

SOUTH WAIRARAPA DISTRICT COUNCIL

14 OCTOBER 2020

AGENDA ITEM C3

MINOR CHANGES TO THE TERMS OF REFERENCE FOR THE WAIRARAPA COMBINED DISTRICT PLAN JOINT COMMITTEE

Purpose of Report

To provide an opportunity for Council to adopt and approve the amended Terms of Reference for the Wairarapa Combined District Plan Joint Committee.

Recommendations

Officers recommend that the Council:

1. *Receive the information.*
2. *Approve the amended Wairarapa Combined District Plan Joint Committee Terms of Reference.*

1. Background/Context

The South Wairarapa District Council liaises with Masterton District Council and the Carterton District Council regarding the Terms of Reference for the Wairarapa Combined District Plan Joint Committee to ensure that there are no changes made by any of the councils at their separate meetings and that all Councils use the same TOR version.

However, the latest TOR that was circulated had been updated and unfortunately SWDC had adopted an older version. It is intended to make the necessary changes to the old version so that Council can approve the updated version. The changes have been left as track changes on the document attached as appendix 1 to this report.

2. Legislative Framework

The changes are within the scope of Council's powers and responsibilities under the Local Government Act.

3. Defining the problem

These are minor changes to the TOR for the Wairarapa Combined District Plan Joint Committee and the minor changes are within the scope of the agreed duties and responsibilities for the committee. These changes relate to the appointment of a Iwi representative, appointment of a commissioner and the number and membership of the quorum.

4. Options for the South Wairarapa District Council

Section 77 of the Local Government act sets the following Requirements in relation to decisions

(a) A local authority must, in the course of the decision-making process, seek to identify all reasonably practicable options for the achievement of the objective of a decision; and assess the options in terms of their advantages and disadvantages

In this context, the changes to the TOR are modest and no options are considered.

5. Conclusion

Officers recommend that council adopt and approve the changes to the TOR for Wairarapa Combined District Plan Joint Committee as per attached document in appendix 1.

6. Appendices

Appendix 1 – Terms of Reference for the Wairarapa Combined District Plan Joint Committee

Contact Officer: Godwell Mahowa, Planning Manager

Reviewed By: Russell O’Leary, Group Manager Planning and Environment

Appendix 1 – Terms of Reference for the Wairarapa Combined District Plan Joint Committee

Wairarapa Combined District Plan Joint Committee Terms of Reference

<p>Function</p>	<p>To exercise the functions, duties and powers of the Carterton, Masterton and South Wairarapa District Councils under the First Schedule to the Resource Management Act 1991.</p> <p>Responsibilities include: The Committee will act as the governance advisory through the review period of the District Plan project and in preparing a new plan and act as the hearings panel for the submissions to the formal notification process.</p> <p>The scope of the review includes:</p> <ul style="list-style-type: none"> • Giving effect to new or revised national policy statements and the revised Wellington Regional Policy Statement • Aligning the Plan with recent national environmental standards • Giving effect to the proposed national planning standards making any adjustments needed to the structure, definitions and zoning appellations • Giving effect to the proposed national planning standards to make the plan align with requirements for electronic plans and address any consequential amendments required • Rezoning areas to accommodate growth pressures and/or modify existing zones and standards to enable growth and conversely, if needed, to tighten up protection of resources of important values • Aligning the Plan with recent council strategies • Revising objectives and policies in response to any issues arising from their implementation or to respond to any statutory amendments (for example, the two new section 6 matters of national importance since 2009) • Revising any rules and supporting requirements in response to any implementation issues since 2009
<p>Membership</p>	<p>Membership of the Joint Committee includes-:</p> <ul style="list-style-type: none"> • 2 members from each of the 3 councils appointed by each Council (with the ability for each council to appoint an alternate member to cover absences) and an appropriately qualified Commissioner as an independent Chair (appointed by the Joint Committee). • <u>2 Iwi representatives (1 member representing Rangitāne o Wairarapa and 1 member representing Kahungunu ki Wairarapa) appointed by the four iwi entities (Kahungunu</u>

	<p><u>ki Wairarapa, Kahungunu ki Wairarapa Tāmaki Nui ā Rua Trust, Rangitāne o Wairarapa, and Rangitāne Tū Mai Rā Trust) and</u></p> <ul style="list-style-type: none"> • <u>an appropriately qualified Commissioner as an independent Chair appointed by the Joint Committee.</u> <p>The Joint Committee will appoint one of its members as the Deputy Chair.</p> <p>The Mayor of each Council is also a member of the joint committee as afforded by Section 41A of the Local Government Act 2002.</p>
Quorum	<p>The quorum of the Joint Committee will be four<u>five</u> members and include at least one member of each territorial authority but does not include the Mayors (unless appointed as 1 of the 2 council appointed members <u>or alternate member</u>).</p>
Frequency	<p>The Joint Committee will determine the frequency of its meetings which are likely to change to suit the course of the review.</p>
Delegated authority	<p>The Carterton, Masterton and South Wairarapa District Councils have delegated to the Wairarapa Combined District Plan Joint Committee all its functions, powers and duties under the First Schedule to the Act, in accordance with Section 34 of the Resource Management Act 1991.</p> <p>The removal of the office of Chair and Deputy Chair is within the powers of the Joint Committee.</p>