

## NORTHLAND REGIONAL COUNCIL

### Agenda

For meeting to be held in the Council Chamber,  
36 Water Street, Whangārei, on Tuesday 19 September 2017,  
commencing at 10.30 am

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>AMP</b> – Asset Management Plan/Activity Management Plan</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>HSNO</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>HSWA</b> - Health and Safety at Work Act 2015</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>MMH</b> - Marsden Maritime Holdings</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>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>PCBU</b> – Person Conducting Business or Undertaking</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>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>TAG</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>WSMP</b> – Workplace Safety Management Practices</p> <p><b>WWTP</b> - Wastewater Treatment Plant</p>
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**TITLE:** Health and Safety Report

**ID:** A983127

**To:** Council Meeting, 19 September 2017

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

**Date:** 1 September 2017

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### Executive summary

This report provides an update from the Health and Safety Specialist for the month of August 2017.

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### Recommendation

That the 'Health and Safety Report' by Tracey Warboys, Health and Safety Specialist, dated 1 September 2017 be received.

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### Background:

#### Summary of events (items of note)

Total of 10 reports for the period – increase in reporting by one against previous month.

- Discomfort, pain and injury (five reports) – mixture of new starter assessments, first trimester discomfort, and two early to report forms completed.
- Hazards (five reports) including two stress reports.

#### Internal policy review

- Incorporating feedback from EMT into draft Drug and Alcohol Policy. Communication plan to consult with staff underway.
- Lone Worker and Fatigue Policies review underway.

#### Health and Safety Committee

- Developing well, nil issues. Next meeting scheduled 18/10/17.
- Well-being - team analysing stress survey results.

#### Health and Safety issues, inspections, visits, training and other

- First Aider training continuing.
  - Exploring need for in-house manual handling course.
  - Site visits/events - nil issues.
  - Health monitoring scheduled for the second quarter.
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**Authorised by:**

**Name:** Dave Tams  
**Title:** Group Manager – Corporate Excellence  
**Date:** 11 September 2017

**TITLE:** Confirmation of Council Minutes – 22 August 2017 Council Meeting and 30 August 2017 Extraordinary Council Meeting

**ID:** A981508

**To:** Council Meeting, 19 September 2017

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

**Date:** 8 September 2017

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### Executive summary

The purpose of this report is to present for confirmation the minutes of the council meeting held on 22 August 2017, and the minutes of the Extraordinary Council Meeting held on 30 August 2017.

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

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### Recommendation

That the minutes of the council meeting held on 22 August 2017, and the minutes of the Extraordinary Council Meeting held on 30 August 2017, be confirmed as a true and correct record.

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### Attachments

- *Ordinary Council Minutes – 22 August 2017*
- *Extraordinary Council Meeting – 30 August 2017*

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### Authorised by Group Manager

**Name:** Jonathan Gibbard

**Title:** Group Manager – Strategy and Governance

**Date:** 11 September 2017

**NORTHLAND REGIONAL COUNCIL**

Minutes of the ordinary meeting of the council  
held in the Council Chamber, 36 Water Street, Whangārei,  
on Tuesday 22 August 2017, commencing at 10.30 am

**Present:**

Chairman, Bill Shepherd  
Deputy Chairman, David Sinclair  
Councillors:  
John Bain  
Justin Blaikie  
Paul Dimery  
Mike Finlayson  
Penny Smart  
Rick Stolwerk

**In Attendance:****Full Meeting**

Chief Executive Officer  
Independent Financial Advisor  
GM Environmental Services  
Governance Support Manager

**Part Meeting**

Managing Director, Eriksen and Associates Ltd  
Northland Inc. Limited Chairman  
Northland Inc. Limited Chief Executive  
Northland Inc. Limited Business Analyst  
Northland Transportation Alliance Manager  
Forestry Consultant  
GM – Strategy and Governance  
GM – Corporate Excellence  
GM – Regulatory Services  
GM – Customer Service/Community Resilience  
Communications Manager  
Biosecurity Manager  
Finance Manager  
Biosecurity Projects Manager  
Strategic Projects Manager  
Economist  
Biosecurity Specialist – Science and Planning  
Strategy Specialist  
Communications Officer  
Governance Support Officer

*The Chairman declared the meeting open at 10.30 am.*

**Apologies (Item 1.0)****Moved (Shepherd/Bain)**

That the apologies for non-attendance from Councillor Yeoman be received.

**Carried**

## Declarations of Conflicts of Interest (Item 2.0)

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

## Presentations (Item 3.1)

There were no presentations.

### *Secretarial Note:*

- *The Chief Executive Officer withdrew Item 7.7: 'Adoption of Catchment Management Plans' and advised this matter would be addressed at the extraordinary council meeting on 30 August 2017.*
- *Item 6.1 was addressed prior to Item 4.0 to allow for the attendance of Eriksen and Associates Ltd Managing Director, Jonathan Eriksen.*

## Health and Safety Report (Item 4.0)

ID: A974188

Report from Health and Safety Specialist, Tracey Warboys

Moved (Dimery/Stolwerk)

That the 'Health and Safety Report' by Tracey Warboys, Health and Safety Specialist, dated 2 August 2017, be received.

Carried

## Confirmation of Council Minutes – 18 July 2017 Council Meeting and 26 July 2017 Northland Regional Pest Management Plan Deliberations (Item 5.1)

ID: A971458

Report from Governance Support Manager, Chris Taylor

Moved (Finlayson/Stolwerk)

That the minutes of the council meeting held on 18 July 2017, and the minutes of the Northland Regional Pest Management Plan Deliberations held on 26 July 2017, be confirmed as a true and correct record.

Carried

## Receipt of Action Sheet (Item 5.2)

ID: A971733

Report from Governance Support Manager, Chris Taylor

Moved (Dimery/Shepherd)

That the council action sheet be received.

Carried



**Council Working Party Updates (Item 5.3)**

ID: A970214

Report from Group Manager – Strategy and Governance, Jonathan Gibbard

Moved (Sinclair/Finlayson)

That the report 'Council Working Party Updates' by Jonathan Gibbard, Group Manager – Strategy and Governance, and dated 3 August 2017, be received.

Carried

**Council Working Group Updates (Item 5.4)**

ID: A970216

Report from Group Manager – Environmental Services, Bruce Howse

Moved (Sinclair/Finlayson)

That the report 'Council Working Group Updates' by Bruce Howse, Group Manager – Environmental Services, and dated 7 August 2017, be received.

Carried

*Secretarial Note:*

- *Item 6.1 was addressed prior to Item 4.0 to allow for the attendance of Eriksen and Associates Ltd Managing Director, Jonathan Eriksen, who briefed council on fund performance and the financial 'climate'.*
- *A written update was tabled; including a suite of investment recommendations for consideration.*

**Performance of Council's Externally Managed Funds to June 2017 (Item 6.1)**

ID: A972132

Report from Finance Manager, Simon Crabb

Moved (Bain/Sinclair)

1. That the report 'Performance of Council's Externally Managed Funds to June 2017' by Simon Crabb, Finance Manager, and dated 8 August 2017, be received.
2. That the Investment Subcommittee review the likely direction of the New Zealand dollar and consider entering into a contract to hedge their exposure to currency risk when the New Zealand dollar gets to AUD 90 cents.
3. That the recommendations (included in the documentation tabled at the meeting) be referred to the Investment Subcommittee for consideration.

Carried

**Performance of Council's Internally Managed Funds to 30 June 2017 (Item 6.2)**

ID: A971989

Report from Financial Systems Administrator, Kym Ace

Moved (Bain/Sinclair)

That the report 'Performance of Council's Internally Managed Funds to 30 June 2017' by Kym Ace, Financial Systems Administrator, and dated 8 August 2017, be received.

Carried

**Regional Rates Collection for 2016/17 (Item 6.3)**

ID: A972700

Report from Finance Manager, Simon Crabb

Moved (Smart/Stolwerk)

1. That the report 'Regional Rates Collection for 2016/17' by Simon Crabb, Finance Manager, and dated 7 August 2017, be received.
2. That the Far North District Council report 'Revenue and Collections Quarterly Report 30 June 2017' be received.

Carried

*Secretarial Note: FNDC Chief Financial Officer, Janice Smith, joined the meeting by audio link to address questions from council in relation to Item 6.3.*

**Forest Management Plan – Reporting Actual Performance Against Targets 2016/17 (Item 6.4)**

ID: A970643

Report from Strategic Projects Manager, Phil Heatley

Moved (Smart/Bain)

That the report 'Forest Management Plan – Reporting Actual Performance Against Targets 2016/17' by Phil Heatley, Strategic Projects Manager, and dated 31 July 2017, be received.

Carried

**Reinvestment of Gains Earned on Council's Externally Managed Funds (Item 6.5)**

ID: A972258

Report from Finance Manager, Simon Crabb

Moved (Stolwerk/Bain)

1. That the report 'Reinvestment of Gains Earned on Council's Externally Managed Funds' by Simon Crabb, Finance Manager, and dated 4 August 2017, be received.
2. That \$692,311 of Community Investment Fund gains earned in 2016/17 is reinvested into the Community Investment Fund with \$500K of this amount set aside and tagged as Investment and Growth Funds.

3. That \$272,783 of Property Reinvestment Fund gains earned in 2016/17 is reinvested into the Property Reinvestment Fund.
4. That all of the Infrastructure Investment gains earned in 2016/17 are transferred to council's general funds and that \$33,000 of net depreciation funding is transferred to the Infrastructure Investment Fund.
5. That up to \$200,000 of funding from the Investment and Growth Reserve is approved to cover the cost of feasibility assessment and business case development in the 2017/18 financial year.

**Carried**

*Secretarial Note: Approval was in principle, subject to final audit review and sign off.*

### **Request for Approval to Carry Forward Operational Budget from the 2016/17 Financial Year into the 2017/18 Financial Year (Item 6.6)**

**ID: A969256**

**Report from Financial Accountant, Vincent McColl**

**Moved (Sinclair/Stolwerk)**

1. That the report 'Request for Approval to Carry Forward Operational Budget from the 2016/17 Financial Year into the 2017/18 Financial Year' by Vincent McColl, Financial Accountant, and dated 11 August 2017, be received.
2. That council approves the operational expenditure carry forwards from the 2016/17 financial year into the 2017/18 financial year of:
  - a. \$25,000 for Regulatory Services related projects;
  - b. \$21,403 for a Customer Services related project;
  - c. \$516,917 for Environmental Services related projects; and
  - d. \$15,200 for Strategy and Governance related projects.
3. That council be advised that \$1,352,155 of approved funds for a number of economic development projects will not be transferred from the Investment and Growth Reserve in the 2016/17 financial year but will be deferred to future years.

**Carried**

## **Request for Approval to Carry Forward Capital Expenditure Budget from the 2016/17 Financial Year into the 2017/18 Financial Year (Item 6.7)**

ID: A964624

Report from Financial Accountant, Vincent McColl

Moved (Bain/Sinclair)

1. That the report 'Request for Approval to Carry Forward Capital Expenditure Budget from the 2016/17 Financial Year into the 2017/18 Financial Year' by Vincent McColl, Financial Accountant, and dated 11 August 2017, be received.
2. That council approves the carry forward of \$574,560 general capital expenditure budget from the 2016/17 financial year into the 2017/18 financial year.

Carried

## **Special Reserves at 30 June 2017 (Item 6.8)**

ID: A971941

Report from Financial Accountant, Vincent McColl

Moved (Stolwerk/Sinclair)

That the report 'Special Reserves at 30 June 2017' by Vincent McColl, Financial Accountant, and dated 11 August 2017, be received.

Carried

## **Draft Financial Result to 30 June 2017 (Item 6.9)**

ID: A972822

Report from Financial Accountant, Vincent McColl

Moved (Sinclair/Bain)

That the report 'Draft Financial Result to 30 June 2017' by Vincent McColl, Financial Accountant, and dated 11 August 2017, be received.

Carried

## **Proposed Projects for Year End Surplus (Item 6.10)**

ID: A972847

Report from Financial Accountant, Vincent McColl

Moved (Sinclair/Stolwerk)

1. That the report 'Proposed Projects for Year End Surplus' by Vincent McColl, Financial Accountant, and dated 11 August 2017, be received.

Carried

It was further moved (Stolwerk/Finlayson)

2. That council use the 2016/17 surplus to fund the following projects in 2017/18:
  - a. \$91,700 to implement the remuneration strategy;

- b. \$80,000 to implement infrastructure as a service strategy;
- c. \$46,250 for a Waipapa customer services officer; and
- d. \$15,000 to refresh council's reception areas.

Noting that 2b, 2c and 2d are subject to audit adjustments.

**Carried**

**It was further moved (Bain/Dimery)**

3. That the Chairman and Chief Executive Officer have the approval of council to liaise with legal advisors and instigate an appeal of the judgement on the Kaipara rates should that be the consensus.

**Carried**

*Secretarial Note:*

- *The Chief Executive Officer demonstrated the financial impact to council as a result of the High Court decision on the Kaipara rates. Implicit in resolution 2 was the approval, in principle, to use up to \$114,000 from the Equalisation Reserve to fund additional provision for doubtful debts.*
- *The meeting adjourned at 11.59 am and reconvened at 12.32 pm.*

## **Maritime Boat Ramp Signage (Item 6.11)**

**ID: A972774**

**Report from Regional Harbourmaster, Jim Lyle**

**Moved (Stolwerk/Sinclair)**

1. That the report 'Maritime Boat Ramp Signage' by Jim Lyle, Regional Harbourmaster, and dated 7 August 2017, be received.
2. That council notes the potential over spend of the Maritime budget to enable boat ramp information signs to be updated (estimated at a cost of \$30,000).

**Carried**

## **Amendments to Elected Members' Expenses and Allowances Policy (Item 7.1)**

**ID: A970234**

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

**Moved (Sinclair/Smart)**

1. That the report 'Amendments to Elected Members' Expenses and Allowances Policy' by Chris Taylor, Governance Support Manager, and dated 28 July 2017, be received.
2. That the fees related to hearings be confirmed as follows:
  - i. A member of a local authority who acts as the chairperson of a hearing is entitled to be paid a fee of \$100 per hour of hearing time related to the hearing.
  - ii. A member of a local authority who is not the chairperson of a hearing is entitled to be paid a fee of \$80 per hour of hearing time related to the hearing.

*(For the avoidance of doubt the Chair, or member acting as the Chair, of the regional council is not eligible to claim hearing fees.)*

3. That all costs reasonably attributable to the personal use of a mobile phone and related mobile telephone service supplied by council must be paid by the elected member.
4. That the Elected Members' Expenses and Allowances Policy, as amended, be ratified by council and submitted to the Remuneration Authority for approval.

Carried

### **Recommendation for Over Allocation of the Environment Fund (Item 7.2)**

ID: A973106

Report from Land Manager, Duncan Kervell

Moved (Stolwerk/Smart)

1. That the report 'Recommendation for Over Allocation of the Environment Fund', by Duncan Kervell, Land Manager, and dated 8 August 2017, be received.
2. That for 2017/18 council approves an over allocation of the Land/Biodiversity Component of the Environment Fund budget (\$725K) by up to 15% (\$109K) to account for withdrawn projects and underspends to enable full utilisation of the Environment Fund budget.

Carried

### **Northern Wairoa Project – Delegation to Sign Freshwater Improvement Fund Confirmation of Intent to Proceed Form (Item 7.3)**

ID: A972814

Report from Land Manager, Duncan Kervell

Moved (Finlayson/Blaikie)

1. That the report 'Northern Wairoa Project – Delegation to Sign Freshwater Improvement Fund Confirmation of Intent to Proceed Form' by Duncan Kervell, Land Manager, and dated 8 August 2017, be received.
2. That the delegation for the Chief Executive Officer to sign the 'Confirmation of Intent to Proceed Form' on behalf of the NRC be formally ratified.

Carried

### **Decisions on Regional Pest Management Plan 2017–2027 (Item 7.4)**

ID: A969246

Report from Biosecurity Manager, Don McKenzie

Moved (Stolwerk/Finlayson)

1. That the report 'Decisions on Regional Pest Management Plan 2017–2027' by Don McKenzie, Biosecurity Manager, and dated 9 August 2017, be received.

2. That the council confirms it is satisfied with the matters specified under section 73 of the Biosecurity Act (**Attachment A** pertaining to Item 7.4 of the 22 August 2017 council agenda).
3. That the council confirms it is satisfied that the content of the Regional Pest Management Plan 2017-2027, as amended following consideration of submissions, meets the requirements of section 74 of the Act.
4. That the Section 75 report on the plan (**Attachment 3** pertaining to Item 7.4 of the 22 August 2017 council agenda), including reasons for accepting or rejecting submissions, be approved for submitter and public notification pursuant to section 75(2), (3) and (4) of the Act.
5. That council is satisfied that all considerations of section 100t of the Biosecurity Act have been satisfied for the Proposed Northland Regional Pest and Marine Pathway Plan 2017–2027.
6. That council delegates to the Group Manager – Environmental Services the authority to make any necessary minor formatting, typographical and administrative changes prior to public notification.
7. That council authorises a public notice be issued stating the council's decision on the plan; and stating where the plan resulting from the council's decision can be read.

Carried

### **Transportation Procurement Strategy 2017–2021 (Item 7.5)**

ID: A973616

Report from Northland Transportation Alliance Manager, Peter Thomson

Moved (Bain/Dimery)

1. That the report 'Transportation Procurement Strategy 2017–2021' by Peter Thomson, Northland Transportation Alliance Manager, and dated 10 August 2017, be received.
2. That the council approves the Transportation Procurement Strategy 2017–2021, and gives delegated authority to the Chief Executive to make any final amendments that may arise from the other three local authorities approving the strategy that do not materially affect the integrated approach to local government transportation procurement across Northland.
3. That the council requests that the New Zealand Transport Agency:
  - a. Endorses the Transportation Procurement Strategy 2017–2021;
  - b. Approves the term of the new MO&R contracts at 4+2+1+1 (8 years maximum); and
  - c. Approves the use of the Northland Transportation Alliance, established as a Shared Services Business Unit, providing in house professional services to the four Northland councils.

Carried

**Alternate Co-chair TTMAC Working Party (Item 7.6)**

ID: A972720

Report from Kaiarahi Kaupapa Māori – Specialist Advisory Māori, Rachel Ropiha

Moved (Sinclair/Stolwerk)

1. That the report 'Alternate Co-chair TTMAC Working Party', by Rachel Ropiha, Kaiarahi Kaupapa Māori – Specialist Advisory Māori, and dated 7 August 2017, be received.
2. That Chairman Shepherd be appointed as council's proxy co-chair of the TTMAC Working Party.

Carried

*Secretarial Note:*

- *Item 7.7: 'Adoption of Catchment Management Plans' was withdrawn from the meeting (and to be addressed at the extraordinary council meeting on 30 August 2017).*
- *In relation to Item 7.8:*
  - *A 'Record of social media feedback' and the table 'Sources of funding for repayment of the loan' were tabled.*
  - *Councillor Finlayson requested that the motion expressed in parts be decided part by part (as per Standing Order 22.3).*

**Council Deliberations and Decision – External Borrowing to Fund a Loan to Northland Emergency Services Trust (Item 7.8)**

ID: A972030

Report from Strategy Specialist, Kyla Carlier; and Group Manager – Strategy and Governance, Jonathan Gibbard

Moved (Sinclair/Stolwerk)

1. That the report 'Council Deliberations and Decision – External Borrowing to Fund a Loan to Northland Emergency Services Trust' by Kyla Carlier, Strategy Specialist; and Jonathan Gibbard, Group Manager – Strategy and Governance, and dated 7 August 2017, be received.

Carried

It was further moved (Sinclair/Stolwerk)

2. That council provides the Northland Emergency Services Trust (NEST) with a loan of up to NZD\$4.5 million to purchase one Sikorsky S-76C++ aircraft.

Carried

It was further moved (Sinclair/Stolwerk)

3. That council approves a further loan of up to NZD\$5.1 million to provide for the purchase of a second Sikorsky S-76C++ aircraft, to be paid to NEST, if required, and providing that National Ambulance Sector Office and Northland District Health Board contract procurement has been confirmed.

*Secretarial Note: In putting the motion the Chairperson called for an expression of opinion by a show of hands. The result being Councillors Sinclair, Stolwerk, Dimery and Bain in support of the motion and Councillors Finlayson, Smart and Blaikie against the motion.*

Carried



**It was further moved (Sinclair/Stolwerk)**

4. That the decision to provide NEST with NZD\$4.5 million or NZD \$5.1 million be dependent on loan conditions including:
  - a. A repayment period of five years.
  - b. Fixed borrowing cost reflecting LGFA 15 year rate.
  - c. Any extraordinary charitable donations received by NEST in excess of \$100,000 must be forwarded to council to be applied to the principal balance of the loan.
  - d. That revenue generated from the sale of existing helicopters must be applied to the principal balance of the loan.
  - e. Appropriate security arrangements are put in place.
  - f. That all legal fees incurred in drawing up loan arrangements are added to the balance of the loan.

**Carried**

**It was further moved (Sinclair/Stolwerk)**

5. That council:
  - i. delegates the Chief Executive Officer the authority to:
    - a. Continue to engage with NEST to satisfy council's requirements as detailed in recommendations 3-4 above.
    - b. Authorise final transfer of the funds when all requirements are met.
    - c. If not satisfied that requirements are being sufficiently met, suspend the transaction pending further reporting to council at the next council meeting.
  - ii. instructs the Chief Executive Officer to bring details of the security arrangement being offered on the second aircraft (giving effect to resolution 3) back to council for approval.

**Carried**

*Secretarial Note: Strategy Specialist, Kyla Carlier; and Communications Officer, Tamara Lee, were in attendance to brief council regarding the Long Term Plan engagement plan.*

**Long Term Plan 2018–2028 Project Plan and Engagement Plan Summary  
(Item 7.9)**

**ID: A974582**

**Report from Strategy Specialist, Kyla Carlier**

**Moved (Stolwerk/Finlayson)**

1. That the report 'Long Term Plan 2018–2028 Project Plan and Engagement Plan Summary' by Kyla Carlier, Strategy Specialist, and dated 10 August 2017, be received.
2. That council approve the Long Term Plan 2018–2028 Project Plan and communications approach.

**Carried**

## **Te Taitokerau Māori and Council Working Party: Membership on Council Working Parties (Item 7.10)**

ID: A974626

Report from Kaiarahi Kaupapa Māori – Specialist Advisory Māori, Rachel Ropiha

Moved (Dimery/Shepherd)

1. That the report 'Te Taitokerau Māori and Council Working Party: Membership on Council Working Parties' by Rachel Ropiha, Kaiarahi Kaupapa Māori – Specialist Advisory Māori, and dated 11 August 2017, be received.
2. That council endorse the following nominees associated with each working party, noting that only one member will attend any given meeting as the official representative of Te Taitokerau Māori and Council Working Party:
  - a) Marine Management Working Party: Members Hakaraia, Murphy, Norris.
  - b) Natural Resources Working Party: Members Chetham, Norris, (plus one further nomination yet to be confirmed).
  - c) Pest Management Working Party: Members Elboz, Harawene, Rameka, (plus one further nomination yet to be confirmed).
  - d) Planning Working Party: Members Chetham, Mahanga, Murphy, Tautari.
3. That council delegate to Group Manager – Strategy and Governance, Jonathan Gibbard, the authority to liaise with the non-elected co-chair as to the preferred nominee for each working party.

Carried

## **Review of Economic Development Arrangements in Northland – Final Report (Item 7.11)**

ID: A973188

Report from Darryl Jones, Economist

Moved (Sinclair/Stolwerk)

1. That the report 'Review of Economic Development Arrangements in Northland – Final Report' by Darryl Jones, Economist, and dated 8 August 2017, be received.
2. That council receives the Review of Economic Development Arrangements in Northland report prepared by MartinJenkins.
3. That council instructs staff to provide it with options for responding to the findings and recommendations of the review.

Carried

## **Scoping of Irrigation Scheme Options in Northland – Final Report (Item 7.12)**

ID: A973206

Report from Economist, Darryl Jones

Moved (Dimery/Smart)

1. That the report 'Scoping of Irrigation Scheme Options in Northland – Final Report' by Darryl Jones, Economist, and dated 8 August 2017, be received.

2. That council receives the Scoping of Irrigation Scheme Options in Northland report prepared by a consortium led by Opus International.
3. That council instructs staff to provide it with options for responding to the findings and recommendations of the report.

Carried

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

ID: A970301

Report from Chairman, Bill Shepherd

Moved (Shepherd/Sinclair)

That the report 'Chairman's Report to Council' by the Chairman, Bill Shepherd, and dated 10 August 2017, be received.

Carried

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

ID: A970258

Report from PA/Team Admin – Strategy and Governance, Sally Bowron

Moved (Shepherd/Finlayson)

That the report 'Chief Executive's Report to Council' and dated 10 August 2017, be received.

Carried

*Secretarial Note: Council acknowledged NRC's recognition at the inaugural New Zealand Biosecurity Awards and commended council's contribution to biosecurity; especially that of Biosecurity Manager, Don McKenzie.*

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

ID: A971773

Report from Governance Support Manager, Chris Taylor

Moved (Smart/Sinclair)

That the unconfirmed minutes of the Property Subcommittee held on 12 July 2017 be received.

Carried

## Business with the Public Excluded (Item 10.0)

ID: A975553

Report from Governance Support Manager, Chris Taylor

Moved (Shepherd/Sinclair)

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	Confirmation of Confidential Minutes of the Council Meeting – 18 July 2017	The reasons for excluding the public are as stated in the minutes of the open section of the meeting.
10.2	Receipt of Confidential Committee Minutes – Property Subcommittee 12 July 2017	The reasons for excluding the public are as stated in the minutes of the open section of the meeting.
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	Hihiaua Precinct 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 out, without prejudice or disadvantage, commercial activities 7(2)(h), and to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) 7(2)(i).

Carried

## CONCLUSION

The meeting concluded at 2.11 pm.

**NORTHLAND REGIONAL COUNCIL**

Minutes of the extraordinary meeting of the council  
held in the Council Chamber, 36 Water Street, Whangārei,  
on Wednesday 30 August 2017, commencing at 9.30 am

**Present:** Chairman, Bill Shepherd

Councillors:

John Bain  
Justin Blaikie  
Paul Dimery  
Mike Finlayson  
Penny Smart  
Rick Stolwerk  
Joce Yeoman

**In Attendance:**

**Full Meeting**

GM – Regulatory Services  
Policy Development Manager  
Resource Management Planning and Policy Manager  
Governance Support Manager

*The Chairman declared the meeting open at 9.30 am.*

**Apologies (Item 1.0)**

**Moved (Shepherd/Smart)**

That the apology from Councillor Sinclair for non-attendance be received.

**Carried**

*Secretarial Note: The apology from Chief Executive Officer, Malcolm Nicolson, was noted.  
The meeting concluded before his arrival.*

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

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

**Approving the Proposed Regional Plan for Notification (Item 3.1)**

ID: A971950

**Report from Policy Development Manager, Ben Lee**

**Moved (Stolwerk/Finlayson)**

1. That the report 'Approving the Proposed Regional Plan for Notification' by Ben Lee, Policy Development Manager, and dated 23 August 2017, be received.
2. That council approve the public notification of the 'Proposed Regional Plan for Northland' (included as **Attachment One** of the report 'Approving the Proposed Regional

Plan for Notification' by Ben Lee, Policy Development Manager, and dated 9 August 2017) in accordance with Clause 5, Schedule 1, Resource Management Act 1991.

3. That the public notification of the 'Proposed Regional Plan for Northland' be on or before 15 September 2017.
4. That the submission period for the 'Proposed Regional Plan for Northland' be 50 working days.
5. That council adopts the report 'Section 32 Report – Proposed Regional Plan for Northland' (included as **Attachment Two** of the report 'Approving the Proposed Regional Plan for Notification' by Ben Lee, Policy Development Manager, and dated 9 August 2017) as the evaluation report required by Section 32 and Clause 5, Schedule 1 of the Resource Management Act 1991 to accompany the notification of the Proposed Regional Plan.
6. That council adopts the 'Plan to monitor and enforce compliance - Proposed Regional Plan for Northland' (included as **Attachment Three** of the report 'Approving the Proposed Regional Plan for Notification' by Ben Lee, Policy Development Manager, and dated 9 August 2017).
7. That council delegates to the Group Manager – Regulatory Services the authority to make any necessary minor formatting, typographical, and administrative changes to the 'Proposed Regional Plan for Northland', 'Section 32 Report - Proposed Regional Plan for Northland', and 'Plan to monitor and enforce compliance - Proposed Regional Plan for Northland'.
8. That council delegate authority to a hearing panel of three members made up of one councillor and two independent commissioners, under Section 34A of the Resource Management Act 1991, to conduct the hearing into submissions on the 'Proposed Regional Plan for Northland' and make recommendations to council on the 'Proposed Regional Plan for Northland' in response to submissions.
9. That council approve the appointment of Councillor Yeoman to the three-member hearing panel for the Proposed Regional Plan for Northland.
10. That council approve the appointment of Rob van Voorthuysen for the position of independent commissioner and chair of the three-member hearing panel for the 'Proposed Regional Plan for Northland'.

Carried (unanimous)

### Adoption of Catchment Management Plans (Item 3.2)

ID: A972957

Report from Resource Management Planning and Policy Manager, Justin Murfitt

Moved (Yeoman/Stolwerk)

1. That the report 'Adoption of Catchment Management Plans' by Justin Murfitt, Resource Management Planning and Policy Manager, and dated 7 August 2017, be received.
2. That council adopt the catchment management plans developed for the Doubtless Bay, Waitangi, Mangere, Whangārei Harbour and Poutō catchments, subject to minor, non-material amendments for formatting or layout purposes.
3. That the adopted catchment management plans be made available on council's website.

Carried

ID: A978362

Extraordinary Council Meeting  
30 August 2017

*Secretarial Note: Appreciation was extended to both council and staff for their contribution to the development of the Proposed Regional Plan. A letter of appreciation also to be sent to the members of the Māori Technical Working Party.*

## **CONCLUSION**

The meeting concluded at 9.35 am.

Unconfirmed Minutes

**TITLE:** Receipt of Action Sheet  
**ID:** A981646  
**To:** Council Meeting, 19 September 2017  
**From:** Chris Taylor, Governance Support Manager  
**Date:** 8 September 2017

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### Executive summary

The purpose of this report is to enable the council to receive the current council action sheet.

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### Recommendation

That the council action sheet be received.

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### Attachments

- *Council Action Sheet*

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### Authorised by Group Manager

**Name:** Jonathan Gibbard  
**Title:** Group Manager – Strategy and Governance  
**Date:** 11 September 2017



**Council Actions new**

IRISID	Current Status	Request Date	Reso/Req	Description	Request Details	Note Text	Date of Note	Requested By
REQ.585908	Open	22 Aug 2017	RESO	Externally Managed Funds	That the Investment Subcommittee: * Review the likely direction of the NZ dollar and consider entering into a contract to hedge their exposure to currency risk when the NZ dollar gets to AUD 90 cents. * Give consideration to the investment recommendations tabled by Eriksen & Associates at the August council meeting.			Council
REQ.585910	Open	22 Aug 2017	REQ	Revenue and Collections Quarterly Reporting	That a first quarter Revenue and Collections report from all the TLAs be provided to council (both as an agenda item and via email). The council to then review whether this reporting be continued.	The information will be provided to the October 2017 council meeting.	06 Sep 2017	Council
REQ.585912	Closed	22 Aug 2017	REQ	Rates reconciliations	That FNDC staff work with NRC to ensure that there is consistent reporting on regional rates collection.	Noted and will be undertaken as part of the report to council in October.	06 Sep 2017	Council
REQ.585926	Closed	22 Aug 2017	REQ	Investment Funds Workshop	That council be given the opportunity to workshop options for investment funds (including but not limited to policies/rationale for reinvestment of returns from NRC's investment funds, potential use of surpluses if not reinvested into investment funds and scenarios if various investment funds were capped at a level and returns used on operational matters)	COMPLETE. A workshop is scheduled for Tuesday 29 August 2017.	25 Aug 2017	Council
REQ.585927	Closed	22 Aug 2017	RESO	Elected Members' Expenses and Allowances Policy	That the Elected Members' Expenses and Allowances Policy, as amended, be submitted to the Remuneration Authority for approval.	Elected members allowances policy sent to the remuneration authority on 28/08/2017.	04 Sep 2017	Council
REQ.585928	Closed	22 Aug 2017	RESO	Regional Pest Management Plan 2017-2027	That a public notice be issued stating the council's decision on the Regional Pest Management Plan 2017-2027; and stating where the plan resulting from the council's decision can be read.	Complete.	11 Sep 2017	Council
REQ.585929	Closed	22 Aug 2017	RESO	Transportation Procurement Strategy 2017-2021	That the NZTA be requested to: * Endorse the Transportation Procurement Strategy 2017-2021 * Approve the term of the new MO&R contracts at 4+2+1+1 (8 years maximum); and * Approve the use of the NTA, established as a Shared Services Business Unit, providing in house professional services to the four Northland councils.	NTA to submit Regional Procurement Strategy to NZTA for endorsement. Document has been approved by all four councils.	05 Sep 2017	Council
REQ.585930	Open	22 Aug 2017	RESO	Loan to Northland Emergency Services Trust	That the details of the security arrangement being offered on the second aircraft be brought to council for approval.			Council
REQ.586050	Closed	30 Aug 2017	RESO	Notification of Regional Plan	That the public notification of the 'Proposed Regional Plan for Northland' be on or before 15 September 2017.			Council
REQ.586051	Open	30 Aug 2017	RESO	Catchment Management Plans Availability	That the adopted catchment management plans be made available on council's website.			Council
REQ.586052	Open	30 Aug 2017	REQ	A letter of appreciation	A letter of appreciation to be sent to the members of the Māori Technical Working Party.			Council

**TITLE:** Council Working Party Updates

**ID:** A978765

**To:** Council Meeting, 19 September 2017

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

**Date:** 8 September 2017

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### Executive summary

The purpose of this report is to update council on the recent discussions/activities of its respective working parties. Please note that working parties carry no formal decision-making delegations from the council.

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### Recommendation

1. That the report 'Working Party Updates' by Jonathan Gibbard, Group Manager – Strategy and Governance, and dated 8 September 2017, be received.
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### Property Working Party (Chair Cr Smart)

The Property Working Party met on 9 August 2017. Topics for discussion included an update on the 8 Kensington Avenue property, industrial area property sales, councils approach on its Hihiaua Precinct properties and council's Union East Street storage facility construction project.

Following discussion, the working party agreed that the next steps in progressing these issues included:

- Progressing the industrial area sale agreements for full council approval; and
- Taking a strategic approach to what Hihiaua Precinct properties are purchased or sold; and
- Progressing the storage facility build.

### Te Taitokerau Māori and Council Working Party (Co-chairs Cr Dimery and member Tipene)

Te Taitokerau Māori and Council Working Party met on 10 August. The agenda covered a number of issues including the reforming of the technical advisory group (see agenda item 7.2 of this agenda), an update of the Proposed Regional Plan (consultation and hearings panel) and a reviewed version of the Terms of Reference.

Two key items discussed were the provision of appointed members on alternate council working parties and Māori Representation (as provided for in the Local Electoral Act 2001).

### Pest Management Working Party (Chair Cr Finlayson)

The Pest Management Working Party met on 16 August 2017. Topics for discussion included the proposed Northland Regional Pest & Marine Pathway Management Plan 2017-2027, concept of a rodent and possum free city – Whangarei, Pest Free Northland 2028 and wild deer liberations.

Following discussion, the Working Party provided advice on the following next steps:

- Staff to present Pest Free Northland 2028 at a workshop as part of the Long Term Plan; and
- Staff to take consultation of the concept of a rodent and possum free city – Whangarei back to Te Taitokerau Māori Advisory Committee to raise awareness within the community

**Marine Management Working Party (Chair Cr Stolwerk)**

The Marine Management Working Party met on 23 August 2017. The main topic for discussion was options to progress marine protected areas in Northland. A paper with recommended actions from the working party can be found in item 7.1 of this agenda.

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**Authorised by Group Manager:**

**Name:** Jonathan Gibbard  
**Title:** Group Manager – Strategy and Governance  
**Date:** 11 September 2017

**TITLE:** Council Working Group Updates  
**ID:** A978778  
**To:** Council Meeting, 19 September 2017  
**From:** Nola Sooner, PA/Administrator - Environmental Services  
**Date:** 8 September 2017

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### Executive summary

The purpose of this report is to update council on the recent discussions/activities of its respective working groups. Please note that working groups carry no formal decision-making delegations from the council.

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### Recommendation

That the report 'Council Working Group Updates' by Nola Sooner, PA/Administrator – Environmental Services and dated 8 September 2017, be received.

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### Kerikeri-Waipapa River Working Group (Chair Cr Joce Yeoman)

The Kerikeri-Waipapa River Working Group met on 25 August 2017. Topics for discussion included:

- NRC Works Proposal for Long Term Plan.
- Revised Kerikeri Flood maps.
- Minor Works Update 2016-2017

Following discussion, the working group agreed:

- To support the proposal to consult on the use of the remaining fund for projects identified as part of the Kerikeri spillway project, through the 2018-28 Long Term Plan.
  - That trees are to be removed downstream of State Highway 10 bridge.
- 

### Authorised by Group Manager:

**Name:** Bruce Howse  
**Title:** Group Manager – Environmental Services  
**Date:** 11 September 2017

**TITLE:** Financial Report to 31 August 2017

**ID:** A981578

**To:** Council Meeting, 19 September 2017

**From:** Vincent McColl, Financial Accountant

**Date:** 6 September 2017

### Executive summary

This report is to inform council of the year to date (YTD) financial result to August 2017.

Council has achieved a YTD surplus after transfers to and from reserves of \$830K. This compares to the budgeted surplus of \$835K unfavourably by \$5K.

### Recommendation

That the 'Financial Report to 31 August 2017' by Vincent McColl, Financial Accountant, and dated 6 September 2017, be received.

### Report

SUMMARY OPERATING RESULTS			
	000's ACTUAL YTD	000's BUDGET YTD	000's VARIANCE YTD
Revenue (including other gains)	\$ 6,017	\$ 5,972	\$ 45
Expenditure	\$ 4,818	\$ 4,999	\$ 181
<b>NET (COST)/SURPLUS BEFORE TRANSFERS FROM/(TO) RESERVES</b>	<b>\$ 1,199</b>	<b>\$ 972</b>	<b>\$ 227</b>
Transfer From (To) Special Reserves	\$ (369)	\$ (137)	\$ (232)
<b>NET (COST)/SURPLUS AFTER TRANSFERS FROM/(TO) RESERVES</b>	<b>\$ 830</b>	<b>\$ 835</b>	<b>\$ (5)</b>

### Revenue

Year to date revenue is \$6.02M which is \$45K or 0.8% above budget.

## ITEM: 6.1

Page 2 of 2

YTD REVENUE VARIANCE INDICATORS BY REVENUE TYPE				
<div><div></div></div>	= negative (unfavourable) variance over 10%	FAV / UNFAV		Commentary
<div><div></div></div>	= negative (unfavourable) variance under 10%			
<div><div></div></div>	= positive (favourable) variance	\$	%	
Rates		\$11,598	0.3%	
User Fees and Sundry		(\$39,941)	(2.8%)	• Low er than budgeted transport revenue \$48K
Grants and Subsidies		\$14,442	7.1%	
Investment Interest Income		\$67,696	57.4%	• Working capital fund gains \$37K above budget.
Investment Property Income		\$14,852	5.3%	
Dividend Income		\$0	-	
Property Reinvestment Fund		(\$67,055)	(25.5%)	• The budgeted capital base included the sale of Carruth street w hich never settled. Additional rental income partially offsets this. • Low er equity gains in the Aspiring and Salt funds
Community Investment Fund		(\$3,251)	(2.3%)	
Infrastructure Reinvestment Fund		\$46,896	85.4%	
Total		\$45,238	0.8%	

***Expenditure***

Year to date expenditure is \$4.82M, which is \$181K or 3.6% below budget.

YTD EXPENDITURE VARIANCE INDICATORS BY COUNCIL ACTIVITY				
<div><div></div> = negative (unfavourable) variance over 10%</div> <div><div></div> = negative (unfavourable) variance under 10%</div> <div><div></div> = positive (favourable) variance</div>		FAV / UNFAV		Commentary
		\$	%	
Regulatory Services		\$42,979	3.5%	
Environmental Services		\$137,584	9.1%	• Timing of programmes of work
Strategy and Governance		(\$2,912)	(0.3%)	
Customer Service - Community Resilience		(\$45,358)	(4.4%)	• Higher than budgeted labour charges to customer services
Corporate Excellence		\$99,370	11.9%	• Timing issues in HR and IT budgets to be rephased
CEO Office		(\$69,151)	(16.2%)	• More labour charged to this group than budgeted • More than budgeted rates on investment properties of \$40K
Internal Transfers		\$18,900	(1.7%)	
Total		\$181,412	3.6%	

At this time of year we are working with the managers on the phasing of budgets in order to better line up the budget timing with expected work patterns.

**Authorised by Group Manager:**

**Name:** Dave Tams  
**Title:** Group Manager – Corporate Excellence  
**Date:** 6 September 2017

**TITLE:** Marine Management Working Party Update

**ID:** A982824

**To:** Council Meeting, 19 September 2017

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

**Date:** 8 September 2017

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### Executive summary

This paper provides an update from the Marine Management Working Party (the Working Party) on progress to review existing community led marine protected area proposals with the aim of identifying options for council to support the establishment of additional marine protected areas in Northland.

The Working Party identified eight potential proposals and narrowed its focus down to the following three most developed proposals:

- Creating a marine reserve within the Bay of Islands;
- Converting the existing Mimiwhangata marine park into a marine reserve; and
- Creating a multi-purpose marine park off the Tutukaka Coast.

Following presentations from the proponents of these three proposals the Working Party concluded that the Bay of Islands and Mimiwhangata proposals are the more advanced and more likely to be progressed within the medium to short term. There are, however, unresolved issues with both proposals, particularly surrounding tāngata whenua support, that need to be resolved before these proposals can progress.

The Working Party recommends that council focus on working with the proponents of these two proposals to see what support can be provided to facilitate their progression. There is, however, a chance that neither proposal is able to be progressed in a timely fashion. The Working Party also recommends that council continues to advocate strongly to central government to encourage government agencies to actively partner with Northland communities and agencies to progress these two proposals and how a broader process to establish greater marine protected areas in Northland could be progressed.

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### Recommendations

1. That the report 'Marine Management Working Party Update' by Jonathan Gibbard, Group Manager – Strategy and Governance, and dated 4 September 2017, be received.
2. That council supports the ongoing investigation of the Marine Management Working Party to facilitate the creation of a marine reserve within the Bay of Islands and converting the Mimiwhangata marine park into a marine reserve.
3. That council continues to advocate strongly to central government to actively partner with Northland tāngata whenua, communities and agencies to advance the Bay of Islands and Mimiwhangata proposals and to establish greater marine protected areas generally within Northland's marine environment.

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## Background

In February 2017 council passed the following resolutions:

1. That council acknowledges the potential positive impact on community well-being and economic development of the region through the creation of marine parks or reserves along the Northland coastline.
2. That council leads an initial investigation into the current status of existing community led marine reserve and marine park proposals, to identify how council can best support the establishment of additional marine reserves/parks along the Northland coastline.
3. That this investigation be undertaken by the Marine Management Working Party and that the working party provide recommendations back to council in time for any additional resource requirements to be included for consideration in the council's 2018–2028 Long Term Plan.

Since then, the Marine Management Working Party identified eight potential community driven marine protected area proposals. The proposals are at various stages of development, ranging from a general concept, through to a well worked up proposal nearly ready to be formally lodged with the Department of Conservation (DOC).

The Working Party narrowed its focus down to the following three most developed proposals:

- Proposed marine reserve in the Bay of Islands;
- Converting and expanding the current Mimiwhangata marine park into a marine reserve; and
- Proposed multi-purpose marine park off the Tutukaka Coast.

The Working Party received presentations from the proponents of each proposal, which outlined what the proposal involved, its current status, and the proponents view of what assistance council could provide.

Based on the information received through these presentations, and additional information provided, these proposals were assessed against agreed evaluation criteria to provide a rough guide to assist the Working Party in its recommendations to council.

In short, the Bay of Islands and Mimiwhangata proposals are significantly more advanced than the Tutukaka Coast proposal, having clearly documented the proposal, undertaken ecological surveys and (informal) public engagement / consultation, and therefore scored higher in the evaluation.

If council's aim is to progress the establishment of greater marine protected areas in Northland's marine environment within a timely fashion, then the Working Party concluded that both the Bay of Islands and Mimiwhangata proposals could be supported simultaneously. While council could provide staff time and financial support to progress the proposals through the formal legislative process, both proposals still have outstanding issues to resolve prior to formal lodgement with DOC.



The main issue for both proposals is whether they will be supported by local hapū and iwi. If the issue of support is not able to be resolved, then there may be no proposals for council to support through the formal legislative process. Proponents are aware of the importance to engage with hapū and iwi, and the need to find an approach that can be supported by hapū and iwi.

In addition to engaging with local proponents of marine protected area initiatives, the Working Party sought support and clarity on a number of points from central government Ministers. A letter was sent to Ministers Smith, Barry and Guy. A copy of council's letter and Minister Barry's response is provided as **Attachments 1 and 2** respectively.

Minister Barry's response provides good news in that it clarifies that marine reserve applications can still be lodged in the interim while the new legislation is being drafted. However, it is disappointing that central government agencies are not in a position to actively partner with and support Northland to advance marine protected areas at this stage.

The letter also clarifies DOC's approach and intention to undertake a more strategic assessment to the identification of potential future marine reserves based on protecting representative ecosystems. While this approach is theoretically sound, history shows that this is an extremely time-consuming process involving significant resources and, in the past, has failed due to the process taking so long that it runs out of financial and political support before anything has been achieved on the ground (i.e. an actual marine reserve established).

If neither the Bay of Islands nor the Mimiwhangata proposal is able to be formally lodged with DOC and progressed, then an alternative longer term option may need to be considered by council. In the meantime, the Working Party suggests that council continues to advocate to central government for Northland to be the next region for government agencies to focus on progressing marine protection and that council continues to investigate how this wider strategic regional review could be started now, streamlined, and advanced in a more timely fashion.

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**Considerations:**
**1. Options**

No.	Option	Advantages	Disadvantages
1	Council formally extends its support to the Bay of Islands and Mimiwhangata marine reserve proposals and continues to advocate to central government to partner with the Northland region.	Given these two proposals are well advanced, there is more likelihood of a new marine reserve being established in Northland in a timely fashion. Focusing on these two proposals is a cost-effective way of council providing support rather than leading a region wide strategic review.	There are many obstacles to advancing marine reserve proposals and there is a reasonable likelihood that neither of these proposals will progress.
2	Council conclude its investigation and not provide any support to progress greater marine protected area proposals in Northland.	No further council resources will be diverted towards supporting the progression of marine protected areas in Northland.	Council has the ability to provide valuable financial and technical support to community led marine protected area initiatives. Without this support these proposals are likely to take longer to progress (if at all).

Staff support the Working Party recommendation of Option 1 – that council supports the progression of the Bay of Islands and Mimiwhangata proposals. If this recommendation is supported, staff will re-engage with the proponents to see what support council can provide to lodge them with DOC. Staff will also bring recommendations to council Long Term Plan 2018–2028 workshops for the allocation of budget to support these proposals.

**2. Significance and engagement**

In relation to section 79 of the Local Government Act 2002, this decision is considered to be of low significance when assessed against council's significance and engagement policy because it has previously been consulted on and provided for in council's Long Term Plan and/or is part of council's day to day activities. This does not mean that this matter is not of significance to tāngata whenua and/or individual communities, but that council is able to make decisions relating to this matter without undertaking further consultation or engagement.

**3. Policy and legislative compliance**

The decisions proposed in this report are within and/or consistent with relevant policy and legislative requirements. Of note is that the relevant legislation does not provide for councils to initiate and advance a marine reserve proposal. Tāngata whenua and community groups are able to, and it is on that basis that council is looking to support existing proponents of marine reserve proposals.

### Further considerations

#### 4. Community views

While community views can be divided, at a general or concept level most people seem to agree with the idea of providing greater marine protection. However, when this issue is narrowed down to a specific site then affected communities and competing interests can reduce or turn this general support into site specific opposition. While evidence provided by the proponents of the Bay of Islands proposal would suggest a reasonable level of community support, at this stage it is not possible, within the current council programme, to have a clear gauge of community views on this proposal. Likewise, the Mimiwhangata proposal is likely to have a level of community opposition. This may be tempered by the fact that the majority of the proposal is already managed as a marine park.

#### 5. Māori impact statement

While both proposals have included engagement with tāngata whenua, and the Mimiwhangata proposal is being progressed by a local hapū, further engagement and discussion with tāngata whenua is essential prior to any further progression of these proposals. In both cases, the Working Party has been advised that there are outstanding concerns from iwi and/or hapū surrounding the proposals which will need to be addressed prior to any formal lodgement of a marine reserve application with DOC.

#### 6. Financial implications

Progressing this has currently been achieved through existing staff resources. Should council decide to formally engage and seek to support these proposals then it is likely that additional resources will be required (both staff and budget). Should council endorse option 1, then staff will bring further resourcing recommendations to subsequent LTP workshops for council consideration.

#### 7. Implementation issues

There are many potential implementation issues, some have been traversed through the body of this report. Should council resolve to support progressing the Bay of Islands and Mimiwhangata proposals then it should do so knowing that these processes generally do not progress quickly, can be resource hungry, and usually controversial. Maintaining political and financial support and gaining tāngata whenua and public support will be critical to the success of these proposals.

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### Attachments:

- Attachment 1: NRC letter to Ministers
- Attachment 2: Minister Barry's response

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### Authorised by Group Manager:

Name: Jonathan Gibbard  
Title: Group Manager – Strategy and Governance  
Date: 8 September 2017



Te Kaunihera a rohe o Te Tai Tokerau

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22 May 2017

Hon Maggie Barry, Minister of Conservation  
Hon Nathan Guy, Minister of Primary Industries  
Hon Dr Nick Smith, Minister for the Environment  
Private Bag 18 888  
Parliament Buildings  
Wellington 6160

Dear Ministers

**MARINE PROTECTION IN NORTHLAND**

The Northland Regional Council has recently reaffirmed its support for greater marine protection in Northland. Northland's coastline is one of our greatest natural assets with significant biodiversity and amenity values and significant opportunities to make a more meaningful contribution to our regional and national economy.

Council has considered how it can best advance greater marine protection in Northland. History would tell us that starting from scratch or go through a long strategic process of identifying representative space is hugely time consuming, resource hungry and quite likely to run out of steam before any new marine protected areas are established. Instead, council has decided to work with active communities, who already have a proposal developed and may need some support to move their proposal forward to actually be established as a new marine protected area.

After a high level review of approximately 8 proposals, council is currently in the process of meeting with the proponents of the three more advanced community proposals. These proposals include:

- a marine reserve in the Bay of Islands;
- converting the existing Mimiwhangata Marine Park into a marine reserve; and
- a mixed use marine park off the Tutukaka coast.

Council recognises that your respective Ministries have critical roles to play in advancing any marine protected area proposal in Northland. With that in mind, council seeks your support and would like to partner with your respective agencies to advance at least one of these proposals to an operative status within the next 3 years.

As you may be aware, senior council staff recently met with a number of your senior officials and were informed that there is an unofficial moratorium in place on receiving any new marine reserve applications (until after the new marine protected areas legislations is enacted) and that the new legislation is unlikely to be enacted until October 2018.

Your consideration of the following matters would be appreciated. Your response will help inform our discussions with the community and our approach and resourcing requirements going forward.

- Are government agencies prepared to partner with the Northland Regional Council and Northland communities to establish new marine protected areas in Northland? If so, please detail how and who we should engage with.
- Is there a moratorium in place on receiving any new marine reserve proposal until after the new marine protected areas legislation is enacted?
- When do you anticipate the new marine protected areas legislation will be enacted?
- Are there any implications of the recent Marine and Coastal Area applications on progressing marine protected areas?

Council looks forward to your support and working with you to advance marine protection and achieving the wider benefits marine protection can bring Northland.

Please do not hesitate to contact either myself, Bill Shepherd, (021 433 574) or Jonathan Gibbard, Group Manager Strategy and Governance (027 807 9152), for further information or clarification.

Regards



Bill Shepherd  
Chairman



Rick Stolwerk  
Councillor  
Chair, Marine Management Working Party



# Office of Honourable Maggie Barry ONZM

MP for North Shore

Minister for Arts, Culture and Heritage

Minister of Conservation

Minister for Senior Citizens

ITEM: 7.1  
Attachment 2

04 AUG 2017



Bill Shepherd and Rick Stolwerk  
Northland Regional Council  
Private Bay 9021  
Whangarei 0148

Dear Mr Shepherd and Cr Stolwerk

Thank you for your letter of 22 May 2017 advising Marine Ministers of Northland Regional Council's interest in advancing marine protection in the region.

It is pleasing to see your Council's interest in marine protected areas (MPA), and that there is continued enthusiasm from some sectors in developing marine spatial management initiatives in Northland.

The Government would like to see a representative MPA network developed around New Zealand, and to achieve this through regional collaborative processes. Our experience of single ad hoc marine reserve processes is that they can cause conflict, are time and resource intensive, and do not always result in optimal outcomes for all stakeholders or the environment.

Our current priority as Marine Ministers is to reform the existing marine protected areas legislation to consolidate existing protection tools, and to provide a strategic and more efficient process that is flexible, collaborative and provides optimal outcome for all interests. One of the key components of the reforms is to include efficient collaborative MPA establishment processes to resolve conflicts between use, protection and rights.

Good progress is being made on the reform but, at this stage, we are not in a position to say when the legislative process will be concluded.

In respect to new marine reserves applications, these can still be applied for under the Marine Reserves Act and would be considered on a case by case basis. While we undertake the reform process, however, it would be unlikely for us to progress new applications unless it could be demonstrated that there is a high level of "buy in" across iwi, industry and community groups, and that the proposed protected areas would contribute to a wider network of marine managed areas.

We are also focused on advancing current regional planning processes that are already well under way. Following the passage of the legislation, we will consider which are the next priority regions for a marine management process to be run. Northland, as well as other areas, could be considered in the future. Taking a planned approach to marine spatial management will give you a much stronger case for Northland to be prioritised.

You may wish to consider undertaking the following steps:

- seek feedback on the level of support and potential acceptance across iwi and stakeholders to increase marine management in Northland,



- consider possible impacts on existing users,
- carry out information gathering, and
- undertake an analysis of the costs and benefits to the region of establishing marine protected areas and other management tools.

Officials have science and technical tools that can also support you to achieve this, and we suggest seeking their guidance as to where best to direct your energy and resources in the future.

You asked whether are there any implications of the recent Marine and Coastal Area application on progressing marine protected areas.

Applications for recognition of customary interest under the Marine and Coastal Area (Takutai Moana) Act 2011 (MACAA) are currently being processed by the Ministry of Justice. If a group becomes a recognised holder of customary marine title under the MACAA, the group can then give or decline permission for the Minister or Director-General of Conservation to consider an application or proposal for a "conservation activity", including an application under the Marine Reserves Act 1971 to declare or extend a marine reserve.

Irrespective of whether customary marine title is gained, the requirements under the MACAA are that "affected iwi, hapu, or whanau" have the right to participate in "conservation processes", including the establishment of marine reserves and other tools such as marine mammal sanctuaries, and are required to be notified of proposals or applications. Decision-makers must have particular regard to the views of affected iwi, hapū, or whānau in considering applications or proposals.

At this stage of the reform process and, with the need to focus on the two existing regional planning processes under way, government agencies are not in a position to partner with you, or to prioritise Northland as the next area to run a regional process. They will, however, be able to provide guidance and keep you up-to-date with the reform process and implementation strategy.

Thank you for your ongoing enthusiasm and efforts to advance marine protection and management in Northland. Please contact Sean Cooper, Marine Policy Manager, DOC, [scooper@doc.govt.nz](mailto:scooper@doc.govt.nz), Mobile 0274 785 964 to discuss what technical support and guidance officials can provide you at this stage.

Yours sincerely



Honourable Maggie Barry ONZM  
**Minister of Conservation**

On behalf of

Hon Dr Nick Smith  
**Minister for the Environment**

Hon Nathan Guy  
**Minister of Primary Industries**

**TITLE:** TTMAC Māori Technical Advisory Group: Re-establishment and Participation in Council Processes

**ID:** A981801

**To:** Council Meeting, 19 September 2017

**From:** Rachel Ropiha, Kaiarahi Kaupapa Māori – Specialist Māori Advisor

**Date:** 5 September 2017

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### Executive summary

At the March 2016 meeting of council the report 'Māori Participation in NRC Planning Processes' was tabled. The report outlined recommendations from the former Te Taitokerau Māori Advisory Committee regarding early technical engagement in council plans being developed at that time.

This paper seeks endorsement from council to reform this group for the purpose of providing input into council's Long Term Plan 2018–2028, Regional Land Transport Review, and the development of a communications plan for the new TTMAC Working Party (replacing the former committee).

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### Recommendations

1. That the report TTMAC Māori Technical Advisory Group: Re-establishment and Participation in Council Processes, by Rachel Ropiha, Kaiarahi Kaupapa Māori – Specialist Māori Advisor, and dated 5 September 2017, be received.
2. That council agree to fund three workshops of TTMAC Māori Technical Advisory Group in order to participate in the development of the Long Term Plan 2018–2028, Regional Land Transport Review, and to develop a draft communications strategy for the Te Taitokerau Māori and Council Working Party.
3. That the following TTMAC Working Party members are appointed as the Māori Technical Working Party:

Juliane Chetham	Patu Hohepa	Henry Murphy	Mira Norris
Nora Rameka	Rowan Tautari	Bundy Waitai	
4. That for the purposes of adhering to council's Appointed Members Policy, that the membership and meeting schedule of the working party as outlined in this report be approved.

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### Background:

The initial Te Taitokerau Māori Advisory Committee - now TTMAC Working Party had as part of its purpose:

- To establish and advance a model of Māori engagement that is equitable, sustainable and empowering that will drive environmental and economic priorities across the region.



- To ensure the views of Māori are taken into account in the exercise of council functions.

As a result of these statements, the then committee established a working party which reviewed mechanisms from around the country on how to gain effective participation of Māori at the front end when developing plans and policies.

The working party found and recommended back to the full committee, that the process followed by Northland Regional Council at the time of developing its Regional Policy Statement, was the preferred process for Māori input into planning processes. That recommendation was presented to full council and saw the establishment of a nine member TTMAC Māori Technical Advisory Group (M-TAG) which worked with council in the development of the Pest Management, Annual and Draft Regional Plans.

The TTMAC Working Party now are again seeking endorsement for M-TAG to be reformed. The first three projects for M-TAG to provide technical input into include:

- Development of the Long Term Plan 2018-2028;
- Review of the Regional Transport Plan; and
- The development of a draft TTMACWP communications plan.

To note, in recommending reforming M-TAG, TTMAC Working Party advise that the membership now stands at seven (previously nine).

While TTMAC Working Party may appoint a subordinate working party – if they are seeking to have members reimbursed for their time, both the membership and a schedule of meetings needs to be approved by council, to comply with council's Appointment Member's Policy. As such this report seeks endorsement for the reforming of M-TAG with the following members and schedule of workshops:

Juliane Chetham	Patu Hohepa	Henry Murphy	Mira Norris
Nora Rameka	Rowan Tautari	Bundy Waitai	

Scheduled workshop dates:

- Monday 11 September
- Tuesday 10 October
- Tuesday 21 November

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**Considerations:**
**Options**

No.	Option	Advantages	Disadvantages
1	Endorse the reforming of M-TAG	Complying with the Terms of Reference for TTMAC Working Party. Complying with legislation specifically the Local Government Act 2002. Provides an effective and efficient mechanism for council to receive technical advice from Maori.	Will cost council to pay members meeting fee and mileage (this is however budgeted for).
2	Not endorsing the reforming of M-TAG	No cost to council for meeting fees and mileage.	Would remove what has previously been an effective means for council to receive valuable technical input from Maori. Would likely further strain the relationship between council and the non-elected members of TTMAC

The Local Government Act 2002 has specific provisions placing responsibilities on council to provide for the contribution of Māori to its decision-making. With this in mind, staff recommend option one as the preferred option.

Opting for this option will also ensure we are complying with the Terms of Reference and for one of the key purposes for establishing TTMAC Working Party, to inform council processes and plans.

**1. Significance and engagement**

This decision does not trigger council's significance and engagement policy and has previously been reported to council. This agenda item looks to reinforce and complement a previous decision of council.

**2. Policy and legislative compliance**

This decision specifically recognises and advances council obligations to Māori contained in the Local Government Act 2002 and is consistent with the Terms of Reference and

intent of the TTMAC Working Party. It would also be consistent with council's key focus area to develop meaningful and robust relationships with Māori in the rohe of Taitokerau.

### 3. Further considerations

This decision is relatively minor and consistent with previous decisions of council therefore community views, Māori impact statement, financial implications and implementation issues have not been analysed in detail.

It is, however, worth noting that council has budgeted to support the establishment of M-TAG and the re-establishment and payment of members' meeting fees and mileage can be accommodated within existing budgets.

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#### Authorised by Group Manager:

**Name:** Jonathan Gibbard  
**Title:** Group Manager – Strategy and Governance  
**Date:** 7 September 2017

**TITLE:** Biosecurity Operational Plan Report 2017

**ID:** A982090

**To:** Council Meeting, 19 September 2017

**From:** Don McKenzie, Biosecurity Manager; and Kane McElrea, Biosecurity Projects Manager

**Date:** 7 September 2017

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### Executive summary

The purpose of this report is to provide council with an operational report for the 2016/17 year on the Northland Regional Pest Management Strategies. This report, and the information provided in **Attachment 1** 'Biosecurity Operational Plan Reporting 2017', is a statutory requirement of Section 100b of the Biosecurity Act 1993.

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### Recommendations

1. That the report 'Biosecurity Operational Plan Report 2017' by Don McKenzie, Biosecurity Manager; and Kane McElrea, Biosecurity Projects Manager, and dated 7 September 2017, be received.
  2. That council receives this report as the implementation report of the Northland Regional Pest Management Strategies 2010–2015 operational plan in accordance with s100(B)(2) of the Biosecurity Act 1993 and for the period 2010 to 2017.
  3. That council delegates to the Group Manager – Environmental Services the authority to make any necessary minor formatting, typographical and administrative changes to the report of the Northland Regional Pest Management Strategies 2010–2015 operational plan.
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### Background:

The primary mechanisms available to the council for the control of pests are described in the Northland Regional Pest Management Strategies which were developed during 2010 in accordance with the Biosecurity Act 1993 (BSA). The law requires operational plans for the implementation of the strategies and Section 100b of the BSA requires the council to prepare a report on the operational plans no later than five months after the end of each financial year.

The Regional Pest Management Strategies (RPMS) describes five-year objectives and management methods for 192 pest organisms comprising 118 weeds, 47 pest animals, and 27 marine pests. These species are represented across 22 operational plans with multiple objectives and 113 performance targets.

The current strategies have undergone a review and a new Regional Pest and Marine Pathway Management Plan is expected to be adopted during October 2017. This report constitutes the final annual report on the current pest strategies and new operational plans will be presented to council for consideration once the new pest and pathway plan is finalised.

Key biosecurity programmes have been highlighted below and Attachment 1, Biosecurity Operational Plan Reporting 2017 provides a final operational report on the Northland Regional Pest Management Strategies 2010–2015.

### **Site-led programmes**

Community Pest Control Areas (CPCAs) are site led programmes which have required a substantial amount of materials costing \$240,000, and staff labour of over 6000 hours during the last year. Over 55 plans have been entered into since the programme began in 2005, and all are involved in weed or animal pest control – collectively these cover more than 76,000 hectares of private land and include over 1400 participants.

Kiwi monitoring results are continuing to increase at CPCA's where predator trapping for kiwi protection is being undertaken. The annual kiwi call count monitoring has improved from 4.1 calls per hour in 2005, to 8.9 calls per hour in 2015, and continues to show a positive trend. National trends in kiwi populations indicate a 2% decline in overall populations. However, at a regional scale Northland is reversing that trend and staff consider that an overall increase of 2% per annum, based on current levels of kiwi call counts is possible across the region each year.

### **Kauri dieback**

Northland Regional Council has been a partner in a joint agency programme to manage Kauri dieback in New Zealand since 2009. The programme involves Crown agencies Ministry for Primary Industries (MPI), Department of Conservation (DOC), and four northern regional councils (Northland, Auckland, Waikato and Bay of Plenty), and also includes tāngata whenua representation. The national programme costs approximately \$2 million per annum, and the NRC share of the cost totals \$88,000 per annum, with over 800 hours of staff time during the last year. There are currently 23 privately owned properties which have tested positive for kauri dieback disease. Staff continue to work with affected land owners to develop management plans to reduce the risk of spreading the disease further. Staff have also secured additional funding from MPI via the Tindall and Aotearoa Foundation to fence off forests containing Kauri trees for six privately owned properties. Any report of diseased trees is responded to with a site visit and by implementing management plans aimed at reducing the risk of disease spread on private land.

### **Manchurian wild rice**

The control of Manchurian wild rice is a large-scale plan encompassing more than 330 sites and thousands of hectares in the Dargaville area. Northland is part of a nationwide eradication and containment programme for this invasive pest plant, and in 2008 MPI signed a partnership agreement with the council to fund control of the plant. Approximately \$298,000 was spent on the management and control of Manchurian wild rice during the last year, and over the last 10 years more than \$2.4M has been invested in the management of this plant with the aim of eradication. The costs are fully funded by MPI. The 10 year programme has been successful in reducing the density of Manchurian wild rice at

management sites by 90 percent, and the Dargaville farming community have embraced the programme and formed farmer led control groups to accelerate the control programme. Biosecurity staff work alongside landowners to access private land and conduct the eradication work. There remain 336 sites under survey and MPI has indicated to staff that the current contract will be extended.

#### **Mediterranean fanworm**

The operational plan to respond to Mediterranean fanworm has also focussed on marine pest management. The operational targets for the marine pest management operational plan are being met with increased surveillance, compliance actions, and a significant increase in public awareness and publicity. The operational cost of the Mediterranean fanworm programme totalled over \$261,000, with an additional 2300 hours of staff time allocated to the programme for the 2016/17 year.

From the operational budget over \$120,000 was allocated to a comprehensive surveillance programme where contractors surveyed over 1500 hulls from Whangārei to Houhora. The surveillance programme was not only to monitor compliance with the RPMS rules but also to get a baseline on the level of fouling on hulls in Northland prior to development of the new marine pathways plan. One hundred and one incidents were recorded involving a suite of marine pests found on structures and hulls. Many of these did not require an immediate compliance order as the owners took immediate mitigation action, however 64 notices of direction under the Biosecurity Act were issued to vessel owners requiring them to clean their hulls. The quarantine station was used three times to treat vessels that were incapable of sailing to the nearest haul out for cleaning, and no new exclusion marine pests were detected during the 2016/17 financial year.

The review of the Biosecurity Act in October 2012 provided regional councils the opportunity to develop a marine pathways plan. These plans focus on managing the vector or pathway rather than the pest itself. Staff are now in the final stages of developing a marine pathways plan for Northland based on clean hulls (i.e. a minimal level of fouling). The Northland Regional Pest and Marine Pathway Management Plan 2017–2027 was approved by council and decisions have been publicly notified as of 26 August 2017. Data from the 2015/16 hull surveillance programme was instrumental in the development of a comprehensive cost benefit analysis for this new plan.

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#### **Considerations:**

##### **1. Options**

No.	Option	Advantages	Disadvantages
1	Council require changes or additions to the operational report.	Council additional needs are met.	Any additional data may impose delays in further reporting.

**ITEM: 7.3**

Page 4 of 4

2	Council accepts the operational report.	Reporting obligations are met and operational plans for the new pest and pathway plan can proceed.	None foreseen.
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The staff's recommended option is option 2, that council accepts the operational report.

## 2. Significance and engagement

In relation to section 79 of the Local Government Act 2002, this decision is considered to be of low significance when assessed against council's significance and engagement policy as it is part of council's routine annual reporting duties in accordance with the Northland Pest Management Strategies. This does not mean that this matter is not of significance to tāngata whenua and/or individual communities, but that council is able to make decisions relating to this matter without undertaking further consultation or engagement.

## 3. Policy and legislative compliance

It is a statutory requirement of the Biosecurity Act (BSA) part five that an operational report on the pest management strategy shall be provided to council within three months of the end of the financial year. This item complies with the requirements of the BSA to provide an operational report.

## Further considerations

### 4. Māori impact statement

This report relates to a council administrative matter and therefore does not have a direct impact on Māori. Any feedback on the report contents will be addressed in subsequent agenda items to council.

### 5. Financial implications

Nil

### 6. Implementation issues

Nil

## Attachments:

- *Attachment 1.*  
*Operational plan reporting spreadsheet*

## Authorised by Group Manager:

Name: Bruce Howse  
Title: Group Manager – Environmental Services  
Date: 7 September 2017

## Appendix 1: Biosecurity operational Plan Reporting

PLANTS					
4.1 Exclusion plants					
RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Cape tulip</li> <li>Cathedral bells</li> <li>Entire Marshwort</li> <li>Fringed waterlily</li> <li>Giant hogweed</li> <li>Holly-leaved Senecio</li> <li>Houttuynia</li> <li>Hydrilla</li> <li>Johnson Grass</li> <li>Knotweed (Asiatic &amp; giant)</li> <li>Nassella Tussock</li> <li>Phragmites</li> <li>Purple loosestrife</li> <li>Pyp grass</li> <li>Skeleton weed</li> <li>White bryony</li> </ul>	Preventing the exclusion plants from entering and establishing in Northland.	<ul style="list-style-type: none"> <li>To prevent the Exclusion plant pests becoming established in Northland Regional Council.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of plant pests and encourage sightings.</li> <li>To prohibit the sale/distribution of the exclusion plants pests.</li> </ul>	<ol style="list-style-type: none"> <li>A report is complete for all exclusion plants by June 2014, assessing the risks, pathways and vectors through which these species may arrive in Northland. The report also includes recommendations for surveillance activities.</li> <li>All known plant outlets in Northland are inspected annually and inspection results loaded into the National Plant Pest Accord database.</li> <li>A communications plan is developed for the exclusion plants by December 2011 and public awareness of the biosecurity risks increases by 2015.</li> <li>All reported sightings of the exclusion plants are investigated within 5 working days of receiving the report.</li> <li>A process is developed and implemented for any incursion of an exclusion plant within 1 month of confirmation of species. .</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - Report completed 2015.</li> <li><b>Achieved</b>/on-going - Annual inspections on-going and information will be loaded into IRIS and NPPA database.</li> <li><b>Achieved</b> - A communication plan has been completed and will be updated annually.</li> <li><b>Achieved</b> – No new sightings in 2016-2017.</li> <li>Achieved – N/A.</li> </ol>	Staff hours: 120
Nassella tussock	Survey of farms which have had past nassella records and elimination of any new populations.	<ul style="list-style-type: none"> <li>To eradicate nassella from Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of nassella and encourage reports of sightings.</li> <li>To prohibit the sale/distribution of nassella.</li> </ul>	<ol style="list-style-type: none"> <li>Core infestation areas and outlier sites are well defined and mapped.</li> <li>Numbers of plants found continue to decrease over time and less than 6 sites are active by 2015.</li> <li>The area under yearly surveillance decreases over time. The area surveyed yearly is less than 20% of the original infestation site by 2015.</li> <li>The cost of the programme to the NRC and landowners continues to decrease.</li> <li>Public awareness of the threat posed by nassella is widespread and ongoing.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - Mapping completed June 2011.</li> <li><b>Achieved</b> - One site had plants in 2015. This target is covered under target 6.</li> <li><b>Achieved</b> - All but one site now being surveyed bi-annually.</li> <li><b>Achieved</b> - Annual costs decreasing, contractors not required.</li> <li><b>Achieved</b> - Ongoing awareness achieved in weed displays at events and workshops held around the region.</li> </ol>	Staff hours: 40  Contractors hours: 0
4.2 Eradication plants					
RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Akebia</li> <li>Climbing spindleberry</li> <li>Eel grass</li> <li>Evergreen buckthorn</li> <li>Mexican feather grass</li> <li>Mickey mouse plant</li> <li>Mile-A-Minute</li> <li>Monkey Musk</li> <li>Nardoo</li> <li>Old Man's Beard</li> <li>Royal Fern</li> <li>Salvinia</li> <li>Senegal Tea</li> <li>Spartina</li> <li>Water Hyacinth</li> <li>Water poppy</li> <li>Yellow Flag Iris</li> </ul>	Remove all individuals of these pests from the region, and to minimise the risk of any further reproduction or propagation within the region.	<ul style="list-style-type: none"> <li>To remove all individuals of the eradication plant pests from Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of plant pests and encourage reports of sightings.</li> <li>To prohibit the sale/distribution of eradication plant pests.</li> </ul>	<ol style="list-style-type: none"> <li>Infestation areas are well defined and mapped by December 2011, and are updated annually.</li> <li>Eradication plants are prioritised and contractors arranged by September 2014.</li> <li>Control programmes are established for each species, by June 2012. The control programmes will aim to decrease the abundance and distribution of the eradication plants, and will define specific performance targets for each species.</li> <li>A communications plan is developed for the eradication plants by June 2012 and public awareness of biosecurity risks increases by 2015.</li> <li>All reported sightings of the eradication plants are investigated within 20 working days of receiving the report.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved/Ongoing</b> – All current sites have been recorded and mapped. New sites are added as they are discovered and reported.</li> <li><b>Achieved</b>.</li> <li><b>Achieved</b>.</li> <li><b>Achieved</b> - Since work began on this plant, 34 members of the public have reported sightings and these have been logged as incidents in IRIS.</li> <li><b>Achieved</b> - 16 new eradication species sites 2016/17.</li> </ol>	Staff hours: Over 900  Contractor hours and herbicide: \$15,000 to May 2017
Evergreen buckthorn	Survey and removal of seedling plants	<ul style="list-style-type: none"> <li>To remove all evergreen buckthorn from Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of evergreen buckthorn and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>The core infestation area is well defined and mapped by June 2011. The number of evergreen buckthorn plants found in the Matakohē area and other sites each year decreases over time and after 10 years from the time a site is found and initial control done, no plants are found.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved/ongoing</b> - All known sites are recorded in IRIS.</li> <li><b>Not Achieved</b> - Plant numbers have decreased by more than 90% since 2008. Seedlings still being found.</li> <li><b>Achieved</b> - Communications plan completed. New report from Plant Me Instead Literature</li> <li><b>Achieved/ongoing</b> - Featured at field days and weed workshops</li> <li><b>Achieved</b> - No new sites reported 2016/17.</li> </ol>	Staff hours: approximately 200 for 2016/17  Contractors: \$5,000 for 2016/17.



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		<ul style="list-style-type: none"> <li>To prohibit the sale /distribution of evergreen buckthorn.</li> </ul>	<ol style="list-style-type: none"> <li>The number of evergreen buckthorn plants found in the Matakoho area each year decreases over time, and by June 2018 no plants are found.</li> <li>A communications plan is developed for evergreen buckthorn by September 2011.</li> <li>Public awareness of the threat posed by evergreen buckthorn in the Matakoho area and Northland in general has increased.</li> <li>All reported sites are investigated and assessed within 1 month of receiving the report.</li> </ol>		
Spartina	Survey and control known infestations	<ul style="list-style-type: none"> <li>To remove all spartina from Northland;</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of spartina and to encourage reporting of sightings; and</li> <li>To prohibit the sale/distribution of spartina.</li> </ul>	<ol style="list-style-type: none"> <li>Infestation areas are well defined and mapped by 2012 and updated annually.</li> <li>The number of active spartina sites decrease over time, and by 2020 none of the current sites are active (apart from the Parengarenga sites covered by a MOU).</li> <li>The area requiring annual surveillance is less than 20% of the original infestation by 2015.</li> <li>No new sites found after 2010 are active after seven years in the programme.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved.</b></li> <li><b>Not achieved</b> - in 2016-2017, but % cover and density approx. 2% of initial infestation for most sites. Two sites in Whangarei Harbour and some locations outside of the Kaipara known locations were treated. One third of sites not able to be visited this year due to lack of resourcing.</li> <li><b>Not achievable/On-going</b> - Total area ranged in the 2016-17 year increased, as regrowth continues to be found in small amounts scattered throughout the initial infestation areas (Whangarei Harbour and Kaipara Harbour sites).</li> <li><b>Not achievable</b> – for a site to be considered clear of spartina, there must be no live plants found for five years. Though most areas found post (and pre) 2010 are nearly clear of spartina, outlying patches discovered near to current MU's are added to these sites, which immediately adds five years of surveillance (ranging) to Management Units (MU's). Subdivision of the MU's into smaller sub-units will allow for more segregated management and the possibility of declaring more sites inactive after seven years.</li> </ol>	<p>Staff hours: approximately 625 (field and travel) contributed by 4 NRC permanent staff, 2 cadets and 2 students. Approximately 5000km NRC vehicles</p> <p>Contractor hours: 160.5 (\$5457 + GST) assisting in the Hokianga.</p> <p>+ Herbicide \$800 =</p> <p>\$7,075.00</p>

**4.3 Containment plants**

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
African feather grass	Herbicide spraying of all known sites outside the main infestation around Dargaville and containment of the weeds on farms using mowing, grazing and spraying.	<ul style="list-style-type: none"> <li>To contain African feather grass to known infestation areas in western Northland and to progressively decrease the size of the containment zone over the course of the Strategy.</li> <li>To eradicate African feather grass outside the containment zone.</li> <li>To implement management plans for the sites within the containment zone.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of African feather grass.</li> <li>To prohibit the sale/distribution of African feather grass.</li> </ul>	<ol style="list-style-type: none"> <li>Distribution, density and the number of active African feather grass sites decreases over time and there are no active outlier sites by February 2015.</li> <li>The containment zone is redefined and mapped as two smaller containment areas by December 2011.</li> <li>By February 2015, no more than 20% of intermediate sites (sites outside the new containment areas, but inside the 2010 containment zone) will be classed as active sites.</li> <li>Increased public awareness of the threat posed by African feather grass.</li> <li>Written Management plans/Agreements have been developed with land owners or occupiers within the containment areas by June 2012.</li> </ol>	<ol style="list-style-type: none"> <li><b>On-going</b> – No new sites have been reported however there are still 41 sites total, (40 Kaipara), 23 surveillance and 18 active sites. Distribution and number of active AFG sites has remained similar to 2014-2015; with density of AFG plants reduced. The target for no active outlier sites remains not achieved, though at these sites there is reduced plant density.</li> <li><b>On-going</b> - Containment zone has been reduced to the western side of Mahuta / Redhill roads, out to the coast.</li> <li><b>On-going</b> - 18 of 40 (45%) of AFG Kaipara sites (roads) remain active, with reduced plant density. In Jan 2017, annual contractor control was carried out and events added to IRIS sites. Traffic Management Plan and Contract agreement drawn up.</li> <li><b>On-going</b> - public awareness enhanced through ongoing weed control by contractors, events such as Northland Field days and weed awareness workshops.</li> <li><b>On-going</b> - Inspection of containment zone at Mahuta in progress to determine whether further control is feasible in the coastal location, with potentially high erosion risk.</li> </ol>	Staff hours: 41 Contractors: 25 (\$3,125.00 GST excl.)
Bathurst Bur	Containment and gradual reduction of infestations.	<ul style="list-style-type: none"> <li>To contain Bathurst bur to existing sites.</li> <li>To ensure that all Bathurst bur plants are destroyed each year before they set seed.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of Bathurst bur and encourage reports of sightings.</li> <li>To prohibit the sale/distribution of Bathurst bur.</li> </ul>	<ol style="list-style-type: none"> <li>Infestation sites are well defined and mapped by June 2012.</li> <li>Distribution, density and the number of active Bathurst bur sites decreases over time and there are no active sites outside the Kaipara region by May 2015.</li> <li>By May 2015, no more than 40% of Kaipara sites will be classed as active sites.</li> <li>Average costs to land owners/occupiers of Bathurst bur control decreases.</li> <li>Land owner/occupier awareness of the threat posed by Bathurst bur and active involvement in controlling this plant has increased over time.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved.</b></li> <li><b>On-going</b> - Density of Bathurst Bur plants has reduced. Active site numbers remain static due to seed longevity; including 37 of 40 sites (22 Far-North/15 Whangarei) remain active outside of Kaipara.</li> <li><b>On-going</b> - 61% (46/75) of Kaipara sites remain active due to seed longevity.</li> <li><b>Achieved</b> - anecdotal data from surveys sent out to the public were entered into IRIS.</li> <li><b>On-going</b> - Letters &amp; questionnaires sent in December 2016 to 46 property owners with active sites.</li> </ol>	Staff hours: 26
Californian & nodding thistle	Ensure that landowners or occupiers are fully aware of, and comply with, the requirement to destroy Californian	<ul style="list-style-type: none"> <li>To contain Californian and nodding thistles to existing sites.</li> <li>To ensure that all sites of Californian and nodding thistle are controlled with an annual control programme prior to seeding.</li> </ul>	<ol style="list-style-type: none"> <li>Infestation sites are well defined and mapped by June 2012.</li> <li>A report of the distribution, abundance and effectiveness of biological control agents for thistles is prepared by June 2014. The report includes recommendations for further distribution of biological control agents, and for the continued inclusion of the thistles in the RPMP.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - All known sites are mapped in IRIS.</li> <li><b>Achieved/on-going</b> - Completed work, but report is not yet complete.</li> <li><b>Achieved</b> – cost decreasing</li> <li><b>Achieved</b> - through field days, advice given directly to landowners, information on the NRC website and signage by key Northland arterial roads.</li> <li><b>Achieved</b> – No reports.</li> </ol>	Staff hours: 10

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	and nodding thistles on their property prior to flowering.	<ul style="list-style-type: none"> <li>To ensure the distribution of biological control agents throughout the region on widespread thistle sites.</li> </ul>	3. Cost to the land owner/occupier of thistle control is decreasing over time. A minimum of 10% of all landowner occupiers will be surveyed each year. 4. Public awareness of the threat posed by thistles and community involvement in controlling this plant has increased over time. 5. All reported sightings of the nodding and Californian thistles are investigated and trace back conducted within 20 working days of receiving the report.		
Giant Reed	Map the extent of giant reed in Northland and develop control programmes at high priority sites.	<ul style="list-style-type: none"> <li>To identify and record the extent of infestations in Northland.</li> <li>To develop a control programme to contain the spread of giant reed in Northland.</li> </ul>	1. Survey of Northland has been completed and infestation sites mapped by June 2012. 2. Containment areas are defined and mapped by December 2012. 3. Control programmes are developed for high priority outlier sites by June 2013. 4. Operational plan amended by June 2013 to include performance targets for control programmes.	1. <b>On-going</b> - additional survey work is now required. 2. <b>On-going</b> - proposed Containment areas mapped 3. <b>Ongoing</b> - Further survey work is required to give a more comprehensive picture of the infestation levels; There has been a Biocontrol agent release in Year 2017 which will assist with control. 4. <b>Not achieved</b> - Control programmes have yet to be developed (this is linked to target 3).	Staff hours: 0
Lantana	Herbicide spraying of lantana in the far north where complete elimination of the weed is possible.	<ul style="list-style-type: none"> <li>To contain lantana to core infestation areas.</li> <li>To minimise the effects of lantana on environmental and economic values of Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of lantana.</li> </ul>	Northland wide 1. Core infestation areas and outlier sites are well defined and mapped by December 2011. 2. Prioritise, survey and if necessary implement a control program for lantana in other high value areas by 2015. 3. Increased public awareness of the threat posed by lantana. 4. Decreased costs of lantana programme by June 2015. Far North Programme 5. By May 2012 lantana is controlled down to Trig Road on the Aupouri Peninsular to create a lantana free buffer (zero density) providing long term protection for the areas of high scientific significance near North Cape (Stage 1). 6. By May 2014 there is a lantana free (zero density) zone from the North Cape down to a line extending from Mangonui to Ahipara to strengthen the protection of the northern ecological areas and remove the threat from lantana to the economic and social land uses in this area (Stage 2-4) Bream Bay Programme. 7. By May 2012 there is a lantana free (zero density) zone in the Bream Bay area to remove the threat from lantana to the economic and social land uses in this area.	1. <b>Achieved/on-going</b> - in 2011, but on-going mapping continues. 2. <b>On-going</b> - Lantana is controlled on high value areas when located. Two new biocontrol agents have been released with promising early results. 3. <b>On-going</b> - Public awareness raised through press releases, displays, field days, information and weed workshops. Partnership agreement with Juken Forests. 4. <b>On-going</b> - Program needs review due to budget cuts and RPMS review. 5. <b>On-going</b> - Good progress is being made. Improved data collection is required, however. 6. <b>Not achieved</b> - Due to budget constraints and greater infestation areas than previously known, program target needs to be revised. Improved incidence data is required. 7. <b>Achieved</b> - No known plants remain, but area still requires annual surveillance and follow-up control if required.	Staff hours: approximately 100 2016-17 Contractors and herbicide \$6900  An ongoing budget of \$7000 will provide sufficient funding to slow the spread of lantana while staff evaluate the effectiveness of the biological control releases and undertake further releases of the agents.
Manchurian Wild Rice	Containment of major infestations and eradication of all outliers	The goals of the National MWR Operational Plan are: <ul style="list-style-type: none"> <li>The eradication of all MWR from Greater Wellington, Waikato and Auckland regions and all outlier populations in the Northland region;</li> <li>The containment, reduction and eventual eradication of all intransigent populations within the Northland region.</li> </ul> The Northland Regional Pest Management Strategy 2010-2015 (RPMS) objectives for MWR are: <ul style="list-style-type: none"> <li>To identify all infestations of MWR outside the containment area.</li> <li>To support a MPI funded control programme to reduce density levels at all sites outside the containment area.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of MWR.</li> </ul>	1. Distribution, density and the number of active MWR outlier sites is decreasing over time. By 2025, all outlier populations currently in the database as at August 2014 in Northland shall be eliminated. The balance to be eliminated by 2030. 2. Distribution, density and the number of active MWR intermediate sites is decreasing over time. By May 2025 there are no active MWR intermediate sites in Northland. 3. By May 2015 the containment zone is redefined into an area/s less than 50% of the original containment area. 4. A plan is developed by June 2018, with relevant maps, describing the intended works and timeline for the eradication of MWR and restoration of stream banks within the intransigent area. 5. Research into appropriate control and restoration techniques for MWR on river banks is completed and best practice guidelines developed by June 2018. 6. Management sites are well defined and mapped by December 2017. 7. Research into appropriate control techniques for MWR in pasture is completed and best practice guidelines documented by June 2018. 8. Increased public awareness of the threat posed by MWR. Public awareness activities are carried out, according to the communications plan.	1. <b>On-going</b> – Several new outlier sites were found in 2016-2017. Density levels have continued to decrease dramatically, with >90% of outlier sites having a density of >10%. 2. <b>On-going</b> - The number of intermediate sites of MWR has doubled since 2009, however 90% of these have a plant density of <10%. These sites continue to be treated towards eradication. 3. <b>Not achieved</b> - MWR density in the containment zone is below 10% of the original infestation, but is taking longer than predicted to fully eradicate MWR at all outlier sites. 4. <b>On-going</b> . 5. <b>On-going</b> - Trials are still in progress. 6. <b>On-going</b> - Mapping of all outlier and intermediate sites will be completed during the 2017-18 year. 7. <b>On-going</b> - Trials are still in progress. 8. <b>Ongoing</b> - Public awareness has been promoted through field days and weed workshops.	NRC Staff hours: approximately 1500 hours per year  Contractors and herbicide funded by NRC: up to a maximum of \$5000 per year.  Project administration, monitoring, contractors, herbicide and research funded by MPI: approximately \$300,000 per year.
<b>4.4 Suppression plants</b>					
RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Alligator weed</li> <li>Gorse</li> <li>Gravel groundsel</li> <li>Pampas</li> <li>Privet</li> </ul>	Assist landowners and communities to manage local impacts of these species.	<ul style="list-style-type: none"> <li>To minimise the effects of the suppression plants on environmental and economic values in Northland.</li> </ul>	1. All consented quarries in Northland are inspected over a five-year period, and inspection results loaded into the NRC database. If non-conformance is captured, then inspections become annual until the issue has been resolved.	1. <b>Achieved</b> – All known quarry sites have been entered into IRIS. Inspection rate currently on target. 2. <b>Achieved</b> . 3. <b>On-going</b> - cannot report at present, as IRIS reporting functionality for this species not currently useable.	Staff hours: 37.5

<ul style="list-style-type: none"> <li>• Ragwort</li> <li>• Wild ginger</li> </ul>		<ul style="list-style-type: none"> <li>• To raise public awareness of the economic, biodiversity, social and cultural impacts of the suppression plants.</li> </ul>	<ol style="list-style-type: none"> <li>2. Complaints of these plants growing near clean property boundaries will be responded to within 10 working days.</li> <li>3. Public awareness of the threat posed by suppression plants and community involvement in controlling these plants has increased over time.</li> </ol>	<ol style="list-style-type: none"> <li>4. <b>Achieved</b> - public awareness raised through weed workshops/field days, brochures and website.</li> </ol>	
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### 4.5 Community Pest Control Area plants

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
The full list of species is described in the RPMS 2010-2015	Assist landowners and communities to manage local impacts of these species	<ul style="list-style-type: none"> <li>To assist communities and stakeholders to manage local impacts of these species.</li> </ul>	<ol style="list-style-type: none"> <li>Develop a set of key biodiversity indicator for plant CPCA's by June 2015. The biodiversity indicators measured will vary between CPCA's and the goals of the communities involved.</li> <li>Public awareness of the threats posed by the CPCA plant pests and participation in their control has increased over time.</li> <li>The amount of land and number of people involved in CPCA / site-led agreements has increased by 2015.</li> </ol>	<ol style="list-style-type: none"> <li><b>Not achieved</b> - Indicators for each CPCA will be different and monitored at the end of each CPCA (which is 5 years). These will be recorded in the monitoring details of that CPCA. Main indicators should be: <ul style="list-style-type: none"> <li>The engagement of the landowners involved. This should be the main indicator for a successful CPCA.</li> <li>Regeneration of the native vegetation in the area.</li> <li>That funding for knock down not be for 100% but to require land owners to have input into knock down costs as well as ongoing resourcing.</li> <li>That land owners unable to contribute towards knockdown be required to create farm/bush walkways across their land as their contribution. These could eventually link to Te Araroa. These walkways could then qualify them for on-going grants for assistance with pest control.</li> <li>Both Biofunds and CPCAs encourage groups to begin with manageable amounts of resourcing and require simple report back for continued support in the following years. This will encourage greater engagement from landowners.</li> </ul> </li> <li><b>Achieved/On-going</b> - There has been ongoing awareness in the form of weed workshops. Added to this is advice given via emails, phone calls and in-person within the office increasing number of individual initiatives around weed control in general. This has resulted in resourcing for these people through the Biofund.</li> <li><b>Achieved/on-going</b> - On target based on the number of CPCA groups being established over time there have been increased numbers.</li> </ol>	\$1000 in staff hours

### 4.6 Risk Assessment plants

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Bat-wing passionflower</li> <li>Camphor laurel</li> <li>Chinese windmill palm</li> <li>Dusky coral pea</li> <li>English ivy</li> </ul>	Identify and assess the potential impacts and risks associated with the risk assessment plants	<ul style="list-style-type: none"> <li>To assess the risks, impacts and options for managing these species.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impact of plant pests.</li> </ul>	<ol style="list-style-type: none"> <li>A report is completed for all risk assessment plants by June 2013, assessing and evaluating the threats these plants pose to the region. The report will also include recommendations for surveillance or management activities.</li> <li>A communications plan consistent with the recommendations of the risk assessment report, is developed for these plants by December 2013.</li> <li>Any new risk assessment species found in the region will be identified and assessed by 2015.</li> <li>Risk assessment plants are appropriately classified and managed to minimise impacts and are no longer in the risk assessment category after the 2015 RPMS review.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - done through new RPMP and CBA</li> <li><b>Not achieved.</b></li> <li><b>Achieved/on-going</b> - Potential new species identified, but not yet assessed.</li> <li><b>Achieved.</b></li> </ol>	Up to 100 staff hours

## ANIMALS

### 5.1 Exclusion animals

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Ants (big headed, crazy, ghost, tropical)</li> <li>Marron</li> <li>Orfe</li> <li>Rainbow lorikeet</li> <li>Rook</li> <li>Wallaby</li> </ul>	Preventing the exclusion animals from entering and establishing in Northland	<ul style="list-style-type: none"> <li>To prevent the exclusion animal pests from becoming established in Northland</li> <li>To raise public awareness of the economic biodiversity, social and cultural impact of the exclusion animal pests and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>A report is completed for all exclusion animals by June 2012, assessing the risks, pathways and vectors through which these species may arrive in Northland. The report will also include recommendations for surveillance activities.</li> <li>The nine identified high risk sites for ant incursions in Northland are inspected annually, by either the NRC or MPI, and inspection results are loaded to a database.</li> <li>All reported sightings of the exclusion animals are investigated within 5 working days of receiving the report.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved.</b></li> <li><b>On-going</b> - Report from MPI due in September.</li> <li><b>Achieved</b> - Rainbow Lorikeet Sighting (REQ.583169) investigated, nothing detected.</li> </ol>	Up to 20 staff hours

### 5.2 Eradication animals

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Feral deer</li> </ul>	Interagency response team proactively eliminate wild deer and work with deer farmers to minimise escapes.	<ul style="list-style-type: none"> <li>To eradicate feral deer from Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of feral deer and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>Sika deer in Russell forest are eradicated by June 2015.</li> <li>The trend of farm deer escape incidents has decreased by June 2015.</li> <li>The number of individual deer escaping has not increased.</li> <li>Increased public awareness of the threat posed by feral deer.</li> </ol>	<ol style="list-style-type: none"> <li><b>Not achieved</b> - due to new illegal liberation during 2012/2013. One sika stag killed and 1 stag and hind seen but not killed during the year. Response team working to eradicate new threat.</li> <li><b>Ongoing</b> – One major escape event during 2016/17.</li> <li><b>Ongoing</b> – One major escape event during 2016/17.</li> <li><b>On-going</b> - A free phone number is maintained by DOC for reports of deer. A public awareness survey needs to be undertaken regarding the threat posed by feral deer.</li> </ol>	The programme costs approximately \$40,000 per annum. NRC contribution: \$20,000 DOC contribution: \$20,000 Approx. 40 Staff hours

### 5.3 Containment animals

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Koi carp</li> <li>Perch</li> <li>Tench</li> </ul>	Containment and gradual reduction of infestations.	<ul style="list-style-type: none"> <li>To contain, and where practicable reduce or eradicate populations of the containment animals in Northland</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of the containment animal.</li> </ul>	<ol style="list-style-type: none"> <li>Any person deliberately distributing, transporting or releasing a containment animal is investigated as per section 154r of the Act.</li> <li>The core areas of infestation are mapped by June 2012 and updated as required.</li> <li>A communications plan is developed for the freshwater containment animals by March 2012, and public awareness of the biosecurity risks increases by 2015.</li> <li>All reported sightings of the freshwater containment animals are investigated within 20 working days of receiving the report.</li> <li>Surveillance and ecological monitoring of lakes in Northland occurs regularly, and pest fish surveillance is included as part of a lake management strategy by December 2012.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - no reports of any distribution, transport or release of containment animals</li> <li><b>Achieved</b> – Areas mapped for new RPMP.</li> <li><b>Achieved</b> - A communication plan is in progress and freshwater animal pests have been included in the annual Check Clean Dry summer campaign.</li> <li><b>Achieved</b> - Two properties investigated within 20 working days and one confirmed Koi Carp presence.</li> <li><b>On-going</b> - The lakes management strategy was completed during 2012/13. Annual dive surveillance survey was completed during 2016/17, no new pest fish locations were found.</li> </ol>	<p>Over 200 staff hours were used to undertake response to freshwater containment species, in conjunction with effort from DOC</p> <p>An estimated \$3,000 spent on freshwater containment operations</p> <p>\$20,000 funding received from MPI for the Check, Clean, Dry aquatic pest programme</p>
<ul style="list-style-type: none"> <li>Kauri dieback</li> </ul>	Reduce the risk of disease spread, survey to confirm where the disease is established and fund research into control tools.	<ul style="list-style-type: none"> <li>To minimise the effects of kauri dieback on environmental and economic values in Northland</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of kauri dieback</li> </ul>	<ol style="list-style-type: none"> <li>High priority sites for protection are identified by end of 2011.</li> <li>Sampling and diagnostic tools for determining infected areas are developed by end of 2012.</li> <li>The extent of PA throughout kauri forests is assessed by 2014.</li> <li>Methods to mitigate impacts of PA are developed by 2014.</li> <li>Public enquiries are responded to within 10 working days. A site visit will be arranged to assess the site, including the need for a sample as per the Joint Agency plan.</li> <li>All positive PA sites on private land in Northland have Management plans in place within 4 weeks of confirmation of the site.</li> <li>Management plan recommendations are underway or have been completed within 12 months.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - PA positive sites have management plans and high priority sites are continued to be surveyed.</li> <li><b>Achieved</b> - Diagnostic tools and sampling protocols are in place</li> <li><b>Achieved/on-going</b> - Additional survey has been completed during 2016-17 and further survey is planned.</li> <li><b>Achieved</b> - Research on control tools for PA and vector control are underway.</li> <li><b>Achieved</b> - Enquiries are responded to within 10 working days.</li> <li><b>Not Achieved / on-going</b> - Due to staff and personnel changes. Plans are in progress.</li> <li><b>Achieved</b> - Recommendations are being carried out. Ongoing follow up required.</li> </ol>	<p>The national programme operates on an annual budget of approx. \$2,000,000</p> <p>NRC's contribution to the programme is \$87,000 per annum.</p> <p>Over 500 hours of staff time were allocated to the programme.</p>

### 5.4 Suppression animals

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Ants (Argentine, Darwin's)</li> <li>Brown bullhead catfish</li> <li>Cats (feral &amp; stray)</li> </ul>	Assist landowners and communities to manage and control	<ul style="list-style-type: none"> <li>To minimise the effects of the suppression animals on environmental and economic values in Northland.</li> </ul>	<ol style="list-style-type: none"> <li>The abundance of key biodiversity indicator species has increased in CPCAs by 2015. The biodiversity indicators measured will vary between CPCAs and the goals of the communities involved.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - But biodiversity indicators are still being developed for some CPCAs</li> </ol>	Approximately \$240,000 plus an additional \$87,000 spent on animal CPCAs,



**ITEM: 7.3**

<ul style="list-style-type: none"> <li>Feral goat</li> <li>Feral pig</li> <li>Gambusia</li> <li>Guava moth</li> <li>Hare</li> <li>Hedgehog</li> <li>Magpie</li> <li>Mustelids</li> <li>Myna</li> <li>Possum</li> <li>Rabbit</li> <li>Rodents (Norway rat, Ship rat, Mouse)</li> <li>Rudd</li> <li>Tropical Grassworm</li> <li>Wasps (German, Common)</li> </ul>	suppression animal populations in Northland.	<ul style="list-style-type: none"> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of the suppression animals.</li> </ul>	<ol style="list-style-type: none"> <li>Public awareness of the threats posed by the suppression animal pests and participation in their control has increased over time.</li> <li>The amount of land and number of people involved in CPCA / site-led agreements has increased by 2015.</li> <li>The number of public enquires, and sale of animal pest control products does not decrease.</li> </ol>	<ol style="list-style-type: none"> <li><b>On-going</b> - During 2016-17, staff attended events such as field days and trapper's days, media releases, brochures and website content were also produced/maintained.</li> <li><b>Achieved/on-going</b> - In 2016-2017, four CPCAs were established and forty-four biosecurity fund agreements were established and covered approximately 3200ha (CPCA) and 9900ha (Biosecurity Environment Fund) throughout Northland.</li> <li><b>Achieved</b> - Approximately 4000 enquiries were received by biosecurity staff about suppression animals and site led programmes.</li> </ol>	<p>which includes staff time of approximately 6000 hours.</p> <p>\$148,000 was allocated to biosecurity environment fund applications and agreements.</p> <p>Up to 300 NRC staff hours per year is also required for customer service and education</p>
<ul style="list-style-type: none"> <li>Feral goat</li> </ul>	Large scale reduction in populations where high value natural habitats are at risk.	<ul style="list-style-type: none"> <li>To minimise the effects of goats on the environment and economic values in Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of feral goats and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>Reduce goat populations within the areas being controlled to 'low' numbers (one goat per hunter day) by the end May 2015.</li> <li>Biodiversity / environmental indicators show a positive change in control areas within five years of a control programme or by 2015.</li> <li>Ensure surveillance continues in all areas where goat control has been carried out over the life span of a control programme.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - Data collection and reporting needs to be reviewed to facilitate reporting.</li> <li><b>Achieved</b> - Environmental indicators are showing positive change in control areas.</li> <li><b>Achieved</b> - Plan achieved, no further work carried out during 2016/17.</li> </ol>	No costs were incurred during the 2016-2017 year.

**5.5 Risk Assessment animals**

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Bearded dragon</li> <li>Blue-tongued skink</li> <li>Caudo</li> <li>Eastern water dragon</li> <li>Rainbow skink</li> </ul>	Identify and assess the potential impacts and risks associated with the risk assessment animals.	<ul style="list-style-type: none"> <li>To assess the risks, impacts and options for managing the risk assessment animals.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of animal pests and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>A report is completed for all risk assessment animals by June 2013, assessing and evaluating the threats these animals pose to the region. The report will also include recommendations for surveillance or management activities.</li> <li>A communications plan consistent with the recommendations of the risk assessment report is developed for these animals by December 2013.</li> <li>Any new Risk Assessment species found in the region will be identified and assessed by 2015.</li> <li>Risk Assessment animals are appropriately classified and managed to minimise impacts and are no longer in the risk assessment category after the 2015 RPMP review.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - All species assessed and a cost benefit analysis undertaken.</li> <li><b>Achieved</b> - Potential new species identified, assessed for new RPMP (2017).</li> <li><b>Achieved</b> - All species assessed and appropriately categorised for new proposed RPMP.</li> </ol>	<p>Staff hours: 83 (60hrs RES turtle &amp; 23 hrs caudo) Contractor: \$770 GST inc.</p>

## Marine

### 6.1 Exclusion marine pests

RPMS Operational Plans for species	Key actions for 2016/17	RPMS Objectives	Operational Plan objectives	Performance measure	Annual cost of the programme 2016/17
<ul style="list-style-type: none"> <li>Asian clam</li> <li>Caulerpa seaweed</li> <li>Crabs (Chinese mitten, European shore)</li> <li>Mediterranean fanworm</li> <li>Northern Pacific seastar</li> </ul>	Raise awareness of marine biosecurity, pests and pathways.	<ul style="list-style-type: none"> <li>To prevent the exclusion of marine pests from becoming established in Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of the exclusion marine pests and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>A report is completed for all exclusion marine pests by August 2012, assessing the risks, pathways and vectors through which these species may arrive in Northland. The report will also include recommendations for surveillance activities and changes to MPI's high risk port surveillance programme. Furthermore, the report will include an assessment on the tools required for a response and additional research to safeguard the region from exclusion marine pests.</li> <li>A communications plan is developed for the marine pests by June 2012 and public awareness of biosecurity risks increases by 2015.</li> <li>A series of public workshops about marine pests are planned and run before June 2012.</li> <li>Response procedures for the marine exclusion species are developed by June 2012.</li> <li>Increase the amount of active targeted marine pest surveillance occurring in Northland.</li> <li>All reported sightings of the marine exclusion pests are investigated within 5 working days of receiving the report.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - The report was completed by NIWA through Envirolink funding in 2011, and contains a review of marine pest risks to Northland, a review of existing capability and recommendations for surveillance.</li> <li><b>On-going</b> - A new communication plan is being developed alongside the proposed marine pathways plan.</li> <li><b>Achieved</b> - Staff attend a number of events to promote the risk marine pests pose to Northland such as the Auckland boat show.</li> <li><b>Achieved</b> - A response procedure was written relating to Sabella and Undaria in 2012/13</li> <li><b>Achieved</b> - In summer 2016/2017 1718 vessel hulls were surveyed for RPMS marine pest species, the goal is 2000 vessel hulls for 2017/2018.</li> <li><b>On-going</b> – All sightings are responded to as they arise: Currently Sabella is the only exclusion species found in Northland (now under sustained control).</li> </ol>	<p>Mediterranean Fanworm costs are described in the operational plan for Mediterranean Fanworm.</p> <p>No costs were incurred for other exclusion marine pests during 2016/2017.</p>
Mediterranean fanworm	Set up eradication programme for fanworm from Whangarei harbour and prevent new populations establishing	<ul style="list-style-type: none"> <li>To prevent the exclusion of marine pests from becoming established in Northland.</li> <li>To raise public awareness of the economic, biodiversity, social and cultural impacts of the exclusion marine pests and encourage reports of sightings.</li> </ul>	<ol style="list-style-type: none"> <li>Prevent significant range extensions within the region.</li> <li>Improved vector management.</li> <li>Develop new tools for pest prevention.</li> <li>Detect new invasions promptly.</li> <li>Increase the range of effective eradication tools.</li> <li>Increased community knowledge of risk, impact and prevention measures.</li> </ol>	<ol style="list-style-type: none"> <li><b>Achieved</b> - as no range extensions were reported.</li> <li><b>Achieved</b> - Fanworm Charter developed for Whangarei Harbour in 2013/14, Bay of Islands Charter in progress. Proposed Marine Pathway Plan developed (focus on vector of spread – vessel hulls), publicly notified 26<sup>th</sup> August 2017.</li> <li><b>On-going</b> - With new education and public awareness strategies being developed. New marine pest containment facility constructed and increased annual hull surveillance. Envirolink funding for Sabella research at The University of Auckland.</li> <li><b>On-going</b> - Any reported new invasions are investigated within 5 days.</li> <li><b>Achieved</b> - Eradication tools have been developed in conjunction with the marine industry. Current research underway through The University of Auckland – possible vermicide development.</li> <li><b>Achieved</b> - Through council, inter-regional, marina industry and MPI publicity and promotions. Increased publicity of the risk that marine pests pose to Northland, through development and public consultation for the Northland Regional Pest and Pathway Management Plan 2017-2027.</li> </ol>	<p>2016/2017 Financial year - \$261,000 operational costs</p> <p>Labour \$82,000; 2342 hours</p>

**TITLE:** Noting of CEO's Decision to Appeal the High Court's Judgments in the MRRA and Rogan v NRC and KDC Litigation, and to Seek Changes to section 53 of the Local Government (Rating) Act 2002

**ID:** A982937

**To:** Council Meeting, 19 September 2017

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

**Date:** 5 September 2017

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### Executive summary

The final decision in *MRRA and Rogan v NRC and KDC* (CIV-2015-488-95) quashed the council's rates and penalties for the 2011/12 to 2015/16 years (inclusive) following an earlier decision finding against NRC on two issues (the council's approach to setting due dates for the payment of rates, and the arrangement of rating functions between the council and the territorial authorities in the region).

Following workshops with council in which the decisions, legal advice from Simpson Grierson, and the council's options were considered, I exercised my delegated authority to commence legal proceedings by instructing Simpson Grierson to file an appeal and application for leave to appeal with the Court of Appeal.

I also recommend that council instruct me to formally pursue a change to section 53 of the Local Government (Rating) Act 2002 with the Department of Internal Affairs and/or the incoming Minister of Local Government, and report back to council on those discussions.

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### Recommendations

1. That the report 'Noting of CEO's Decision to Appeal the High Court's Judgments in the MRRA and Rogan v NRC and KDC Litigation, and to Seek Changes to section 53 of the Local Government (Rating) Act 2002' by Malcolm Nicolson, Chief Executive Officer, and dated 5 September 2017, be received.
  2. That council notes the decision of the CEO, performed under delegated authority, to commence appeal proceedings against the decisions of the High Court in *MRRA and Rogan v NRC and KDC* (CIV-2015-488-95).
  3. That council instruct the CEO to formally pursue an amendment to section 53 of the Local Government (Rating) Act 2002 with the Department of Internal Affairs and/or the incoming Minister of Local Government, and report back to council on those discussions.
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## Background

Elected members will be familiar with the background to the MRRA and Rogan v NRC and KDC (CIV-2015-488-95) litigation:

- The interim decision was issued on 15 September 2016. While the plaintiffs were not successful in all of their claims against the council, the Court made findings of unlawfulness against the council on (1) the council's approach to setting due dates for the payment of rates, and (2) the arrangement of rating functions between the council and the Kaipara District Council.
- The interim decision provided for any relief to be dealt with in a subsequent (final) decision, to be issued after the Court had the opportunity to hear further submissions from the parties. The final decision would only be issued after the end of the appeal period. Accordingly, the parties agreed to a 'standstill' arrangement whereby neither party would oppose an application for leave to appeal out of time in respect of the interim decision.
- The final decision was issued on 17 August 2017. In it, the High Court quashed (set aside) the council's rates and penalties for the 2011/12 to 2015/16 years (inclusive).

Council officers obtained legal advice from Simpson Grierson in respect of the decisions and the council's options, and conducted workshops with elected members in which the legal advice, decisions and the council's options were considered.

One of the options discussed was to appeal the decisions to the Court of Appeal. Appeals have to be filed by 14 September 2017.

I, exercising my delegated authority, instructed Simpson Grierson to file appeal proceedings (being an application for leave to appeal the interim decision, and an appeal of the final decision). In accordance with the 'standstill' arrangement, the plaintiffs will not be able to oppose the leave application.

Council officers have, following advice from Simpson Grierson, considered what amendments could be made to section 53 of the Local Government (Rating) Act 2002 in order to provide clarity and certainty around what arrangements local authorities can make for the efficient collection of rates. I recommend that the council formally instruct me to pursue an amendment to section 53 with the Department of Internal Affairs and/or the incoming Minister of Local Government.

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## Considerations

### 1. Options

The nature of the recommendations in this report does not require an options analysis to be completed.

### 2. Significance and engagement

While the events behind the recommendations in this report have high significance for the community, the recommendations themselves are not significant.

**Further considerations****3. Policy and legislative compliance**

The recommendations are in line with delegations to the CEO as per the delegations manual, and acting in the best interests of the council.

**4. Financial implications**

The financial implications are in line with council's risk settings.

**5. Community views**

While the events behind the recommendations are of interest to the community, the recommendations themselves are not significant. Accordingly, community views have not been sought.

Being an administrative matter, Māori impact statement, and implementation issues are not applicable.

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**Authorised by:**

**Name:** Malcolm Nicolson  
**Title:** Chief Executive Officer  
**Date:** 11 September 2017

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

**ID:** A981056

**To:** Council Meeting, 19 September 2017

**From:** Bill Shepherd, Chairman

**Date:** 8 September 2017

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### **Executive summary**

This report is to receive information from the Chairman on strategic issues, meetings/events attended, and correspondence sent for the month of August 2017.

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### **Recommendation**

That the report 'Chairman's Report to Council' by the Chairman, Bill Shepherd, and dated 8 September 2017, be received.

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### **Strategic issues:**

#### **Rates collection and the Judicial Review of NRC's rates in the Kaipara District**

The High Court has issued its final judgement in the judicial review of the arrangements used by the regional council for the collection of rates in the Kaipara District by the Kaipara District Council. Rates collected in the five years from 2011–2016 have been 'quashed' but the Court has not ruled that those rates be refunded.

The same arrangements have been used for collecting rates in the Whangarei District and the Far North District and a similar approach used in four other regions around the country.

Ratepayers can be assured that our council has not acted irresponsibly and blatantly flouted the law. We have arranged the collection of our rates by the Kaipara, Whangarei and Far North District Councils using standard sector practice in the interests of saving our ratepayers the additional cost of maintaining a separate rates collection department within our council. The High Court has acknowledged that the law is not as clear as it might have been and that the council had not set out to wilfully break the law.

So where to from here?

The four councils in the region have been discussing the concept of setting up one rates collection agency for the whole of the Northland region. With only 94,000 rating units in Northland, it makes no sense to have four rates collection departments with the same ratepayers having to pay for the overheads of at least two of them. This court ruling clearly prevents us from progressing with this at this time.

The first step must be to seek a change to the law to allow more comprehensive collection arrangements, therefore this is high on our agenda for when a new government is in place following the election.

In the meantime, we have the problem of dealing with the rates that have been quashed. Ratepayers can be assured that the council has always acted in good faith.

Council does have a number of options available to it and will be determining further action in due course.

#### **Meetings/events attended:**

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

- Meetings attended with the council's CEO, Malcolm Nicolson:
  - Meeting with NIWA (John Morgan, CEO, and Dr Bryce Cooper, General Manager – Strategy) NIWA's Kingfish project. Phil Heatley, Strategic Project Manager, also attended.
  - Meeting with Hon. John Carter, Mayor; and Shaun Clarke, CEO, Far North District Council – Northland Inc. and the MartinJenkins report.
  - Meeting with Karen Gilbert-Smith, Principal, Whangārei Boys High School – possible joint funding venture.
  - Northland Mayoral Forum hosted by Whangareia District Council.
  - Andrew Golightly – review of Marsden Point rail line agreement. Phil Heatley, Strategic Project Manager, also attended.
  - Meeting with Brent Eastwood and Joey Yovich, Sport Northland; and Aaron Spence, Northland Badminton – Northland sports coalition.
  - Meeting with Terrance Brocx, Shareholders' Rep Fonterra, and Helen Moodie, Dairy NZ – improving Northland dairy farmers' effluent system compliance.
  - Teleconference with Department of Internal Affairs – judgement of Justice Duffy on the Rogan case.
  - Signing of Kawakawa Hundertwasser MoU at Hundertwasser Park, Kawakawa.
  - Catch up meeting with Bryn Klove, Statoil NZ; and Marg Joiner, Senate SHJ.
  - Annual meeting with Peter Reidy and Alan Piper, Kiwi Rail. Phil Heatley, Strategic Project Manager, also attended.
- Attended NZ Biosecurity Awards with Don McKenzie, Biosecurity Manager.
- Tai Tokerau Economic Action Plan Advisory Group meeting.
- Catch up meeting with Karleen Everitt, Chair, Northland Inc.
- Greg Innes and Rod Gates – John Maasland Patron Event.
- Barry Trass, Danny de Graaf, and Ben Tomason, Northland Development Corporation – potential CBD development opportunity.
- Lois Williams, Radio NZ – Government boost to north freshwater improvement.
- Attended the celebration of completion of the intersection improvement project State Highway 14/Hospital Road.
- Michelle Moss and Kataraina Pipi, Evaluation Consultants – evaluation of the action plan for the Tai Tokerau Economic Action Plan Advisory Group.
- Institute of Directors luncheon.
- Channel North – filming for the Northland Business Excellence Awards.
- Tai Tokerau Economic Action Plan Advisory Group – Review Terms of Reference followed by dinner.
- Working breakfast with the TTEAP Advisory Group and Working Group.
- Sue and I attended the Whangareia District Council Civic Honours Award Ceremony.

- Attended the Onerahi Primary School Green Gold Celebration with Susan Karels, Environmental Education Officer.
- Meeting with Fonterra (Philippa Fourie, Neil Crowson, Eric Morrison, Mike Scarsbrook) and staff members Duncan Kervell, Land Manager; Lorna Douglas, Farm Plan Manager; and Ben Tait, Policy Specialist – Fonterra 50 catchment programme.
- Regular Mayoral teleconference call.
- Derek Cockrane and Peter Ogle, Ray White – seeking advice for a client on a potential dairy farm development.
- Westpac Business Awards – Entrants networking event.
- Regional Sector tour and dinner in Auckland.

**Correspondence:**

During August 2017 I sent out the following correspondence:

Date	Addressed to	Subject
09.08.17	Marsden Maritime Holdings Ltd	Nomination of directors
09.08.17	John Schwartfeger	Release of reports from Ali Timms on Malcolm Nicolson and Colin Dall
14.08.17	Kelvin Davis MP for Te Tai Tokerau	Letter of congratulations on appointment as Deputy Leader of the Labour Party
15.08.17	Dr Gillian Durham	Regional Pest and Marine Pathway Management Plan and Marine and Biosecurity Charge
22.08.17	Karleen Everitt Board Chair Northland Inc.	Congratulatory letter on appointment as Board Chair of Northland Inc.

**Authorised by Chairman:**

**Name:** Bill Shepherd  
**Title:** Chairman  
**Date:** 8 September 2017

**TITLE:** Chief Executive's Report to Council  
**ID:** A978658  
**To:** Council Meeting, 19 September 2017  
**From:** Sally Bowron, PA/Team Admin – Strategy and Governance  
**Date:** 8 September 2017

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### Executive summary

To update the council on recent activities and progress on achieving council priorities.

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### Recommendation

That the report 'Chief Executive's Report to Council' and dated 8 September 2017, be received.

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## 8.2.1 HIGHLIGHTS

Independent Financial Advisor, Geoff Copstick, provided positive feedback on the current audit in progress:

If councillors have any doubts about the calibre and work ethic of the finance team – now is the time to emphatically dispel those doubts – as you know we are working on a re-focussing of the team's efforts to get even more value added to the business but it's great to hear from a knowledgeable third party that we are working from a very strong base.

In terms of systems, reporting and skills-in-the-role Deloitte Audit Partner, Peter Guliver, rated NRC above most other regional and local councils he is or has been involved with.

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## 8.2.2 CEO'S OFFICE

### SHARED SERVICES

Council is to now take the lead and develop a programme of regional "One Voice" issues and opportunities for central government discussion. Council is also progressing the provision of GIS Services to Kaipara District Council.

The Northland|Forward Together priority focus remains with the Regional Four Waters Programme, the Regional ICT Programme, Digital Enablement and a review of rating policies and opportunities.

**COUNCIL PROPERTY UPDATE****Commercial**

The council purchase of a CBD commercial property went unconditional in September.

**Industrial**

The council sale of two industrial area properties went unconditional in September.

**Rural**

The purchase of a small holding in the Marsden Point area, in support of the rail designation, went unconditional in late August.

**8.2.3 CORPORATE EXCELLENCE**

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**FINANCE**

See Item 6.1

**Fraud declaration**

I am not aware of any fraud nor am I investigating any incidence or suspected incidence of fraud at this time.

**INFORMATION SERVICES AND TECHNOLOGY**

No cyber security threats and attacks have been detected during August. The Phriendly Phishing education and training campaign to increase staff awareness on the risks of cyber security is nearing completion with 81% of staff having completed their training.

**8.2.4 REGULATORY SERVICES**

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**PLANNING AND POLICY****New Regional Plan**

The Proposed Regional Plan was notified for submissions on 6 September 2017.

**Regional Policy Statement – Genetically modified organisms**

Federated Farmers lodged an appeal to the Court of Appeal on the High Court's decision affirming that the regional council has the legal ability to regulate GMOs. A hearing date has been scheduled for 22 November 2017.

**Land use and subdivision applications**

During August 2017, 20 resource consent applications were received from the district councils (2 notified and 18 non-notified). At the time of writing, no submissions or comments had been lodged/raised.

**National Policy Statement for Freshwater Management (NPSFM)**

See Item 8.3

**CONSENTS****Consents in Process**

During August 2017, a total of 55 decisions were issued. These decisions comprised:

1	Moorings		
26	Coastal Permits		
0	Air Discharge Permits		
11	Land Discharge Permits		
0	Water Discharge Permits		
9	Land Use Consents		
4	Water Permits		
4	Bore Consents		

The processing timeframes for the August 2017 consents ranged from:

§ 266 to 3 calendar days, with the median time being 28 days;

§ 169 to 3 working days, with the median time being 20 days.

30	Applications were received in August 2017.
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Of the 119 applications in progress at the end of August 2017:

64	were received more than 12 months ago (most awaiting further information);
12	were received between 6 and 12 months ago (most awaiting further information);
43	less than 6 months.

**Appointment of Hearing Commissioners**

The following commissioners were appointed for consent hearings in October 2017:

- § Ms Sharon McGarry and Cr Joce Yeoman for consents associated with jetty facilities and exclusive occupation at Otehei Bay, Bay of Islands. The hearing is scheduled for 17 and 18 October 2017.
- § Ms Sharon McGarry and Cr Justin Blakie for consents associated with the construction of a coastal boardwalk as part of the Mangawhai round the harbour walkway linking Back Bay and Pearson Street esplanade reserves, Mangawhai. The hearing is scheduled for 19 and 20 October 2017.

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

The current level of notified application processing activities at the end of August 2017 is (by number):



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

## ENVIRONMENTAL MONITORING

### Compliance and State of the Environment monitoring

The results of compliance monitoring for the period 1– 31 August 2017 (and year-to-date figures) are summarised in the following table and discussed below.

Classification	Total	Full compliance	Non-compliance	Significant non-compliance	Not exercised during period
Air Discharges	16	15	0	0	1
Coastal permit	59	47	8	4	0
Discharge permit	92	65	20	3	4
FDE - Discharge permit	39	18	11	10	0
FDE - Permitted activity	85	62	8	15	0
Land use consent	8	7	1	0	0
Water permit	289	215	66	0	8
<b>Total</b>	<b>588</b>	<b>429</b>	<b>114</b>	<b>32</b>	<b>13</b>
		73%	19.4%	5.4%	2.2%
<b>YTD</b>	<b>980</b>	<b>717</b>	<b>201</b>	<b>33</b>	<b>29</b>

### Air discharges

A total of 29 air quality related environmental incidents were received, most of which (15) related to burning and smoke nuisance.

Continuous ambient PM<sub>10</sub> monitoring results for July 2017 for the Whangārei, Marsden Point and Dargaville airsheds showed that compliance was met with the National Environmental Standards. PM<sub>2.5</sub> monitoring results for Whangārei were within the Ambient Air Quality Guideline value.

### Coastal

The majority of consents monitored during the reporting period related to coastal structures and discharges (treated municipal sewage and boat maintenance facility discharges). A great deal of communication has been received from consent holders following the inspection of all boatsheds in Whangārei undertaken during August in conjunction with a Whangārei District Council Building Inspector.

Sediment plates were measured during August for current sedimentation rates at core estuary monitoring sites situated at Kerikeri and Whangaroa.

**Hazardous Substances**

- 918kg of hazardous wastes was disposed of.
- One incident involving the discharge of hazardous substances was received and responded to.
- Twenty-three enquiries regarding contaminated land were received and responded to.

**Discharge and Land Use monitoring**

Council staff attended the following during the reporting period:

- A forestry field trip with Councillors.
- Interview with the Telarc auditor for the Enforcement group.

**Farm Dairy Effluent (FDE) Monitoring**

The FDE contractor commenced routine annual inspections on 14 August. A total of 898 farms will be visited by the contractor or council staff prior to Christmas. To date about 14% of these have been visited and reported on. The results for consented and permitted activity farms are tabled below.

Consented FDE discharges

The monitoring results are compared with those for the same period last year. A total of 39 consented farms have been visited and reported on. This is about 6% of the total consented farms to be visited. Given this, it is too early to draw any conclusions based on the comparisons between this year's and last year's results.

Full Compliance		Non-Compliance		Significant Non-Compliance	
This Year	Last Year	This Year	Last Year	This Year	Last Year
18	26	11	15	10	4
46%	58%	28%	33%	26%	9%

Non-consented FDE discharges

The monitoring results are compared with those for the same period last year. A total of 85 non-consented farms have been visited and reported on. This is about 38% of the total non-consented farms to be visited. At this stage, there appears to be a slight improvement (drop) in the rate of significant non-compliance.

Full Compliance		Non-Compliance		Significant Non-Compliance	
This Year	Last Year	This Year	Last Year	This Year	Last Year
62	15	8	3	15	5
73%	65%	9%	13%	18%	22%

**Environmental Incidents**

There were no incidents recorded during the reporting period which resulted in a significant environmental impact.

**Enforcement**Abatement Notices

There were 27 abatement notices issued during the period. These were for:

Farm dairy effluent discharge	9
Trade & industrial discharge	4
Burning & smoke nuisance	4
Discharge from "sacrificial" grazing	3
Discharge of silage leachate	1
Illegal occupation of the CMA	1
Sewage	1
Discharge of contaminants to water	1
Burning of trade & industrial waste	1
Dead stock	1
Disturbance of the foreshore	1

There were 20 infringement notices issued during the period. These were for:

Farm dairy effluent discharge	8
Sewage discharge	4
Trade & industrial discharge	3
Non-compliance with an Abatement Notice (FDE)	2
Removal of mangroves	1
Discharge from "sacrificial" grazing	1
Discharge of silage leachate	1

**Other Enforcement - Spray damage to significant indigenous wetland**

Charges have been laid against a land owner and the contracting company for spray damage to a significant indigenous wetland adjacent to Basin Road, Baylys Beach. No court dates have yet been set. A case management teleconference with the Judge was held on 24 August 2017. Counsel for the Northland Regional Council and the two other parties are required to file a joint memorandum by 14 September 2017. Counsel for one defendant has indicated that they are seeking expert advice and this would take 4 – 6 weeks.

**8.2.5 ENVIRONMENTAL SERVICES**

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**ENVIRONMENTAL SERVICES GROUP****LAND MANAGEMENT****Environment Fund**

Year to date 127 projects totalling \$618,524 have been approved. On 22 August 2017 Council approved a 15% over allocation of the budget bringing the total Environment Fund budget to \$834,000.

**Farm Water Quality Improvement Plans (FWQIP) 1 July 2017 to 31 August 2017**

Year to date 32 FWQIP's have been commenced. 33 have been completed, with a further 168 in progress.

**Flyger Road Update**

The nursery implement shed was completed and the planting of the new nursery expansion commenced. The irrigation and water supply system is being designed and will be installed before November.

**Hill Country Erosion Fund**

A further eight properties with areas of high erosion risk have had farm plans completed since 22 June 2017 (new milestone period), covering a total land area of 2,021 ha within the Kaipara catchment and bringing the total amount of properties covered by farm plans since the beginning of the Kaipara hill country erosion project to 62.

A total of \$244,094.70 of the Environment Fund has also been allocated toward projects within the Kaipara catchment over the 2017/18 financial year.

As part of the Kaipara Hill Country Erosion Project, funding is allocated toward soil conservation tree projects within the Kaipara Catchment. Hill country staff have created an educational video highlighting the history, present day issues and future potential, of poplar trees within Northland.

**WAIORA NORTHLAND WATER**

Catchment group meetings are being planned for September and October.

**FRESH WATER IMPROVEMENT FUND**

Northern Wairoa Freshwater Improvement Project:

- The "Confirmation of Intent to Progress Form" for Stage One has been signed and received from MfE.
- An inaugural meeting for all the project partners on 6 September is planned, including Fonterra/Department of Conservation Living Water Partnership (LWP), Integrated Kaipara Harbour Management Group (IKHMG), Ngā Kaitiaki o Ngā Wai Māori (NKONWM), Reconnecting Northland and Sustainable Business Network.

## BIODIVERSITY

The 12 outstanding dune lake plans are now complete as drafts in both long and short format. Lakes focus will now shift to work-planning for the Freshwater Improvement Fund projects and the beginning of consultation with mana whenua iwi and hapu and landowners in the lake catchments regarding each aspect of FIF inputs and expected outcomes.

Four CoastCare dune planting days were held in August at Long Beach, Taipā, Mangawhai Heads and Ahipara, with a total of 4500 plants planted. Over 200 volunteers, including school students, were involved with the planting.

## BIOSECURITY

### Biosecurity Threats/Incursions

Staff are not aware of any new incursions in the Northland region.

### Myrtle Rust

Since its discovery in New Zealand mainland on 3 May 2017 myrtle rust has been confirmed in 114 sites across the middle and upper North island. Affected regions include Bay of Plenty, Northland (4 sites), Taranaki and Waikato. The disease has been found on a wide number of property types including private land, nurseries and a number of other private and commercial properties. Plants most affected thus far have included Northern and southern rata Pōhutukawa and Ramarama.

[Myrtle Rust web page on the MPI website](#)

### Marine

During the month, Cosmos Explorer, a 34-foot overseas vessel was towed into Mangonui Harbour by the Far North Sea Rescue. Staff understand the vessel had sail problems North of Mangonui and MPI and New Zealand Customs Service responded but downgraded the vessel as a biosecurity threat once they had conducted an inspection of the hull and interior.

This month the tender for the 2017-2018 hull surveillance programme was advertised and staff are in the process of summarizing the applications. Dive survey is expected to begin later in September early October.

Staff attended the Upper North Island Strategic Alliance (UNISA) Technical Officers Meeting on 11 August 2017 in Auckland to progress an Interregional Marine pathway plan between six adjoining regions in the top half of the North Island.

### Regional Pest and Marine Pathway Management Plan 2017-2017

The Regional Pest and Marine Pathway Management Plan 2017-2017 (RPMP) was approved by council on 22 August. Public notice was made on the 26 August, the 15-working day appeal period ends on 15 September. If no appeals are lodged the plan will be presented to council on 24 October for the council seal to be applied.

### Feral Goats

Far North staff assisted Summit Forestry with a goat cull.

**Possum control Mt Tiger**

Possum control operation is underway in Mt Tiger block in conjunction with Kiwilink. Some 430 bait stations are being loaded with possum poison. Trail cameras have been deployed on some of the stations to assess numbers and mortality.

**Kerikeri Peninsula CPCA**

NRC staff are drafting up a new CPCA (Kerikeri Peninsula) covering 1200 hectares in the Opito Bay area and six annual (CPCA) reviews have been completed.

**Tangihua CPCA**

NRC biosecurity staff have helped with DOC, Tangihua Lodge volunteers and local community leader Gerald Mannion, with the cutting of tracks and installing of bait stations for future pest control in the Tangihua Ranges. The first poison operation, targeting possums carried out during July has proved successful.

**Batwing Passion Flower**

The eradication of Bat-wing passion flower continues to be a focus, with new infestations being discovered in reserve areas in Whangarei. Regular site visits to residential properties in the Kamo area are proving to be successful, with fewer numbers of plants being found. Pamphlet drops have been conducted in the area, and these have increased public awareness as well the public reports of this plant pest.



Bat-wing covering edge of bush reserve bush, extending 2-3m high. The damage to native plants is evident in the second picture, where it is seen smothering a juvenile Totara to breaking point.

**Kauri dieback**

Staff have been involved in training of DOC Kauri Coast staff and Te Roroa kaitiaki in new soil sampling methodology aimed at detecting the disease. This training aims to build local community and iwi capacity to carry out ground truthing of sites where there has been an observation of kauri in poor health and the observer has suspected the disease is present.

## **PEST CONTROL HUB**

The current content is up to date, displaying information and control methods on 148 different species. The new content is in draft and once uploaded will bring the total species count on the Pest Control Hub to over 250. The Pest Control Hub has also gained national recognition and has received excellent reviews from other Regional Councils, universities, local schools, and is in the finals for the ALGIM awards.

<http://www.nrc.govt.nz/Environment/Weed-and-pest-control/pest-control-hub/>

## **RIVER MANAGEMENT**

### **Awanui**

A draft peer review report of the preliminary scheme upgrade and an assessment of stopbank condition and geotechnical risks was received. The report will be discussed with the Awanui River Working Group in late September, together with an update on progress with flood protection options for Kaitāia.

All landowners upstream of Kaitāia, where spillways are proposed as part of the Kaitāia flood scheme upgrade, have been briefed on the preliminary designs. It is now intended to enter into easement agreements with these owners, and compensation valuations are underway.

Further investigation into remediation options for Bells Hill slip has been undertaken during the month, including a workshop with Tonkin + Taylor engineers to review and prioritise options.

Staff are working on releasing a tender for updates to the Awanui Flood Model, to improve calibration and update for recent river works.

### **Kāeo -Whangaroa-Matangirau**

The next meeting of the Kāeo River – Whangaroa Catchment Working Group has been scheduled for Friday 29 September. A meeting was held with FNDC and NZTA at the end of August to discuss funding for an additional Touwai Stream bridge, or extension of the existing bridge, on the Wainui Road at Matangirau. Upgrade of the bridge would need to be included in FNDC's draft Transport Plan and supported by a business case to be considered by NZTA.

### **Kawakawa – Taumārere**

Site visits were undertaken by staff to scope works and meet with landowners on the Otiria Stream at Moerewa, and Waiōmio stream at Kawakawa. Both projects appear to have good potential.

### **Panguru**

A second meeting of a working group to investigate Panguru flood alleviation options was held on 29 August. The community members of the working group were encouraged to make submissions on both the Regional Council and District Council LTPs. The main priorities for the community were reported to be resolving the access issues on the West Coast Road, and secondly, the Otengi Road.

### **Whangārei**

Stormwater diversion improvements adjacent to the true right hand emergency spillway of the Hopua te Nihotetea were implemented in August.

**Kerikeri-Waipapa**

The Kerikeri-Waipapa River Working Group met on 25 August for an update on channel works, and the flood scheme. The group supported the NRC concepts for works on the Whiriwhiritoa Stream and Waitōtara Drive stopbanks.

**Kaihū**

Site visits have been undertaken to scope works for the coming season. A meeting with the Kaihū River Working Group to review the works programme is scheduled for 6 September.

**Minor Rivers Works**

A number of minor works have been identified, however conditions are still too wet to progress at this stage.

**NATURAL HAZARDS****Coastal Hazard Mapping Project**

There has been only a moderate number of queries on the new draft coastal flood hazard maps for Whangārei Harbour. The closing date for submissions is 29 September. The balance of Tonkin + Taylor adjustments to coastal hazard maps is expected to be complete in September.

A project to model the coastal flood inundation of low lying areas protected by stopbanks is being progressed by eCoast, and staff have responded to data requests during the month. The modelling is due to be complete in October.

**Regional LIDAR Project**

RPS Consultants NZ Limited (RPS) expect to mobilize to Northland in October, subject to suitable weather conditions.

**Waipū and Paparoa Flood Model Builds**

River channel cross section survey has been completed by OPUS, and staff are now reviewing the survey datasets. The tender for the flood model has been awarded.

**HYDROLOGY****Hydrology Team & Water Resources Work Programme:**

- The draft Water Science Strategy was discussed at the 4 Waters group. The District Health Board (DHB) requested a meeting to discuss the strategy in more detail.
- The chief hydrologist from NIWA held a training session on Topnet, a modelling system that is available to Northland Regional Council (NRC) staff. A possible MOU was discussed to capture joint projects in Northland relating to hydrology. NIWA intends to visit NRC every six months for an informal catch-up.
- The hydrology team attended training on HyQuest's telemetry system and data loggers. The team has begun the transition across to the new system installed in June 2017.



- Two solar panels and a battery was stolen from the Mangakāhia Gorge recorder. The battery has been replaced and staff are investigating alternate sources of power to negate the need for solar panels. An insurance claim is yet to be determined. An engineer will be engaged to reinforce the monitoring station door.

## 8.2.6 STRATEGY AND GOVERNANCE

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### ECONOMIC DEVELOPMENT

#### Investment and Growth Reserve

Project	August Update	Future developments/ reporting
Better Water Management	Public release of final version of <i>Scoping of Irrigation Scheme Options in Northland</i> study. Discussion with other councils, Crown Irrigation Investment Limited and councillors on next steps.	Draft up demand assessment project
Kawakawa Hundertwasser Park Centre	MOU signed on 26 August.	Prepare funding agreement with Kawakawa Hundertwasser Park Centre Trust
Maungatapere Berries	Further refinements made to the loan agreement to meet the requirements of the parties.	Finalise loan agreement.
Waitangi Mountain Bike Park	Final invoice for council's \$400K contribution to the development of Stage 2 paid (see separate item).	Six monthly reporting beginning with the period ending December 2017
Hundertwasser Art Centre (Whangārei)	None	Finalise funding agreement with Whangārei Art Museum Trust
Resource Enterprise Limited (REL)	None	Financial report for the year ended March, due end of July. The report has been delayed, but is expected to be released 15 September.
Regional Promotion	None	Report for the six months ended December due in mid-February 2018.
Twin Coast Discovery Revitalisation	None	Report for the six months ended December due in mid-February 2018.
Extension 350	None	Quarterly reporting to commence

Project	August Update	Future developments/ reporting
Twin Coast Cycle Trail (TCCT)	None	Awaiting further progress reports and associated invoices to complete funding commitment.

### Waitangi Mountain Bike Park

All of the \$400,000 funding approved from the Investment and Growth Fund has now been claimed for and paid to Focus Paihia. With the support of this funding, approximately 22.5km track has been constructed in construction Season 2 including the completion of tracks in Zones 2 and 3 with Zone 5 close to being completed. Although the revised business plan (August 2016) called for 35km of track to be constructed in Season 2, the lower amount of 22.5km was reached for the following reasons:

1. Marking of the track and more accurate mapping using a surveyor's wheel rather than purely relying on aerial imagery and a hand-held GPS device has resulted in an overall shorter track length
2. Changes have been made frequently at an operational level to the layout of tracks to overcome practical and unanticipated difficulties
3. Focus Paihia wished to achieve an International Mountain Bike Association Silver Level accreditation by creating more technically challenging and expensive grade 4 and 5 tracks as well as creating linkages that allow an easier route between tracks. Some of this work has also been a response to feedback from existing trail users
4. Having to bring in material from outside the park to overlay a smoother foundation over some areas of the track with challenging geology has created additional cost and a higher per metre construction cost.

It is anticipated that works will start on Zone 4 in the next construction season (no money for this has been sourced from the I&G reserve).

## COMMUNICATIONS

### Publications

- The bulk of the work for the September edition of the Regional Report, was done during August. This special edition is timed for just after notification of the Proposed Regional Plan, but also covers a range of other topics including water quality projects boost, Kaipara hill country erosion, the irrigation scoping study and more.
- The Proposed Regional Plan and associated consultation materials were proofed, tidied up and finalised.

### Online channels Highlights

- **eXpress upgrade** – The staff Intranet was upgraded during July. It is now hosted off-site so staff are able to access it in the field.
- **Hātea water quality video series launched on Facebook** – The series highlights water quality issues in the Hātea catchment and the various projects, community groups and agencies working to address these issues.

- **Tsunami Evacuation Maps** – New online tsunami evacuation maps were launched allowing users to enter their address to go directly to the relevant location on the maps. The maps can be exported, saved and printed.
- **ALGIM Award Finalists** – 3 projects have been named as finalists in the Association of Local Government & information Management Web & Digital Awards. Winners will be announced during September.
- **Most popular post on Facebook this month** – A video montage of community members across Northland sharing what they love most about Northland - what their True North is.

Key Performance Indicators	May-17	June-17	Jul-17	Aug-17
<b>WEB</b>				
# Visits to the NRC website	20,684	21,534	17,290	21,282
E-payments made	2	2	20	21
# subscription customers (cumulative)	1,175	1,156	1,153	1,150
<b>SOCIAL MEDIA (cumulative)</b>				
# Twitter followers	1,275	1,299	1,309	1,318
# NRC Facebook fans	4,490	4,611	4,782	4,949
# NRC Overall Facebook Reach	92,565	73,362	170,500	137,300
# CDEM Facebook fans	14,063	14,137	14,225	14,297
# CDEM Overall Facebook Reach	62,847	86,968	63,635	80,327

## Events

### True North and LTP pop ups (Whangārei, Kerikeri, Paparoa, Ngunguru, Kaitiāia)

Staff and councillors have visited local farmer's markets across the region, over the past few weeks as part of the True North campaign and pre-consultation for the Long Term Plan.

These events are an opportunity for people to share with us face-to-face what they value about Northland and their aspirations for the region's future. The team has received lots of positive feedback and have had great interaction with the community during these sessions. We have captured over 80 #mytruenorth images and had feedback from 100 people so far during these informal events. We still have three more events planned as part of this phase of the campaign.

### Westpac Business Excellence Awards – Entrants networking event (Friday 25 August)

This year the awards are celebrating 40 years of business success. This event was a new format for the awards, and provided an opportunity for sponsors to speak and meet the entrants.

### Kiwi Coast partnership signing event (Monday 5 September)

Council signed a partnership agreement with Kiwi Coast at a special event held at Pataua North. The event was attended by Kiwi Coast Trust Trustee, community and agency partners, NRC staff and councillors. Kiwi Coast brings to the partnership a cost effective, community driven model for connecting communities and enhancing Northland ecosystems, while NRC brings resources for enabling community-led pest control and financial support for the co-ordination of Kiwi Coast.

**ENVIROSCHOOLS / EDUCATION****Project Possum – assessment workshops held**

From 1 to 4 August, four Project Possum assessment workshops were held at Lonsdale Park and Tangihua Lodge. Council Biosecurity staff worked with Can Train NZ to assess 97 senior students on NCEA accredited possum control skills. The quality of the theory papers on possum biology and environmental impact was notable compared to past years.

**Green-Gold celebration held at Onerahi School**

On 24 August, Council Chairman Bill Shepherd and Councillor Paul Dimery officiated at the Enviroschools Green-Gold celebration at Onerahi School in Whangārei.

**National secondary hui – presentations made**

From 29 to 31 August, two Enviroschools team members attended the national Enviroschools secondary hui in Wellington. The hui focused on what is working well in regions and why. The Northland presentations were entitled: 'Credit where credit's due – Taking action and gaining credit through collaborative hands-on learning' and 'Curriculum linked environmental projects – an entry point for setting up Enviroschools at the secondary level'.

**IWI LIAISON**

During August the Kaipara Moana Working Party – a joint Auckland, Kaipara and Whangārei District and Northland Regional Councils working party established to inform possible Treaty settlement regarding the management of the Kaipara Harbour – met with Ngāti Whātua. The meeting looked to build on previous engagement and to introduce new councillors as a result of the 2016 local body elections. Cr Smart and the Kaiarahi Kaupapa Māori attended the meeting.

The joint project sponsored by the Chief Executive Officers Regional Sector Group looking at financial implications of Treaty settlements is at the point of finalising a suite of information for the incoming Minister of Treaty Settlements. It is anticipated this information will be ready early in September.

**CORPORATE PLANNING**

The process of developing the Long Term Plan 2018-2028 is well underway. Staff have completed a number of planning reviews for each activity and identified resource needs, in preparation for a series of workshops where staff and council will work through options for levels of service and resourcing.

A period of pre-consultation on the Long Term Plan, which comprised social media, website feedback, and council presence at a number of pop-up sessions around the region, concluded in early September. The pre-consultation campaign garnered a high level of interest, and the feedback obtained will be provided to council for their consideration throughout the remainder of the LTP development process.

**GOVERNANCE SUPPORT****Local government official information (LGOIMA) requests**

Month	LGOIMA requests received 2016/17	LGOIMA requests received 2017/18
July	7	7
August	5	10
September	10	
October	11	
November	10	
December	10	
January	7	
February	11	
March	18	
April	12	
May	8	
June	7	
<b>Total LGOIMA requests received</b>	<b>116</b>	<b>7</b>
<b>Total LGOIMA requests not completed ≤ 20 working days</b>	<b>9</b>	<b>1</b>

In August, there were no LGOIMA requests that exceeded 20 days to complete.

**8.2.6 CUSTOMER SERVICE – COMMUNITY RESILIENCE**

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**CIVIL DEFENCE EMERGENCY MANAGEMENT****Warnings and activations**

There have been several watches and warnings issued in the past months that have been monitored however no further action has been required.

**Long Term Planning**

To date presentations have been made to the Whangarei District Council and opportunities to present to the FNDC and KDC are being sought on the Long-Term Planning processes. The purpose of the presentations has been to elaborate on the proposal to strengthen the shared services arrangements and to ensure that there is consistency across the region in CDEM delivery.

A presentation was also made to the Northland Chief Executive's forum outlining the s 17 A review and to seek support for increased resourcing and the proposed strengthening of the shared services arrangements.

**Recovery Legislative changes**

With the recent amendments to the Civil Defence Emergency Management Act the planning for and delivery of Recovery will change. The legislation now requires that from 1 June 2018 CDEM Groups have responsibility for ensuring that their CDEM Group Plan state and provide for strategic planning for recovery from hazards and risks.

**Cell Broadcast Alerting (also known as Emergency Mobile Alerts):**

Major advances are underway in public alerting capability, with the development of cell broadcast alerting nationally and the integration of the Hazard app into other alerting platforms (a Northland CDEM project).

CBA allows alerts to be sent to mobile phones without users needing to install an app or sign up for a service. The CDEM sector will have access to CBA; however, the threshold for use will be at the very high end e.g. major events and evacuations. MCDEM has advised that it will be promoting CBA to the public with a campaign beginning during Get Ready Week in October, with a target go-live date for CBA of 5 November (World Tsunami Day).

The public campaign will encourage cellphone users to visit a website to check that their phone can receive alerts.

MCDEM has selected an international platform, has been testing handsets with the three telecommunications companies and working with the CDEM sector and emergency services to develop procedures for its use.

This process – and in particular, the objective of achieving nationwide and pan-agency consistency in alerting – is highlighting some differences in expectations between MCDEM and CDEM groups, which are being worked through.

**CDEM National Review**

The report and outcomes of the Ministerial Review - Better responses to natural disasters and other emergencies in NZ is not likely to be released until after the general elections.

**Youth and Emergency Services**

The Ministry of Youth Development have announced a further \$100,000 has been made available as part of the Youth in Emergency Preparedness Fund – a combination of the YES Programme and the Youth in Civil Defence Programme. The Northland CDEM Group has applied for \$10,000 funding to run a YES Programme in Kaitia (or other location) in 2018.

**Tsunami Mapping Project**

This project is almost complete with the new maps and interactive viewer on the NRC website now. The interactive viewer will be available for public use, this will enable people to choose their location then export the map into a PDF document with save or print functions. A sample map is attached to the end of this report.

**TRANSPORT****Regional Land Transport Planning - Northland Regional Land Transport Plan 2015/2021 – Three-Year Review**

A progress report on the Draft Regional Land Transport Plan 2015/2021 was tabled at the 9 August 2017 Regional Transport Committee meeting.

Monthly meetings were held with both RLTP Project Team and with the NRC Communications team.

Councils initial bid for national funding assistance for public passenger transport services, Total Mobility, Road Safety and regional land transport planning were downloaded into the New Zealand Transport Agency's (NZTA) Transport Investment Online programme on 31

August 2017. Moderation meetings on the subsidy application will be undertaken with NZTA during September 2017.

### 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, therefore the statistics provided below are for July 2017.

	Total clients	Monthly Actual Expend	Monthly Budget Expend	Variance	Year/Date Actual Expend	Year/Date Budgeted Expend	Variance
<b>July 2017</b>	1170	\$11,647	\$16,666	\$5,019	\$11,647	\$16,666	\$5,019

The Ridewise test cards for Northland have been processed, and are currently being tested by the two Transport Operators.

### July 2017 Bus Service Update

Some Figures for August unavailable at time of report

#### Operational Statistics

<u>July 2017</u>	Actual	Budget	Variance	Year/Date Actual	Year/Date Budgeted
City Link Passengers	22751	24077	-1326	22751	24077
City Link Farebox Revenue (gst exclusive)	\$45,737	\$49,754	-\$4,017	\$45,737	\$49,754
Mid North Link Passengers	171	420	-249	171	420
Mid North Link Farebox Revenue	\$700	\$2,738	-\$2,039	\$700	\$2,738
FarNorth Link Passengers	491	621	-130	491	621
FarNorth Link Farebox Revenue	\$1,335	\$1,471	-\$136	\$1,335	\$1,471
Hokianga Link Passengers	22	-	-	22	-
Hokianga Link Farebox Revenue	\$402	-	-	5788	-

<u>August 2017</u>	Actual	Budget	Variance	Year/Date Actual	Year/Date Budgeted
Mid North Link Passengers	234	432	-198	405	852
Mid North Link Farebox Revenue	\$1,088	\$2,738	-\$2,817	\$1,788	\$2,738
FarNorth Link Passengers	515	731	-130	491	621
FarNorth Link Farebox Revenue	\$1,477	\$1,733	-\$256	\$2,813	\$3,205

Car Free day promotion

There will be a promotion for all services that are contracted to Northland Regional Council on the 22<sup>nd</sup> September 2017, International Car free Day. The services will allow passengers to travel for free on this day as a "Thank you" for existing passengers and as an effort to garner some new passengers on our services.

**Road Safety Update**Regional Road Toll Statistics – 2017 & 2016 Comparison

<u>Location</u>	<u>YTD 2017</u>	<u>YTD 2016</u>
Far North	14	8
Whangarei	6	7
Kaipara	3	8
Northland	23	23
National	256	219

There have been twenty-three fatalities in Northland so far in 2017; There were twenty-three deaths for the same period in 2016.

Fourteen deaths in the Far North; six deaths in Whangarei and three deaths in the Kaipara district.

These include 13 drivers, four passengers, two motorcyclists, one cyclist and three pedestrians.

Casualty ages involved in death related crashes

0 – 14yrs	1
15 – 19yrs	1
20 – 24yrs	4
25 – 39yrs	4
40 – 59yrs	10
60 + yrs	3

**Motorcycle Awareness Month** – September is Motorcycle Awareness Month and will see a lot of media promotion emphasizing everyone plays a part in motorcycle safety.

**NAVIGATION, SAFETY AND MARITIME OPERATIONS**

The draft of the Kai Iwi Lakes Navigational Safety Bylaw has closed for submissions and the hearings will be held at the Dargaville Museum on 7<sup>th</sup> September 2017. Staff organised a site familiarisation visit to the lakes this month for the councillors on the Hearings Committee.

The Whangarei Harbour Safety Group held a review of the Dynamic Under Keel Clearance (DUKC) System with OMC from Australia who manage the system. Limits, controls and



channel design were reviewed in light of recent surveys. The system is currently operating optimally.

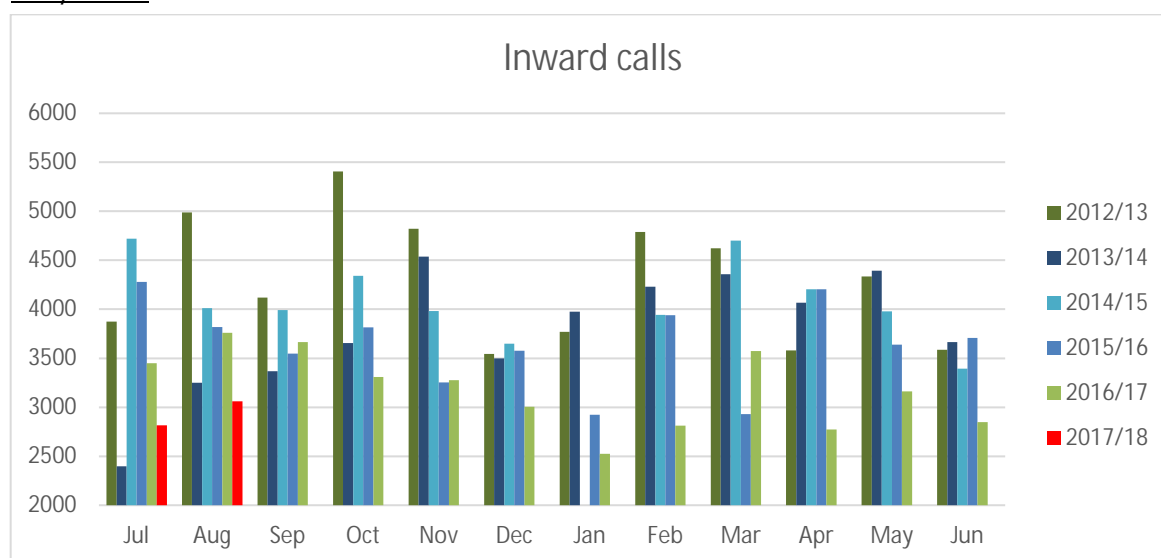
Two Pilots from Whangarei undergoing training were reviewed and checked by the Harbourmaster; interviews were completed for the Deputy Harbourmaster position, and a person appointed.

Discussions are underway with relevant contractors regarding Mooring Contractor Licences, some fine tuning is required around insurance wording, this is ongoing. Staff undertook normal winter maintenance of buoys, beacons, vessels and some training and leave.

## CUSTOMER SERVICES

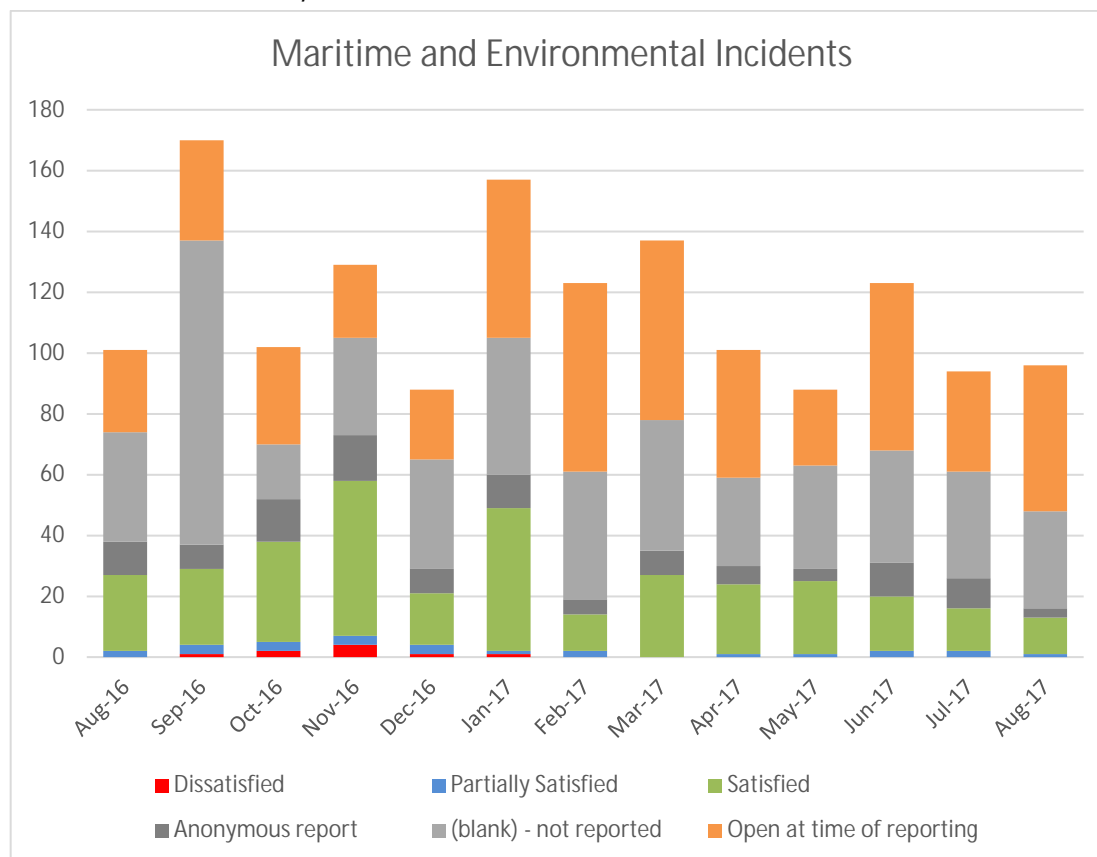
### PERFORMANCE STATISTICS

#### Telephones



\* August 2017 estimation only - final data not available at time of writing

The trial of new telephone operator software is being worked on by Spark.

Hotline and Incident Responses**Feedback Cards**

Only five feedback cards were received. All cards were for Resource Consent Monitoring and all were satisfactory or very satisfactory.

**Activity**Mid-North Customer Service Centre

Waipapa is receiving between 5 and 8 drop in visitors per day with queries covering most aspects of council activity, and the meeting room was booked on five occasions in July. Waipapa staff are commenting that they feel more productive and less tired as they are spending fewer days commuting.

A meeting with the FNDC Customer Services Manager explored opportunities to work together. At this stage, there is the intention that we will receive basic FNDC forms, such as rates rebates, on their behalf. Once we have agreed on protocols Waipapa will also offer customers with Skype access to FNDC duty planning and building officers. FNDC have also expressed an interest in hot-desking at Waipapa, if space become available.

External Surveys

As a follow-up to the Resident Survey, all departments are being briefed on the results and consulted with on the proposed action plan. Actions include across organisation post-interaction surveying to determine specific areas for improvement, and tighter adherence to response times for customer requests.

ALGIM Mystery shopper survey – in progress until August. The result will be available in September.

Internal Surveys

The TLA Key Contacts Survey has been signed-off and the recipient list is being updated before circulation.

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**Authorised by Chief Executive Officer:**

**Name:** Malcolm Nicolson  
**Title:** Chief Executive Officer  
**Date:** 11 September 2017

**TITLE:** National Policy Statement for Freshwater Management 2017

**ID:** A981934

**To:** Council Meeting, 19 September 2017

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

**Date:** 5 September 2017

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### Executive summary

The purpose of this report is to provide council with an overview of recent changes to the National Policy Statement for Freshwater Management (NPS-FM) that came into effect on 7 September 2017. It also provides an update on progress in terms of council's programme to implement the NPS-FM.

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### Recommendation

That the report 'National Policy Statement for Freshwater Management 2017' by Justin Murfitt, Resource Management – Planning and Policy Manager, and dated 5 September 2017, be received.

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### Background

In February 2017, the Government released a consultation document titled 'Clean Water' that signalled changes to the way freshwater is managed, including amendments to the National Policy Statement for Freshwater Management 2014 (NPS-FM). The changes signalled in Clean Water included:

- National targets for improving water quality for swimming and associated maps;
- Stock exclusion regulations;
- Freshwater improvement funding criteria; and
- Changes to the NPS-FM 2014.

This report focuses on the changes to the NPS-FM and the implications for council's programme to implement the NPS-FM by 2025. It also provides a summary of council's progress in implementing the NPS-FM to date.

### Changes to the NPS-FM 2014

The key changes to the NPS-FM are set out below. The changes came into force on 7 September 2017.

### Maintain or Improve water quality

Objective A2 of the NPS-FM has been changed so that it is clear overall water quality within a freshwater management unit is to be maintained or improved (previously this applied at a regional scale and could have allowed a decline in one freshwater management unit to be

'offset' against an improvement in another). This change is logical and has no material implications for council's approach to NPS-FM implementation.

### **Economic well-being**

Two new objectives and policies require explicit consideration of economic well-being and the costs and benefits of different options to manage freshwater. These reflect similar considerations that apply under section 32 of the Resource Management Act 1991. These new provisions have been addressed through content in the section 32 evaluation reports accompanying the new regional plan.

### **Swimming targets**

The Government has set a national target of making 90 percent of New Zealand's rivers and lakes<sup>1</sup> swimmable by 2040, and has changed the NPS-FM to include provisions to support this target. The changes relating to water quality for swimming include:

- Objective A3 requires improvement in water quality so that it is suitable for swimming more often (as measured by *E.coli* and cyanobacteria). This requirement applies to all freshwater management units – essentially all rivers and lakes regardless of size unless regional swimming water quality targets have been achieved or natural causes render this impossible.
- Policy A5 requires councils to change regional plans to identify: fourth order rivers and lakes (and other regional swimming sites); to state what improvements will be made so they are suitable for swimming more often; and over what timeframe these improvements will occur. These must contribute to regional targets required under Policy A6.
- Policy A6 requires councils to develop regional targets to improve water quality for swimming – draft targets are to be publicly available by 31 March 2018 and finalised targets are to be made public by 31 December 2018. These must contribute to the national swimming targets (set out in new Appendix 6).
- New attribute tables for *E.coli* and cyanobacteria (toxic algae) now apply as a measure of swimming water quality. Four metrics are applied to *E.coli* and five attribute states are described, with a 'C' state being the minimum 'swimmable' standard (this equates to a median of <130 *E.coli*/100ml; 95<sup>th</sup> percentile of <1200 *E.coli*/100ml and no more than 10-20% exceedance of 540 *E.coli*/100ml and no more 20-34% exceedance of 260 *E.coli*/100ml).
- Surveillance monitoring – councils are required to monitor *E.coli* at representative swimming sites to assess microbial health risks to people. The monitoring requirements are set out in Appendix 5 of the NPS-FM, which include weekly sampling within the date ranges and flow conditions when people swim. If a 'surveillance' sample exceeds 260 *E.coli*/100ml, monitoring frequency must increase to daily, and if a sample exceeds 540 *E.coli*/100ml councils must take reasonable steps to notify the public.

The implications of these changes are significant. The new Regional Plan does not currently contain freshwater objectives or limits for *E.coli* given the changes to the NPS-FM were confirmed just prior to notification (*E.coli* provisions based on the NPS-FM 2014 requirements were removed). Nor has council identified swimming sites or the associated regional targets / water quality improvements in the new Regional Plan.

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<sup>1</sup> The targets apply to rivers that are fourth order or larger and lakes with perimeters more than 1.5km.

Meeting these new requirements will require a plan change or variation as it is not considered appropriate to attempt a remedy through submissions. Council is in any case required to advise the public of draft regional targets for swimming by 31 March 2018 and make final targets publicly available by 31 December 2018. The 2018–2028 Long Term Plan provides an opportunity to consult the public on regional swimming targets, which could then inform a subsequent plan change or variation.

New surveillance monitoring requirements for *E.coli* (in Appendix 5) may have cost implications due to the monitoring frequency and associated staff resource / testing costs.

### Nutrients in rivers

While the requirement to set objectives for periphyton (nuisance algae) remain, councils must now also set instream concentrations for dissolved inorganic nitrogen (DIN) and dissolved reactive phosphorus (DRP) for rivers to manage periphyton growth. The relationship between nutrients and periphyton growth is complex and many other factors are relevant (such as shading, temperature and flows). The new Regional Plan does not contain objectives for periphyton given our data is immature, nor does it include concentrations for DIN and DRP. These matters will also need to be addressed in a subsequent plan change. Councils must also set total nitrogen and phosphorus limits (concentration standards or loads) for sensitive downstream lakes and estuaries.

### Te Mana o te Wai

The concept of Te Mana o te Wai (the integrated and holistic well-being of the water) was included in the preamble to the 2014 NPS-FM. The 2017 changes embed Te Mana o te Wai in the body of the NPS-FM itself by including a new objective and policy (Objective AA1 and Policy AA1) requiring councils to consider and recognise Te Mana o te Wai in freshwater management. This is to be achieved through engagement with tāngata whenua and communities to inform freshwater objectives and limits – consultation on the draft plan (including hui) and catchment groups informed this process.

### Monitoring

The NPS-FM 2017 requires councils to develop monitoring plans to assess progress towards freshwater objectives. New mandatory methods include as a minimum:

- Surveillance monitoring of *E.coli* at identified swimming sites during designated times and flow conditions when the site is likely to be used (as discussed earlier);
- Measures of the health of indigenous flora and fauna - there is little detail on this requirement but a possible measure of the latter is the population and diversity of indigenous fish;
- Maturanga Maori; and
- Monitoring macroinvertebrates using the Macroinvertebrate Community Index (MCI). If an MCI score falls below the MCI threshold of 80, or shows a declining trend, regional councils must identify the causes and develop a response plan.

Monitoring results must be made available to the public and regional councils must act if monitoring indicates freshwater values or objectives are not being met.

Council currently monitors MCI and *E.coli* in a similar manner to that required by the changes to the NPS-FM, however requirements around the health of indigenous flora and fauna,

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reporting and responding to declining trends may mean additional resourcing will be required. The council's 2018–2028 Long Term Plan provides an opportunity to ensure resourcing is adequate to meet these new monitoring requirements.

**Other changes**

Other changes include:

- Providing exceptions to water quality bottom-lines for existing infrastructure – specified infrastructure can be added into an appendix following a national consultation process if it meets the tests in the NPS-FM.
- Specific allowances for coastal lakes and lagoons that are intermittently open to the sea.

Neither of these circumstances are considered relevant to Northland.

The changes mean some provisions (i.e. *E.coli* limits) originally intended to be included in the new Regional Plan are no longer consistent with the NPS-FM 2017 and have had to be removed. Other requirements are new and require further work. Outstanding NPS-FM 2017 requirements include:

- Nutrient concentrations for DIN and DRP to manage periphyton.
- Periphyton limits.
- Dissolved oxygen limits.
- Limits for *E.coli*.
- Identifying regional targets for swimming water quality, the improvements sought and associated timelines.
- Development of the monitoring plan, associated measures and investigation / reporting protocols.

The timeframe to implement the NPS-FM has not changed because of the 2017 amendments – implementation is to be complete by December 2025 (i.e. objectives and limits in plans for compulsory attributes), although an extension to 2030 is available if the 2025 date is impracticable or would result in lower quality planning.

The changes to the NPS-FM mean that the council will need to amend its current implementation programme, which was notified November 2015. This has to be done and publicly notified before 31 December 2018. The timing of which allows for consultation on regional swimming targets and incorporation of council's decisions on the Long Term Plan.

**NPS-FM Implementation Programme - progress to date**

As noted above in November 2015, council notified its programme to progressively implement the NPS-FM 2014. The programme included staged development of the new regional plan in parallel with priority catchment plans and non-regulatory actions (**Appendix 1**). Progress has been largely in accordance with the programme. A summary of progress to date is provided below:

- Formation of collaborative catchment groups in five priority catchments (Doubtless Bay, Waitangi, Mangere, Whangārei Harbour and Poutō).
- Additional monitoring sites established in priority catchments.
- An additional catchment group established for Ngunguru catchment.

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- Draft Regional Plan developed and tested through informal consultation during August–September 2016.
- Draft catchment plans developed for the five priority catchments and tested through consultation (in parallel with the draft Regional Plan).
- Establishment of the Kaipara Harbour hill country erosion programme in 2015 (with Government funding).
- Water quantity accounting (including allocation calculator and associated maps).
- Proposed Regional Plan notified 6 September 2017 which includes a range of NPS-FM related provisions such as: freshwater management units and limits for water quantity (rivers, lakes and groundwater), water quality limits for toxicity in rivers, water quality limits for lakes, coastal water quality standards, identification of outstanding freshwater bodies, provisions to protect wetlands and to exclude livestock from waterways, and associated freshwater policies.
- Catchment management plans for the five priority catchments completed and associated regulatory provisions included in the Proposed Regional Plan.
- Implementation of non-regulatory initiatives has also progressed through ongoing development of dune lake management plans, implementation of non-regulatory catchment plan initiatives, and soil conservation and farm water quality improvement programmes.

Council has therefore made significant progress towards implementing the NPS-FM and this has progressed largely in accordance with its 2015 implementation programme. . While council has yet to reconsider its implementation programme, staff consider that meeting the 2025 deadline to fulfil the NPS-FM 2017 requirements is still feasible.

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**Authorised by Group Manager:**

**Name:** Colin Dall  
**Title:** Group Manager – Regulatory Services  
**Date:** 6 September 2017



## Appendix 1

Progressive programme to implement the NPS-FM 2014 (as at November 2015)

	Regional planning	Catchment-specific <sup>2</sup>	Monitoring	Non-regulatory initiatives
2013	Proposed RPS – council decisions released. Includes direction on approach to water management and NPSFM delivery.	Three catchment groups established.		
2014	Review of regional plans completed. Identifies current gaps in NPSFM delivery.	Two catchment groups established.	Additional water quality monitoring (primarily to inform catchment planning).	
2015	Draft Regional Plan in development. Scope includes: <ul style="list-style-type: none"> <li>Establish freshwater management units.</li> <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> </ul>	Five catchment plans in development (Waitangi, Doubtless Bay, Mangere, Whangārei Harbour and Poutō) – regulatory and non-regulatory water management measures as appropriate.	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 working group.</li> </ul>

<sup>2</sup> See Waiora Northland Water for more detail and function of these groups: [www.nrc.govt.nz/waiora](http://www.nrc.govt.nz/waiora)

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	<b>Regional planning</b>	<b>Catchment-specific<sup>2</sup></b>	<b>Monitoring</b>	<b>Non-regulatory initiatives</b>
	<ul style="list-style-type: none"> <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>			
<b>2016</b>	Draft Regional Plan released for feedback.	Draft catchment plans released for feedback.	<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>	Draft plan revised and Proposed Regional Plan notified.	Regulatory elements of Waitangi, Doubtless Bay, Mangere, Whangārei Harbour and Poutō catchment plans included in notified Proposed Regional Plan.	<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>
<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</li> </ul>

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	Regional planning	Catchment-specific <sup>2</sup>	Monitoring	Non-regulatory initiatives
				Bay, Mangere, Whangārei Harbour and Poutō catchment plans. <ul style="list-style-type: none"> <li>• Implementation of Ngunguru working party recommendations.</li> <li>• Implement dune lake management plans.</li> <li>• Promotion of good practice.</li> </ul>
<b>2020-2024</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>

**TITLE:** Receipt of Committee Minutes  
**ID:** A981658  
**To:** Council Meeting, 19 September 2017  
**From:** Chris Taylor, Governance Support Manager  
**Date:** 8 September 2017

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### Executive summary

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

- Investment Subcommittee – 6 July 2017
- Regional Transport Committee – 9 August 2017
- Property Subcommittee – 5 September 2017.

The minutes are attached.

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

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### Recommendation

That the unconfirmed minutes of:

- Investment Subcommittee – 6 July 2017
- Regional Transport Committee – 9 August 2017
- Property Subcommittee – 5 September 2017

be received.

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### Attachments

- *Investment Subcommittee Minutes – 6 July 2017*
  - *Regional Transport Committee Minutes – 9 August 2017*
  - *Property Subcommittee Minutes – 5 September 2017*
- 

### Authorised by Group Manager

**Name:** Jonathan Gibbard  
**Title:** Group Manager – Strategy and Governance  
**Date:** 11 September 2017

## NORTHLAND REGIONAL COUNCIL INVESTMENT SUBCOMMITTEE

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Minutes of the meeting of the Investment Subcommittee  
held at Northland Regional Council, 36 Water Street, Whangarei  
on 6 July 2017 commencing at 4.00 pm

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**Present:** Councillor John Bain (Chair)  
Councillor Bill Shepherd  
Councillor Penny Smart  
Mr Geoff Copstick

**In Attendance**

**Full meeting**  
Councillor Rick Stolwerk  
Group Manager Corporate Excellence  
Finance Manager  
Tegan Capp  
Christine Angell

**Part meeting**  
Jonathan Eriksen, Eriksen & Associates (by phone)

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

The Chairman declared the meeting open at 4:00 pm.

### Apologies (Item 1.0)

#### Moved (Shepherd/Copstick)

That the apology from Malcolm Nicolson for non-attendance be received.

**Carried**

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

John Bain advised a conflict of interest in one of the funds in the Eriksen & Associates report – he has a minimal holding in Methven.

### Tabled item to receive (Item 2.0a)

#### Moved (Bain/Shepherd)

1. That permitted under section 46A(7) of the Local Government Official Information and Meetings Act 1987:

**Tabled Item 3.4** – 'Working Capital Fund: Amendment to the Statement of Investment Policies and Objectives' and Attachment 3.4 'Eriksen and Associates – Working Capital Fund Review', be received'.

**Carried**

## Open Meeting (Item 3.0)

### Performance of Councils Externally Managed Funds to May 2017 (Item 3.1)

ID: A959547

#### Moved (Bain/Shepherd)

1. That the report "Performance of Council's externally managed funds to May 2017" by Simon Crabb, Finance Manager and dated 27 June 2017, be received.
2. That the subcommittee endorses a recommendation to council to hold the balance of the Community Investment Fund at \$12.5M as at 30 June 2017, and all the 2016-17 Community Investment Fund gains available over and above the \$12.5M are directed to the Investment and Growth Reserve.

#### Carried

#### Summary of discussion

*Jonathan Eriksen, Eriksen & Associates Ltd, took the meeting through an overview of his report, noting the following:*

- *Concern that defensive assets are not doing what we want – need more growth assets. All except CIF need tweaking to increase profit.*
- *Update to report – Bond yields last week, end of June markets repriced bonds on ECB. Some are paying back bonds. This is an indication of a lot more nervousness in the markets.*
- ***Risk Identified:** Banks are being bailed out in Spain, Italy and other southern European markets. ECB is buying the bonds, creating liquidity, trying to sustain the illusion the bonds are worth something.*
- *\$12.5M - Surplus gains over \$500k bring back into CIF (I&G up to \$500k tagged in the CIF). CIF fund to cover operational costs of Northland Inc (\$1.1M). CIF making 6.6%.*
- *Take these recommendations to Council 18 July including commentary on impact on expected return and risk.*

*Secretarial note: Tabled item 3.4 was brought forward to this point in the meeting.*

### PRF / IIF: Amendments to the Statement of Investment Policies and Objectives (Item 3.2)

ID: A959808

#### Moved (Bain/Shepherd)

1. That the report "PRF/IIF: Amendments to the Statement of Investment Policies and Objectives" by Simon Crabb, Finance Manager and dated 27 June 2017, be received.
2. That the subcommittee endorses a recommendation to council to amend the PRF Statement of Investment Policies and Objectives asset mix benchmark to 50% income assets and 50% growth assets.

3. That the subcommittee endorses a recommendation to council to amend the IIF Statement of Investment Policies and Objectives asset mix benchmark to 70% income assets and 30% growth assets.

**Carried**

### **Summary of discussion**

*Council staff and Jonathan Eriksen have reviewed the asset mix of the PRF with a view to increasing returns and have recommended the asset allocation target is revised:*

**From:** 60% income assets and 40% growth assets

**To:** 50% income assets and 50% growth assets (50:50)

**By:** undertaking the adjustments in Table 1 on page 34 of the Eriksen report.

*Jonathan Eriksen has also reviewed the asset mix of the IIF with a view to outperforming the cost of borrowing of funds deposited in the IIF and has recommended the asset allocation target is revised:*

**From:** 80% income assets and 20% growth assets

**To:** 70% income assets and 30% growth assets (70:30)

**By:** - introducing the Milford Diversified Income Fund into the IIF SIPO  
 - undertaking the adjustments in Table 2 on page 35 of the Eriksen report  
 - investing any further funds to progress towards the 70:30 asset allocation benchmark.

*Secretarial note: Jonathan Eriksen ended the telephone call at 4.48pm*

## **External Borrowing to Replace All Remaining Internal Borrowing (Item 3.3)**

**ID: 959797**

### **Moved (Bain/Shepherd)**

1. That the report "External Borrowing to Replace All Remaining Internal Borrowing" by Simon Crabb, Finance Manager and dated 27 June 2017, be received.
2. That the subcommittee endorses a recommendation to council to enter into a loan from the Local Government Funding Agency over a 15 year term to replace councils remaining internal borrowings as at 30 June 2017.

**Carried**

### **Summary of discussion**

- *Rate range to be added to Recommendation 2 for Council (15 year term).*
- *Cost of interest to be funded from IIF gains.*
- *Capital repayment component built in.*
- *Policy – targeted rates have repayment component. Set up so this Council and next Council repay when it falls due.*

## **Working Capital Fund: Amendment to statement of Investment Policies and Objectives (tabled Item 3.4)**

**ID: A962564**

### **Moved (Bain/Shepherd)**

1. That the report "Working Capital Fund: Amendment to the Statement of Investment Policies and Objectives" by Simon Crabb, Finance Manager and dated 5 July 2017, be received.
2. That the subcommittee endorses a recommendation to council to amend the Working Capital Fund Statement of Investment Policies and Objectives asset mix benchmark to 80% income assets and 20% growth assets.

### **Carried**

#### ***Summary of discussion***

- *Recommend WCF asset allocation mix amend to 80% income and 20% growth to endeavour to increase the fund's performance, expected to return 5.3% pa, and risk profile from 1 in 20 to 1 in 17.*
- *There was some discussion around hedging.*
- *Jonathan Eriksen in favour of keeping it unhedged as these are long term funds.*
- *Graph tabled showing AUD/NZD exchange rate over 3 years.*
- *Don't currently hedge CIF, IIF or Working Capital Fund.*

**ACTION (Simon):** ask Jonathan Eriksen to summarise his report for quarterly Investment Subcommittee meetings and invite him to do brief presentation at full Council in August.

**ACTION (Simon/Geoff):** Put paper together for August Council with numbers in simple language – outline both scenarios in AUD or out of AUD (hedging paper).

### **Conclusion**

The meeting concluded at 5.30 pm.



**NORTHLAND REGIONAL COUNCIL****REGIONAL TRANSPORT COMMITTEE**

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Minutes of the Regional Transport Committee meeting held in the Council Chamber,  
36 Water Street, Whangārei, on Wednesday 9 August 2017  
commencing at 10.00am

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**Present:****Northland Regional Council**

Cr J Bain, Chairman

Cr P Dimery (*arrived 10.11am*)**Kaipara District Council**

Cr J Geange

**Far North District Council**

Cr A Court

**Whangārei District Council**

Cr G Martin

**New Zealand Transport Agency**

Mr P Clark

**In Attendance: Full Meeting**NRC Councillor B Shepherd (*arrived 10.20am*)NRC Councillor J Yeoman (*arrived 10.17am*)

WDC Councillor P Halse

NRC Group Manager Customer Service & Community Resilience–  
T Phipps

NRC Transport Manager – C Powell

NRC Transport Projects Officer – I Crayton-Brown

NRC Minute Taker – T Capp

FNDC Manager Transport Operations &amp; Capital Works – W Pile

WDC Rooding Manager – J Devine

KDC Rooding and Solid Waste Manager – H Van Zyl

WDC &amp; KDC Manager Road Safety Education Programmes – G Archer

NZTA Regional Road Safety Advisor – T Rudolph

NZTA Senior Programme Advisor Northland – M Taylor

NZTA Communications and Stakeholder Manager- K Sullivan

NZTA Senior Investment Advisor – M Taylor

NTA Manager – P Thomson

NZ Police Senior Sergeant – I Row

NDHB Health Promotion Advisor Alcohol &amp; Drugs –Ravi Chetty

OPUS - Derek Williams

3 Eye Innovation Limited - Charles Maud

RadioNZ- Lois Williams

The Chairman declared the meeting open at 10:00am.

**Apologies (Item 1.0)****Moved (Bain/Court)**

That the apologies from Ms J Robson and Mr B Gliddon for non-attendance be received.

**Carried**

## **Declaration of Conflicts of Interest (Item 2.0)**

The Chairman invited members to make declarations item-by-item as the meeting progressed. There were no declarations of conflict at this point.

## **National Electronic Monitoring System for Heavy Vehicles (Item 3.1)**

**ID: A972023**

**Presentation by Charles Maud from 3 Eye Innovation Limited and Derek William from OPUS on behalf of the Otaika Valley Road Safety Alliance.**

Charles Moore and Derek William provided a presentation on a proposed Electronic Monitoring System trial for heavy vehicles on Otaika Valley Road.

## **Northland - Auckland Corridor Projects Update (Item 3.2)**

**ID: A972012**

**Presentation by Kelli Sullivan, Communication and Stakeholder Manager NZTA**

Kelli Sullivan provided a presentation outlining the progress of the various projects within the Northland to Auckland Corridor.

## **Confirmation of Minutes – 7 June 2017 (Item 4.1)**

**ID: A957464**

**Moved (Court/Geange)**

1. That the minutes of the Regional Transport Committee meeting held on 7 June 2017 be confirmed as a true and correct record.

**Carried**

## **Northland Regional Land Transport Plan 2015-2018 – Funding Uptake (Item 5.1)**

**ID: A966779**

**Report from Transport Manager, Chris Powell.**

**Moved (Bain/Geange)**

1. That the report 'Northland Regional Land Transport Plan 2015-2018 – Funding Uptake' by Chris Powell, Transport Manager, dated 18 July 2017, be received.

**Carried**

## **Interim New Zealand Transport Agency Regional Transport Committee Representative (Item 6.1)**

**ID: A966724**

**Report from Transport Manager, Chris Powell.**

**Moved (Bain/Dimery)**

1. That the report 'Interim New Zealand Transport Agency Regional Transport Committee Representative' by Chris Powell, Transport Manager, dated 18 July 2017, be received

2. That the formally nominated Interim New Zealand Transport Agency Regional Transport Committee Representative, Mr. Peter Clark, be duly noted.

**Carried**

### **Northland Regional Land Transport Plan 2015/2021 – Three Year Review (Item 6.2)**

**ID: A971708**

**Report from Transport Manager/RLTP Project Manager, Chris Powell**

**Moved (Bain/Court)**

1. That the report “Northland Regional Land Transport Plan 2015/2021 – Three Year Review” progress report by Chris Powell, Transport Manager, dated 2 August 2017 be received.
2. That a progress report on the Northland Regional Land Transport Plan 2015/2021 –Three Year Review be presented to the October 2017 Regional Transport Committee meeting.

**Carried**

### **Request to Vary the Northland Regional Land Transport Plan 2015/18 – Kaipara District Council LED Replacement of Streetlights (Item 6.3)**

**ID: A966715**

**Report from KDC Roading Manager, Henri van Zyl.**

**Moved (Geange/Dimery)**

1. That the report ‘Variation to the 2015/2025 Regional Land Transport Programme – Kaipara District Council LED Replacement of Streetlights by Henri van Zyl – Kaipara District Council, Roading Manager, dated 22 June 2017 be received
2. That the Regional Transport Committee approves the request to vary the Regional Land Transport Plan 2015/18 to include the following:
  - Kaipara District Council LED Replacement of Streetlights at an estimated cost of \$1,300,000.

**Carried**

## **Northland Stock Truck Effluent Disposal Facility Working Group Update (Item 6.4)**

**ID: A971293**

**Report from Councillor Ann Court, Chair of the Northland Stock Truck Effluent Disposal Working Group.**

### **Moved (Court/Bain)**

1. That the report 'Northland Stock Truck Effluent Disposal Facility Working Group Update' by Councillor Ann Court, Chair of the Northland Stock Truck Effluent Disposal Working Group, dated 25 July 2017, be received.
2. That the Northland Regional Council, Far North District Council, Whangarei District Council, Kaipara District Council and the NZ Transport Agency make provision in their respective, Long Term Plans and funding assistance applications through the Regional Land Transport Plan 2015/2021 for the provision of an extended Regional Stock Truck Effluent Disposal Network for Northland.

### **Carried**

*Secretarial Note: A correction has been made to the wording of Point 6 on Page 33 of the Agenda. The correct wording should be 'The financial implications are unknown at this stage. Each Territorial Authority (TA) should indicate the need for future financial provision within their Long Term Plan (LTP).'*

## **Northland Road Safety Action Plan Update (Item 7.1)**

**ID: A969383**

**Report from Ian Crayton-Brown, Transport Projects Officer and Trish Rudolph, Regional Road Safety Advisor, NZ Transport Agency**

### **Moved (Martin/Clark)**

1. That the report 'Northland Road Safety Action Update' by Ian Crayton-Brown, Transport Projects Officer and Trish Rudolph, Regional Road Safety Advisor, NZ Transport Agency, dated 2 August 2017, be received.

### **Carried**

## **CONCLUSION**

The meeting concluded at 11.32am.

**NORTHLAND REGIONAL COUNCIL  
PROPERTY SUBCOMMITTEE**

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Minutes of meeting of the Property Subcommittee  
held in the Kaipara Room, Northland Regional Council, 36 Water Street, Whangārei,  
on Tuesday, 5 September 2017 commencing at 1.00 pm

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**Present:**

Cr Penny Smart (Chair)  
Cr John Bain  
Cr Rick Stolwerk  
Cr Bill Shepherd (ex officio)

**In Attendance:**

**Full Meeting**  
Strategic Projects Manager  
Property Officer

**Part Meeting**  
Group Manager – Customer Service – Community Resilience  
Customer Services Manager

*The Chair declared the meeting open at 1.00 pm.*

**Apologies (Item 1.0)**

Cr David Sinclair  
Chief Executive Officer

**Declarations of Conflict of Interest (Item 2.0)**

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

**Confirmation of Property Subcommittee Minutes – 12 July 2017 (Item 3.1)**

ID: A979252

Report from Property Officer, Maxine Bailey

Moved (Bain/Smart)

That the minutes of the Property Subcommittee meeting held on 12 July 2017,  
be confirmed as a true and correct record.

Carried

**Business with the Public Excluded (Item 4.0)**

ID: A979253

Report from Strategic Projects Manager, Phil Heatley

Moved (Smart/Shepherd)

1. That the public be excluded from the proceedings of this meeting to consider confidential matters.

ID: A981487

Property Subcommittee Meeting  
5 September 2017

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
4.1	Confirmation of Confidential Minutes of the Council Meeting – 12 July 2017	The reasons for excluding the public are as stated in the minutes of the open section of the meeting.
4.2	Council's Dargaville Office	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to carry on, without prejudice or disadvantage, commercial activities 7(2)(h).
4.3	Report on Joint Venture Annual Meeting	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to carry on, without prejudice or disadvantage, commercial activities 7(2)(h).
4.4	Property Subcommittee 2017 Action Noted	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to carry on, without prejudice or disadvantage, commercial activities 7(2)(h).

Carried

## Open Meeting

Moved (Smart/Shepherd)

That the committee resumes in open meeting.

Carried

## CONCLUSION

The meeting concluded at 2.15 pm.

ID: A981487

Property Subcommittee Meeting  
5 September 2017

**TITLE:** Business with the Public Excluded

**ID:** A983391

**To:** Council Meeting, 19 September 2017

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

**Date:** 11 September 2017

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### 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.

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### Recommendations

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	Confirmation of Confidential Minutes of the Council Meeting – 22 August 2017	The reasons for excluding the public are as stated in the minutes of the open section of the meeting.
10.2	Receipt of Confidential Committee Minutes – Property Subcommittee 5 September 2017	The reasons for excluding the public are as stated in the minutes of the open section of the meeting.
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	Council Dargaville Office	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to carry on, without prejudice or disadvantage, commercial activities 7(2)(h).

**ITEM: 10.0**

Page 2 of 2

10.5	Industrial Area Properties	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to carry on, without prejudice or disadvantage, commercial activities 7(2)(h).
10.6	IGR Feasibility Business Case – Four Star Hotel Development Study in Whangārei CBD	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to carry on, without prejudice or disadvantage, commercial activities 7(2)(h).

**Considerations****1. Options**

Not applicable. This is an administrative procedure.

**2. Significance and Engagement**

This is a procedural matter required by law. Hence when assessed against council policy is deemed to be of low significance.

**3. Policy and Legislative Compliance**

The report complies with the provisions to exclude the public from the whole or any part of the proceedings of any meeting as detailed in sections 47 and 48 of the Local Government Official Information Act 1987.

**4. Other Considerations**

Being a purely administrative matter; community views, Māori impact statement, financial implications, and implementation issues are not applicable.

**Authorised by Group Manager**

**Name:** Jonathan Gibbard  
**Title:** Group Manager – Strategy and Governance  
**Date:** 11 September 2017