

25. 11. 99

**REPORT BY THE CHAIRMAN OF THE
ENVIRONMENT COMMITTEE**

1. PUBLIC PLACES AND SIGNS BYLAW - ENFORCEMENT

RR 11074

Officer responsible Legal Services Manager	Author Peter Mitchell
Corporate Plan Output: Legal Advice	

At its meeting of 13 December 1995 the Council delegated the Environmental Services Manager the power of initiating prosecutions under Part I to Part IV inclusive of the Christchurch City Public Places and Signs Bylaw 1992, together with the power to make any decision in relation to any such prosecutions.

In addition to prosecutions there is also the option of the Council seeking a statutory injunction against a person who breaches Parts I to IV of this Bylaw. Often an application for a statutory injunction can be a good alternative to prosecution because if an injunction is granted it has the effect of a permanent order from the court and there is not the stigma of a conviction and fine as occurs with a prosecution.

I believe that the Environmental Services Manager should also have the option in her judgment of authorising an application for a statutory injunction as well as being able to authorise a prosecution.

Recommendation: That the Council delegate the Environmental Services Manager the power to initiate any statutory injunction under Parts I to IV (inclusive) of the Christchurch City Public Places and Signs Bylaw 1992 together with the power to make to make any decision in any matter relating to any such application.

CONSIDERED THIS 25TH DAY OF NOVEMBER 1999

MAYOR