



19. 12. 2003

**REPORT BY THE CHAIRMAN OF THE
SUSTAINABLE TRANSPORT AND UTILITIES COMMITTEE**

PART A - MATTERS REQUIRING A COUNCIL DECISION

3. CHRISTCHURCH CITY TRAFFIC AND PARKING BYLAW 1991

Officer responsible General Manager Regulation and Democracy Services	Author Peter Mitchell, DDI 941-8549
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The purpose of this report is to seek a resolution from the Council to alter position titles in the Traffic and Parking Bylaw as a consequence of the recent management restructuring.

Section 156 of the Local Government Act 2002 provides that the Council must follow the special consultative procedure when making or altering a bylaw.

The Act also provides that the Council may, by a publicly-notified resolution, amend a bylaw to make editorial changes or amendments of minor effect. In my opinion, the proposed amendments below are changes of that nature such that the Council is authorised to make them by resolution and without the need to use the special consultative procedure.

The Traffic and Parking Bylaw provides a definition of the phrase "Parking Operations Manager" as meaning:

"...the officer for the time being appointed by the Council and holding the position of Parking Manager and includes any person authorised to act on his or her behalf."

With the recent restructuring it is considered that it is appropriate that the Manager, City Transport be the person who exercises the powers of the Parking Operations Manager for the purposes of the Traffic and Parking Bylaw.

Accordingly the recommendation below is intended to give effect to this change.

Staff

Recommendation: That pursuant to Section 156(2) of the Local Government Act 2002 the Council resolves to amend the Christchurch City Traffic and Parking Bylaw 1991 by:

- (a) Deleting in Clause 3 the definition of Parking Operations Manager;
- (b) By adding to Clause 3 of the Bylaw the following definition:

"Manager, City Transport" means the officer for the time being appointed by the Chief Executive and holding the position of Manager, City Transport and includes any person authorised to act on his or her behalf.
- (c) That the phrase "Parking Operations Manager" be deleted wherever it occurs in the Bylaw, and be substituted by the phrase "Manager, City Transport";
- (d) That these amendments come into force on the date that this resolution is publicly notified.

Chairman's Recommendation: Not seen by Chairman.

CONSIDERED THIS 19TH DAY OF DECEMBER 2003

MAYOR