



## 5. AMENDMENTS TO DELEGATIONS

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Corporate Plan Output: City Plan	

The purpose of this report is to seek amendments to delegations from Council.

### **DELEGATIONS TO COMMISSIONER OR COMMISSIONERS APPOINTED BY A RESOURCE MANAGEMENT HEARINGS PANEL**

The delegations to Commissioners need amendment in two respects.

Firstly, during the process of hearing submissions on the City Plan a number of hearings were conducted by Commissioners because the Council had some pecuniary or other interest in the matter being considered. The Council's decisions on some of these matters have been referred to the Environment Court on appeal.

Some of the matters that were heard by Commissioners and which have been referred to the Court may be able to be resolved by negotiation. A subcommittee of the Resource Management Committee has delegated authority to consider and resolve by consent order any references to the Environment Court against a decision of the Council on submissions to the Proposed City Plan. However it is more appropriate that a Commissioner, rather than the subcommittee, deal with those matters where the Council has a conflict of interest and it is recommended that Commissioners be delegated the same authority as the subcommittee.

Secondly, the delegations to a Commissioner or Commissioners make reference to the Resource Management Hearings Panel. This panel was renamed "Council Hearings Panel" in 1998 and the delegations should be amended to reflect this. Delegation 4 also makes an incorrect reference to the City Plan Hearings Committee.

### **DELEGATION TO ENVIRONMENTAL POLICY AND PLANNING MANAGER**

Delegation 3 to this officer authorises him, in conjunction with the Chairman of the Resource Management Committee, to make submissions on:

- applications for resource consents and
- proposed District Plans, variations to proposed District Plans and changes to District Plans of territorial authorities adjoining the City (subject to regular reports being provided to the Resource Management Committee for information).

The terms of reference of the Resource Management Committee are limited to the City Plan. It is therefore more appropriate that the reference to the Resource Management Committee in this delegation be deleted.

- Recommendation:**
1. That the Council amend its delegations to Commissioners by:
    - deleting “Resource Management Hearings Panel” from the heading and substituting “Council Hearings Panel”
    - and by deleting Delegation 4 and substituting the following:

*“Any other delegation given by the Council to the Council Hearings Panel, the City Plan Hearings Committee, the Resource Management Officer Committee or to the Resource Management Subcommittee.”*
  2. That the Council delete Delegation 3 to the Environmental Policy and Planning Manager and substitute the following:

*“The power to make submissions on:*

    - *Applications for resource consents*
    - *Proposed District Plans, Variations to proposed District Plans and Changes to District Plans*

*of territorial authorities adjoining the City (subject to regular reports being provided to the appropriate Committee for information).”*

**Chairman’s Recommendation:** That the amended delegations as scheduled be approved.