p><b>RLTS</b> - Regional Land Transport Strategy</p> <p><b>RMA</b> - Resource Management Act 1991</p> <p><b>RMG</b> - Resource Managers Group (Regional Councils)</p> <p><b>RMZ</b> - Riparian Management Zone</p> <p><b>ROI</b> - Return on Investment</p> <p><b>RPMS</b> - Regional Pest Management Strategy</p> <p><b>RPS</b> - Regional Policy Statement</p> <p><b>RSG</b> - Regional Sector Group</p> <p><b>RTO</b> - Regional Tourism Organisation</p> <p><b>RWASP</b> - Regional Water and Soil Plan</p> <p><b>SCAR</b> - SmartStream Council Activity Reporting</p> <p><b>SITREP</b> - Situation Report</p> <p><b>SMF</b> - Sustainable Management Fund</p> <p><b>SOE</b> - State of Environment (or) State Owned Enterprise</p> <p><b>SOLGM</b> - Society of Local Government Managers</p> <p><b>SPARC</b> - Sport &amp; Recreation New Zealand</p> <p><b>SRC</b> - Southland Regional Council (Environment Southland)</p> <p><b>STV</b> - Single Transferable Vote</p> <p><b>SWAG</b> - Surface Water Allocation Group</p> <p><b>SWPA</b> - Sustainable Water Programme of Action</p> <p><b>TA</b> - Territorial Authority: City &amp; District Councils</p> <p><b>TAC</b> - Technical Advisory Group</p> <p><b>Tier 1</b> - Site level plan or response for an oil spill</p> <p><b>Tier 2</b> - Regional level plan or response to an oil spill</p> <p><b>Tier 3</b> - National level plan or response to an oil spill</p> <p><b>TLA</b> - Territorial Local Authority – City &amp; District Councils</p> <p><b>TMP</b> - Treasury Management Plan</p> <p><b>TOR</b> - Terms of Reference</p> <p><b>TPK</b> - Te Puni Kōkiri (Ministry of Maori Development)</p> <p><b>TRAION</b> - Te Rūnanga a Iwi o Ngāpuhi</p> <p><b>TRC</b> - Taranaki Regional Council</p> <p><b>TROTR</b> - Te Rūnanga o Te Rarawa</p> <p><b>TUANZ</b> - Telecommunications Users Association of NZ</p> <p><b>WCRC</b> - West Coast Regional Council</p> <p><b>WDC</b> - Whangarei District Council</p> <p><b>WHHIF</b> - Whangarei Harbour Health Improvement Fund</p> <p><b>WRC</b> - Waikato Regional Council</p> <p><b>WWTP</b> - Wastewater Treatment Plant</p>
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**ISSUE: Health and Safety Report**

**ID:** A793881

**To:** Council Meeting, 17 November 2015

**From:** Tracey Warboys, Health and Safety Specialist

**Date:** 3 November 2015

<b>Report Type:</b>	<input type="checkbox"/> Normal operations	<input checked="" type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input checked="" type="checkbox"/> Legislative function	<input checked="" type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

This report provides an update from the Health & Safety Specialist for the month of October 2015 on health and safety issues. It concludes with the recommendation that the report be received.

**Legal compliance and significance assessment:**

The provision of information is part of the council's day to day operations and is in accordance with the council's decision making process and sections 76–82 of the Local Government Act 2002.

The information itself and the implications of the information being accepted are considered to be of low significance in terms of council's Significance Policy.

**Recommendation:**

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That the report 'Health and Safety Report' by Tracey Warboys, Health & Safety Specialist, and dated 3 November, be received.

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## Report

### YTD Statistics:

Descriptor	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
LTI	0	1	0	1*								
MTI	0	0	1	0								
FTI	0	1	0	0								
INC	0	1	0	0								
DPI	0	2	3	5								
Hazards Reported	0	0	0	4								
Near Miss Reported	0	0	0	1								

*LTI – Lost Time Injury*

*MTI – Medical Time Injury*

*FTI – First Aid Injury*

*INC – Incident*

*DPI – Discomfort, Pain and Injury*

### Summary of Events

- LTI – 19 days, \*Serious Harm reportable event  
Staff member tripped going upstairs on 7 October 2015 (contributing cause - Human Factors).

Initial no treatment injury diagnosed as hip strain however injury worsened and further medical treatment sought with CT scan showing bone chip trauma fracture, (reportable to Work Safe under the Serious Harm definition). Reporting timeframes met and Serious Harm investigation reviewed and accepted by regulator with no further action required by NRC.

Return to Work plan in progress with employee expected to return to work on limited duties Thursday 5 November 2015.

- DPI  
Five internal assessments conducted for the period:
  - Three assessments required workstation and/or chair adjustments;
  - Two require external assessments by Occupational Health Nurse – awaiting appointments.

### Health and Safety Reform Bill

- An update on the Health and Safety Reform Bill is included as Item 3.1 in the agenda.
- Staff education package and schedule roll out to be determined.

### ACC WSMP

- Annual self-assessment underway with approximately 33% completed – WIP.

### Health and Safety Committee

- Next meeting scheduled for 25 November 2015.

### **Health and Safety Issues, Inspections, Visits and Training**

- Workplace inspections are ongoing.
- Training
  - Nil issues with First Aider training continuing;
  - Gantry training achieved for Ōpua staff with expressions of interest underway for Water Street operational staff;
  - Respiratory fit testing achieved for pertinent staff.
- Drills
  - Well executed 'Waikare' emergency drill and desk top oil spill exercise held 2 October and 14 October respectively;
  - Shakeout Drill – Drop, Cover and Hold held 15 October 2015.
- Site Visits

Kaitiāia and Dargaville site visits achieved. Meet/greet and general information gathering exercise.
- Health & Safety Electronic Form and Data Repository

Health and Safety component of Promapp reviewed 27 October. Potential to develop an electronic form using this system for registering H&S accidents/near miss/hazards reporting. A further review of CHRIS 21 is scheduled (NOV) due to a parcel of work Whangarei District Council have undertaken with Frontier – remains WIP.
- Health monitoring – 98% complete with two staff members requiring follow up (who were on A/L and S/L), otherwise annual testing achieved.
- Other
  - Annual review and restock of first aid kits for Water and Robert Streets achieved.
- H&S Forum – Whāngārei

An informal discussion with other Northland councils late August and resulting industry response initiated the forming of a Northland H&S Forum with NRC hosting the inaugural meeting on 29 October 2015 (47 attendees). While the format will evolve over time, it is expected the standing agenda items will cover such items as Legislation update/information, keynote speakers on topical issues e.g. WorkSafe and ACC, industry shared learnings, shared training opportunities and Q&A/Networking. The H&S Specialist is part of the Steering Committee whose first task will determine some basic terms of reference or a charter to reflect the purpose, primary objective and aims and governance protocols.





**ISSUE: Confirmation of Minutes – 20 October 2015**

**ID:** A793680

**To:** Council Meeting, 17 November 2015

**From:** Chris Taylor, Governance Support Manager

**Date:** 6 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input checked="" type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance Policy:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

The purpose of this report is to present the unconfirmed minutes of the council meeting held on 20 October 2015 (**attached**) for confirmation as a true and correct record.

**Legal compliance:**

Councils are required to keep minutes of proceedings in accordance with the Local Government Act 2002.

**Recommendation:**

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That the minutes of the council meeting held on 20 October 2015 be confirmed as a true and correct record.

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## NORTHLAND REGIONAL COUNCIL

Minutes of the ordinary meeting of the council  
held in the Council Chamber, 36 Water Street, Whangārei,  
on Tuesday 20 October 2015, commencing at 1 pm

### Present:

Chairman, Bill Shepherd  
Deputy Chairman, Graeme Ramsey  
Councillors:  
John Bain  
Craig Brown  
Joe Carr  
Paul Dimery (*from 1.27pm*)  
Monty Knight  
Dover Samuels  
David Sinclair

### In Attendance:

#### Full Meeting

Chief Executive Officer  
GM Strategy and Governance  
Finance Manager  
Governance Support Manager

#### Part Meeting

Eriksen and Associates Ltd Director  
Northland Inc. Ltd Chief Executive Officer  
Northland Inc. Ltd Financial Administrator  
Special Projects Manager  
Corporate Services Manager  
Communications Manager

The Chairman declared the meeting open at 1 pm.

### Apologies (Item 1.0)

#### Moved (Sinclair/Bain)

That the apology from Councillor Dimery for a short leave of absence be received.

#### Carried

### Acknowledgement

The Chairman acknowledged the recent passing of Gloria Herbert, a highly respected Māori leader in Northland. The meeting paid tribute to the loss by observing a minute's silence.

### Declarations of Conflicts of Interest (Item 2.0)

It was advised that councillors should make declarations item-by-item as the meeting progressed.

## **Tabled Confidential Item for Council Meeting – 20 October 2015 (Item 2.0A)**

**ID: A789736**

**Report from Chief Executive Officer, Malcolm Nicolson.**

**Moved (Shepherd/Carr)**

That as permitted under section 46A(7) of the Local Government Official Information and Meetings Act 1987, Tabled Confidential Item 10.5: Lessee Request to Purchase Freehold Interest, be received.

**Carried**

## **Presentations (Item 3.0)**

### **Performance of Council's Externally Managed Funds (Item 3.1)**

**ID: A788781**

**Report from Finance Manager, Simon Crabb.**

Jonathan Eriksen of Eriksen and Associates Ltd was in attendance and addressed the tabled document regarding the performance of council's externally managed funds, covering the following key points:

- The current status of the economy;
- Performance of the Community Investment Fund;
- A summary of Northland Regional Council Combined Managed Funds;
- External Managers;
- Underlying asset allocation; and
- Geographic spread of asset allocation.

**Moved (Shepherd/Carr)**

That the update on the performance of council's externally managed funds from Jonathan Eriksen of Eriksen and Associates Ltd be received.

**Carried**

## **Health and Safety Report (Item 4.0)**

**ID: A786626**

**Report from Health and Safety Specialist, Tracey Warboys.**

**Moved (Ramsey/Sinclair)**

That the report 'Health and Safety Report' by Tracey Warboys, Health and Safety Specialist, and dated 6 October 2015, be received.

**Carried**

## **Confirmation of Minutes – 15 September 2015 (Item 5.1)**

**ID: A786939**

**Report from Governance Support Manager, Chris Taylor.**

**Moved (Brown/Samuels)**

That the minutes of the council meeting held on 15 September 2015 be confirmed as a true and correct record.

**Carried**

## **Receipt of Action Sheet (Item 5.2)**

**ID: A786978**

**Report from Governance Support Manager, Chris Taylor.**

**Moved (Bain/Dimery)**

That the Council Action Sheet be received.

**Carried**

## **Financial Report to 30 September 2015 (Item 6.1)**

**ID: A788654**

**Report from Financial Accountant, Vincent McColl.**

**Moved (Sinclair/Brown)**

That the 'Financial Report to 30 September 2015' by Vincent McColl, Financial Accountant, dated 8 October 2015, be received.

**Carried**

## **Northland Inc. Limited: Annual Report for the Year Ended 30 June 2015 (Item 6.2)**

**ID: A783908**

**Report from Finance Manager, Simon Crabb, and Economist, Darryl Jones.**

**Moved (Sinclair/Brown)**

That the report 'Northland Inc. Limited: Annual Report for the Year Ended 30 June 2015' by Simon Crabb, Finance Manager, and Darryl Jones, Economist, and dated 12 October 2015, be received.

**Carried**

## **Regional Software Holdings Limited's Annual Report for the Year Ended 30 June 2015 and Statement of Intent 2015–2017 (Item 6.3)**

**ID: A785622**

**Report from Finance Manager, Simon Crabb, and Corporate Services Manager, Dave Tams.**

**Moved (Samuels/Bain)**

1. That the report 'Regional Software Holdings Limited's Annual Report for the Year Ended 30 June 2015 and Statement of Intent 2015–2017' by Simon Crabb, Finance Manager, and Dave Tams, Corporate Services Manager, and dated 5 October 2015, be received.
2. That council receives Regional Software Holdings Limited's 2014/15 Annual Report (included as **Attachment One** pertaining to Item 6.3 of the 20 October 2015 council agenda).
3. That council agree to Regional Software Holdings Limited's Statement of Intent 2015–2017, (included as **Attachment Two** pertaining to Item 6.3 of the 20 October council agenda).

**Carried**

## **Council Adoption of the 2014–15 Annual Report (Item 7.1)**

**ID: A785620**

**Report from Finance Manager, Simon Crabb.**

**Moved (Shepherd/Ramsey)**

1. That the report 'Council Adoption of the 2014–15 Annual Report' by Simon Crabb, Finance Manager, and dated 7 October 2015, be received.
2. That the council's audited Annual Report and Financial Statements for the year ended 30 June 2015 be adopted pursuant to section 98(3) of the Local Government Act 2002.
3. That the Chief Executive Officer and Chairman be authorised to sign the 2014-15 Annual Report Compliance Statement and Letter of Representation.
4. That the Chief Executive Officer be authorised to make any minor editorial and presentation changes if required.
5. That the Chief Executive Officer be authorised to approve the release of the 2014–15 Summary Annual Report.

**Carried**

## **Representative on the Northland Events Centre Trust Board (Item 7.2)**

**ID: A782328**

**Report from Governance Support Manager, Chris Taylor.**

**Moved (Ramsey/Shepherd)**

1. That the report 'Representative on the Northland Events Centre Trust Board' by Chris Taylor, Governance Support Manager, and dated 25 September 2015, be received.
2. That Mr Alistair Wells be reappointed as the Northland Regional Council representative on the Northland Events Centre Trust for a further three year term.

**Carried**

## **Meetings Calendar 2016 (Item 7.3)**

**ID: A783286**

**Report from Governance Support Manager, Chris Taylor.**

**Moved (Samuels/Carr)**

1. That the report 'Meetings Calendar 2016' by Chris Taylor, Governance Support Manager, and dated 29 September 2015, be received.
2. That the programme of meetings for 2016, as recommended, be adopted.

**Carried**

## **Non-Elected Membership of Te Tai Tokerau Māori Advisory Committee Confirmation (Item 7.4)**

**ID: A788146**

**Report from Group Manager Strategy and Governance, Jonathan Gibbard.**

**Moved (Samuels/Carr)**

1. That the report, 'Non-Elected Membership of Te Tai Tokerau Māori Advisory Committee Confirmation', by Jonathan Gibbard, Group Manager Strategy and Governance, and dated 8 October 2015, be received.
2. That council notes the resignations received from the following non-elected members to the Te Tai Tokerau Māori Advisory Committee:

<b>Name</b>	<b>Group Represented</b>
Meretini Wynyard	Ngāti Manu
Louisa Kopa	Te Rūnanga o Ngāti Hine
Moengaroa Murray	Te Roroa Whatu Ora Trust
Helen Locke	Ngāti Manu

3. That council confirms the appointment of the following non-elected members to Te Tai Tokerau Māori Advisory Committee:

Name	Group Represented
Bundy Waitai	Te Hiku O Te Ika Marae Trust
Mira Norris	Te Parawhau Hapū Authority Charitable Trust
Tui Shortland	Te Rūnanga o Ngāti Hine
Kitty Mahanga-Nesbit	Ngāti Manu
Julianne Chetham	Patuharakeke Te Iwi Trust Board

**Carried**

### **Chairman's Report to Council (Item 8.1)**

**ID: A782810**

**Report from Chairman, Bill Shepherd.**

**Moved (Shepherd/Sinclair)**

That the Chairman's report dated 8 October 2015 be received.

**Carried**

### **Chief Executive's Report to Council (Item 8.2)**

**ID: A782296**

**Report from Chief Executive Officer, Malcolm Nicolson.**

**Moved (Brown/Sinclair)**

That the Chief Executive Officer's report dated 9 October 2015 be received.

**Carried**

### **Receipt of Committee Minutes (Item 9.0)**

**ID: A785260**

**Report from Governance Support Manager, Chris Taylor.**

**Moved (Samuels/Brown)**

That the unconfirmed minutes of the:

- Civil Defence and Emergency Management Committee – 1 September 2015; and
- Te Tai Tokerau Māori Advisory Committee – 11 September 2015

be received.

**Carried**



## **Business with the Public Excluded (Item 10.0)**

**ID: A787599**

**Report from Governance Support Manager, Chris Taylor.**

### **Moved (Shepherd/Brown)**

1. That the public be excluded from the proceedings of this meeting to consider confidential matters.
2. That the general subject of the matters to be considered whilst the public is excluded, the reasons for passing this resolution in relation to this matter, and the specific grounds under the Local Government Official Information and Meetings Act 1987 for the passing of this resolution, are as follows:

<b>Item No.</b>	<b>Item Issue</b>	<b>Reason\Grounds</b>
10.1	Confidential Minutes of the Council Meeting – 15 September 2015	The reasons for excluding the public are as stated in the minutes of the open section of that meeting.
10.2	Receipt of Confidential Minutes of the Economic Development Working Party Meetings – 12 August 2015 and 16 September 2015	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to allow the council to carry on, without prejudice or disadvantage, commercial and industrial activities 7(2)(i).
10.3	Human Resources Report	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to protect the privacy of natural persons, including that of deceased natural persons 7(2)(a).
10.4	Request by Leaseholder to Acquire the Freehold Interest in their Leasehold Property	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to allow the council to carry on, without prejudice or disadvantage, commercial and industrial activities 7(2)(i).
10.5 (Tabled)	Lessee Request to Purchase Freehold Interest	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to allow the council to carry on, without prejudice or disadvantage, commercial and industrial activities 7(2)(i).

**Carried**

## **CONCLUSION**

The meeting concluded at 2.16 pm.



**ITEM: 5.2**

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**ISSUE: Receipt of Action Sheet**

**ID:** A793710

**To:** Council Meeting, 17 November 2015

**From:** Chris Taylor, Governance Support Manager

**Date:** 17 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input checked="" type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input checked="" type="checkbox"/> Other
<b>Significance Policy:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

The purpose of this report is to enable the council to receive the current council action sheet (**attached**).

**Legal compliance:**

No decision is required.

**Recommendation:**

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That the Council Action Sheet be received.

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## Council Actions new

IRISID	Current Status	Request Date	Reso/Req	Description	Request Details	Note Text	Date of Note	Requested By
REQ.577212	Open	15 Apr 2015		Health and Safety Reform Bill	That the implications of the Health and Safety Reform Bill on volunteers be investigated (REQUEST).	Further to the update provided 09/10/15, work around this request remains WIP. Staff will continue to use the Volunteers Task Plan to brief volunteers on health and safety matters in the interim. As part of the overall update of the Health & Safety Manual volunteer requirements will be included to meet the new legislative requirements.	05 Nov 2015	Council
REQ.577224	Open	19 Aug 2014		Internal Audits	That the internal audits over Support-Treasury and Democracy and Governance Reporting be undertaken (RESO).	Meeting and Governance Solutions workshopped proposed changes with council and currently working through follow up actions.	28 Sep 2015	Finance Committee
REQ.577229	Open	09 Dec 2014		Kerikeri Spillway	That the CEO proceeds to acquire the necessary interests in land to enable the Kerikeri spillway flood scheme works to proceed (RESO)	A compensation offer has been received from the land owner. This will be presented to Council for consideration.	03 Nov 2015	Council
REQ.577232	Closed	17 Feb 2015		Twin Coast Tourism Investment Project	That Northland Inc provides milestone and financial reports regarding the Twin Coast Tourism Investment Project (including contributions made by other parties) every 6 months to council, the first being for that ending August 2015 (RESO)	First report for the six months ending August 2015 was received from NINC on . It was reported to council through the CEO report to the October 2015 council meeting. The next report is for the six months ended February. It will be reported to council once received.	05 Nov 2015	Council
REQ.577237	Open	12 Feb 2015		Deep Sea Drilling	That a report be prepared regarding council's role in respect of deep sea drilling (REQ).	The second workshop is scheduled to be held on 23 November. Mike Smith and Rueben Porter have confirmed their availability to present to council and TTMAC. Greenpeace were invited and have confirmed that Mike Smith will represent them at this workshop.	06 Nov 2015	Te Taitokerau Māori Advisory Committee
REQ.577238	Open	17 Feb 2015		Contract Management System	That the CEO liaise with Audit to clarify the recommendations regarding a contract management system and report back to the Finance Committee (REQ).	An organisational-wide scoping exercise for the contract management system will be undertaken in November/December 2015 and lead by Dave Tams (Corporate Services Manager) to identify the requirements for the setup/customisation of the contact management system.	04 Nov 2015	Finance Committee
REQ.577239	Open	17 Feb 2015		Procurement Policy	That the Finance Committee be provided with information regarding the procurement policy and the recommended threshold requiring a formal resolution of council (REQ).	The review of the procurement policy will be become part of the contract management project.	04 Nov 2015	Finance Committee
REQ.577240	Open	17 Feb 2015		Project Management	That the issues relating to Project Management (as identified in the Audit Management Report) be addressed including, but not limited to the appropriate method, staff training and reporting (REQ)	Draft Project Management Policy is posted on express for review. The policy is also included in the 10 November 2015 OPC agenda for Governance Review.	06 Nov 2015	Finance Committee

IRISID	Current Status	Request Date	Reso/Req	Description	Request Details	Note Text	Date of Note	Requested By
REQ.577258	Open	21 Apr 2015		Te Oneroa-A-Tohe Statutory Board	The council work with FNDC to establish processes in regards to the establishment of Te Oneroa-A-Tohe Statutory Board (RESO)	The Te Hiku Claims Settlement Bill went through its third reading in Parliament on 9 September and received Royal assent on 22September. The following Acts came into force 23 September. <ul style="list-style-type: none"> <li>• Te Rarawa Claims Settlement Act 2015</li> <li>• Ngāti Kuri Claims Settlement Act 2015</li> <li>• Ngāi Takoto Claims Settlement Act 2015</li> <li>• Te Aupouri Claims Settlement Act 2015</li> </ul> <p>The settlement date for these Acts and the Ngāti Kahu Accumulated Rentals Trust Act 2015 is 17 December 2015.</p> <p>Council continues to work with Far North District Council to initiate an informal meeting with iwi as a precursor to formal relationship meetings.</p>	09 Oct 2015	Council
REQ.577259	Open	21 Apr 2015		Kaipara Harbour Settlement	That council participates in the pre-settlement negotiations for Kaipara Harbour (RESO)	Please refer to the Kaipara Harbour Settlement agenda item for a full update.	06 Nov 2015	Council
REQ.577272	Open	18 May 2015		Purchasing Land	That a 'fast strategy' be developed to undertake the special consultative procedure for the purchase of land for environmental benefit if required (RESO).	The Infrastructure Manager has been tasked with looking at the proper process for the selection and decision-making around the acquisition of land for environmental benefit.	07 Sep 2015	Council
REQ.577284	Closed	19 May 2015		Risk Profiling Assessment	That staff re-scope the 'Risk Profiling Assessment' to review the current risk register, with an emphasis on operational risk, and propose a development plan; including how it will be resourced (RESO)	This is now complete. Risk assessment is being undertaken by Rodger Murphy, Deloitte.	03 Nov 2015	Finance Committee
REQ.577425	Open	16 Jun 2015	RESO	Twin Coast Cycle Trail Proposal	That \$900k (excluding GST) be provided to FNDC from the Investment and Growth Reserve to support the completion of the Twin Coast Cycle Trail subject to the approved release by the CEO (on his satisfaction that the funding conditions have been met).	As at the end of Oct 2015, we have received a response from FNDC and NRC staff/CEO are considering whether the funding conditions imposed by council have been satisfied.	04 Nov 2015	Council
REQ.577536	Open	30 Jun 2015	REQ	Human Resources Statistics and Salary Structure Design Questions	That the Human Resources Statistics Report include the additional data as requested and the 'Salary Structure Design' questions be addressed for the September meeting of the OPC Committee.	This information will be provided to the OPC meeting on 15 December 2015.	06 Nov 2015	Organisational Performance Committee
REQ.578071	Open	21 Aug 2015	RESO	Local Government Funding Agency	That joining the LGFA be evaluated with a view of borrowing a further \$6M on a fixed basis for a term of 12 years.	Investigation into the pros and cons of joining the LGFA to be performed in months leading up to Christmas.	04 Nov 2015	Finance Committee
REQ.578305	Open	16 Sep 2015	REQ	Bay of Islands Hundertwasser Proposal	That enquiries be made as to the progress of the Bay of Islands Hundertwasser proposal.	At a meeting on 13 October, FNHL was appointed to review the commercial viability of the proposal and work with the Trust to peer review progress to date. It is the intention to present a summary of findings to the FNDC council meeting on 19 November with any recommendations as they relate to the project.	06 Nov 2015	Council
REQ.578338	Open	31 Aug 2015	RESO	Action plan to be developed	That an action plan to be developed collaboratively with Far North iwi, Northland Fish and Game, and other stakeholders aimed at reducing wildfowl numbers at vulnerable Far North habitats.	A meeting has been scheduled in Kaitia between Far North stakeholders. Fish and gam, councillors and council staff for 26th November 2015	06 Nov 2015	Environmental Management Committee
REQ.578339	Open	31 Aug 2015	RESO	A scope of works is developed to cost a full research plan	A scope of works is developed with independent relevant science providers to cost a full research plan aimed at understanding the impacts of selected wildfowl on Far North habitats, farming and human health.	Research Plan to be discussed at a stakeholder meeting in Kaitia on 26th November	06 Nov 2015	Environmental Management Committee
REQ.578482	Open	09 Oct 2015	REQ	Update on infringement notice and new programme software	That an update be proved at the 2 December RTC meeting regarding comparative figures of infringement notices to ensure enforcement levels are being maintained in conjunction with an update on the new information programme software that is to be rolled out Nationally.	Report to December RTC 2015	06 Nov 2015	Regional Transport Committee

IRISID	Current Status	Request Date	Reso/Req	Description	Request Details	Note Text	Date of Note	Requested By
REQ.578510	Open	13 Oct 2015		Provide Research Outcomes - National Speed Management Guide	A request to see the research outcomes from the Waikato University regarding the Economics (Benefits and Efficiency) of the National Speed Management Guide at the next RTC on 2 Dec	Copy of report to be distributed at the 2 December 2015 RTC meeting	06 Nov 2015	Blank
REQ.578511	Open	13 Oct 2015		Address issues with current projects	Loop Road North - Address the issues regarding an increase in heavy traffic at the next RTC meeting on 2 Dec Springfield - Request to see the long term plan (whole of life considerations) for the Springfield Project, in particular looking at considerations of 3/4 lanes throughout as opposed to 2+1 lanes in the current proposal	Report to be provided by NZTA to December RTC meeting	06 Nov 2015	Blank
REQ.578617	Closed	21 Oct 2015	REQ	Twin Coast Tourism Investment Project	KPIs to be developed for the Twin Coast Tourism Investment Project and a council workshop to be held to present greater detail on the Project.	The Twin Coast Tourism Investment Project approved by council at its February 2015 already has a number of clear outcomes against which NINC is reporting on a 6 monthly basis. These include a long-term goal: to increase the contribution of the tourism sector to Northland's regional GDP; and three short-term objectives: 1. Establish a refreshed marketing and product development framework for Northland; 2. Support the tourism industry across a wide range of initiatives that will collectively lead to increased visitor expenditure; and 3. To leverage partner expenditure to achieve positive outcomes for the region.  The proposal also contained four key activities that will be undertaken to achieve these.  The initial six month report focussed it's reporting on the four key activities.  An appropriate response would be to require NINC in the next 6 month to also report against the three objectives for the project and to discuss the report in a council workshop.	05 Nov 2015	Council
REQ.578618	Closed	21 Oct 2015	RESO	Confirmation of Reappointment	That a letter be drafted to the Northland Events Centre Trust confirming the reappoint of Mr Alistair Wells to the Board for a further three year term.	COMPLETE. NECT emailed and formal letter sent 2 November 2015.	06 Nov 2015	Council
REQ.578619	Open	21 Oct 2015	REQ	Navigation Lights Maintenance	That the maintenance schedule for navigation aids be raised with the maritime team, including the implications for safety and also council's insurance policy.	The CEO and Harbourmaster are to meet on 10 November 2015 to discuss.	06 Nov 2015	Council
REQ.578736	Open	27 Oct 2015	REQ	Request for EMC agenda item "Sensible Sampling Regime"	Sensible sampling regime – to be provided to the next Environmental Management Committee meeting on 7 December 2015 and "Focus of the National Situation compared to the Regional Situation". Action: Colin Dall			Environmental Management Committee

**ISSUE: Financial Report to 28 October 2015**

**ID:** A793925

**To:** Council Meeting, 17 November 2015

**From:** Vincent McColl, Financial Accountant

**Date:** 7 November 2015

<b>Report Type:</b>	<input type="checkbox"/> Normal operations	<input checked="" type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input checked="" type="checkbox"/> Annual\Long Term Plan	<input checked="" type="checkbox"/> Other
<b>Significance Policy:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

The purpose of this report is to present the **Dashboard Results** for the four months ended 28 October 2015 for councillors' information.

It concludes with the recommendation that this report be received.

**Legal compliance and significance assessment:**

The activities detailed in this report are provided for in the council's Long Term Plan 2015–2025 and as such are in accordance with the council's decision making process and sections 76–82 of the Local Government Act 2002.

In relation to section 79 of the Local Government Act 2002, this issue is considered to be of low significance under council policy because it is part of normal day to day operations of council, and it does not require a council decision but is for information purposes only.

**Recommendation:**

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That the 'Financial Report to 28 October 2015' by Vincent McColl, Financial Accountant, and dated 7 November 2015, be received.

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**ITEM: 6.1**

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**Background:**

The council report for the year to date (YTD) shows a net operating surplus of \$2.92M against a budgeted net surplus of \$2.73M, resulting in an overall favourable variance for the year to date of \$190K before transfers (to) or from special reserves. This variance arises from the total expenditure for the four months being behind budget by \$258K or 3% partially offset by total revenue being behind budget by \$69K or 1%. After transfers to reserves the council made a surplus of \$268K or 3% more than budget.

Revenue is behind budget predominantly due to lower than expected returns on the Community Investment Fund of \$206K, lower investment interest of \$114K, and lower investment property income of \$125K from untenanted properties or properties sold but budgeted to be tenanted. The Property Reinvestment Fund is favourable to budget by \$137K which offsets the lower rents received above. Unbudgeted rates penalties of \$55K, additional income for the Ngāwhā geothermal plant work of \$72K, unbudgeted wild rice programme income of \$33K, and additional income from compliance and prosecutions of \$51K offset favourably to the total revenue variance.

Expenditure is lower than budget predominantly in labour costs which are \$156K below budget YTD. A lot of other small variances in supplies have to do with the timing of works and projects. The main variances are river maintenance and clearance is favourable to budget by \$23K, pest control and poison field work is favourable to budget by \$47K, transport contracts are favourable to budget by \$31K which is offset with revenue, and Hātea River channel costs are favourable to budget by \$32K. Rates paid are unfavourable to budget by \$80K, which is the cause of the economic development variance, and costs relating to the Ngāwhā geothermal plant have contributed \$71K in unfavourable variances that is offset with revenue.

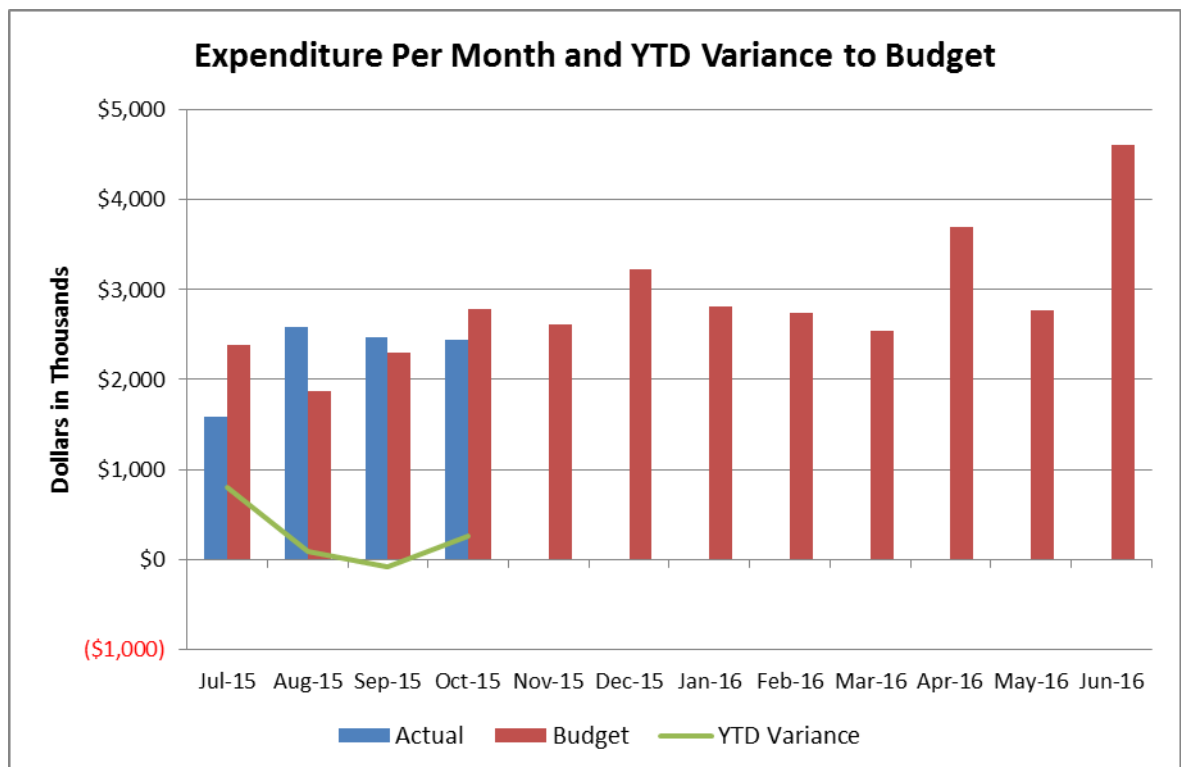
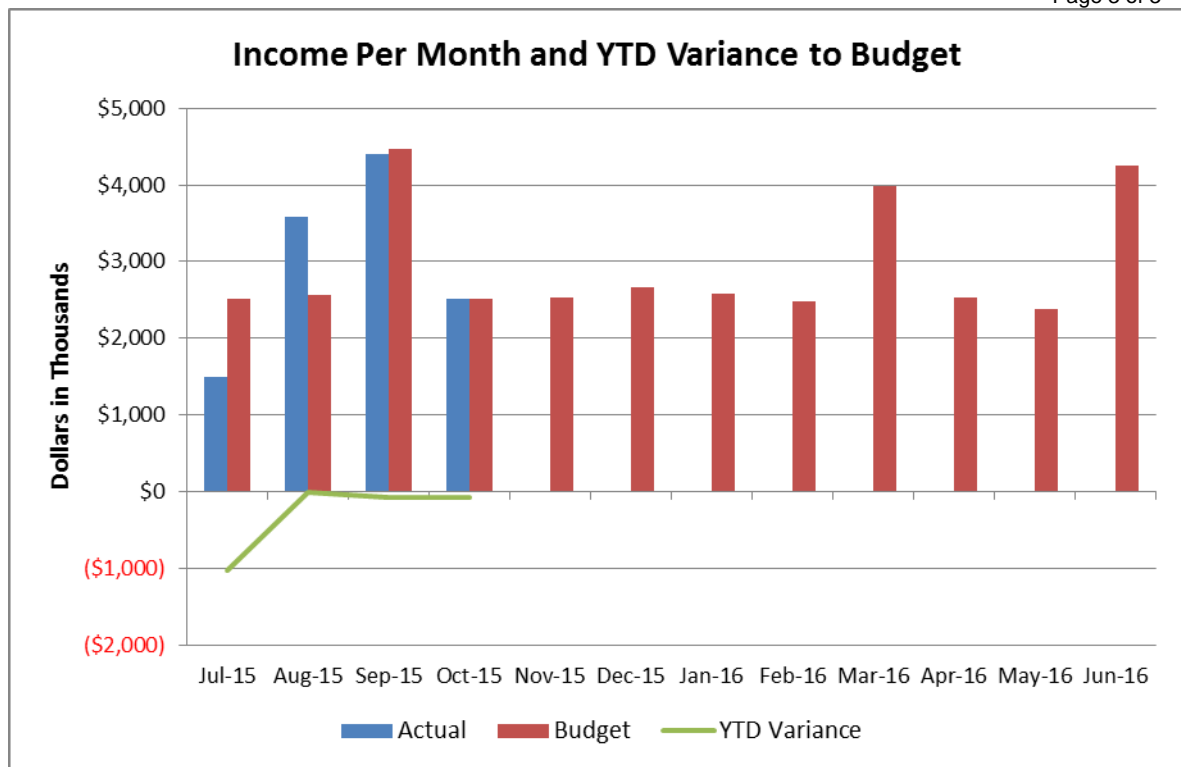
Capital expenditure for the year to date is \$1.61M compared to a budget of \$1.88M. The Whangārei River Dam project, at \$1.00M is most of the capex for the year to date. IT infrastructure of \$119K and the vehicle replacement programme of \$115K make up most of the remaining capex spend year to date.

SUMMARY OPERATING RESULTS			
	000's ACTUAL YTD	000's BUDGET YTD	000's VARIANCE YTD
Revenue (including other gains)	\$ 12,000	\$ 12,069	\$ (69)
Expenditure	\$ 9,080	\$ 9,339	\$ 258
<b>NET (COST)/SURPLUS BEFORE TRANSFERS FROM/(TO) RESERVES</b>	<b>\$ 2,920</b>	<b>\$ 2,730</b>	<b>\$ 190</b>

YTD EXPENDITURE VARIANCE INDICATORS BY COUNCIL ACTIVITY			
<span style="background-color: red; color: white;">■</span> = negative (unfavourable) variance over 10%			
<span style="background-color: orange; color: black;">■</span> = negative (unfavourable) variance under 10%			
<span style="background-color: green; color: black;">■</span> = positive (favourable) variance			
	FAV / UNFAV		FAV / UNFAV
Resource and Catchment Management	2.9%	Transport	5.0%
River Management	8.4%	Community Representation and Engagement	1.3%
Economic Development	-4.4%	Support Services and Commercial	0.0%
Hazard Management	6.5%		

**ITEM: 6.1**

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## Council Detailed Report

### Monthly Report for Period 4

<b>Total Council</b>	<b>YTD Actual 2015-16</b>	<b>YTD Budget 2015-16</b>	<b>Variance</b>	<b>Variance %</b>	<b>Full Year Budget Annual Plan 2015-16</b>	<b>Full Year Revised Budget 2015-16</b>
<b>Revenue</b>						
Rates	6,753,748	6,669,878	83,870	1%	20,009,632	20,009,632
User Fees and Sundry	1,881,845	1,688,763	193,081	11%	4,129,840	4,133,840
Grants and Subsidies	265,966	313,654	( 47,689)	-15%	1,089,704	1,089,704
Investment Interest Income	516,999	631,351	( 114,352)	-18%	2,504,525	2,294,930
Investment Property Income	815,178	940,117	( 124,939)	-13%	3,176,855	3,176,855
Forestry Income	-	-	-	-	353,529	353,529
Dividend Income	1,494,646	1,494,450	196	0%	2,822,850	2,822,850
Property Reinvestment Fund	206,547	69,798	136,749	196%	-	209,394
Community Investment Fund Income	55,461	261,000	( 205,538)	-79%	783,000	783,000
Infrastructure Reinvestment Fund	9,917	-	9,917	-	-	-
<b>Total Revenue</b>	<b>12,000,307</b>	<b>12,069,011</b>	<b>( 68,704)</b>	<b>-1%</b>	<b>34,869,936</b>	<b>34,873,734</b>
<b>Expenditure</b>						
<b>Resource and Catchment Management</b>						
BIO - Biosecurity	861,958	861,950	( 9)	0%	3,157,856	3,249,211
COASTAL - Coastal Monitoring	66,089	87,489	21,400	24%	336,403	336,403
COMPLNCE - Compliance Monitoring	876,214	893,920	17,706	2%	3,057,075	3,106,411
CONADV - Consents Advice	280,607	255,281	( 25,326)	-10%	833,801	833,862
CONAPP - Consents Applications	282,168	295,720	13,552	5%	972,256	967,007
LNDBIO - Land & Biodiversity	693,311	691,628	( 1,683)	0%	2,802,556	2,731,933
PAP - Planning and Policy	578,676	632,680	54,004	9%	2,206,766	2,199,072
SOE - State of the Environment	426,241	469,357	43,116	9%	1,590,220	1,582,107
<b>Total Resource and Catchment Management</b>	<b>4,065,263</b>	<b>4,188,026</b>	<b>122,762</b>	<b>3%</b>	<b>14,956,932</b>	<b>15,006,006</b>
<b>River Management</b>						
HYDRO - Hydrology	95,550	201,764	106,214	53%	805,460	805,459
RIVMGT - River Management	751,867	723,705	( 28,162)	-4%	2,798,660	2,794,498
<b>Total River Management</b>	<b>847,417</b>	<b>925,469</b>	<b>78,052</b>	<b>8%</b>	<b>3,604,119</b>	<b>3,599,957</b>
<b>Economic Development</b>						
CML - Commercial Investments	247,914	176,813	( 71,101)	-40%	438,617	438,536
EOACT - Economic Development Activities	1,011,487	1,000,726	( 10,761)	-1%	2,812,532	3,708,739
ECOPRO - Economic Development Projects	98,921	122,973	24,051	20%	432,474	432,474
<b>Total Economic Development</b>	<b>1,358,322</b>	<b>1,300,511</b>	<b>( 57,811)</b>	<b>-4%</b>	<b>3,683,623</b>	<b>4,579,750</b>
<b>Hazard Management</b>						
EME - Civil Defence and Emergency	229,426	231,108	1,682	1%	762,047	757,565
NATHAZ - Natural Hazards	185,386	198,227	12,841	6%	745,878	946,201
OILSPILL - Oil Pollution Response	29,566	45,699	16,134	35%	154,530	150,207
<b>Total Hazard Management</b>	<b>444,377</b>	<b>475,035</b>	<b>30,658</b>	<b>6%</b>	<b>1,662,454</b>	<b>1,853,974</b>
<b>Transport</b>						
HARBOUR - Harbour Safety	545,131	537,484	( 7,647)	-1%	1,843,075	1,833,370
TRAPTA - Passenger Transport Administration	683,841	727,204	43,364	6%	2,393,275	2,385,732
TRARTM - Regional Transport Mangement	118,691	154,512	35,822	23%	488,661	498,255
<b>Total Transport</b>	<b>1,347,662</b>	<b>1,419,201</b>	<b>71,539</b>	<b>5%</b>	<b>4,725,012</b>	<b>4,717,357</b>
<b>Community Representation and Engagement</b>						
COMPRO - Community Projects	34,236	30,697	( 3,538)	-12%	1,017,687	991,957
CORP - Corporate	188,587	248,034	59,448	24%	822,195	812,195
CORPSTRA - Corporate Strategy	25,806	27,396	1,591	6%	80,705	80,705
ENVRED - Environmental Education	138,393	157,084	18,692	12%	551,906	550,949
MAORI - Maori Engagement	53,882	70,596	16,714	24%	246,077	246,077
REPRES - Community Representation	576,370	496,703	( 79,667)	-16%	1,554,605	1,561,536
<b>Total Community Representation and Engagement</b>	<b>1,017,273</b>	<b>1,030,511</b>	<b>13,238</b>	<b>1%</b>	<b>4,273,174</b>	<b>4,243,418</b>
<b>Support Services</b>						
COMMS - Communications	204,342	200,978	( 3,365)	-2%	594,276	594,276
CUSTSERV - Customer Services	40,864	32,250	( 8,613)	-27%	108,008	108,008
FINANCE - Finance	641,951	695,186	53,234	8%	3,066,724	3,066,724
HR - Human Resources	172,192	122,939	( 49,254)	-40%	367,330	367,330
IT - Information Technology	644,229	626,319	( 17,910)	-3%	1,777,581	1,838,682
ONLINE - Online	21,883	63,074	41,191	65%	204,506	204,506
PROPERTY - Property	169,452	202,900	33,448	16%	515,157	515,266
RECORDS - Information Management	117,441	97,477	( 19,964)	-20%	328,037	328,037
Internal Transfers	( 2,012,355)	( 2,041,123)	( 28,768)	1%	( 6,818,084)	( 6,710,829)
<b>Total Support Services</b>	<b>0</b>	<b>( 0)</b>	<b>( 0)</b>	<b>145%</b>	<b>143,537</b>	<b>312,000</b>
<b>Total Expenditure</b>	<b>9,080,314</b>	<b>9,338,751</b>	<b>258,438</b>	<b>3%</b>	<b>33,048,851</b>	<b>34,312,461</b>
<b>Net (Cost)/Surplus of Services</b>	<b>2,919,993</b>	<b>2,730,260</b>	<b>189,733</b>	<b>7%</b>	<b>1,821,085</b>	<b>561,274</b>

<b>Other Gains</b>						
Forestry Revaluation	-	-	-	-	-	-
(Loss)/Gain on Sale of Assets	-	-	-	-	619,566	619,566
(Loss)/Gain on Disposal of Financial Investments	-	-	-	-	-	-
Revaluation - Fair Value of Financial Investments	( 2,053)	-	( 2,053)	-	-	-
Emissions Trading Scheme	-	-	-	-	-	-
<b>Total Gains</b>	<b>( 2,053)</b>	<b>-</b>	<b>( 2,053)</b>	<b>-</b>	<b>619,566</b>	<b>619,566</b>
<b>Net (Cost)/Surplus of Service before transfer from/(to) Special Reserves</b>	<b>2,917,940</b>	<b>2,730,260</b>	<b>187,680</b>	<b>7%</b>	<b>2,440,651</b>	<b>1,180,840</b>
<b>Transfers from/(to) Special Reserves</b>						
Transfers from/(to) Land Management	13,000	13,000	-	0%	274,500	287,500
Transfers from/(to) Awanui River	( 120,535)	( 107,956)	12,579	-12%	( 113,694)	( 114,382)
Transfers from/(to) Kaihu River	( 23,283)	( 6,905)	16,378	-237%	3,634	3,634
Transfers from/(to) Kaeo River Reserve	( 35,071)	( 20,812)	14,259	-69%	( 47,049)	( 47,248)
Transfers from/(to) Whangarei Urban River Reserve	( 150,096)	( 145,439)	4,657	-3%	( 978,028)	( 978,231)
Transfers from/(to) Priority Rivers Reserve	-	-	-	-	-	-
Transfers from/(to) Infrastructure Facilities Reserve	-	-	-	-	( 80,150)	( 80,150)
Transfers from/(to) Recreational Facilities Reserve	( 370,631)	( 351,009)	19,622	-6%	( 1,016,142)	( 1,016,137)
Transfers from/(to) Property Reinvestment Fund Reserve	-	-	-	-	-	-
Transfers from/(to) Forest Income Equalisation Reserve	35,932	28,556	( 7,376)	-26%	26,320	26,323
Transfers from/(to) Hatea River Reserve	( 61,700)	( 28,487)	33,213	-117%	( 4,658)	( 5,594)
Transfers from/(to) Environment Fund Reserve	-	-	-	-	-	-
Transfers from/(to) Investment and Growth Reserve	288,823	255,016	( 33,807)	-13%	607,602	1,507,598
Transfers from/(to) Approved Carry Forwards General Reserve	720	-	( 720)	-	-	350,000
Transfers from/(to) Waipapa/Kerikeri River Reserve	( 97,208)	( 76,409)	20,799	-27%	( 197,488)	( 197,489)
Transfers from/(to) Infrastructure Investment Fund Reserve	-	-	-	-	-	-
Transfers from/(to) Community Investment Reserve	( 55,463)	( 228,757)	( 173,294)	76%	-	( 783,000)
Transfers from/(to) Revaluation Financial Assets Reserve	-	-	-	-	-	-
Transfers from/(to) Kaitaia Bus Reserve Reserve	( 13,609)	( 788)	12,821	-1628%	( 2,363)	( 2,363)
Transfers from/(to) Oyster Shell Reserve	-	-	-	-	-	-
<b>Net (Cost)/Surplus of Service after transfer from/(to) Special Reserves</b>	<b>2,328,819</b>	<b>2,060,270</b>	<b>268,548</b>	<b>13%</b>	<b>913,135</b>	<b>131,301</b>

<b>Note 1: Total Expenditure by Type</b>	<b>YTD Actual</b>	<b>YTD Budget</b>	<b>Variance</b>	<b>Variance %</b>	<b>Full Year Budget Annual Plan</b>	<b>Full Year Revised Budget</b>
<b>Expenditure</b>						
Labour Costs	3,557,565	3,713,902	156,337	4%	12,112,685	12,112,685
Operations	4,860,681	4,966,752	106,071	2%	18,961,873	20,225,483
Member Expenses	227,994	227,817	( 177)	0%	683,450	683,450
Depreciation	433,678	430,281	( 3,397)	-1%	1,290,843	1,290,843
Finance Overheads	2,012,750	2,041,123	28,373	1%	6,818,084	6,710,830
Internal Recharges	( 2,012,355)	( 2,041,123)	( 28,768)	1%	( 6,818,084)	( 6,710,829)
<b>Total Expenditure</b>	<b>9,080,314</b>	<b>9,338,751</b>	<b>258,438</b>	<b>3%</b>	<b>33,048,851</b>	<b>34,312,461</b>

**ISSUE: Northland Inc. Limited Financial Reporting and Reporting Against Statement of Intent (SOI) for Quarter One of 2015/16**

**ID:** A795061

**To:** Council Meeting, 17 November 2015

**From:** Simon Crabb, Finance Manager and Darryl Jones, Economist

**Date:** 10 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input checked="" type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive Summary:**

The purpose of this report is to present Northland Inc. Limited's progress against its Statement of Intent (SOI) 2015-2018, and financial results, for the first quarter to 30 September 2015.

**Legal compliance and significance assessment:**

The decisions requested in this item flow from the Long Term Plan 2015-2025 and previous decisions of council to set up Northland Inc. Limited as its council controlled organisation. They are part of council's normal operations and are not regarded as significant under council policy.

**Recommendation:**

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That the report 'Northland Inc. Limited Financial Reporting and Reporting Against Statement of Intent (SOI) for Quarter One of 2015/16' by Simon Crabb, Finance Manager and Darryl Jones, Economist, and dated 10 November 2015, be received.

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**Report:**

Northland Inc. Limited's report against their Statement of Intent for the first quarter ending 30 September 2015 is included as **Attachment One**.

**Financial Report**

The Northland Inc. Limited year to date result at 30 September 2015 is \$19,468 ahead of budget predominantly due to a delay in expenditure associated with the tourism and business growth work streams.

The forecasted year end operating surplus is estimated to be \$4,684 and slightly less than the year end budgeted surplus of \$10,001.

**ITEM: 6.2**

Page 2 of 2

Northland Inc. Limited's cash position at 30 September 2015 is \$74,715 which is slightly less than the September forecasted position of \$94,913, but it is expected to right itself in October 2015.

**Key performance indicators**

Staff have reviewed the material supplied and confirm that reporting has been done against all five non-financial performance measures set out in section 9 of the Northland Inc. Limited Statement of Intent 2015-2018.

Earlier indications suggest that they are on track to meet most of these performance measures. Sessions on the website are running behind the target increase (10%) but are ahead of last year.

When it provided shareholder feedback to Northland Inc. Limited on their draft SOI 2015-2018, council requested that Northland Inc. deliver greater detail of its operations in its quarterly and half yearly reports to council. Northland Inc has responded to this request by providing additional commentary and tables in this quarterly report.

Staff from Northland Inc. Limited will be available to speak to their report.

## Interim Report against Statement of Intent

Three month period to  
30 September, 2015

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*Provide vision, aspiration,  
leadership and unity-of-purpose  
in sustainable economic  
development.*





Northland Inc is here to strengthen, diversify and grow the Northland economy.

## PRIMARY WORK STREAMS



Investment &  
Infrastructure



Business Innovation  
& Growth



Regional Promotions  
& Tourism



Maori Economic  
Development



Investment &  
Infrastructure

The **Investment and Infrastructure** workstream, headed by Vaughan Cooper.

The quarter has seen emergence of new projects within the marine, agriculture and tourism sectors. Other projects which were initiated in the prior year are progressing well.

### KPI | The Northland Economic Action Plan implementation is underway

The region is working together to create a draft Action Plan document which will be presented to the Advisory Group in October, following this there will be engagement with affected parties. Through the process of drafting the plan we have seen that the Northland region is well placed to take advantage of several opportunities that are currently underway, and also some that are new initiatives.

### KPI | A minimum of four Northland Inc Board recommendations made to the Northland Regional Council Investment and Growth Reserve for funding

There are a number of projects in the planning stage which could be put forward for recommendation at a later date.



Business Innovation  
& Growth

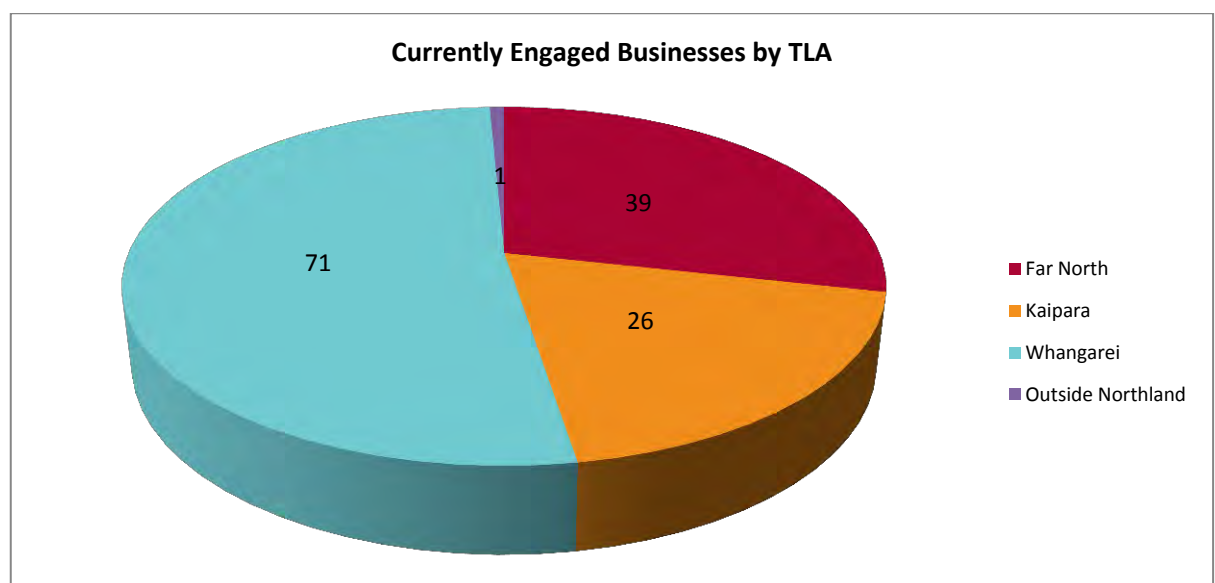
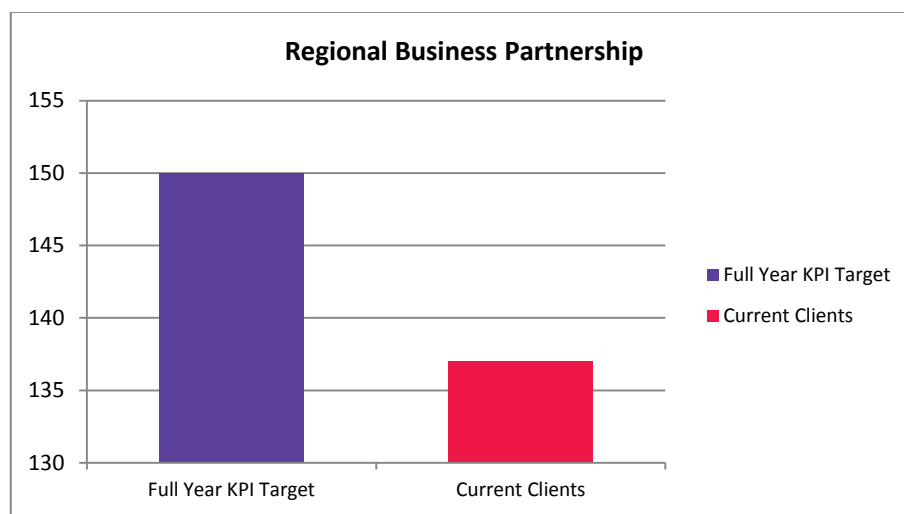
The **Business Innovation and Growth** workstream, headed by Joseph Stuart.

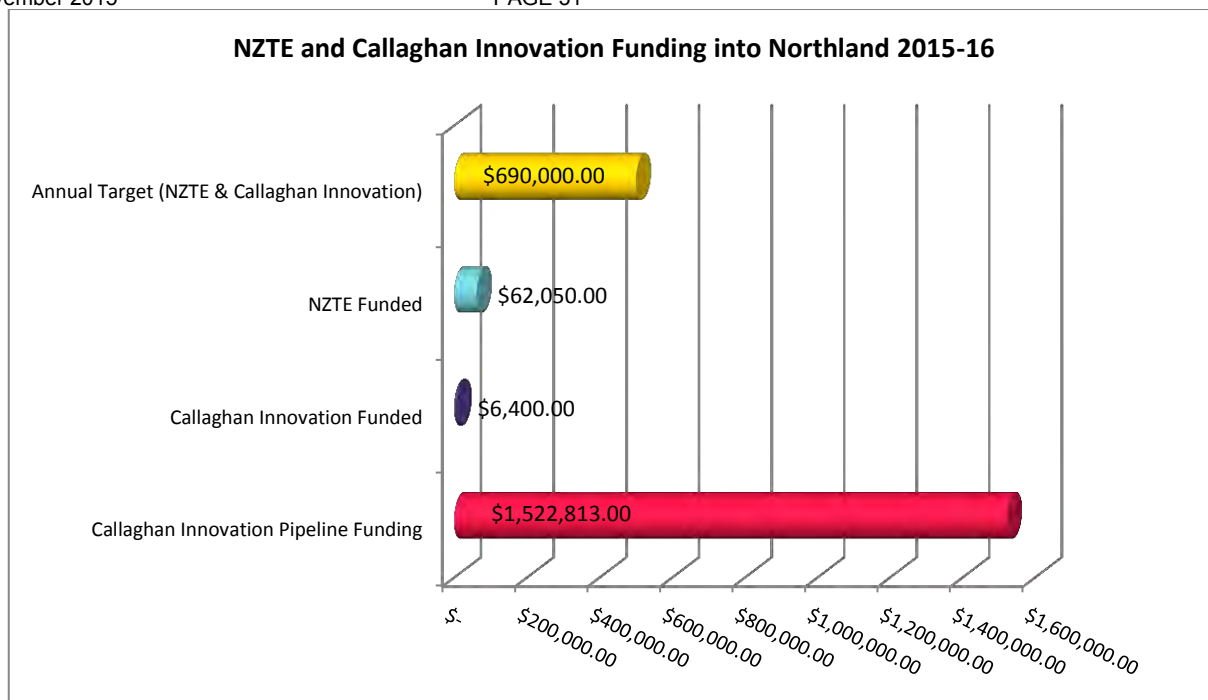
Throughout the last three months the team have interacted with 137 companies through the Regional Business Partnership (RBP) programme, 38 of these are new companies who have come on board during the quarter.

The team proudly sponsored the Northland Innovate Award as part of the Business Excellence Awards. The Innovate award was won by the Donovan Group, who also won the Supreme award and the Excellence in Business (large) award. Congratulations also to the following RBP winners: Building and Fire Services (Excellence in Small Business award), New Zealand Honey Traders (Excellence in Micro-business award) and Trident Technical Services (Workplace Safety award). Another RBP company, Villa Italia Ltd, was a finalist in the Judges choice award.

### KPI | A minimum of 150 unique business engagements and \$1.5million invested in building capacity and supporting innovation in Northland firms

The Business Growth Team are currently engaged with 137 businesses throughout the region. Of these, 99 were initially engaged with during the prior year, and 38 are new contacts for the team.





Reflected in the Callaghan Innovation Funding Pipeline above are the 17 companies that the team are currently working on R&D proposals with, broken into the follow grant types;

Grant Type	Number of companies
Getting Started	4
Project	9
Growth	1
Education	3
<b>Total</b>	<b>17</b>

The 'Grant Type' table to the right shows which stage the proposals are at in the pipeline;

Grant Type	Number of applications
Client developing Scope	5
Client Preparing Application	3
NINC Reviewing Application	2
Waiting on further information from Client	1
External Peer Review and/or Due Diligence	2
Awaiting CI Decision	0
Under Contract	2
On Hold	1
Callaghan Innovation Managed Applications	1
<b>Total</b>	<b>17</b>

We have 5 applications that are fully developed proposals and we anticipate having decisions on these within the next quarter.

The **Regional Promotions and Tourism** workstream, headed by Paul Davis.

The next phase of Twin Coast Discovery workshops will commence in the first week of November, with community workshops planned to develop the By-way concepts throughout Northland.

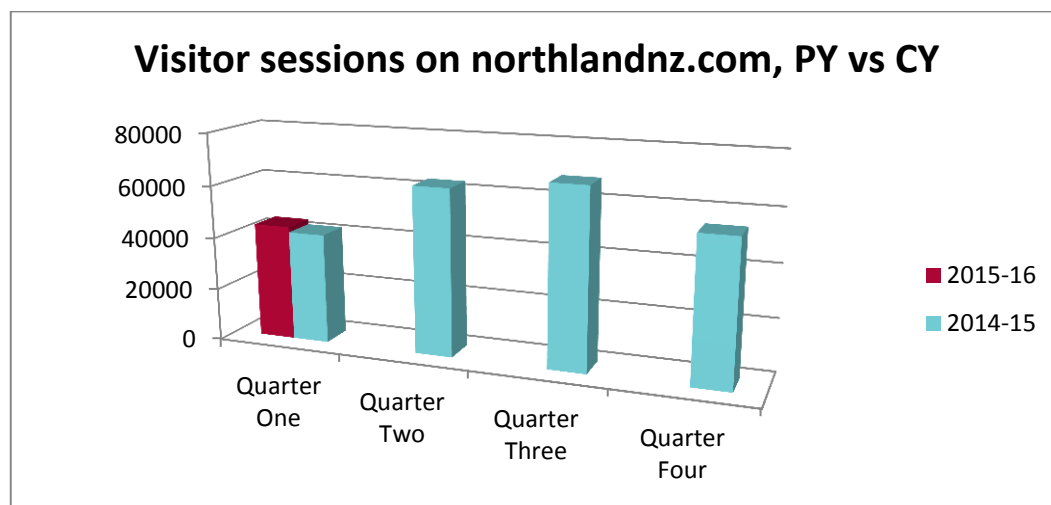
The team recently completed production of the Chinese Trade Directory in Mandarin. The directory will be distributed throughout 2016 at TRENZ, trade shows, inbound sales calls, as well as being available on northlandnz.com.

Northland Inc supported the Tourism New Zealand-led North Island Touring Campaign contributing a total of \$10,000.00. The campaign, which targeted Australian repeat visitors through consumer and trade channels, was live between 15 July and 6 September. Preliminary results show:

- Total campaign referrals to the Northland pages on newzealand.com have increased by 39% vs. same time last year
- After four weeks of a Flight Centre promotion there was a 150% increase in Flight Centre sales of Northland product compared to the same time last year (14 July – 12 August)
- After four weeks of Flight Centre promotions we saw a 194% increase in room nights sold in Northland compared to the same period last year (14 July – 12 August).

#### **KPI | A minimum of 10% annual increase in (Google Analytics) sessions on the website**

During quarter one of the 2015/16 reporting period there were 43,979 sessions and 134,703 page views. This represents a 4.5% increase in session numbers over the comparable quarter 2014/15.



## The **Maori Economic Development** workstream, headed by George Riley



Maori Economic  
Development

Approval has been given by the Northland Inc Board to fund a partnership with Te Runanga o Whaingaroa for the development of a strategic assessment of the tourism assets and opportunities in their rohe. The assessment will lead to an investment schedule for the Runanga in developing product for commercial tourism activity with an eye to catering for the expected increase in Chinese tourists at Carrington Peppers Estate. Significant elements in the portfolio are the harbour, the pa site in Kaeo, existing tracks in the DOC estate and the former Lanes Timber Mill site at Totara North. Timber from the mill is available to form part of the Twin Coast Discovery project Pou Trail.

The Board has also endorsed an application to develop a business case for a regional honey coalition. This is one of the opportunities identified in the Tai Tokerau Regional Growth Study by taking advantage of the 'land to brand' marketing strategy. Coalition members are Te Roroa, Ngatiwai, Te Uri o Hau, Ngati Hine and Te Rarawa groupings. The principals of the coalition have formed a company, Te Nōta, and appointed interim directors. The Ministry of Business Innovation and Employment has indicated that a new investment programme exists by which interested parties can assess the investment readiness of their asset base. This will be made available to the company as part of establishing a business case.

Work with Ngatiwai Trust Board and Massey University, in collaboration with five secondary schools in Whangarei, to develop an Iwi-based Maori Business Academy. The initiative was developed from strong academic research identifying that a dual approach comprising navigators working with whanau, and the mentoring of individual students by Massey Alumni, delivers significant results.

### **KPI | A minimum of two Northland Inc Board Recommendations to partner with iwi, hapu and/or Maori collective organisations on economic development projects**

There are three projects in the planning stage which could be put forward for recommendation at a later date.



## KPI | Prudent Financial Management

### Profit and Loss Quarter One to September 30, 2015

	YTD Actuals	YTD Budget	Variance	Year End Forecast Est	Annual Budget	Variance	Notes
<b>Ordinary Income/Expense</b>							
<b>Income</b>							
NRC Operational Funding	292,704	292,704	0	1,170,815	1,170,815	0	
NRC Feasibility Fund	25,000	25,000	0	200,000	200,000	0	
NRC Regional Promotions Fund	0	0	0	410,000	410,000	0	
NRC Tourism Invest Fund	1,707	0	-1,707	188,707	187,000	1,707	1
	319,410.75	317,703.75	-1,707.00	1,969,522	1,967,815	0	
<b>Income</b>							
NIF	64,000	64,000	0	64,000	64,000	0	
Project & Council Income	78,196	77,500	-696	350,000	415,000	-65,000	2
<b>Total Income</b>	<b>461,607</b>	<b>459,204</b>	<b>-2,403</b>	<b>2,383,522</b>	<b>2,446,815</b>	<b>-65,000</b>	
<b>Expense</b>							
Depreciation	7,462	6,253	1,209	28,000	25,000	3,000	
Wages	226,638	226,844	-206	856,375	907,375	-51,000	3
Overheads	78,596	84,522	-5,926	320,938	331,451	-10,513	4
Director Expenses	19,975	21,619	-1,644	84,880	86,460	-1,580	
Project Direct Costs	69,486	81,263	-11,777	1,050,415	1,086,528	-36,113	5
<b>Total Expense</b>	<b>402,156</b>	<b>420,501</b>	<b>-18,344</b>	<b>2,340,608</b>	<b>2,436,814</b>	<b>-96,206</b>	
Other Income	67,360	0	67,360	69,160	0	69,160	6
Other Expenses	68,640	0	68,640	107,390	0	107,390	7
<b>Net Income</b>	<b>58,171</b>	<b>38,703</b>	<b>-19,468</b>	<b>4,684</b>	<b>10,001</b>	<b>-5,317</b>	

#### Notes

- 1 TCD Phase 1 wrap up
- 2 FNDC & KDC unsecured income
- 3 Position filled by contractor
- 4 Timing
- 5 Tourism investment fund phase 1 wrap up, carried a liability in previous years accounts for phase 1 expenses offset by further \$1.7k from NRC  
Contractor for bus grow  
Matches FNDC and KDC \$65k
- 6 Workshop & income WDC action plan \$7.5k  
Wrap up of WDC domestic campaign  
MPI action plan
- 7 Wrap up of digital plan  
Contractor - action plan project manager  
Cruise ship liability 13/14  
Action plan offset against part of note 6/balance is sundry

Balance Sheet Quarter One to September 30, 2015

	as at 30 Sept, 15	Closing Balance Jun 30,15	Movement	Notes
<b>ASSETS</b>				
<b>Current Assets</b>				
Accelerator Account	51,367	355	51,012	
Project Account	127	127	0	
Cheque Account	23,220	19,275	3,945	
<b>Total Chequing/Savings</b>	<b>74,714</b>	<b>19,757</b>	<b>54,958</b>	
<b>Accounts Receivable</b>				
Accounts Receivable	74,633	133,436	-58,803	1
<b>Total Accounts Receivable</b>	<b>74,633</b>	<b>133,436</b>	<b>-58,803</b>	
<b>Other Current Assets</b>				
Term Deposit	0	200,000	-200,000	
Prepayments	0	43,124	-43,124	
Accrued Income	0	44,198	-44,198	
<b>Total Other Current Assets</b>	<b>0</b>	<b>287,322</b>	<b>-287,322</b>	
<b>Total Current Assets</b>	<b>149,348</b>	<b>440,515</b>	<b>-291,167</b>	
<b>Fixed Assets</b>				
Leased Equipment at Cost	44,163	44,163	0	
Accumulated Deprec Lease Eq	-43,676	-43,676	0	
<b>Total Leased Equipment</b>	<b>487</b>	<b>487</b>	<b>0</b>	
<b>Office Equipment</b>				
Office Equipment at Cost	84,990	82,700	2,290	2
Accumulated Deprec OE	-56,175	-54,509	-1,666	
<b>Total Office Equipment</b>	<b>28,815</b>	<b>28,191</b>	<b>624</b>	
<b>Vehicles</b>				
Vehicles at Cost	133,806	111,807	21,999	3
Accumulated Deprec	-42,883	-37,087	-5,796	
<b>Total Vehicles</b>	<b>90,922</b>	<b>74,720</b>	<b>16,203</b>	
<b>Total Fixed Assets</b>	<b>120,224</b>	<b>103,397</b>	<b>16,827</b>	
<b>Other Assets</b>				
Deferred Tax	16,723	16,723	0	4
Provisional tax paid	1,667		1,667	5
<b>Total Other Assets</b>	<b>18,390</b>	<b>16,723</b>	<b>1,667</b>	
<b>TOTAL ASSETS</b>	<b>287,961</b>	<b>560,635</b>	<b>-272,674</b>	

**LIABILITIES & EQUITY**

**Liabilities**

**Current Liabilities**

<b>Accounts Payable</b>	38,745	145,268	-106,523	6
<b>Total Accounts Payable</b>	38,745	145,268	-106,523	

**Other Current Liabilities**

<b>Provision for Tax</b>	-3,332	-3,332	0	7
<b>Accounts Payable - Year End adj</b>	0	31,389	-31,389	
<b>NRC Loan</b>	54,647	61,483	-6,836	
<b>Income in Advance</b>	0	85,925	-85,925	
<b>Accruals</b>	44,388	141,509	-97,120	8
<b>GST</b>	-5,370	-2,026	-3,344	
<b>Holiday Pay Accrued</b>	29,863	29,571	292	
<b>Total Other Current Liabilities</b>	120,197	344,519	-224,322	

<b>Total Liabilities</b>	158,942	489,787	-330,845	
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**Equity**

<b>Contributed Capital</b>	100	100	0	
<b>Equity</b>	130,302	51,181	79,121	
<b>Retained Surplus/Deficit</b>	-59,554	-59,554	0	
<b>Net Income</b>	58,171	79,121	-20,950	
<b>Total Equity</b>	129,019	70,848	58,171	

<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b>287,961</b>	<b>560,635</b>	<b>-272,674</b>	
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**notes**

- 1 Receivables are mainly made up of current invoices
- 2 Purchase of new laptops per rotation of equip and new staff
- 3 Purchase of new pool car
- 4 Tax adjustment from previous year
- 5 Tax adjustment from previous year
- 6 Payables are made up of current invoices received
- 7 Tax will be adjusted when refund is received
- 8 Accruals are made up of activity costs

**Cashflow Summary Quarter One to September 30, 2015**

<b>Month</b>	<b>Forecast \$</b>	<b>Actual \$</b>
July	73,091	134,741
August	285,297	296,880
September	94,913	74,715





**ISSUE: NPS Freshwater Implementation Programme**

**ID:** A793608

**To:** Council Meeting, 17 November 2015

**From:** Justin Murfitt, Resource Management – Planning and Policy Manager

**Date:** 4 November 2015

<b>Report Type:</b>	<input type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input checked="" type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input checked="" type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

The purpose of this report is to seek the adoption of a staged programme to implement the National Policy Statement for Freshwater Management 2014 (NPSFM). The report also seeks approval to notify the implementation programme before 31 December 2015 as required by Policy E1 of the NPSFM.

**Legal compliance and significance assessment:**

The activities detailed in this report are provided for in the council's 2015–2025 Long Term Plan, and as such are in accordance with the council's decision making process and sections 76–82 of the LGA 2002. The subject matter is not considered to trigger council's significance policy given the implementation programme proposed reflects current council initiatives.

**Recommendations:**

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1. That the report NPS Freshwater Implementation Programme by Justin Murfitt, Resource Management – Planning and Policy Manager, and dated 4 November 2015, be received.
  2. That council resolves that full implementation of the National Policy Statement for Freshwater Management 2014 before 31 December 2015 is not practicable.
  3. That council adopts the progressive implementation programme **attached** to this agenda item (subject to minor formatting, layout, grammatical or administrative corrections) and approves public notification of this programme before 31 December 2015.
-

**Report:**

The National Policy Statement for Freshwater Management (NPSFM) came into effect in 2011. It sets out mandatory requirements for the management of water quality and quantity, and required council to develop an implementation programme (showing implementation complete by 2030). Council finalised its original implementation programme in 2012 and has since undertaken several initiatives to deliver on the NPSFM 2011.

The NPSFM 2011 was amended by the government in 2014. These changes were significant and included:

- Compulsory values for ecosystem health and human health;
- Provision for freshwater management units;
- Numeric water quality objectives and national bottom lines (for compulsory values); and
- A revised timeline for completion (by 2025).

The NPSFM 2014 is to be implemented by 31 December 2015 or, if this is considered impracticable, by 2025 in accordance with a progressive implementation programme. Council is not in a position to fully implement the NPSFM 2014 by 31 December 2015 and is therefore required to use the 'implementation programme' option.

The amendments to the NPSFM in 2014 mean council's 2012 implementation programme must be revised. There have also been a number of other changes since 2012 that should be reflected in the revision. These include the decisions on the Proposed Regional Policy Statement, results of the review of our regional plans, and changes in priority catchments. Once the revised programme has been adopted by council, it must be publicly notified (Note: the programme is not open for consultation).

This issue was the subject of a workshop with council held on 20 October 2015 and a revised programme to implement the NPSFM 2014 is attached (**Attachment 1**). Key features are as follows:

- Builds on current/established initiatives (regulatory and non-regulatory).
- Retains region-wide and catchment-specific approaches.
- Provides for additional catchment plans if needed.
- Plan change 2020–2025 to provide for 'adjustments' and any further changes to NPSFM.
- Implementation complete by 2025.

In the event circumstances change, council can amend the implementation programme accordingly.

**Conclusion:**

As a result of Policy E1 of the NPSFM 2014, council is required to review and revise its 2012 implementation programme. Once adopted, the implementation programme is to be publicly notified before 31 December 2015.

## Programme for implementing the National Policy Statement for Freshwater Management 2014 – Northland Regional Council

### Purpose

Council is required under the National Policy Statement for Freshwater Management 2014 (NPSFM) to publicly notify a programme of time-limited stages for implementing the NPSFM, if satisfied that it is impracticable to fully implement it by 31 December 2015. Council considers it impracticable to fully implement the NPSFM by 31 December 2015, and has therefore adopted a staged programme to fully implement the NPSFM by 31 December 2025. The purpose of this document is to set out council's implementation programme in accordance with Policy E1 of the NPSFM. Please note that this programme is not open for submissions.

### Progressive implementation programme

Council's programme to implement the NPSFM falls under the banner of Waiora Northland Water. Waiora Northland Water includes regulatory and non-regulatory initiatives and adopts both region-wide and catchment-specific approaches. Key implementation milestones are set out in Table 1 below.

	Regional planning	Catchment-specific <sup>1</sup>	Monitoring	Non-regulatory initiatives
<b>2013</b>	Proposed RPS – council decisions released. Includes direction on approach to water management and NPSFM delivery.	Three catchment groups established.		
<b>2014</b>	Review of regional plans completed. Identifies current gaps in NPSFM delivery.	Two catchment groups established.	Additional water quality monitoring (primarily to inform catchment planning).	
<b>2015</b>	Draft regional plan in development. Scope includes: <ul style="list-style-type: none"> <li>Establish freshwater</li> </ul>	Five catchment plans in development (Waitangi, Doubtless Bay, Mangere, Whangārei Harbour and Poutō) –	Establish monitoring plan and accounting systems (by August 2016).	<ul style="list-style-type: none"> <li>Farm water quality improvement plans;</li> <li>Environment Fund;</li> <li>Establish Ngunguru Catchment</li> </ul>

<sup>1</sup> See Waiora Northland Water for more detail and function of these groups: [www.nrc.govt.nz/waiora](http://www.nrc.govt.nz/waiora)

	<b>Regional planning</b>	<b>Catchment-specific<sup>1</sup></b>	<b>Monitoring</b>	<b>Non-regulatory initiatives</b>
	<p>management units.</p> <ul style="list-style-type: none"> <li>• Region-wide water quality objectives and limits (for ecosystem health and human health).</li> <li>• Region-wide water quantity objectives and limits (minimum flows and allocation).</li> <li>• Identification and management of outstanding water bodies.</li> <li>• Wetland management.</li> <li>• Sediment reduction measures.</li> <li>• Coastal water quality objectives.</li> <li>• Provision for catchment-specific measures.</li> </ul>	<p>regulatory and non-regulatory water management measures as appropriate.</p>		<p>working group.</p>
<b>2016</b>	<p>Draft regional plan released for feedback.</p>	<p>Draft catchment plans released for feedback.</p>	<ul style="list-style-type: none"> <li>• Reporting on progress (as per NPSFM Policy E1(e)).</li> </ul>	<ul style="list-style-type: none"> <li>• Farm water quality improvement plans;</li> <li>• Environment Fund;</li> <li>• Development of good practice guidelines.</li> </ul>
<b>2017</b>	<p>Draft plan revised and Proposed Regional Plan notified.</p>	<p>Regulatory elements of Waitangi, Doubtless Bay, Mangere, Whangārei Harbour and Poutō catchment plans included in notified Proposed Regional Plan.</p>	<ul style="list-style-type: none"> <li>• Reporting on progress (as per NPSFM Policy E1(e)).</li> </ul>	<ul style="list-style-type: none"> <li>• Implementation of non-regulatory elements of Waitangi, Doubtless Bay, Mangere, Whangārei Harbour, Poutō catchment plans.</li> <li>• Develop dune lake management plans.</li> <li>• Development of good practice guidelines.</li> </ul>

	Regional planning	Catchment-specific <sup>1</sup>	Monitoring	Non-regulatory initiatives
<b>2018 - 2020</b>	<ul style="list-style-type: none"> <li>Data collection/monitoring.</li> <li>Monitor plan.</li> </ul>	Assess the need for/establish further collaborative catchment planning processes.	<ul style="list-style-type: none"> <li>Reporting on progress (as per NPSFM Policy E1(e)).</li> </ul>	<ul style="list-style-type: none"> <li>Farm water quality improvement plans.</li> <li>Environment Fund.</li> <li>Implementation of non-regulatory elements of Waitangi, Doubtless Bay, Mangere, Whangārei Harbour and Poutō catchment plans.</li> <li>Implementation of Ngunguru working party recommendations.</li> <li>Implement dune lake management plans.</li> <li>Promotion of good practice.</li> </ul>
<b>2020-24</b>	Plan change (as needed) to address: <ul style="list-style-type: none"> <li>Any further amendments to the NPSFM.</li> <li>Any issues with/gaps in operation of regional plan.</li> <li>Further catchment-specific regulatory measures.</li> </ul>	<ul style="list-style-type: none"> <li>Include regulatory elements of any further catchment plans.</li> <li>Refine/adjust catchment plans (if needed).</li> </ul>	<ul style="list-style-type: none"> <li>Reporting on progress (as per NPSFM Policy E1(e)).</li> </ul>	<ul style="list-style-type: none"> <li>Farm water quality improvement plans.</li> <li>Environment Fund.</li> <li>Finalise and implement any further catchment plans.</li> <li>Implement dune lake management plans.</li> <li>Promotion of good practice.</li> </ul>
<b>2025</b>	Implementation complete.			<ul style="list-style-type: none"> <li>Ongoing implementation of non-regulatory measures.</li> </ul>



**ISSUE: Representation on Taharoa Domain Governance Committee – Offer of Option**

**ID:** A792507

**To:** Council Meeting, 17 November 2015

**From:** Tony Phipps, General Manager - Customer Service and Community Resilience

**Date:** 29 October 2015

<b>Report Type:</b>	<input type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input checked="" type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input checked="" type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

The purpose of this report is to seek council support for the Taharoa Domain Governance Committee (TDGC) including in its draft Taharoa Domain Management Plan, for the purpose of public consultation and submission, the option of Northland Regional Council having representation on the Taharoa Domain Governance Committee.

The recommendation to support the option of governance representation is based on the strong alignment with council's core functions and the sustainable management of this regionally significant outstanding value waterbody and associated reserve, to which the council is already committing substantial resources. This is also an opportunity to further develop a relationship with the mana whenua of the lakes.

**Legal compliance and significance assessment:**

The activities detailed in this report support and are strongly aligned with the council's 2015–2025 Long Term Plan, and as such are in accordance with the council's decision making process and the Local Government Act.

A decision to support the option of the Northland Regional Council having representation on the Taharoa Domain Governance Committee will be subject to the public consultative process through the Taharoa Domain Management Plan review process and thus satisfies the significance policy.

**Recommendations:**

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1. That the report 'Representation on Taharoa Domain Governance Committee – Offer of Option' by Tony Phipps, General Manager - Customer Service and Community Resilience, and dated 29 October 2015, be received.
  2. That the council supports the Taharoa Domain Governance Committee including in its draft Taharoa Domain Management Plan, for the purpose of public consultation and submission, the option of Northland Regional Council having representation on the Taharoa Domain Governance Committee.
-



**Report:**

The Kai Iwi lakes and a substantial part of the surface catchment (of the lakes) are within the bounds of the Taharoa Domain established pursuant to the Reserves Act 1977 and under the governance of the Taharoa Domain Governance Committee (TDGC), a joint mana whenua<sup>1</sup> – Kaipara District Council subcommittee of the Kaipara District Council (which has been delegated the management powers and duties of the Crown under the provisions of the Reserves Act 1977). Under that delegation the Kaipara District Council (KDC) is required to prepare and administer a relevant reserve management plan. The current Taharoa Domain Reserve Management Plan<sup>2</sup> is now in the process of formal review.

The Northland Regional Council (NRC) is actively supporting the review, having representation on both the review Steering Group, Cr Ramsey, and the Technical Advisory Group, Mr Phipps (GM Customer Service and Community Resilience), and making a direct funding contribution to the cost of the review. The NRC is in line with its core environmental, biosecurity and navigation safety responsibilities, also applying substantial resources to monitoring, protecting and restoring the high water quality, biodiversity, cultural and recreational values of the lakes and their catchment.

The Kai Iwi lakes have such high values as natural waterbodies and for biodiversity, that the NRC has deemed the lakes to be 'outstanding waterbodies' pursuant to the Resource Management Act 1991 – National Policy Statement for Freshwater Management. The council is required to develop policy and then take action to implement policies to protect outstanding waterbodies, in particular the water quality and quantity.

As part of the current formal review of the Taharoa Domain Reserve Management Plan, the TDGC has considered the governance of the Domain. The TDGC considers that given the regional significance of the Domain, and the strong links and importance of the core functions of the NRC to the sustainable management of the Domain, that it should offer the option to NRC to have representation on the TDGC, for inclusion in the draft Taharoa Domain Reserve Management Plan for public consultation and submission.

This offer represents an opportunity to have a more direct input into the governance decision making regarding the lakes reserve and a significant opportunity to further develop a relationship with the mana whenua of the lakes which aligns with council's Long Term Plan over-arching priorities.

There need not be any significant extra cost to NRC over and above the costs that the council incurs in fulfilling core functions and its current involvement in the reserve.

The TDGC will be notifying the draft Taharoa Domain Reserve Management Plan prior to Christmas, with a three month submission period.

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<sup>1</sup> Te Roroa and Te Kuihi as recognised by the Waitangi Tribunal in the Te Roroa Report on the Wai 38 Claim

<sup>2</sup> Taharoa Domain Reserve Management Plan can be viewed at <http://www.kaipara.govt.nz/Service++Info/Community+Spaces/Taharoa+Domain+Kai+Iwi+Lakes.html>

**ISSUE: Request for advance of funds to the approved budgets for the Kaihū and Kerikeri River Schemes**

**ID:** A794564

**To:** Council Meeting, 17 November 2015

**From:** Joseph Camuso, Rivers and Natural Hazards Manager

**Date:** 6 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input checked="" type="checkbox"/> Decision
<b>Purpose:</b>	<input checked="" type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive Summary:**

The purpose of this report is to seek approval for an advance of funds of \$23,750 from the Kerikeri-Waipapa River Management reserve and of \$51,419.76 from Kaihū Flood Management reserve. Both have positive reserve balances of \$215,767 for the Kerikeri-Waipapa Reserve and \$96,176 for the Kaihū River reserve.

The advance of funds for Kerikeri-Waipapa is to enable sufficient budget to proceed with the Cobham Road Spillway and additional river channel maintenance works that have been identified as part of the resource consent process for the Kerikeri Spillway project. The extra funds for the Kaihū River are for additional tree removal work that the Liaison Committee requested, which was not part of the initial maintenance programme

**Legal compliance and significance assessment:**

The council activities detailed in this report are provided for in council's 2015-2025 Long Term Plan and as such are in accordance with the council's decision making process and sections 76-82 of the Local Government Act 2002. This matter is part of the normal day-to-day operations of council and does not trigger the thresholds of council's Significance Policy.

**Recommendations:**

1. That the report titled "Request for advance of funds to the approved budgets for the Kaihū and Kerikeri River Schemes" by Joseph Camuso, Rivers and Natural Hazards Manager, and dated 6 November 2015 be received.
2. That council approves the advance of \$23,750 from the Kerikeri-Waipapa River Management reserve to enable sufficient budget to proceed with the Cobham Road Spillway tender (15/09) and additional river channel maintenance works that have been identified as part of the resource consent process for the Kerikeri Spillway project.
3. That council approves the advance of \$51,419.76 from the Kaihū River Management reserve to enable sufficient budget to proceed with the Kaihū River Maintenance Work tender (15/10) and Kaihū River Tree Removal tender (15/11).

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**Report:**

**Kerikeri- Waipapa River**

This year's approved works programme included the Cobham Road Spillway, with an approved budget of \$40,000. During the resource consent process for the Kerikeri Spillway project, additional river channel maintenance works (rock island removal) were identified and included in the works programme. Staff have realised economies of scale by identifying and utilising the rock removal for suitable rip-rap that will be used on the Cobham Road Spillway. This negates the need for sourcing rip-rap from a quarry saving approximately \$2,000. This work was tendered for \$63,750 which gives a shortfall of \$23,750. The Kerikeri River currently has a reserve balance of \$215,767.

**Kaihū River**

Two tenders were called for the Kaihū River, one tender for the annual maintenance and one tender for the removal of trees identified by the committee as a priority.

The Kaihū River's approved budget of \$61,928 for the maintenance did not include the tree removal component. The tender for the maintenance work has been received at \$70,982 and the tender for the tree removal received at \$37,375. This leaves a shortfall of \$51,419.76. The Kaihū River is carrying a reserve balance of \$96,176.

**Summary**

Staff request council approval to advance funding of \$23,750 from the Kerikeri-Waipapa River Management reserve and of \$51,419.76 from the Kaihū River Management Reserve.

**ISSUE: Appointment of Honorary Enforcement Officers  
2015**

**ID:** A763207

**To:** Council Meeting, 17 November 2015

**From:** Chidambaram Surendran, Deputy Harbourmaster

**Date:** 4 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input checked="" type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input checked="" type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive Summary:**

The purpose of this report is to seek the council's approval for the warrant renewals of 18 Honorary Enforcement Officers for Northland harbours.

The council maintains a network of Honorary Enforcement Officers (Harbour Wardens) around the Northland coast. The harbour wardens are persons of good standing in their local communities, many of whom are experienced seafarers and provide valuable local advice on maritime matters. The harbour wardens are the council's eyes and ears in their respective harbours and regularly provide assistance when maritime staff respond to incidents. They also keep an eye on local moorings and aids to navigation and deal with many of the related enquiries locally. The network of harbour wardens provides a cost-effective service to the council, freeing valuable council staff resources by handling numerous local issues every year.

There is an ongoing requirement to maintain this network of harbour wardens to oversee local maritime activities. In December 2013, council resolved to renew the warrants for our network of harbour wardens for a period of two years. As the existing warrants will now expire in December 2015, council's approval is sought to renew the warrants of the 18 active harbour wardens for a further two-year period until December 2017.

**Legal compliance and significance assessment:**

The warrant renewals for honorary enforcement officers is sought under the provisions of Section 33G(a) and (d) of the Maritime Transport Act 1994. This matter is part of the normal day-to-day operations of council and does not trigger the thresholds of council's Significance Policy.

**Recommendations:**

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1. That the report, 'Appointment of Honorary Enforcement Officers 2015', by Chidambaram Surendran, Deputy Harbourmaster, and dated 4 November 2015, be received.
2. That the council approves the renewal of the warrants of the persons listed below as Honorary Enforcement Officers, under section 33F(1) (g) and (h) of the Maritime Transport Act 1994 for a period until 15 December 2017:

Rodney Barker	-	Houhora
Tommy Walker	-	Rangaunu
Steve Smith	-	Mangōnui / Doubtless Bay
Roly Linstrom	-	Whangaroa
Rex Mundy	-	Kerikeri
Peter Lord	-	Kerikeri
Walter Murray	-	Whangaruru
Doug Adams	-	Whananaki
Percy Ginders	-	Tutukākā / Ngunguru / Wellingtons Bay
Hamish McKenzie	-	Pataua
Blair Dempsey	-	Whāngārei
Marc Sands	-	Bream Bay
Francie Crawford	-	Mangawhai and Langs Beach
Trevor Downey	-	Mangawhai
Ron Matich	-	Kaipara
Des Subritzky	-	Kaipara and West Coast
Peter Clark	-	Lower Hokianga
Craig Joiner	-	Upper Hokianga

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**ISSUE: Warrants for Maritime staff**

**ID:** A794601

**To:** Council Meeting, 17 November 2015

**From:** Chidambaram Surendran, Deputy Harbourmaster

**Date:** 5 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input checked="" type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input checked="" type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive Summary:**

The purpose of this report is to seek the council's approval for the issue of warrants as per relevant provisions of the Maritime Transport Act 1994 (MTA) to two members of the maritime department.

Ms Tammy Crookshanks has been recently employed as a Maritime Officer to fill a vacancy created by the resignation of an Ōpua based employee. Council is requested to approve the issue of an appropriate warrant to Ms Crookshanks to enable her to exercise the powers of an Enforcement Officer appointed under Section 33G(a) of the MTA.

Council is also requested to approve the issue of an appropriate warrant to Mrs Ellie McClintock, Ōpua based Customer Services Officer. Mrs McClintock is an experienced employee who frequently makes preliminary enquiries when maritime incidents are reported. When other maritime staff are unavailable, Mrs McClintock is occasionally the first staff member that is able to make a quick site visit when incidents occur in the vicinity of the Ōpua area. To enable her to make these preliminary enquiries efficiently and to ensure that important contact information of persons involved in maritime incidents is gathered, she is required to hold an appropriate warrant. As Mrs McClintock's role in such matters will be limited to the preliminary stages of incident investigation, she only requires the warrant powers equivalent to those of an Honorary Enforcement Officer (Harbour Warden) appointed under Section 33G(a) of the MTA.

**Legal compliance and significance assessment:**

This report complies with Section 33G of the Maritime Transport Act 1994 which defines council's ability to appoint enforcement officers and honorary enforcement officers. This matter is part of the normal day-to-day operations of council and does not trigger the thresholds of council's Significance Policy.

**Recommendations:**

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1. That the report, 'Warrants for maritime staff', by Chidambaram Surendran, Deputy Harbourmaster, and dated 5 November 2015, be received.
  2. That the council approves the issue of a warrant to Ms Tammy Crookshanks to enable her to exercise the powers of an Enforcement Officer as set out in sections 33F(1)(a), 33F(1)(b), 33F(1)(g), 33F(1)(h), 33F(1)(i) and 33H of the Maritime Transport Act 1994.
  3. That the council approves the issue of a warrant to Mrs Ellie McClintock to enable her to exercise the powers equivalent to those of an Honorary Enforcement Officer, under section 33F(1) (g) and (h) of the Maritime Transport Act 1994.
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**ISSUE: Kaipara Harbour Treaty Settlement**

**ID:** A795343

**To:** Council Meeting, 17 November 2015

**From:** Jonathan Gibbard, Group Manager Strategy and Governance

**Date:** 5 November 2015

<b>Report Type:</b>	<input type="checkbox"/>	Normal operations	<input type="checkbox"/>	Information	<input checked="" type="checkbox"/>	Decision
<b>Purpose:</b>	<input type="checkbox"/>	Infrastructure	<input type="checkbox"/>	Public service	<input type="checkbox"/>	Regulatory function
	<input type="checkbox"/>	Legislative function	<input type="checkbox"/>	Annual\Long Term Plan	<input checked="" type="checkbox"/>	Other
<b>Significance:</b>	<input type="checkbox"/>	Triggered	<input checked="" type="checkbox"/>	Not Triggered		

**Executive summary:**

The purpose of this report is to provide an update to council on the Kaipara Harbour Treaty Settlement process and seek council ratification of a Memorandum of Understanding which will act to establish and guide council's involvement in a joint local authority working party to better coordinate local authority participation in the Treaty Settlement process around the Kaipara Harbour.

**Legal compliance and significance assessment:**

The activities detailed in this report are provided for in the council's 2015–2025 Long Term Plan, and as such are in accordance with the council's decision making process and sections 76–82 of the LGA 2002. The subject matter is not considered to trigger council's significance policy given council's involvement in Treaty Settlement processes is part of council's day to day activities.

**Recommendations:**

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1. That the report 'Kaipara Harbour Treaty Settlement' by Jonathan Gibbard, Group Manager Strategy and Governance, and dated 5 November 2015, be received.
  2. That council endorses the attached Memorandum of Understanding with the Auckland Council, Kaipara District Council, and Whangarei District Council, concerning the Kaipara Moana Settlement Negotiations between the Crown and Ngāti Whātua and the establishment of a joint working group, to be signed.
  3. That the Chief Executive Officer be delegated the power to approve any minor amendments to the final form of the MOU arising from considerations of the draft MOU by Auckland Council, Kaipara District Council and Whangarei District Council.
  4. That council confirms the appointment of Councillor Graeme Ramsey as its representative on the Kaipara Moana Negotiations Working Party.
-



**Report:**

The Kaipara Harbour and its catchment makes up approximately one third of Northland's total land mass and as such plays a critical role in the social, economic, cultural and environmental wellbeing of Northland. The Northland Regional Council (the council) shares regulatory responsibilities over the harbour and its catchment with the Auckland Council (AC), Kaipara District Council (KDC) and the Whangarei District Council (WDC).

Ngāti Whātua is the principal mana whenua group with interests in the Kaipara Harbour proper and in significant parts of the harbour catchment. However, the extensive northern catchment for the harbour, which extends north of Whāngārei into the Hikurangi area, includes the interests of many other mana whenua groups.

The councils with responsibilities over the Kaipara Harbour and its catchment have a history of co-operation. They also have a history of working in collaboration together with Ngāti Whātua, including participation on the Integrated Kaipara Harbour Management Group (IKHMG) and the Kaipara Harbour Joint Political Committee (KHJPC).

**Treaty of Waitangi settlement negotiations over the Kaipara Harbour**

In early 2013 the Crown commenced Treaty settlement negotiations with Ngāti Whātua (comprising Te Uri o Hau, Ngāti Whātua o Kaipara, Te Roroa, Ngāti Whātua Ōrākei and Te Rūnanga o Ngāti Whātua) for the provision of Treaty settlement redress over the Kaipara Harbour (Kaipara Moana). On 18 August 2014, prior to the general election, the Crown and Ngāti Whātua signed the Kaipara Moana Framework Agreement (KMFA) (**Attachment 1**).

The KMFA sets out the key elements the Crown and Iwi will negotiate on through the settlement process. The next step in the settlement process is to develop the proposal in more depth. In short however, the KMFA sets out the intention of the Crown and Ngāti Whātua to establish a "Kaipara Moana body" through legislation to provide for the involvement of Ngāti Whātua in decisions on the Kaipara Moana" (clause 18(c)). The Kaipara Moana body will have 50-50 representation from councils and Ngāti Whātua with the main purpose being to produce a strategic document outlining the issues, objectives and desired outcomes for the harbour.

On 10 September 2014, the council and AC, with support from the KDC, wrote to the Crown acknowledging the need for a "careful process ... to successfully navigate through a settlement process and deliver positive and enduring outcomes for mana whenua and the community more broadly".

Since the signing of the KMFA there has been little engagement between the parties and at this stage there has been no indication as to when more vigorous negotiations may commence or a desired timeframe for completion. In this regard it is reasonable to surmise that if the government wishes to conclude negotiations before the next general election that engagement may well be accelerated in 2016 and potentially concluded in 2017.

**Kaipara Moana Negotiations Working Party**

On 26 August 2015, elected members and senior staff from the Auckland, Kaipara District, Northland Regional and Whangarei District councils met to discuss the

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Kaipara Moana settlement and how best local authorities could co-ordinate their efforts to engage in and support the process.

Together council representatives recognised the importance of negotiations between the Crown and Ngāti Whātua and councils' interest in the outcome of those negotiations. Desired outcomes were identified as:

- A co-governance entity that is fit-for-purpose and meets the interests of councils, iwi and the public, with appropriately scaled responsibilities and powers;
- Crown support for the outcome of the Treaty settlement negotiations, particularly for implementation and operational costs of the proposed co-governance body;
- An increase to Crown funding for environmentally beneficial projects.

Council representatives also discussed how councils might best work together to achieve these outcomes through effective engagement with Ngāti Whātua and the Crown. The consensus was that that a working party of councils should be established through a Memorandum of Understanding (MOU) between councils.

The draft MOU (**Attachment 2**) sets out the establishment of the proposed joint "Kaipara Moana Working Party". It's proposed that the working party is comprised of at least one elected member from each local body (with each body determining its own representation). The MOU describes how the working party will operate on a consensus basis with the purpose of coordinating engagement by the councils with the Crown and Ngāti Whātua in the Kaipara Moana negotiations. Specifically, section 4.5 describes how the joint working party will:

- Ensure effective communication between the councils on Kaipara Moana negotiation issues;
- Use its best endeavours to agree in principle the position to be taken by the councils on negotiation issues ahead of formal negotiation meetings with the Crown and/or Ngāti Whātua, subject to the decision making responsibilities of the respective councils;
- Co-ordinate attendance by council representatives at negotiations meetings with the Crown and/or Ngāti Whātua;
- Share technical information relating to the negotiations; and
- Co-ordinate where possible required decision making by the respective council governing bodies on negotiation issues.

Other sections in the MOU cover clarity on decision making by respective council organisations in regards to, good faith negotiations and confidentiality, costs, relationship principles, conflict resolution, amendment to the MOU, and term. The MOU would not be legally binding on any party and recognises and provides sufficient flexibility for council to form their own position during negotiations. The draft MOU prescribes that councils will cover their own costs of attendances at meetings of the proposed joint working party.

Staff from other councils have indicated comfort with the draft MOU and are presently seeking endorsement from their respective council decision making bodies to sign the MOU. To that end, council staff have also shared their respective agenda papers to coordinate and align the messaging to respective political bodies.

### **Precedents for other Harbour negotiations**

Staff note that, although much of the detail of the settlement proposal in the KMFA is yet to be developed, the proposed co-governance entity is broadly consistent with Treaty settlement agreements the Crown has made over natural resources elsewhere. These include the Te Oneroa-A-Tōhē (90 Mile Beach), Waikato River, Rangitaiki River, Whakatane River, and Tauranga Moana (the Tauranga Harbour).

It is nevertheless likely that negotiations for the Kaipara Harbour will set a precedent for future settlements in Northland such as for the Whāngārei Harbour, particularly in terms of the level of Crown financial support or both the operational costs of a co-governance body, and for beneficial environmental outcomes. Other precedents, such as the scope of the area to be covered by the co-governance regime, are also likely to be significant for council.

### **Conclusion**

Treaty settlement which realises the association of Ngāti Whātua with the Kaipara Harbour – through a co-governance arrangement – is likely to occur within the next couple of years. While the settlement is between the Crown and Māori, the board (as with other settlements) is likely to be established via the Local Government Act 2002 with responsibilities residing with local authorities.

It is therefore prudent for councils to fully participate in the process, as the opportunities arise, to both inform the discussion of council obligations and functions as well as building on existing relationships. The opportunity to work collaboratively with other councils is seen as a positive step and should be supported.

**NGĀTI WHĀTUA IWI  
and  
THE CROWN**

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**KAIPARA MOANA FRAMEWORK AGREEMENT**

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**18 August 2014**

## **Introduction**

1. This document is a Framework Agreement between the Ngāti Whātua iwi and the Crown.

## **Background**

2. Ngāti Whātua iwi include the groups of Te Roroa, Te Uri o Hau, Ngā Maunga Whakahī and Ngāti Whātua Ōrākei and their constituent hapū and whānau. All Ngāti Whātua descend from the tupuna Haumoewarāngi.
3. The Ngāti Whātua rohe is expressed as Tāmaki ki Maunganui i te Tai Hauāuru and Tāmaki ki Manāia i te Rāwhiti. The northern boundary is expressed as Manāia titiro ki Whatitiri, Whatitiri titiro ki Tūtamoe, Tūtamoe titiro ki Maunganui. The Southern boundary is expressed as Te Awa o Tāmaki. The area runs from the Tāmaki River in the South to Maunganui on the West Coast in the North and to Whangarei Harbour on the East Coast.
4. While most of the Ngāti Whātua historical claims have been settled through the four existing Ngāti Whātua iwi deeds of settlement (Te Uri o Hau, Te Roroa, Ngāti Whātua o Kaipara and Ngāti Whātua o Ōrākei), the remaining Ngāti Whātua historical Treaty claims and redress over Kaipara Moana are yet to be finalised.
5. The Ngāti Whātua o Kaipara Deed of Settlement (DOS) set aside the issue of cultural redress in relation to Kaipara Moana to be dealt with at a future time. This was due to the need to engage with wider iwi and hapū groups who share interests in the Kaipara Moana and a desire to allow the Auckland City reorganisation and the foreshore and seabed reforms to 'bed in' first.
6. Te Uri o Hau Deed of Settlement acknowledges the special association Te Uri o Hau has with coastal areas through a statutory acknowledgment over the Kaipara Moana and its tributaries. Te Uri o Hau has also lodged an application under the Marine & Coastal Area (Takutai Moana) Act 2011 for customary marine title and protected customary rights through a recognition agreement with the Crown.
7. Ngāti Whātua o Ōrākei and Te Roroa settlements include reference to hapū associations with the Kaipara Moana. Ngāti Whātua Ōrākei had occupied much of the Tāmaki Isthmus and southern margins of the Kaipara Moana. Te Roroa had occupied the rich river valleys of Waimamaku, Waipoua, and Kaihū, as well as other contiguous lands between the Hokianga harbour and Kaipara Moana.

## **Kaipara Moana**

8. Kaipara Moana is of great traditional, cultural, historical, and spiritual importance to all Ngāti Whātua iwi. This framework agreement sets out the basis for provision of cultural redress in relation to Kaipara Moana.

9. Tāporapora was a promontory directly opposite the entrance to Kaipara Moana. Toko-o-te-Rangi was the son of Kauea and grandson of Toi-Kai-Rākau, who led an early immigration to the region. Subsequently the tupuna Rongomai, captain of the Māhūhū-ki-te-rangi waka, came to Tāporapora, and he and his followers took wives from among the people they found there. All of Ngāti Whātua are connected to the Māhūhū-ki-te-rangi and Tāporapora has added significance because this was the waka tauranga site.
10. At that time Tāporapora was an extensive area of dry land, extending from the entrance of Kaipara Moana to near the mouth of the Ōruawharo River. The land was covered in lakes and kūmara cultivations, and supported a large population. What remains of Tāporapora is located on the tip of the Ōkahukura Peninsula.
11. Kaipara Moana is the largest harbour in the southern hemisphere. Historically, it has been an important resource to Ngāti Whātua and surrounding communities, and will continue to be so long into the future.
12. Various local authorities have been responsible for Kaipara Moana. Before the establishment in 2010 of the Auckland Council, the Northland Regional Council, Kaipara District Council, Rodney District Council and Auckland Regional Council all had responsibilities in respect of Kaipara Moana according to their respective territorial boundaries. Following the amalgamation of Auckland Council the relevant local authorities are Northland Regional Council, Kaipara District Council and Auckland Council. Ngāti Whātua wish to establish one body to provide for the consolidated, integrated and holistic governance of Kaipara Moana. Ngāti Whātua iwi seek increased involvement in planning and decision making processes affecting the Kaipara Moana and Ngāti Whātua iwi and to improve the mauri and health of the Moana.
13. Restoring and protecting the mauri of the Kaipara, and improving the environmental health of Kaipara Moana, is of utmost importance to Ngāti Whātua. In 2005 Ngā Kaitiaki Tai Ao o Kaipara and Te Uri o Hau Settlement Trust tribal elders with other Ngāti Whātua led the establishment of the Integrated Kaipara Harbour Management Group, comprising representatives from key Crown agencies, community and regional council. The purpose of the group was to promote integrated and co-ordinated interagency management and kaitiakitanga of the Kaipara Moana and its catchment. The Integrated Kaipara Harbour Management Group combines two approaches to achieve a common vision to environmental management of Kaipara Moana: one indigenous (Mātauranga Māori) and the other derived from western knowledge. Ngāti Whātua support the Integrated Kaipara Harbour Management Group and do not seek to replace its role arising from these negotiations.

## Statement of Ngāti Whātua values

### *Kaipara Moana*

14. Ngāti Whātua make the following statement of their values associated with Kaipara Moana:

*E kore e mōnehunehu te pūmahara ki ngā whēinga o neherā nā rātou nei i toro te nukuroa o Te Moana-nui-ā-Kiwa o Te Moana Tāpokopoko ā Tāwhaki me Papa-horo-nuku. Ko a rātou tapuwae kua kākahutia ki te kiri o Papa-tū-ā-nuku e hora nei – Kaipara Moana he tawhiti he manatunga he taonga he tapu...he ngaru nui mā te tauihu o te waka e wāwāhi...*

- ❖ Kaipara Moana is ancient, a bastion of nature, alive with history of days of eras past; its bounty is its inherent beauty; it's waters, beaches, banks, streams and seabed, and all the minerals below the water; and all the minerals above the water. Kaipara Moana is taonga.
- ❖ Kaipara Moana is a place of spiritual value, a space with its own mauri and identity imbued with a mana of its own.
- ❖ Kaipara Moana brands itself, inspiring its people to commit to its care. Kaipara Moana with its mauri represents the essence that binds the physical and spiritual elements of all things together, generating and upholding all life and well-being.

### *Kaipara Moana and Ngāti Whātua*

- ❖ Kaipara Moana he tino taonga tēnei kia Ngāti Whātua.
- ❖ For Ngāti Whātua, Kaipara Moana is the 'processing data-centre' the heart of their ūkaipō, their locale of origin their homeland.
- ❖ Kaipara Moana gives meaning to Ngāti Whātua as a being, indigenous ethnicity, culture, language, customs, and identity.
- ❖ The well-being of Kaipara Moana is intrinsically linked with the well-being of Ngāti Whātua.
- ❖ Kaipara Moana is known as the food bowl of Ngāti Whātua who have a divine responsibility to uphold the cultural heritage and tikanga of Ngāti Whātua that is embodied in the ethics of kaitiakitanga.
- ❖ Mauri is the critical element of the spiritual relationship of Ngāti Whātua with Kaipara Moana.
- ❖ In that space, in that place, Ngāti Whātua holds mana whenua / mana moana and upholds the sacred obligations as kaitiaki of Kaipara Moana.

*Kaipara Moana and all New Zealanders*

- ❖ Kaipara Moana is prized by many for the acknowledged special associations as well as the customary interests within.
- ❖ Kaipara Moana is prized by New Zealanders as a place of outstanding national value and intrinsic worth.
- ❖ Kaipara Moana is respected for its natural value as an estuarine ecosystem containing some of the rarest ecosystems in New Zealand including sand dune, sea grass, freshwater and estuarine wetland ecosystems.
- ❖ Kaipara Moana provides for fishing, shellfish gathering, swimming, diving and exploring to all New Zealanders. It is recognised for its cultural, commercial and recreational fisheries resources.

**Acknowledgements**

15. The Crown acknowledges:

- a. the very strong associations of Ngāti Whātua iwi with Kaipara Moana;
- b. the responsibilities and rights of Ngāti Whātua as kaitiaki;
- c. Ngāti Whātua iwi have outstanding historical Treaty claims relating to the Kaipara Moana;
- d. the Ngāti Whātua aspiration for more effective participation in decision-making processes affecting the Kaipara Moana, and to protect and enhance the environmental well-being and cultural integrity of the Kaipara Moana;
- e. the benefits that will result from the involvement of Ngāti Whātua in decision-making processes on Kaipara Moana including assistance in promoting a more integrated approach to the management of the Kaipara Moana, bringing important perspectives of iwi with mana moana to the table and empowering Ngāti Whātua to carry out their role as kaitiaki;
- f. the roles and responsibilities of local authorities; and
- g. the interests of people and communities in the Kaipara Moana.

16. Ngāti Whātua and the Crown acknowledge the rights of the public to access, use, navigate, fish and otherwise enjoy the Kaipara Moana.

17. The Crown and Ngāti Whātua wish to protect and enhance the environmental and cultural integrity of Kaipara Moana.



## **Overview**

### **18. This Framework Agreement:**

- a. represents the commitment of Ngāti Whātua and the Crown to progress the development of an agreed arrangement in respect of Kaipara Moana;
- b. acknowledges Ngāti Whātua aspirations to have influence and involvement in the management of Kaipara Moana;
- c. records the intentions of the Crown and Ngāti Whātua to establish a Kaipara Moana body through legislation to provide for the involvement of Ngāti Whātua in decisions on the Kaipara Moana;
- d. is entered into on a without prejudice basis;
- e. is non-binding and does not create a legal relationship; and
- f. cannot be used as evidence in any proceedings before, or presented to, the courts, the Waitangi Tribunal or any other judicial body (except as agreed between the parties).

### **19. The Crown and Ngāti Whātua agree further negotiations will take place following the signing of this Framework Agreement to finalise the Kaipara Moana redress.**

## **Membership of the Kaipara Moana body**

### **20. The Kaipara Moana body will have equal Local Authority and Ngāti Whātua iwi membership.**

### **21. Membership will include:**

- a. Te Rūnanga o Ngāti Whātua;
- b. Te Uri o Hau;
- c. Te Roroa;
- d. Ngāti Whātua o Kaipara;
- e. Ngāti Whātua o Ōrākei;
- f. Auckland Council;
- g. Northland Regional Council; and
- h. Kaipara District Council.

### **22. Precise details of representation will be determined following the signing of this Framework Agreement.**

23. Representatives from the Department of Conservation, the Ministry for Primary Industries, and other agencies may be invited to attend as non-voting members.

**Scope of the Kaipara Moana body**

24. The proposed area and activities of interest for the Kaipara Moana body comprise:
- a. The following parts of the coastal marine area:
    - i. within the line across the mouth of the Kaipara Moana; and
    - ii. an area composing the waters of the Kaipara Moana of the north and south channels of the harbour that discharge to the Tasman;
  - b. Any agreed parts of the rivers flowing into the Kaipara Moana; and
  - c. The coastal environment of Kaipara Moana, where the seaward boundary is described by clause 24a above, including:
    - i. the coastal marine area;
    - ii. any areas identified as being affected by, or potentially affected by, coastal flooding or coastal erosion; and
    - iii. any of the following:
      - 1. tidal waters and the land above mean high water springs;
      - 2. dunes;
      - 3. beaches;
      - 4. areas of coastal vegetation and coastal associated fauna;
      - 5. coastal cliffs;
      - 6. salt marshes; and
      - 7. coastal wetlands, including estuaries.
25. The detail of the scope of the Kaipara Moana body will be subject to further discussion and agreement and will be developed further following the signing of this Framework Agreement.

**Purpose**

26. The purpose of the Kaipara Moana body is to contribute to protecting, restoring and enhancing the environmental well-being and cultural integrity of Kaipara Moana for present and future generations of Ngāti Whātua and all New Zealanders.

27. In achieving the purpose the Kaipara Moana body will have particular regard to:

- a. the relationship of Ngāti Whātua iwi with Kaipara Moana; and
- b. the social and economic well-being of people and communities.

### **Functions**

28. The principal function of the Kaipara Moana body is to achieve its purpose.

29. Specific functions of the Kaipara Moana body will include to:

- a. prepare and approve a Kaipara Moana Strategic Document setting out the issues, vision, objectives and outcomes for the Kaipara Moana;
- b. recommend actions to protect, restore and enhance the environmental well-being and cultural integrity of the Kaipara Moana;
- c. monitor the implementation and effectiveness of the Kaipara Moana document;
- d. monitor the state of the Kaipara Moana, including activities in and affecting the Kaipara Moana;
- e. monitor the extent to which the purpose of the entity is being achieved;
- f. work with local authorities and Crown agencies that exercise functions in relation to the Kaipara Moana;
- g. engage with iwi in relation to their interests with the Kaipara Moana;
- h. gather information, disseminate information, and hold meetings;
- i. engage with, seek advice from and provide advice to councils and other agencies with responsibilities for the Kaipara Moana;
- j. provide guidance or recommendations to relevant [local authorities or agencies] regarding potential projects, initiatives, action or research aimed at the restoration, protection, and enhancement of the health and well-being of the Kaipara Moana;
- k. display leadership and undertake advocacy in relation to the Kaipara Moana; and
- l. facilitate collaboration that encourages the participation of interested persons and organisations as appropriate.

30. Other functions will be agreed between the Crown and Ngāti Whātua iwi following the signing of this Framework Agreement.

### **Statutory Acknowledgements**

31. The Crown and Ngāti Whātua iwi agree to further discuss the scope of statutory acknowledgements relating to Kaipara Moana following the signing of this Framework Agreement.

### **Funding**

32. The Crown and Ngāti Whātua agree that the nature and source of any funding to support these Kaipara Moana arrangements will require further discussion and agreement following the signing of this Framework Agreement.

### **Overlapping interests**

33. The Crown and Ngāti Whātua agree that any overlapping claim issues over the Kaipara Moana will need to be addressed to the satisfaction of the Crown before a Deed of Settlement can be concluded.

### **Hearing commissioners**

34. The Crown and Ngāti Whātua agree to develop a mechanism, in conjunction with local authorities, to ensure greater involvement of iwi in the selection of hearing commissioners following the signing of this Framework Agreement.

### **Further matters to be agreed following the signing of this Framework Agreement**

35. Further discussion will be required to agree:
- a. details in relation to its procedures including chairing, standing orders, meetings, decision-making, reporting, review and administrative support;
  - b. consultation, and where appropriate, agreement with the relevant local authorities; and
  - c. other matters which may arise in connection with Ngāti Whātua's aspirations and relationship with Kaipara Moana.

### **Ngāti Whātua Aspirations**

36. Ngāti Whātua also seek through these negotiations to secure:
- a. mechanisms to:
    - i. increase involvement in consultation on resource consent applications affecting the Kaipara Moana; and
    - ii. share responsibility for the management of the Kaipara Moana,
  - b. funding towards the restoration of the Kaipara Moana.

## **Rights unaffected**

37. The Kaipara Moana Framework Agreement arrangements set out in this document do not have the effect of granting, creating or providing evidence of an estate or interest in, or rights relating to the land and water over which the Kaipara Moana body exercises its functions, including rights under the Marine and Coastal Area (Takutai Moana) Act 2011. These arrangements do not invalidate provisions included in the Marine and Coastal Area (Takutai Moana) Act 2011 and do not affect: the right of iwi, hapū or whānau to apply for the recognition of customary interests (including customary marine title (CMT) and protected customary rights (PCR)) under the Marine and Coastal Area (Takutai Moana) Act 2011 and to exercise rights under that Act (including those that take effect when customary rights are recognised).

## **Kaipara Moana Strategic Document**

### **Purpose and scope**

1. The Kaipara Moana body will prepare, consult on, and approve a Strategic Document for the Kaipara Moana (**Kaipara Moana Strategic Document**).
2. The purposes of the Kaipara Moana Strategic Document are to:
  - a. identify the vision, objectives, recommended actions and outcomes for Kaipara Moana;
  - b. protect and enhance the environmental, economic, social well-being and cultural integrity of the Kaipara Moana for present and future generations;
  - c. provide guidance to decision makers in relation to Kaipara Moana; and
  - d. identify the significant issues (including issues likely to impact on the Moana arising from activities in the catchment of the Moana) for the Kaipara Moana.

### **Preparation of the Kaipara Moana Strategic Document**

3. In preparing the Kaipara Moana Strategic Document the Kaipara Moana body must review any plan prepared by the Integrated Kaipara Harbour Management Group and consider whether relevant aspects of its content may be incorporated into the first Kaipara Moana Strategic Document.

### **Further matters to be agreed following the signing of this Framework Agreement**

4. The Kaipara Moana Strategic Document will require further:
  - a. details in relation to procedures for the preparation, approval and review of the Kaipara Moana Strategic Document to be developed by the parties including how the public will be involved; and
  - b. consultation, and where possible, agreement with the relevant local authorities.
5. The Crown and Ngāti Whātua agree that the settlement legislation for Kaipara Moana will require decision makers developing or amending certain statutory plans with application to the Kaipara Moana to give a level of legal weighting to the Kaipara Moana Strategic Document.
6. The statutory plans affected by the Kaipara Moana Strategic Document and the level of legal weighting will be agreed between the Crown and Ngāti Whātua following the signing of this Framework Agreement.

SIGNED this day 18<sup>th</sup> day of August 2014

**For and on behalf of the Crown:**

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Hon Christopher Finlayson  
Minister for Treaty of Waitangi Negotiations

**For and on behalf of Ngāti Whātua:**

**For and on behalf of Te Rūnanga o Ngāti Whātua:**

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Rangimarie Naida Glavish

**For and on behalf of Te Roroa:**

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Diane Sanderson

**For and on behalf of Te Uri o Hau:**

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Russell Rata Kemp

**For and on behalf of Ngā Maunga Whakakii:**

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Waata Richards

**For and on behalf of Ngāti Whātua ō Ōrakei:**

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Rangimarie Ote Haahi Ratana Rawiri





**MEMORANDUM OF UNDERSTANDING**

**Between the**

**AUCKLAND COUNCIL**

**and the**

**KAIPARA DISTRICT COUNCIL**

**and the**

**NORTHLAND REGIONAL COUNCIL**

**and the**

**WHANGAREI DISTRICT COUNCIL**

**CONCERNING THE KAIPARA MOANA SETTLEMENT  
NEGOTIATIONS BETWEEN THE CROWN AND NGATI WHATUA**

## 1.0 Background

- 1.1 The Crown and Ngāti Whātua are in Treaty of Waitangi settlement negotiations over the Kaipara Harbour (Kaipara Moana).
- 1.2 On 18 August 2014, the Crown and Ngāti Whātua signed the Kaipara Moana Framework Agreement (**KMFA**).
- 1.3 The KMFA sets out the intention to establish a Kaipara Moana co-governance body through legislation to provide for the involvement of Ngāti Whātua in decisions on the Kaipara Moana.
- 1.4 The local body authorities with responsibility for, or interest in, the Kaipara Moana and its catchment include Auckland Council, Kaipara District Council, Northland Regional Council, and the Whangarei District Council (**the Councils**).
- 1.5 To date, the Councils have worked together on the Kaipara Harbour Joint Political Committee and the Integrated Kaipara Harbour Management Group, and have engaged collectively with the Crown to provide a preliminary response to the KMFA.
- 1.6 The proposed Kaipara Moana co-governance body anticipated by the KMFA will have 50-50 representation for Ngāti Whātua and local body authorities, including Auckland Council, Kaipara District Council and Northland Regional Council and, depending on the scope of the area and activities of interest, potentially the Whangarei District Council.
- 1.7 Much of the detail of the Kaipara Moana body is yet to be discussed and agreed, including:
  - a) scope of the area covered;
  - b) the nature of the proposed co-governance body, representation on it, operational procedures, and its relationship with the Integrated Kaipara Harbour Management Group;
  - c) legal weighting to be given to the Kaipara Moana strategic document to be produced by the co-governance body;
  - d) range and type of statutory powers to which the Kaipara Moana strategic document might apply;
  - e) appointment of Hearing Commissioners;
  - f) nature and scope of Crown financial support.
- 1.8 There is a significant public interest in the outcome of this settlement negotiation, especially in the co-governance arrangements. Aspects of the settlement, including the above, will require a careful approach to the development of provisions in any future deed of settlement and legislation. Arrangements for sustainable funding and to support accountability of the co-governance body to the public are required to ensure the success of the proposed co-governance arrangements and to deliver outcomes that meet community expectations.

## **2.0 Purpose and Scope**

- 2.1 The Auckland Council, Kaipara District Council, Northland Regional Council and Whangarei District Council (**the Councils**) wish to formalise their commitment to work together to identify and achieve mutually beneficial outcomes from the Kaipara Moana negotiations and to enable coordinated engagement with Ngati Whatua and the Crown.
- 2.2 To facilitate discussions and enable efficient collaboration regarding the negotiations, a working party is to be formed in accordance with the terms set out in this Memorandum of Understanding.

## **3. Outcomes and Objectives**

- 3.1 Collectively the Councils have a significant interest in the sustainable management of the Kaipara Harbour. Councils wish to continue to work together to engage with the Crown and Ngāti Whātua in the Kaipara Moana Treaty settlement negotiations to ensure the following outcomes are achieved:
- a) a co-governance entity that is fit-for-purpose and meets the interests of Councils, iwi and the public, with appropriately scaled responsibilities and powers;
  - b) Crown support for the outcome of the Treaty settlement negotiations, particularly for implementation and operational costs of the proposed co-governance body;
  - c) an increase to Crown funding for environmentally beneficial projects.
- 3.2 This memorandum of understanding sets out the basis on which the Councils agree to work together during the Kaipara Moana Treaty settlement negotiations.

## **4.0 Kaipara Moana Negotiations Working Party**

- 4.1 The Councils agree to establish a Kaipara Moana Negotiations Working Party (**The Working Party**).
- 4.2 The Working Party will comprise at least one elected representative (or Commissioner) from each Council and will be supported by council staff.
- 4.3 The Working Party will operate on a consensus basis.
- 4.4 The Working Party will coordinate engagement by the Councils with the Crown and Ngāti Whātua in the Kaipara Moana negotiations. In particular, the Working Party will agree how and when communications with the Crown and Ngati Whatua will take place.
- 4.5 The Working Party will:
- a) ensure effective communication between the Councils on Kaipara Moana negotiation issues;
  - b) use its best endeavours to agree in principle the position to be taken by the Councils on negotiation issues ahead of formal negotiation meetings with the Crown and/or Ngāti Whātua, subject to the decision making responsibilities of the respective Councils;

- c) coordinate attendance by Council representatives at negotiations meetings with the Crown and/or Ngāti Whātua;
- d) share technical information relating to the negotiations; and
- e) coordinate where possible required decision making by the respective council governing bodies on negotiation issues.

4.5 The Councils will determine their own representation on the Working Party.

4.6 The Working Party will determine the frequency and location of meetings and communications between members.

#### **5.0 Decision making by Governing Bodies**

5.1 The Working Party will not have decision making powers. All matters agreed between the Working Party representatives, and by the Working Party with the Crown and/or Ngāti Whātua in negotiations, will be subject to agreement by the respective Councils' governing bodies.

5.2 Council representatives on the Working Party will seek guidance from their organisations and regularly report back to their organisations on Kaipara Moana negotiation issues.

#### **6.0 Good faith negotiations and confidentiality**

6.1 The Working Party will operate on a good faith basis in negotiations with the Crown and/or Ngāti Whātua.

6.2 Councils will respect the confidentiality of negotiations in the normal manner required for Treaty settlement negotiations.

6.3 Where information is provided to or by the Working Party, all recipient Councils must keep the material confidential, and not use or disclose for any purpose other than it was provided for.

6.4 In the event a Council or Councils wish to make public statements about the Kaipara Moana negotiations, where feasible such statements will be shared between and agreed by Working Party members.

6.5 The Councils will inform each other of any requests made under the Local Government Official Information and Meetings Act 1987 relating to the negotiations or the Kaipara Moana generally as soon as possible after any request is received and before any information is released.

#### **7.0 Costs**

7.1 Councils will cover their own costs of attendance at Working Party meetings and any negotiations or other meetings with the Crown and/or Ngāti Whātua.

7.2 Councils will cover their own costs for technical and legal advice for the negotiations, but may agree to share costs on specific projects.

#### **8.0 Relationship Principles**

8.1 The following list of relationship principles are founded on goodwill and utmost

good faith. These principles provide a basic guide to how the Councils should conduct themselves in building a relationship and in fulfilling the objectives of this agreement:

a) Honesty and Trust

*The Councils will always be honest with each other in an effort to build long term trust into the relationship.*

b) Mutual Respect

*The Councils will always treat each other with mutual respect in all meetings, dealings and encounters regardless of the purpose.*

c) Open Communication

*The Councils will always communicate with each other on important matters affecting the other in a timely fashion and through agreed communication channels and processes.*

## **9.0 Conflict Resolution**

- 9.1 There may be situations where there is conflict between the respective interests and/or responsibilities of the Councils. In such instances, the Councils will resolve any differences through dialogue and discussion between elected members and the appropriate council staff of each council.

## **10.0 Amendment**

- 10.1 Given the nature of this relationship and the negotiations process is an evolving one, it is necessary that this agreement has the scope to evolve in tandem with the relationship. Therefore, this agreement may be amended at any time by written agreement of the Councils.

## **11.0 Term**

- 10.1 This agreement shall become effective upon signature by all the Councils and shall be reviewed as required.

### Memorandum of Understanding Signing Page

<b>Parties (the Councils)</b>
Auckland Council
Kaipara District Council
Northland Regional Council
Whangarei District Council

#### Understanding

The parties have agreed to work together in accordance with the terms and conditions of the Memorandum of Understanding. The parties agree that, except where otherwise specified, the provisions of this Memorandum of Understanding will not be legally binding on any party.

**Executed as a Memorandum of Understanding [note: additional signatories can be added as required]**

<b>Signed for and on behalf of Auckland Council by:</b>	<b>Signed for and on behalf of the Kaipara District Council by:</b>
<p>..... Authorised Signatory</p> <p>..... [Print name and title of Authorised Signatory here]</p> <p>Dated: .....</p>	<p>..... Authorised Signatory</p> <p>..... [Print name and title of Authorised Signatory here]</p> <p>Dated: .....</p>

<b>Signed for and on behalf of the Northland Regional Council by:</b>	<b>Signed for and on behalf of the Whangarei District Council by:</b>
<p>..... Authorised Signatory</p> <p>..... [Print name and title of Authorised Signatory here]</p> <p>Dated: .....</p>	<p>..... Authorised Signatory</p> <p>..... [Print name and title of Authorised Signatory here]</p> <p>Dated: .....</p>

**IN WITNESS WHEREOF**, the undersigned have signed this Memorandum of Understanding.

**DONE this** xx day of xx 2015.

For the **AUCKLAND COUNCIL**

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For the **KAIPARA DISTRICT COUNCIL**

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For the **WHANGAREI DISTRICT COUNCIL**

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For the **NORTHLAND REGIONAL COUNCIL**

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**ISSUE: Chairman's Report to Council**

**ID:** A793094

**To:** Council Meeting, 17 November 2015

**From:** Bill Shepherd, Chairman

**Date:** 6 November 2015

<b>Report Type:</b>	<input type="checkbox"/> Normal operations	<input checked="" type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input checked="" type="checkbox"/> Other
<b>Significance Policy:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

This report is to receive information from the Chairman (**attached**) on meetings/events attended and correspondence sent for the month of October 2015.

**Legal compliance:**

The activities detailed in this report are provided for in the council's 2015–2025 Long Term Plan and as such are in accordance with the council's decision making process and sections 76 to 82 of the Local Government Act 2002.

**Recommendation:**

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That the Chairman's report dated 6 November 2015 be received.

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**Meetings/events attended:**

During the period I attended the following meetings/events/functions:

- Meetings attended with the council's CEO, Malcolm Nicolson:
  - Northland Mayoral Forum hosted by Northland Regional Council.
  - David Wilson, Northland Inc. – Tai Tokerau Economic Development Advisory Group.
  - Follow up meeting with Shane Reti.
  - Russell Shaw, CEO, Top Energy; Mike Simm and Allan Burdett – Ngawha project and the industrial project.
  - Along with Abe Witana, Kaiwhakahaere Matauranga Māori, we met with Lake Ōmāpere Trustees.
- Anna Curnow, Northland Inc. – Tai Tokerau Northland Action Plan.
- Don Mckenzie, Biosecurity Manager, and I, along with marina representatives, met with Hon. Nathan Guy, Minister for Primary Industries – marine pests.
- Bruce Howse, Group Manager Environmental, Don Mckenzie, Biosecurity Manager, and I met with Anthony Mercer – Whangārei Heads targeted pest control rate.
- Councillor Paul Dimery and I attended the Whangārei Strategic Alliance meeting held at Whangarei District Council.
- Councillor Craig Brown and I attended the Annual General Meeting of Marsden Maritime Holdings Ltd.
- Natasha Stubbing, Events and Partnership Coordinator, and I attended the Kerikeri Kindergarten Bronze Enviroschools Celebration.
- Councillors David Sinclair, Paul Dimery, John Bain, and I, along with our partners, attended the Northland Westpac Business Excellence Awards.
- Regular teleconference with the Mayors of Whangarei and Far North District Councils and the Chairman of Commissioners of Kaipara District Council.
- Mangere Catchment Group workshop.

**Correspondence:**

During October I sent out the following correspondence:

Date	Addressed To	Subject
13.10.15	To Whom It May Concern	Letter of support for application by Stan Semenoff for position on NZTA Board – discussed with Chairman of the Regional Transport Committee
27.10.15	Hon. Nathan Guy Minister for Primary Industries	Thank you for meeting with NRC and marina representatives to discuss marine pests
29.10.15	John Lynch Manager Northland Events Centre	Representative of Northland Regional Council on Northland Events Centre Trust Board

**ISSUE: Chief Executive's Report to Council**

**ID:** A791774

**To:** Council Meeting, 17 November 2015

**From:** Malcolm Nicolson, Chief Executive Officer

**Date:** 6 November 2015

<b>Report Type:</b>	<input type="checkbox"/> Normal operations	<input checked="" type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input checked="" type="checkbox"/> Other
<b>Significance Policy:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not triggered	

**Executive summary:**

This report provides an overview of recent council organisation activity. It concludes with the recommendation that the report be received.

**Compliance with decision making processes:**

The activities detailed in this report are provided for in the council's 2015-2025 Long Term Plan, and as such are in accordance with the council's decision making process and sections 76 to 82 of the Local Government Act 2002. While some of the activities discussed in this report are significant, the nature of the report is simply to provide information and updates. It does not therefore trigger any elements of the council's significance policy.

**Recommendation:**

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That the Chief Executive Officer's report dated 6 November 2015 be received.

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## **8.2.1 CROSS DISCIPLINARY PROJECTS**

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### **Waiora Northland Water**

<b>Priority catchment group events that took place during the reporting period</b>	
Doubtless Bay	None
Mangere	Workshop
Whāngārei	Workshop
Waitangi	Workshop
Poutō	None

A full update on Waiora Northland Water activities was reported to the Environmental Management Committee meeting of 27 October 2015 (item 4).

### **Local Government Official Information (LGOIMA) Requests**

<b>During month of October 2015</b>	
Number of LGOIMA requests received	5
Number of LGOIMA requests completed ≤ 20 working days	4
Number of LGOIMA requests not completed ≤ 20 working days	0

### ***Appointed Members' Allowances Policy***

The Appointed Members' Allowances Policy Assessment Working Party met on 2 November 2015 to determine whether there were sufficient grounds to amend the policy. A report with recommendations will be delivered to the December council meeting and in the interim the CEO will use his discretion; in line with the direction of the working party.

## **8.2.2 RESOURCE MANAGEMENT**

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### **Proposed Regional Policy Statement**

An Environment Court hearing was held over 5 and 6 October 2015 to consider the appeal on the coastal environment line for a specific property. A decision was released 22 October 2015 which resulted in a minor change to the coastal environment line on the property in question. Notably the judge was complimentary of the council's approach to mapping the coastal environment in the decision.

### **New regional plan**

The Regional Policy Committee (RPC) continues to progress the preparation of the draft new regional plan through a series of workshops (12 of an estimated 22 workshops have been completed).

### **Other Resource Management Issues**

#### ***District Plans***

The Whangarei District Council has released proposed Plan Change 124 – Built Heritage. This plan change proposes to introduce a new consolidated District-wide chapter (Historic Heritage) replacing existing chapters 13, 58 and Appendix 3. The plan change includes objectives, policies and rules relating to works on scheduled built heritage items and provisions relating to dry stone walls and signage. Submissions close on 18<sup>th</sup> November and staff are still reviewing the plan change to determine whether a submission is required.

***Land use and subdivision applications***

During October 2015, 12 non-notified resource consent applications were formally received from district councils. No issues were raised in relation to these applications by Planning and Policy staff.

**Consents**

***Consents in Process***

During October 2015, a total of 36 decisions were issued. These decisions comprised:

0	Moorings
17	Coastal Permits
0	Air Discharge Permits
5	Land Discharge Permits
0	Water Discharge Permits
4	Land Use Consents
8	Water Permits
2	Bore Consents

The processing timeframes for the October 2015 consents ranged from:

- 1203 to 1 calendar days, with the median time being 46 days;
- 794 to 1 working days, with the median time being 23 days.

27 Applications were received in October 2015.

Of the 127 applications in progress at the end of October 2015:

51	were received more than 12 months ago (most awaiting further information);
22	were received between 6 and 12 months ago (most awaiting further information);
54	less than 6 months.

***Appointment of Hearing Commissioners***

Commissioner S McGarry was appointed to hear and decide the objections to costs by the Mangawhai Harbour Restoration Society, Ohana Limited, Ruakaka Parish Residents and Ratepayers Association and J K and H E Schwartfeger in relation to consent processing and monitoring charges.

***Consents Decisions and Progress on Notified Applications in Process, Objections and Appeals***

The current level of notified application processing activities at the end of October 2015 is (by number):

0	Applications Publicly/Limited Notified During Previous Month
8	Progress on Applications Previously Notified
1	Hearings and Decisions
3	Appeals/Objections

## **Environmental Monitoring**

### ***Compliance and State of the Environment monitoring***

A summary of the results of compliance monitoring for the period 1 – 31 October 2015 is discussed below.

<b>Activity</b>	<b>No. of Assessments</b>	<b>No. Fully Compliant</b>	<b>No. Non-Compliant</b>	<b>No. Significantly Non-Compliant</b>	<b>Not exercised during period</b>
Air Discharges	5	5	0	0	0
Coastal	68	52	14	1	1
Land Use	18	16	2	0	0
Discharges to Land or Water	109	81	23	1	4
<b>Total</b>	200	154 (77%)	39 (19.5%)	2 (1%)	5 (2.5%)

### ***Air discharges***

A total of 36 air quality related environmental incidents were received, 23 of which related to burning and smoke nuisance and 6 complaints related to odour.

Continuous ambient air quality monitoring results for the Whāngārei, Marsden Point and Kaitiā airsheds showed that all those sites met the air quality NES for the contaminants monitored.

### ***Coastal***

Consent monitoring comprised mostly of coastal discharges (treated municipal sewage and stormwater) and coastal structure inspections in the Far North. There was one significant non-compliance during the reporting period which related to an exceedance of water quality requirements during a high intensity rain event. The investigation is ongoing.

The Kaipara Harbour water quality sampling run was undertaken during the reporting period. Results indicated low faecal bacteria levels, but generally elevated levels of nutrients.

### ***Hazardous Substances***

- Five hazardous substances incidents were investigated and resolved.
- Twenty-seven enquiries regarding contaminated land were received and responded to.
- The collection of hazardous substances continued during the reporting period.

### ***Discharge and Land Use monitoring***

Council staff attended the following meetings during the reporting period:

- A Hikurangi Swamp Working Group meeting hosted by WDC. There were no issues raised that required NRC action.
- A Dairy Industry Liaison Group meeting to discuss the Regional Plan review.

### ***Farm dairy effluent (FDE) monitoring***

The FDE contractor commenced routine annual inspections on 17 August. A total of 946 farms will be visited by the contractor or NRC staff before Christmas. To date about 65% of these have been visited and reported on. The results for consented and

non-consented (permitted activity) farms are tabled below and compared with those for the same period last year.

### **Consented FDE discharges**

A total of 470 consented farms have been visited and reported on. This is about 67% of the total consented farms to be visited. It is very pleasing to note that the significant non-compliance rate has dropped to 14% for the year to date, compared with 21% this time last year. The number of consented farms discharging to water during October was 37% (compared with 65% in September).

Full Compliance		Non-Compliance		Significant Non-Compliance	
This Year	Last Year	This Year	Last Year	This Year	Last Year
279	237	126	95	65	90
59%	56%	27%	23%	14%	21%

### **Non-consented FDE discharges**

The monitoring results are compared with those for the same period last year. A total of 144 non-consented farms have been visited and reported on. This is about 59% of the total non-consented farms to be visited. The rate of significant non-compliance for non-consented farms has also had a noteworthy drop this year compared with last year.

Full Compliance		Non-Compliance		Significant Non-Compliance	
This Year	Last Year	This Year	Last Year	This Year	Last Year
106	103	8	12	30	47
74%	64%	5%	7%	21%	29%

Summary tables have been added to the Environmental Monitoring Report giving the main reasons for significant non-compliance. The overall rate of significant non-compliance for the year is 15% compared with 23% at the same time last year. This is the first time the significant non-compliance rate has been below 20%.

### **Environmental Incidents**

#### **Enforcement**

#### **Abatement Notices**

There were 29 abatement notices issued during October. These were for:

Farm dairy effluent discharge	15
Sewage discharge	5
Discharge of silage leachate	2
Incorrect disposal of dead stock	2
Discharge to air (open burning)	2
Disturbance of the CMA	1
Discharge in the CMA	1
Discharge of trade & industrial waste	1



### **Infringement Notices**

There were 23 infringement notices issued during October. These were for:

Farm dairy effluent discharge	15
Non-compliance with an abatement notice	2
Deposition in the CMA	2
Household rubbish disposal to water	2
Reclamation in the CMA	1
Incorrect disposal of dead stock	1

### **Prosecutions**

#### **Chemical discharge in Ruakākā**

Charging documents have been laid against two companies and one individual in relation to the illegal disposal of chemicals to land in the Ruakākā area. The defendants have arranged for investigative work to be undertaken on the site. A teleconference with the presiding Judge about management of the case is scheduled for 20 November 2015.

### **Biosecurity**

#### **Regional Alignment of Pest Management**

NRC staff are involved with a national project for the collective development of Regional Council's next generation Regional Pest Management Plans (RPMP). The intention is to create plans that are consistent with the National Policy Direction for Biosecurity, look and feel similar and align pest programme rules across regions where it makes sense to do so. In addition there is the opportunity to recognise efficiencies from common methodologies and cost sharing in RPMP development and to consider where programme alignment may achieve better pest outcomes for our regional communities.

The collective RPMP process has been valuable to date. Templates have been developed for proposed and final RPMPs. These templates are currently having a plain language perspective applied to improve readability, which NRC staff have been actively involved in. A clear and consistent rule structure has been developed which can be applied to any pest included in an RPMP, and work is ongoing to develop Good Neighbour Rules, which will also be applied to the Crown. A national cost benefit analysis is currently underway for a small number of pests.

#### **Kauri Dieback**

Staff working on the Kauri dieback project have observed young Kauri seedlings of 1-2 years of age and up to 4 years growing within the drip line of PTA positive trees. This may suggest that Kauri seedlings may have 'developed' the ability to withstand PTA infection and survive. This is not considered to be resistance but possibly a tolerance or 'immunity' to the infection that the parent trees were not able to resist. The other possibility is that we may be seeing a long lag period before they succumb to the infection, which is contrary to the laboratory inoculation work that shows that seedlings die rapidly when infected. Intensive rat control by the landowner over the last three years is also a consideration in regard to new seedling survival. NRC have undertaken a further survey in conjunction with LandCare Research in Auckland to determine if the pattern is more widespread.

#### **Marine Pests**

Staff hosted an inter-regional marine pest training day in Tutukaka with biosecurity staff from Bay of Plenty, Auckland and Waikato regional councils in attendance. The

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vessel quarantine facility sometimes referred to as the floating dock was demonstrated and local dive tourism operator “Dive Tutukaka” placed one of their dive vessels inside to show how the device works. The dock is flooded by lowering the tailgate and the vessel enters - the tailgate is raised and the water and any marine pests on the hull are trapped inside. The water can be displaced from the dock and the hull treated using chlorine or simply left to dry.



**Visit with Minister for Primary Industries**

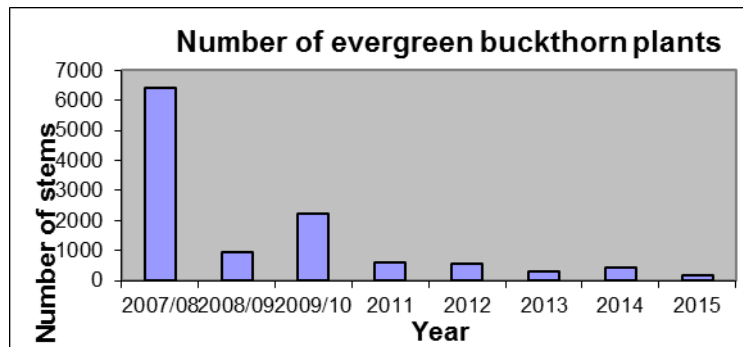
During October staff accompanied Chairman Bill Shepherd and representatives from the marinas operators association to a meeting in Wellington with Hon Nathan Guy, Minister for Primary Industries to discuss funding for marine pest research and control tools. Ministry for Primary Industries (MPI) staff were also in attendance and following a very constructive discussion on the need for additional resourcing the minister instructed MPI staff to develop a proposal that would help fund a \$300k research proposal and also consider assisting the organising of a national conference part of which would concerning marine pests and what new Zealand is doing about them.

**Plant Pests**

Gravel groundsel has been long established throughout Northland but in the last decade it has accelerated its spread and is a serious pasture weed. This year it is even more prominent with the yellow flowered plants being obvious on more properties in the Mid and Far North and being far more common on farms where it has been present for some years. Efforts are being made to increase the public and farmer awareness to the economic dangers posed by lack of control of this plant.

Chemicals provide control at a cost but biological control will probably be the most appropriate long term method. Studies to determine the genetic similarities with the weed in Australia are underway and a keen interest is been taken in the Australian efforts to find a biological control agent that may also be suitable for New Zealand.

Control of evergreen buckthorn at the Matakohē site was undertaken by contractors at the end of September and numbers were again down from 424 in 2014 to 179 in 2015. This included three plants with unripe seed indicating that a two year follow-up programme undertaken in spring will be successful into the future and it will be important to keep checking the infected sites as the seed can last six to eight years. The table below shows how successful ongoing search and destroy has been at the site.



### **8.2.3 RIVER MANAGEMENT**

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#### **Whangarei - Kotuku Dam Update**

The contractor is completing the final elements of the true right hand spillway. Staff expect the spillway to be completed by early November. The focus will then turn to completing the embankment fill and placing the pre-cast wave-wall sections. Construction is scheduled for completion by December.

#### **Awanui**

All submissions on the resource consent for the Whangatane spillway modification have been successfully resolved. Subject to consent conditions being agreed between the applicant (NRC Rivers) and the processing authorities, it is likely that a hearing will not be required, and a decision on the applications may be forthcoming by the end of November.

The Whangatane spillway modification works have been released for tender and on-site meetings with prospective contractors are being held on 30 October. The works include the re-profiling of the spillway intake between the Awanui River and the Donald Lane bridge, and the construction of a bridge across the spillway on farm land owned by the Matthews.

The Annual Maintenance works tender has closed and the contract has been awarded to Kaitaia Civil Contractors Ltd.

Flood maps for Awanui are being prepared for release at the end of November.

#### **Kerikeri-Waipapa**

A "Right of Reply" following the Kerikeri River Flood Scheme hearing was submitted by the applicant to the commissioners on 1 October. The consent processing officers for NRC and FNDC have both recommended that the applications be granted. A decision on the applications and Notice of Requirement is expected by 9 November.

Negotiations with the main Kerikeri spillway landowner continues in parallel with the resource consent process. An offer has been received from the landowner's lawyer, in relation to compensation payment. For further information see Item 7.3 in the agenda.

#### **Kawakawa – Taumarere**

A meeting with NRC, FNDC, NZTA and KiwiRail was held on 7 October to discuss flood mitigation options for the Moerewa – Otiria area. General support was expressed for a number of the options. The staff from FNDC, NZTA and KiwiRail offered to participate in a Flood Management Liaison Committee. A report on the

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establishment of the proposed Committee will be provided to the December EMC meeting.

Channel improvement efficiencies in the area upstream of Otiria are progressing as a priority. This has been ongoing for several years and funded through the minor rivers budget.

**Kaihū River**

NRC received two tenders for the Kaihū River annual maintenance works and seven tenders for the tree/debris removal tender. LBM Services was the successful tenderer for the maintenance works while Treewise is the preferred tenderer for the tree/debris removal work.

**Minor River Works**

The minor river works schedule for 2015 – 2016 has been established, as per the following table.

<b>River</b>	<b>Description of Work Programmed for Current Season</b>	<b>Proposed Start Date/Status</b>
<b>Awanui</b>	Bells Hill Drain installation	Mid November
	Bells Hill Modelling revision and management option report	Completed
	Bells Hill Drain Cleaning/Inclinometer reading	Completed
<b>Waitangi</b>	Lilly Pond Large Pines, Puriri, Willows	Yet to be determined
	Turntable Hill Extraction - Liaise with OPUS/NZTA for cost share	Yet to be determined
<b>Waiaruhe</b>	Tree Removal adjacent to Puketona junction near Top Energy depot	Underway
<b>Waiomio</b>	Willows/Debris Removal	Underway
<b>Otiria/Moerewa</b>	Willow removal upstream Pokapu Bridge - mulch/prune sides of high pass spillway	Underway
<b>Ohuri</b>	Machine clean weeds 300 meters downstream of Duddy's Road to reduce road flooding	Yet to be determined
<b>Mangatoa Stream</b>	SH12 Kaikohe, corner sediment extraction	Yet to be determined
	Timber Extraction along SH 12 breaching roadside stopbanks	Yet to be determined
<b>Waima</b>	Open Left Span of SH Bridge	Yet to be determined
<b>Ngunguru</b>	Willows/Debris Removal	Underway
<b>Otaika</b>	Willows/Sediment Removal	Underway

## **NATURAL HAZARDS**

Stage 2 of the Coastal Flood Hazard Assessment project is in progress, which includes mapping of storm surge and wave runup zones. The mapping is expected in November and a workshop with the staff of TAs has been scheduled for 27 November.

A number of improvements to the Coastal Erosion Hazard Assessment are being considered, and these should be incorporated prior to public release.

Preparatory work for a Regional LIDAR project is being progressed in collaboration with the NRC Economist. The proposal has been well received at a number of fora in Northland, including the CEOs forum held on 14 October. Further consultation with Central government agencies, and LINZ, is being undertaken with a view to developing the scope and specifications along with associated funding applications. The cost of Regional LIDAR coverage is estimated to be in the region of \$1.5M - \$1.7M.

The Natural Hazards Advisor presented the NRC Natural Hazards work programme for Northland to the Water NZ meeting held in Whangarei on 30 October. The presentation was well received.

## **LAND MANAGEMENT**

### **Environment Fund Update**

Year to date \$898,652.10 of the Environment Fund has been allocated (to a total of 180 projects) from a total budget of \$900,000.

### **Farm Water Quality Improvement Plans (FWQIP) 1 July 2015 to 31 October 2015**

Year to date a total of 57 FWQIP's have been commenced , 31 FWQIP's have been completed, with a further 85 in progress.

<b>Status of FWQIP</b>	<b>Farm Type</b>	<b>Far North</b>	<b>Kaipara</b>	<b>Whāngārei</b>	<b>Total</b>
<b>Plans commenced :</b> 1 July 2015 to 31 October 2015	Dairy	1	0	2	<b>3</b>
	Drystock	19	15	7	<b>41</b>
	Lifestyle	7	1	5	<b>13</b>
		<b>27</b>	<b>16</b>	<b>14</b>	<b>57</b>
<b>Plans completed:</b> 1 July 2015 to 31 October 2015	Dairy	3	1	2	<b>6</b>
	Drystock	8	7	6	<b>21</b>
	Lifestyle	2	0	2	<b>4</b>
		<b>13</b>	<b>8</b>	<b>10</b>	<b>31</b>
<b>Plans still in progress</b>	Dairy	2	9	4	<b>15</b>
	Drystock	25	22	10	<b>57</b>
	Lifestyle	7	1	5	<b>13</b>
		<b>34</b>	<b>32</b>	<b>19</b>	<b>85</b>

## **ENVIRONMENTAL ASSETS**

### ***CoastCare***

Two planting days were held at Ahipara Beach with Ahipara School, Te Runanga O Te Rarawa and local residents. Spinifex and pingao were planted to facilitate

regeneration of dune blow-outs in the Mapere Recreation Reserve. This is part of the first stage of a plan to gradually restore the dune system of the reserve.

### ***Lakes***

A management site database is being developed in IRIS for Northland Lakes which will assist with reporting and development of individual plans for each lake site. At present information from the annual NIWA lakes survey report is being added for more than 50 lakes ranked moderate or better. Information includes field observations of species including weeds and pest as well as NIWA management recommendations.

### ***IKHMG Quarterly Hui***

This was held early October at Auckland Council's Wellsford building and was well attended by the IKHMG partners. Northland and Auckland Conservation boards presented new Conservation Management Strategies.

### ***Te Uri O Hau workshop – Modelling tools for iwi environmental planning and decision making.***

This wananga was held at NRC council chambers on 14 October 2015. It was jointly organised by Te Uri O Hau and Landcare Research and included presentations from Landcare Research, Agresearch, NIWA, ESR and MfE. In addition to Te Uri O Hau representatives there were also attendees from Nga kaitiaki O Nga Wai Maori. It was a very good day and great to have such well qualified scientists attending and presenting.

### **Meeting with Lake Omapere Trust**

The CEO and Chairman supported by staff attended a meeting with the Lake Omapere Trust and other representatives of the Trust supported by their Resource Management Unit on Friday 31<sup>st</sup> October 2015. The key items discussed were:

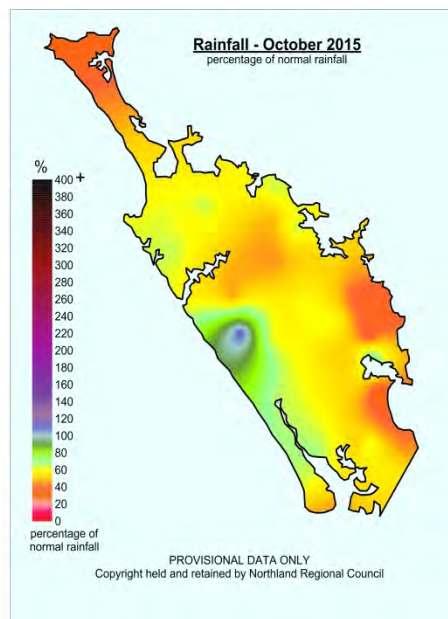
- Relationship between the two parties
- Participation in Plan Reviews
- Council Support

### **Hydrology**

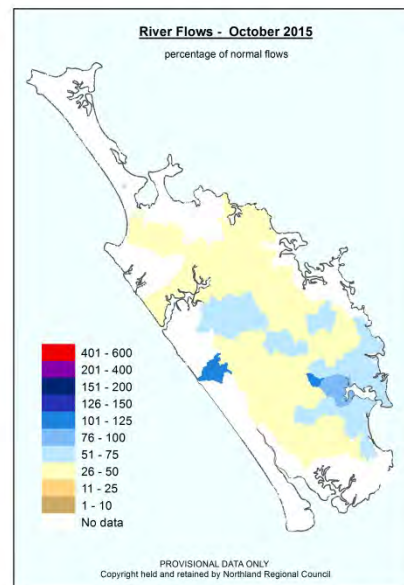
#### ***Rainfall, Ground Water and River Flows***

- Rainfall was well below average for most of the Region.
- River flows across Northland were generally below average, with the highest flows around Whangarei and Bream Bay.
- Groundwater level monitoring indicates most aquifers across Northland are near average levels; the exception being those aquifers at the southern sites, Tara and Mangawhai. The levels in these aquifers are low for this time of year having not received the expected winter rainfall recharge. The levels are now starting to decrease as demand increases. Close monitoring will continue as the Mangawhai township relies on this aquifer for town water supply
- Strong westerly winds were predominant during the September month.
- Soil moisture levels across Northland remain close to average, and expected to decline through November as the westerly winds prevail.

**Rainfall Map October 2015**



**River Flows October 2015**



- The Whau Valley Dam is now at 100% capacity which is required to sustain the Whangarei District through extended dry periods.
- Letters to all consent holders will be sent out over November advising of the current climate conditions and potential water restrictions. Roading contractors and water carriers will also be advised of the climate conditions and reminded of the permitted rules regarding water take.
- The El Nino event remains strong with a SOI index reading of -2.0. The models are consistent in predicting El Nino to peak around December 2015 and weaken over the following 3 months. The MetService is forecasting some rain early in November and very little for the remainder with SW winds dominating the forecast. Below is the NIWA seasonal outlook.

**Regional predictions for the October to December season**  
**Northland, Auckland, Waikato, Bay of Plenty**

*The table below shows the probabilities (or percent chances) for each of three categories: above average, near average, and below average. In the absence of any forecast guidance there would be an equal likelihood (33% chance) of the outcome being in any one of the three categories. Forecast information from local and global guidance models is used to indicate the deviation from equal chance expected for the coming three month period, with the following outcomes the most likely (but not certain) for this region:*

- *Temperatures are equally likely to be near average (40% chance) or below average (40% chance).*
- *Rainfall, soil moisture levels and river flows are all most likely to be below normal (50-55% chance).*

*Other outcomes cannot be excluded. The full probability breakdown is:*

	Temperature	Rainfall	Soil moisture	River flows
Above average	20	15	15	15
Near average	40	35	30	35
Below average	40	50	55	50

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- A rain gauge was installed at Lake Kai Iwi during October.
- Due to bad weather the new water level recording station for Kerikeri at SH10 has been rescheduled for early November 2015. Site locations for the web cams will be scoped in December 2015.
- Horizon Regional Council has recently become involved in venture with NASA. Hilltop server is feeding flow data into NASA's super computer, the output is a 20 day flood forecast model; this also has applications for drought prediction. This is a world first and exciting development for hydrology in New Zealand. The intent is produce a world flood forecast model. Due to systems already in place for the transfer of time series data between Regional Councils and LAWA, New Zealand was selected to trial the project.

### 8.2.4 ECONOMIC DEVELOPMENT

#### Northland Economic Action Plan

Staff from NRC, Northland Inc. the three Northland district councils and central government agencies are continuing to develop a Tai Tokerau Northland Economic Action Plan (TTNEAP) in follow-up to the Tai Tokerau Northland Regional Growth Study released in February 2015. Work in October involved presenting progress to local government in Northland (WDC, NRC and Mayoral Forum) and circulating the draft within central government agencies to ensure co-ordination of various projects across their areas of responsibility. The next version of the Action Plan will be presented to the Advisory Group on 16 November and then to Ministers involved with regional economic development on 19 November.

#### Investment and Growth Reserve

The following table records the work done in October on the six projects that have received or been earmarked (i.e. Kawakawa Hundertwasser) investment funding (i.e. loans or impact investment allocations) from the Investment and Growth Reserve (IGR).

Investment Project	Work in October	Future developments/reporting
Northland Strategic Water Infrastructure Study	Provided comments on the first draft of parts of the report	Revised draft due 6 November and final report at the end of November
REL Limited	Requested company to provide a copy of its annual financial reporting as per loan conditions	Company will provide a presentation on its operations at the December council meeting
Twin Coast Cycle Trail	Response received from FNDC containing information relating to the conditions set down by council associated with the release of the funding (refer to REQ.577425 on the action sheet).	Consideration as to whether the response meets criteria set by council
Kawakawa Hundertwasser	Letter sent to the Kawakawa Hundertwasser Park Charitable Trust requesting progress on developing a business plan by the end of December (refer to REQ.578305 on the action sheet).	
Regional Promotion		Next report for the six months ended December 2015 due in



		February 2016
Twin Coast Discovery Revitalisation	(Refer to REQ.577232, REQ.578617 on the action sheet).	Next report for the six months ended February 2016 due in April 2016

### 8.2.5 HAZARD MANAGEMENT

#### Civil Defence and Emergency Management *Warnings and activations*

Date	Event	CDEM Action
23 October	Severe weather watch - Localised downpours and thunderstorms	Monitored
28 – 30 October	Severe weather watch – Period of heavy rain across Northland	Monitored
21 October	Regional Level test of MCDEM National Warning System	Full Test

#### Northland CDEM Plan

The Northland CDEM Group proposed plan was released for public consultation in early September and include providing a copy to the Minister of Civil Defence for comment. Submissions closed on 6 November and hearings on the submissions held on 12 November. Amendments to the plan in line with the findings of the hearings will be made and the final copy of the plan forwarded again to the Minister for comment. The final plan is to be considered for approval at the CDEM Group meeting on 1 December 2015.

#### Exercise Shakeout

The New Zealand ShakeOut earthquake preparedness campaign lead up to a public, worldwide earthquake drill at 9.15 am on Thursday 15 October. A total of 1.3 million New Zealanders registered for the campaign. The 2015 national goal was to have 1,500,000 register and participate in ShakeOut. For the Northland region a goal of 20,000 was set and the final total was 37,093 (Whangarei District 17552, Far North District 10,555, Kaipara District 4152, across region 2326). The Northland number of registrations increased by approximately 10,000 from the previous 2012 campaign.

In conjunction with the ShakeOut a series of 4 presentations were made to all staff at the NZ Refining at Marsden Point to provide information on earthquake and tsunami risk for Northland.

#### Professional Development and exercises

Three Northland CDEM personnel attended a one day MCDEM induction programme in Wellington in mid-October. The day was used to provide information on MCDEM national arrangements, visits and presentations from Metservice and GNS.

A CIMS 4 three day course and CIMS refresher course are planned for November.

Two Controllers were engaged in the MCDEM Controllers Course –Tony Phipps and Claire Nyberg have commenced the induction pre-course phase and will be attending the residential phase in mid-November.

#### Resilience Funding

As reported in the previous agenda MCDEM have put the current year's applications to the National Resilience Fund on hold. A review has been completed of the fund

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and MCDEM are now in the process of working through what the new arrangements will be. To date no details have been released on MCDEM's proposed changes.

**Welfare**

MCDEM have released the Directors Guideline "Welfare Services in an Emergency." The new guideline came about as a result of the review of the Welfare arrangements following the Canterbury earthquake and identified the need to

- elevate and strengthen the arrangements for welfare service in a an emergency
- achieve greater integration of roles and responsibilities and processes encompassing the whole system and all stakeholders and
- build capacity and capability.

The guideline is aimed at improving the way agencies work together, enabling better coordination and ensuring that welfare services are available and delivered when and where needed.

Over the past year the Northland CDEM Group has been working towards the changes outlined in the guideline and progress has been made towards the expanded and adjusted arrangements. The Welfare Coordinating Group meet on 6 November and has identified the key areas for development to ensure consistency with the new guideline.

**CDEM Group meetings**

The next Coordinating Executive Group and CDEM Group meetings are scheduled for 1 December. MCDEM have also the CEG, Controllers and Group Mangers to Wellington for a national meeting on 15 December.

**8.2.6 TRANSPORT**

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**Passenger Transport Administration**

**Total Mobility**

Total Mobility figures are reported one month in arrears, as the information is not available in time to meet the agenda deadline.

	Total clients	Monthly Actual Expend	Monthly Budget Expend	Variance	Year/Date Actual Expend	Year/Date Budgeted Expend	Variance
<b>September 2015</b>	1147	\$13,099	\$16,666	-\$3,567	\$40,098	\$49,998	-\$9,900

**Total Mobility database**

Work continues on cleaning up the current Total Mobility database in preparation for the new Total Mobility administration system.

In addition, staff are preparing for the amalgamation of data/clients from the current system to the proposed Ridewise electronic ticketing system. This new system is designed replace the yellow voucher books presently is use.

**International day of the older Persons**

NRC supported the International day of the older Persons event at Age Concern on 1 October 2015. This was an opportunity to network and promote the Total Mobility Scheme to the Age Concern's membership. This resulted in positive media exposure in the Whangarei Leader.

### City Link Whāngārei –

	Actual	Budget	Variance	2014/2015 Actual
<b>October 2015</b>				
Passenger numbers		28,135		27,114
Farebox revenue (GST exc)		\$61,517		\$56,522

### SuperGold Card Scheme –

SuperGold Card Passengers carried	Actual	Budget	Variance	2014/2015 Actual
October 2015		5,182		5,154

### Public Behaviour

The poor behaviour at the Rose Street Bus Terminus has remained at a reduced level. However security staff continued to patrol the terminus and assist in the office during peak periods.

Following on from the recent vandalism of buses and a meeting with community leaders, staff are in the process of assisting in the organisation an open day in Otangarei in early December 2015. The purpose of the open day is for the residents of Otangarei to meet with the CityLink bus drivers and to gain a better understanding of what they go through each day and to emphasise the importance of the bus service to the community. In addition every opportunity will be taken to highlight the implications for both buses and passengers.

In addition to the buses, the open day will include the:-

- New Zealand Police
- New Zealand Fire Services; and
- St Johns Ambulance Services.

### Staffing Levels

During the month of October 2015, the Public Passenger Transport Officer was on sick leave. It is anticipated that this staff member will be away from work until the end of January 2015 at the earliest. Due to the reduction in staffing resources, a number of public transport projects have been curtailed to accommodate for this.

### Road Safety update

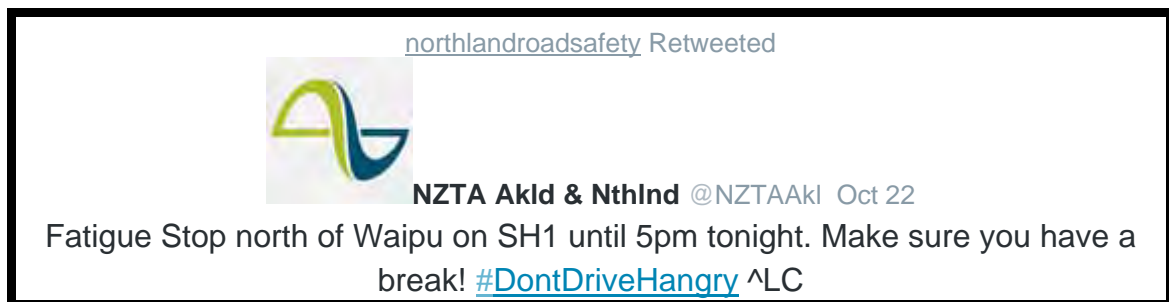
The 2015 year to date national road death toll stands at 265 (242 fatal crashes). This compares to 232 deaths (215 fatal crashes) for the corresponding 2014 period, and 209 fatalities for the 2013 period. The year to date Northland road death toll stands at 16. In 2014 there were 11 deaths at the corresponding time.

In 2015 there have been:

- 7 deaths in the Far North district; 7 deaths in the Whāngārei district; and 2 in Kaipara
- 8 – Drivers; 6 – Motor cycle riders; 2 – Pedestrian
- 2 < 14yrs of age; 3 – 20-24yrs; 2 – 25-39yrs; 7 - 40-59yrs; 2 > 60+ yrs.

### **Friday Labour Weekend northbound Fatigue/Driver Reviver Stop at Uretiti**

The first of the Northland Road Safety Association 2015/2016 Fatigue/Driver Reviver Stops took place on Friday the 23<sup>rd</sup> October 2015 northbound on SH1 at Uretiti. This is an excellent partnership involving community, agency and roading contractor participation for northbound motorists to stop and have a break. Northland Road Safety website and Twitter accounts helped promote the site as did the NZTA Twitter account as seen in the posting below.



The Stops require a lot of support and organising and without the enthusiastic volunteers, roading contractors, agencies along with hand-outs including milk & coffee supplies the Stops would be less effective and difficult to set up & operate.

As can be seen in the photos below there are excellent opportunities to engage with the public on road safety issues by agency partners. The public enjoyed talking with Police, Firemen and the Fatigue Stop volunteers about a wide range of road safety issues from fatigue, child seats/ restraints, intoxication and extrications out of crashed vehicles.

During the Christmas/New Year Stops we will see a big increase in motorists travelling with children on holiday including more tourists.

On this first stop – 225 people stopped at the site including 104 cars/trucks/camper vans.

**Photos from northbound Stop Friday 23<sup>rd</sup> October 2015.**



**Navigation, Safety and Maritime Operations**  
***Oil Spill Preparedness and Response***

An oil spill was reported from a ship at Northport wharves and council's oil spill responders were mobilised. The spill was eventually discovered to be lubricating oil, escaping in small quantities due to a mechanical problem on the ship's propulsion system. Temporary repairs were carried out which resulted in the spillage being stopped. Maritime New Zealand (MNZ) investigated and the ship safely departed from Whangarei without further incident. Costs for the oil spill response will be recovered from the ship's owners.

Advice was provided to applicants for two Tier 1 plans for fuel transfer.

A regional desktop oil spill exercise was held involving nearly 25 staff from council, MNZ, DOC and other agencies. The fictional scenario involved an oil spill from a ship anchored off Bream Bay and the exercise was staged so that it escalated into a major event, testing the various components that would be involved in such an event. The exercise, which was funded by MNZ, was deemed successful with some improvement measures identified for follow up.

The quarterly oil spill response equipment maintenance was completed this month.

***Port and Harbour Safety***

2 cruise ships visited the Bay of Islands this month.

The harbourmaster chaired the six weekly Whangarei harbour safety meeting and the Bay of Islands harbour safety meeting.

The harbourmaster met with police staff from the region who will be carrying out various maritime related educational and enforcement activities in the Bay of Islands this summer. A vessel from the Auckland police unit is being made available for this purpose and the police see this as an opportunity to minimise problems on shore originating from boat related activities. Harbourmaster staff and police staff will continue to work together during this season.

Staff have been involved in providing advice and assistance to the Kaipara District Council on the use of the Kai Iwi lakes for various maritime recreational activities. A number of educational and safety messages were published on council's social media channels coincident with the national boat safety week promoted by MNZ. The harbourmaster and deputy met with regional MNZ staff as part of regular catch-up meetings. A large ex-fishing boat that has been left neglected in the Bay of Islands and is increasingly becoming a concern was discussed and MNZ assistance was sought in resolving the matter.

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Planning for the next seasons' rubbish barge for the Bay of islands is complete and media publicity is being organised. In a slight change from previous years, the barge will now be moored in one place to avoid confusion.

6 hot work applications were processed during the month.

***Maritime Incidents, Enforcement and Safety***

Staff handled 27 incidents which were reported during the month.

A near miss reported by a kayaker involving a larger vessel not giving way as required was investigated but the vessel involved could not be identified. Similarly two other incidents, one involving speeding and the other involving a vessel showing incorrect lights at night were investigated, but the alleged offenders could not be identified.

Other incidents included debris in the water posing potential hazards, a vessel dragging anchor, illegal occupation of a mooring and vessels swinging close on moorings. An abandoned vessel is being investigated in Mangawhai harbour.

***Aids to navigation:***

Lights were reported as extinguished on K6 port hand beacon in Kerikeri, Waitangi Directional Light, Taipa River Entrance port hand beacon and M3 starboard buoy in Mangawhai. A SL60 lamp was installed to replace the now obsolete SL15 on Kerikeri K6, 6 new lamps were installed on the Waitangi Directional Light, a new SL60 light unit with new batteries was installed on the Taipa Entrance light and new batteries were installed on M3 starboard buoy in Mangawhai. All lights were reported as being operational.

The Otamatea channel port buoy was reported as out of position. The buoy was found with tackle still attached and was relocated to its position.

The Ariawa Creek starboard buoy was reported as half submerged. A site visit found the buoy had been hit and cracked with the floatation chamber causing it to sink. A replacement buoy was installed.

New signage panels were installed at Whangaroa, Hihi, Mangonui and Waitangi river as part of the ongoing signage replacement programme. The sign at Ahipara had sustained some damage, with the panels stripped off and covered in graffiti. The graffiti was removed and the new panels installed.

5 knots buoys were replaced and beacons painted at Whananaki and new signs installed on H4 & H10 port beacons in the Hatea River, Whangarei.

***Moorings***

Newly introduced red tags are to be placed on moorings considered unsafe (generally one year or more out of service). The first of the individual mooring licences with a stated vessel length will be sent out to mooring owners towards the end of this month. This will be an ongoing project for some time to come and will be done incrementally, as it is anticipated that some mooring licensees may question the licence lengths that staff have established for each mooring in the last couple of years.

A new mooring contractor is expected to become operational in the region by March next year.

5 infringement notices were issued for long term non-compliance with mooring service requirements.

***Others***

Skipper assistance was provided to other departments for sediment sampling and monitoring runs in the Bay of Islands and Kaipara harbours.

Safety boat drills were carried out in preparation for the upcoming cruise ship season. Staff completed training in the use of Hiab cranes.

## 8.2.7 SUPPORT SERVICES

### Publications and media releases authorised/completed during October/November 2015:

#### Media releases

- Summer swim spot survey starts soon (authorised by and quotes Bill Shepherd)

#### Councillor constituency columns and photographs

The following column has been published/completed since the previous report: Kaipara (Dargaville and Districts News).

#### Publications

Council's newsletter Regional Report was produced during October and will be distributed to more than 60,000 properties Northland-wide this month.

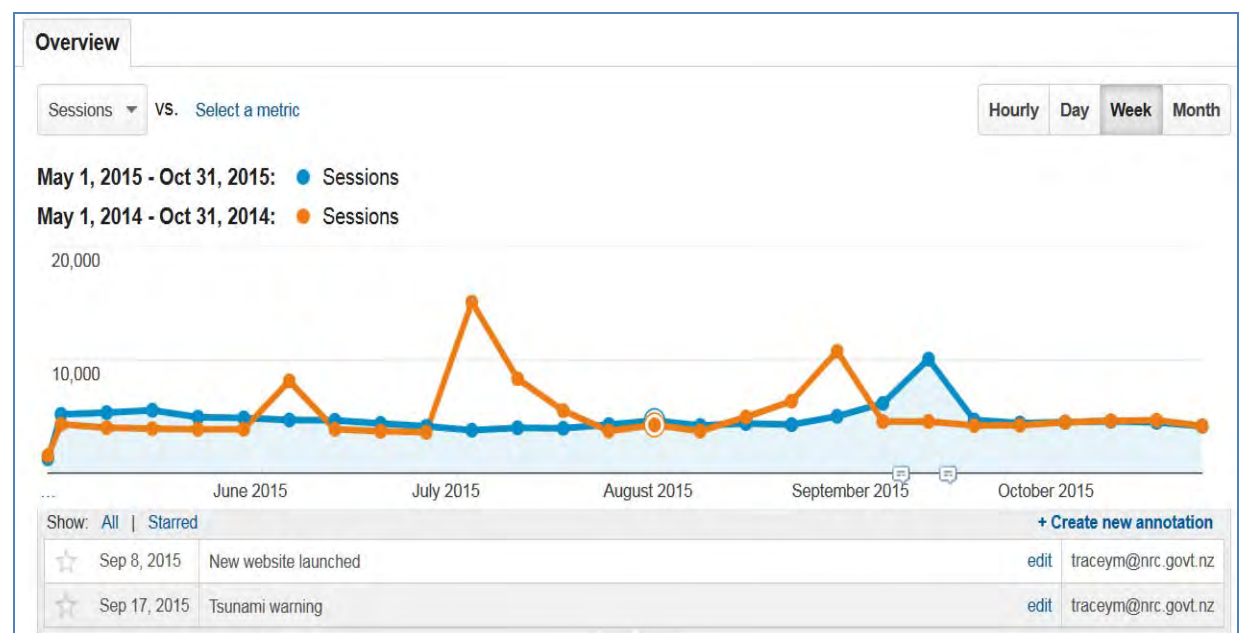
Articles/images featured include;

- work to develop the Regional Policy Statement
- the looming completion of the Kotuku detention dam
- the winners of the council's Water Quality Enhancement Award at this year's Northland Ballance Farm Environment Awards
- the expansion of the Sea Cleaners Charitable Trust's summer clean up work into the Bay of Islands, Mangawahi and Dargaville areas
- the start of annual summer water quality testing at popular swimming spots
- the availability of council's latest Annual Report and associated summary document

#### Online Channels

##### Highlights

# Visits to the NRC website (compared to the same period last year):



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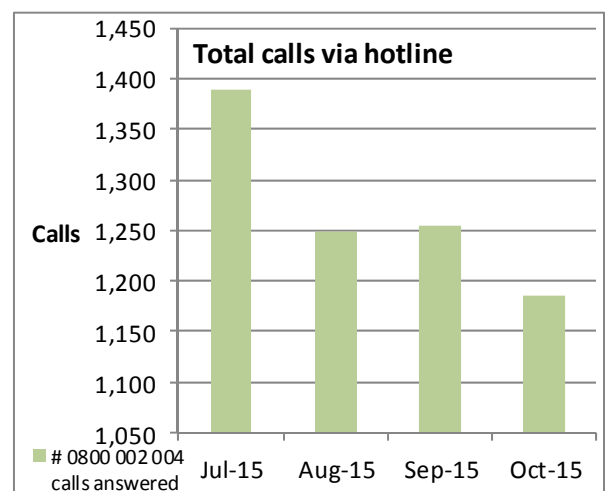
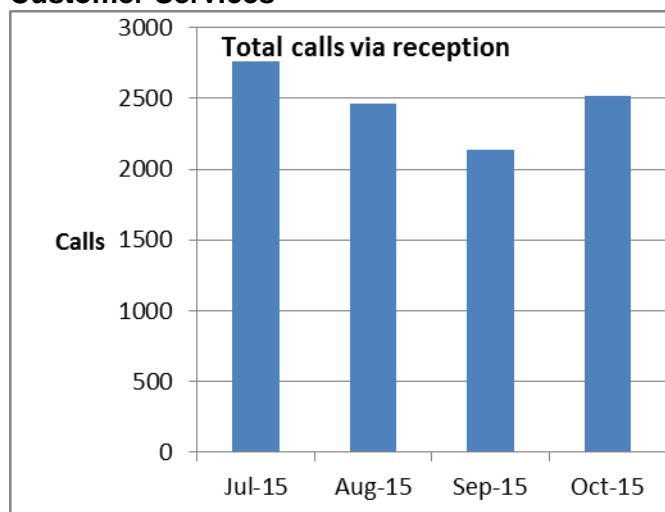
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Key Performance Indicators	Jul-15	Aug-15	Sept-15	Oct-15
<b>WEB</b>				
E-payments made	21	17	10	7
GIS Service - Number of unique visitors	978	928	946	862
GIS Service - Number of visits	1,263	1,238	1,215	1,099
# subscription customers (cumulative)	1,078	1,084	1,026**	1,013
<b>SOCIAL MEDIA (cumulative)</b>				
# Twitter followers	919	946	972	995
# NRC Facebook fans	775	794	831	861
# NRC Overall Facebook Reach	25,268	13,089	7,506	9,787
# CDEM Facebook fans	4,691	4,812	5,367	5,561
# CDEM Overall Facebook Reach	73,982	36,090	113,951	68,013
# CoastCare Facebook fans	146	151	151	162
#CoastCare Overall Facebook Reach	362	1,127	91	181

\* N/A = figures not available in time for this month's report.

\*\* New Subscription system (MailChimp). Data was "cleaned" i.e. bounced emails were deleted so data is not comparable to previous months.)

**Customer Services**



**Events**

Event	Date	Location	Description	Staff contact
<b>November</b>				
<b>Bay of Islands A and P Show</b>	14	Waimate North Showgrounds	Large rural show featuring displays from across council including land management, biosecurity and maritime.	Natasha Stubbing
<b>Opua Marina Trade and Community Gala Day</b>	21	Opua Marina	Marine focused event showcasing marine pests, marine pollution and maritime.	Natasha Stubbing



December				
<b>Whangarei A and P show</b>	5-6	Barge Park Showgrounds, Whangarei	Large rural and urban show with displays focusing on Whangarei Harbour Catchment group, Maritime, Biosecurity and general council information.	Natasha Stubbing

### ***Westpac Northland Business Excellence Awards – 23 October***

The Northland Business Excellence Awards celebrated the success of a number of great businesses in the region. This year a large number of businesses entered were from Te Hiku. Chairman Bill Shepherd presented the Northland Regional Council Sustainable Business Award to Ohaeawai Community Education Trust. The 2015 Supreme Award Winners were Donovan Group Limited. Councillors Sinclair, Dimery and Bain attended the event. Council won the best television commercial video produced for the awards night.

### ***Kerikeri Garden Safari – 31 October and 1 November***

As part of sponsoring the Kerikeri Garden Safari council has a display in one of the hosted gardens. Our display focused on pest plants, primarily eradication and exclusion plants and the 'Plant Me Instead' booklet. Staff from Whangarei interacted directly with 235 keen gardeners wanting to learn how to remove pest plants from their garden.

## **Environmental Education**

### ***Enviroschools***

#### ***Enviroschools Bronze celebration at Kerikeri Kindergarten***

On 23 October, the Chairman officiated at the Kerikeri Kindergarten community's Enviroschools Bronze celebration and presented them with a certificate and a sign to display. The sign is being rolled out nationally and is the first of its kind in Northland.

### ***Facilitation of Enviroschools communities***

The following school communities were visited during October: Kamo Intermediate, Kamo Primary, Kokopu, Maungaturoto, Oromahoe, Panguru, Parua Bay, Riverview, Taipa, Tauraroa, Te Kura o Hato Hohepa Te Kamura and Totara Grove.

## **Iwi Liaison**

### **Governance**

During October the Te Taitokerau Māori Advisory Committee (TTMAC) held its bi-monthly marae based hui at Ōmanaia Marae, Hokianga.

The agenda, drafted by hapū, consisted of common issues raised at previous marae hui such as, roading, flooding, civil defence and pest control. The hui also covered issues relating to community sewage, water takes and drinking water quality. A full report on the issues and possible responses and/or resolutions will be presented to the November meeting of TTMAC.

### **Iwi Liaison**

The Kaiarahi Mātauranga Māori hosted the inaugural meeting of Māori working in local government (Te Tai Tokerau) during October. Eight staff across the four

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councils attended the first meeting where it was agreed that a regular forum would be valuable. The next meeting will be held in March 2016.

An invitation was received from the Hāitaitaimarāngai Marae to attend a hui to discuss both their draft Hapū Management Plan and the application for resource consent at Carrington Estate. The Kaiarahi Mātauranga Māori and the Water and Waste Consents Manager attended the hui held in Kaitiāia along with a delegation from the Far North District Council, including the Deputy Mayor and CEO.

In April this year the Kaiarahi Mātauranga Māori and the Harbour Master met with Patuharakeke Te Iwi Trust (based at Ruakākā) to discuss their Hapū Environmental Management Plan, in specific, their policy on oil spill response. As a result of this, during Octobers desktop maritime incident exercise the trust was invited along to observe the response process.

**Finance and IT**

***Fraud declaration***

Fraud is an intentional act by one or more individuals among management, those charged with governance, employees, or third parties, involving the use of deception to obtain an unjust or illegal advantage. I am not aware of any fraud nor am I investigating any incidence or suspected incidence of fraud at this time.

***Finance***

Refer to Item 6.1.



**ISSUE: Receipt of Committee Minutes**

**ID:** A793718

**To:** Council Meeting, 17 November 2015

**From:** Chris Taylor, Governance Support Manager

**Date:** 6 November 2015

<b>Report Type:</b>	<input checked="" type="checkbox"/> Normal operations	<input type="checkbox"/> Information	<input type="checkbox"/> Decision
<b>Purpose:</b>	<input type="checkbox"/> Infrastructure	<input type="checkbox"/> Public service	<input type="checkbox"/> Regulatory function
	<input checked="" type="checkbox"/> Legislative function	<input type="checkbox"/> Annual\Long Term Plan	<input type="checkbox"/> Other
<b>Significance Policy:</b>	<input type="checkbox"/> Triggered	<input checked="" type="checkbox"/> Not Triggered	

**Executive summary:**

The purpose of this report is to acknowledge the unconfirmed minutes of the following committees:

- Regional Transport Committee – 7 October 2015; and
- Environmental Management Committee – 27 October 2015.

The minutes for each committee will be circulated under separate cover.

**Legal compliance:**

Councils are required to keep minutes of proceedings in accordance with the Local Government Act 2002.

**Recommendation:**

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That the unconfirmed minutes of the:

- Regional Transport Committee – 7 October 2015; and
- Environmental Management Committee – 27 October 2015

be received.

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**ISSUE: Business with the Public Excluded**

**ID:** A793722

**To:** Council Meeting, 17 November 2015

**From:** Chris Taylor, Governance Support Manager

**Date** 6 November 2015

**Executive summary:**

The purpose of this report is to recommend that the public be excluded from the proceedings of this meeting to consider the confidential matters detailed below for the reasons given.

**Recommendations:**

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1. That the public be excluded from the proceedings of this meeting to consider confidential matters.
2. That the general subject of the matters to be considered whilst the public is excluded, the reasons for passing this resolution in relation to this matter, and the specific grounds under the Local Government Official Information and Meetings Act 1987 for the passing of this resolution, are as follows:

Item No.	Item Issue	Reason\Grounds
10.1	Confidential Minutes of the Council Meeting – 20 October 2015	The reasons for excluding the public are as stated in the minutes of the open section of that meeting.
10.2	Receipt of Confidential Minutes of the Economic Development Working Party Meeting –20 October 2015	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to allow the council to carry on, without prejudice or disadvantage, commercial and industrial activities 7(2)(i).
10.3	Human Resources Report	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to protect the privacy of natural persons, including that of deceased natural persons 7(2)(a).
10.4	Investment and Growth Reserve: Feasibility and Business Case Assessment – Pre-Feasibility of Integrated Sawmill and Mechanical Pulp Mill at Ngāwha	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to allow the council to carry on, without prejudice or disadvantage, commercial and industrial activities 7(2)(i).

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