

10. CORRECTION OF MINOR ERRORS IN THE CITY PLAN AND BANKS PENINSULA PROPOSED DISTRICT PLAN



General Manager responsible:	General Manager Regulation and Democracy Services, DDI 941-8549
Officer responsible:	Environmental Policy and Approvals Manager
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PURPOSE OF REPORT

1. The purpose of this report is to recommend that the Council correct minor errors in the City Plan and an error in the Banks Peninsula Proposed District Plan.

EXECUTIVE SUMMARY

2. A number of minor errors have been identified in the City Plan. Many of these errors have come about as a result of Court or Council decisions. These decisions may, for example, have rezoned some land but not all the consequential changes to plan provisions necessary to give effect to the decision were identified. Other errors are the result of minor mapping errors or arise from amendments made to the Resource Management Act 1991.
3. A minor mapping error has also been identified in the Banks Peninsula Proposed District Plan.
4. The Resource Management Act 1991 allows the Council to alter its plans where the alteration is of minor effect, or to correct minor errors.

FINANCIAL IMPLICATIONS

5. There are no financial implications in correcting the minor errors identified in the table attached to this report.

Do the Recommendations of this Report Align with 2006-16 LTCCP budgets?

6. Covered by existing unit budgets.

LEGAL CONSIDERATIONS

7. Correcting minor errors in District Plans is provided for in the Resource Management Act 1991. Clause 16(2) of the First Schedule to the Act provides that a local authority may make an amendment, without further formality, to a proposed plan to alter any information, where such an alteration is of minor effect, or may correct any minor errors.
8. Clause 20A of the First Schedule to the Act provides that a local authority may amend, without further formality, an operative policy statement or plan to correct any minor errors

Have you considered the legal implications of the issue under consideration?

9. See above.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

10. Aligns with City Plan Activity Management Plan.

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

11. Not applicable.

ALIGNMENT WITH STRATEGIES

Do the recommendations align with the Council's strategies?

12. Not applicable.

CONSULTATION FULFILMENT

13. No consultation is necessary. The recommendation seeks approval to correct minor errors in statutory plans. The relevant provisions in the Resource Management Act allow the Council to make such corrections “without further formality”.

STAFF RECOMMENDATION

It is recommended that the Council, without further formality:

- (a) Correct an error in the Banks Peninsula Proposed District Plan, pursuant to clause 16(2) of the First Schedule to the Resource Management Act 1991 by making the amendment set out in the table attached to this report.
- (b) Correct errors in the City Plan, pursuant to Clause 20A of the First Schedule to the Resource Management Act 1991, by making the amendments set out in the table attached to this report.