

Wednesday, 13 August 2025

Te Hui o Te Kaunihera ā-Rohe o Heretaunga

Hastings District Council

District Planning and Bylaws Subcommittee Meeting

Kaupapataka

Agenda

Te Rā Hui:
Meeting date: **Wednesday, 13 August 2025**

Te Wā:
Time: **1.00pm**

Te Wāhi:
Venue: **Council Chamber
Ground Floor
Civic Administration Building
Lyndon Road East
Hastings**

Te Hoapā:
Contact: **Democracy and Governance Services
P: 06 871 5000 | E: democracy@hdc.govt.nz**

Te Āpiha Matua:
Responsible
Officer: **Group Manager: Planning & Regulatory Services - John
O'Shaughnessy and Environmental Policy Manager - Anna
Summerfield**

District Planning and Bylaws Subcommittee – Terms of Reference

A Subcommittee of Council.

Fields of Activity

The District Plan Subcommittee is responsible for advising the Council by;

- Providing guidance to Council officers with regard to the drafting of the District Plan (or sections thereof) and consultation on discussion documents and drafts.
- Providing guidance to Council officers in respect of the drafting of Council's new or revised bylaws and providing oversight of the Special Consultative Procedures.
- Te Tira Toitū te Whenua – Hastings District Plan Cultural Values - to consider and advise Council how the cultural values of Waahi Taonga and Waahi Tapu are to be integrated within the District Plan.

Membership

- 6 Councillors.
- 3 Heretaunga Takoto Noa Māori Standing Committee Members appointed by Council.
- 1 externally appointed member with relevant qualifications and experience.
- 1 member of the Rural Community Board appointed by Council.
- Chair appointed by Council.
- Deputy Chair appointed by Council.

Quorum – 6 members including 3 Councillors

DELEGATED POWERS

- 1) To review and provide comment on draft new or reviewed District Plan provisions and to recommend to the Council the adoption of drafts for consultation.
- 2) To hear and consider all submissions reviewed in respect of any District Plan proposal and to recommend responses to the Council.
- 3) To recommend to the Council the final wording of any new or reviewed District Plan provisions for adoption.
- 4) To review and provide comment on draft new or reviewed bylaws, and to recommend to the Council the adoption of drafts for consultation.
- 5) To hear and consider all submissions received in respect of any bylaw proposal and to recommend responses to the Council.
- 6) To recommend to Council the final wording of any new or reviewed bylaw for adoption by the Council.

Wednesday, 13 August 2025

Te Hui o Te Kaunihera ā-Rohe o Heretaunga

Hastings District Council

District Planning and Bylaws Subcommittee Meeting

Kaupapataka

Agenda

Mematanga:

Membership:

Koromatua

Chair: Councillor Alwyn Corban

Ngā KaiKaunihera

Councillors: Marcus Buddo (Deputy Chair), Michael Fowler, Simon Nixon, Heather Te Au-Skipworth and Kevin Watkins

Rural Community Board appointee – Isabelle Crawshaw

Mayor Sandra Hazlehurst

Heretaunga Takoto Noa Māori Standing Committee appointees: Elizabeth Waiwiri-Hunt and 1x Vacancy

1 External appointee - Vacancy

Tokamatua:

Quorum:

6 - including 3 Councillors

Apiha Matua

Officer Responsible:

Group Manager: Planning & Regulatory – John O’Shaughnessy

Environmental Policy Manager – Anna Summerfield

*Te Rōpū Manapori me te
Kāwanatanga*

Democracy &

Governance Services:

Christine Hilton (Extn 5633)

Te Rārangi Take

Order of Business

Apologies – Ngā Whakapāhatanga

- 1.0** At the close of the agenda no apologies had been received.
Leave of Absence had previously been granted to Councillor Nixon

2.0 *Conflict of Interest – He Ngākau Kōnatunatu*

Members need to be vigilant to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to scan the agenda and assess their own private interests and identify where they may have a pecuniary or other conflict of interest, or where there may be perceptions of conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the relevant item of business and withdraw from participating in the meeting. If a Member thinks they may have a conflict of interest, they can seek advice from the General Counsel or the Manager: Democracy and Governance (preferably before the meeting).

It is noted that while Members can seek advice and discuss these matters, the final decision as to whether a conflict exists rests with the member.

Confirmation of Minutes – Te Whakamana i Ngā Minitī

- 3.0** Minutes of the District Planning and Bylaws Subcommittee Meeting held Wednesday 9 April 2025.
(Previously circulated)

-
- | | | |
|------------|--|----------|
| 4.0 | Consideration of submissions on Draft Solid Waste Management and Minimisation Bylaw | 7 |
|------------|--|----------|

-
- | | | |
|------------|---|-----------|
| 5.0 | State of the Environment 2020 - 2024 | 49 |
|------------|---|-----------|

-
- | | | |
|------------|-----------------------------------|--|
| 6.0 | Minor Items – Ngā Take Iti | |
|------------|-----------------------------------|--|

-
- | | | |
|------------|--|--|
| 7.0 | Urgent Items – Ngā Take Whakahihi | |
|------------|--|--|
-

Wednesday, 13 August 2025

Item 4

*Te Hui o Te Kaunihera ā-Rohe o Heretaunga***Hastings District Council: District Planning and Bylaws Subcommittee Meeting***Te Rārangi Take*

Report to District Planning and Bylaws Subcommittee

Nā:
From: Angela Atkins, Waste Manager

Te Take:
Subject: Consideration of submissions on Draft Solid Waste Management and Minimisation Bylaw

1.0 Executive Summary – *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to inform the District Planning and Bylaws Subcommittee on submissions received to the draft Joint Waste Management and Minimisation Bylaw (Bylaw) (**Attachment 1**), and to obtain feedback to be reflected in the final document for consideration on 4 September 2025 by Council.
- 1.2 This report provides analysis of the issues raised by submitters and identifies any changes which officers recommend should be made to the draft Bylaw before it is presented to Council for their consideration. The agenda is also supported by officer comments on the submissions (**Attachment 3**).
- 1.3 As a point of clarification, while Hastings District Council and Napier City Council have a Joint Waste Management and Minimisation Plan, each council will have individual bylaws.
- 1.4 On 13 May 2025, Council approved a draft Waste Management and Minimisation Bylaw 2025 for community consultation.
- 1.5 Submissions were sought from 19 May 2025 to 22 June 2025.
- 1.6 Of the 15 submissions received, there was general support (87%) for the changes to the bylaw with respondents answering the set questions in the following way:

Love it	Needs Tweaks	Not a fan
4	9	2
27%	60%	13%

- 1.7 In light of the submissions received, officers aren't recommending any changes to the draft Bylaw.

2.0 Recommendations - Ngā Tūtohunga

- A) That the District Planning and Bylaws Subcommittee receive the report titled Consideration of submissions on Draft Solid Waste Management and Minimisation Bylaw dated 13 August 2025.
- B) That the written submissions and officer comments in **Attachment 3 - 18**, attached to the report in A) above, be received.
- C) That feedback provided at this meeting be incorporated into the final Waste Management and Minimisation Bylaw 2025.
- D) That the Subcommittee recommends, in terms of Sections 82 and 86 of the Local Government Act 2002, that the principles set out in that section have been observed in such a manner that the Subcommittee, in its discretion, is appropriate for the decisions made during the course of this meeting.
- E) For the purposes of Section 155 of the Local Government Act 2002, the District Planning and Bylaw Subcommittee resolve that;
 - i. A bylaw is the most appropriate way of addressing the perceived problems;
 - ii. The proposed bylaw is the most appropriate form of bylaw; and
 - iii. The proposed bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
- F) That the Subcommittee endorse the Waste Management and Minimisation Bylaw 2025 to Council for adoption at the meeting on 4 September 2025.

3.0 Background – Te Horopaki

- 3.1 On 13 May 2025, the Council received and approved the draft Bylaw (**Attachment 1**), and draft Statement of Proposal (**Attachment 2**) documents for public consultation.
- 3.2 The draft Bylaw has been developed to support the implementation of the Joint Waste Management and Minimisation (WMMP) in the Hastings District and ensure effective and efficient waste management and minimisation.
- 3.3 Summary of key bylaw clauses:

Controls	Sets out matters that Council may make, amend or revoke controls or rules for in addition to the requirements of the bylaw.
Waste Collection	Sets out individuals' responsibilities for disposing of waste and the collection of.
Separation of Waste	Sets out separation of waste requirements for collection.
General Responsibilities	Sets out responsibilities for an occupier of any premises.
Waste Collectors and Waste Operators	Sets out standard operations of a waste collector and operator.
Public Waste Bins	Sets out requirements regarding public waste bins.

- 3.4 This report contributes to supporting effective local government services and operations, more specifically effective and efficient waste management and minimisation, through appropriate bylaw controls.

- 3.5 Other Territorial Authorities across New Zealand have implemented Waste Management and Minimisation Bylaws utilising a similar structure to this draft Bylaw.
- 3.6 As part of the development of the Joint WMMP, options have been considered to best support the implementation and public adherence of the Joint WMMP in Hastings to ensure effective and efficient waste management and minimisation.
- 3.7 Options considered included education, policy, bylaws and other regulation. Officers determined that education, policy, and regulation alone weren't powerful enough to support effective and efficient waste management and minimisation therefore resulting in the development of the draft Bylaw 2025.
- 3.8 Officers have chosen to develop the draft Bylaw under the Waste Minimisation Act 2008 (WMA) alone rather than also under the Local Government Act 2002 (LGA) because of clearer:
- bylaw review periods under the WMA, and
 - waste specific purposes for creating a bylaw.
- 3.9 Waste Minimisation Act 2008

Section 56: Bylaws

- (1) *A territorial authority may make bylaws for 1 or more of the following purposes:*
- (a) *prohibiting or regulating the deposit of waste:*
 - (b) *regulating the collection and transportation of waste:*
 - (c) *regulating the manner of disposal of dead animals, including their short-term storage pending disposal:*
 - (d) *prescribing charges to be paid for use of waste management and minimisation facilities provided, owned, or operated by the territorial authority:*
 - (e) *prohibiting, restricting, or controlling access to waste management and minimisation facilities provided, owned, or operated by the territorial authority:*
 - (f) *prohibiting the removal of waste intended for recycling from receptacles provided by the territorial authority by anyone other than—*
 - (i) *the occupier of the property from which the waste in the receptacle has come; or*
 - (ii) *a person authorised by the territorial authority to remove the waste.*
- (2) *A bylaw must not be inconsistent with the territorial authority's waste management and minimisation plan.*
- (3) *Bylaws made under subsection (1)(b) may provide for the licensing of persons who carry out the collection and transportation of waste, and the conditions specified in the bylaws as conditions of the licences may include conditions requiring each licensee—*
- (a) *to provide a performance bond or security, or both, for the performance of the work licensed:*
 - (b) *to provide to the territorial authority, at times or periods specified in the bylaws, reports setting out the quantity, composition, and destination of waste collected and transported by the licensee (for example, household waste to a disposal facility).*
- (4) *In subsection (3), persons—*
- (a) *includes commercial and non-commercial collectors and transporters of waste (for example, community groups and not-for-profit organisations); but*

- (b) *does not include individuals who collect and transport waste for personal reasons (for example, a person taking household garden waste to a landfill).*
- (5) *Despite anything to the contrary in the Local Government Act 2002, sections 151, 155, and 156 of that Act apply, with all necessary modifications, to any bylaw made under this section.*
- (6) *To avoid doubt, —*
- (a) *section 46 of this Act applies, but section 150(4) of the Local Government Act 2002 does not apply, to a territorial authority when making a bylaw under this section in relation to waste management and minimisation facilities provided, owned, or operated by the territorial authority:*
- (b) *the power of a territorial authority to make bylaws under this section is in addition to its power to make bylaws under the Local Government Act 2002:*
- (c) *subject to paragraph (a), this section does not limit any provisions of the Local Government Act 2002 that apply to a bylaw made under this section.*

4.0 Discussion – *Te Matapakitanga*

- 4.1 The Council received 15 submissions on the draft Bylaw (**Attachments 4 - 18**).
- 4.2 If the draft Bylaw is adopted and finalised, Clause 2.14.1 (Refuse Disposal) and Clause 10.3 (Refuse) of the existing Hastings District Council Consolidated Bylaw 2021 will be revoked.
- 4.3 The Subcommittee hearing is scheduled to take place on Wednesday, 13 August 2025.
- 4.4 Two submitters have noted that they wished to present to the Subcommittee, however numerous contact attempts have been made, with no response.
- 4.5 Some submissions lodged (additional to the 15 detailed in this report) were relating to the Local Water Done Well consultation that was running at a similar time. Submissions relating to the water consultation were transferred out.
- 4.6 The consultation was advertised widely on the website and through traditional and digital/social media.
- 4.7 The community was specifically asked:
- What do you think of our new Draft Waste Management and Minimisation Bylaw 2025? (With tick boxes; Love it, needs tweaks, not a fan (why not?))
 - Got any other thoughts, ideas or suggestions? Please reference the page number/section you are referring to.
- 4.8 Copies of the draft Bylaw and Statement of Proposal were available at the Hastings District Council Customer Service Centre, libraries and on the Council website.
- 4.9 Targeted consultation was carried out in November 2024 with stakeholder groups including waste operators, construction and demolition sector and other interested parties to seek feedback prior to the bylaw coming to the Subcommittee for approval in April for consultation. These stakeholders were all contacted via email and were encouraged to make a submission.
- 4.10 As part of the Joint WMMP review process, Officers are continuing with the approach to partnering with mana whenua to achieving the Joint Waste Futures Project Steering Committee's aspiration of enhancing partnerships with Māori and mana whenua for a partnered future in waste minimisation. Whilst the Bylaw is a legislative process, mana whenua has been informed of this review process through the hui and korero that has been regularly occurring on the subject of waste minimisation.

5.0 Suggested amendments to the draft Waste Management and Minimisation Bylaw

- 5.1 There was support for the overall direction and structure of the draft Bylaw and this is consistent with the recent support on the draft WMMP.
- 5.2 Two submitters made suggested changes to the draft Bylaw.
- 5.3 **Submission #6 made seven suggestions regarding definition wording and kerbside collection aspects.** Officers do not recommend making the changes suggested by the submitter.
 - 5.3.1 The definition of public place is the same as the Hastings District Council Consolidated Bylaw.
 - 5.3.2 An additional definition is not required as this aspect is covered by section 9.2 of the draft bylaw.
 - 5.3.3 Officers don't recommend the confiscation of vehicles used to dump materials in a public place. It is likely that the review of the Litter Act currently underway by Central Government will result in more enforcement tools that can be applied to vehicle owners.
 - 5.3.4 The removal of access to the kerbside collection services will be the last option considered by officers and only occur after several attempts via education have been made.
 - 5.3.5 The mechanism to charge for replacement receptacles does not form part of the bylaw. This aspect will be managed by Council's fees and charges process.
 - 5.3.6 Clause 9.4 (a) relates to the material that a customer puts into their receptacle. If material was deposited by others, Council Officers will make contact the person(s) involved.
 - 5.3.7 The tools of the bylaw will only be enforced after repeated education has failed to resolve the issue.
- 5.4 **Submission #17 was regarding Section 12 – Waste Collectors and Waste Operators.** Officers do not recommend making the changes suggested by the submitter.
 - 5.4.1 Section 12 has been included proactively, and the controls would only be enacted should the requirement be put on Territorial Authorities as previously indicated by central government. This requirement could be part of the new waste legislation.
 - 5.4.2 At the point at which the control is required, Officers agree with the request made by the submitter and will work with the sector to incorporate the knowledge and expertise of the waste operators.

6.0 Next steps – *Te Anga Whakamua*

- 6.1 The decisions from this meeting will be incorporated into the final Waste Management and Minimisation Bylaw due for Council consideration on 4 September 2025.

Attachments:

1	Draft Waste Management & Minimisation Bylaw	SW-29-2-25-285
2	Statement of Proposal	SW-29-2-25-147
3	Officers analysis of submissions	SW-29-2-25-284
4	Submission #1 Jean Holt	SW-29-2-25-268
5	Submission #2 Michael Singh	SW-29-2-25-269
6	Submission #4 Sandra Jessop	SW-29-2-25-271
7	Submission #5 Pete Gimblett	SW-29-2-25-272
8	Submission #6 Stephen Rawson	SW-29-2-25-273
9	Submission #7 Alan Gibson	SW-29-2-25-274
10	Submission #11 Jackson Hawea	SW-29-2-25-275
11	Submission #12 Melanie Bishop	SW-29-2-25-276
12	Submission #13 Paula Finch	SW-29-2-25-277
13	Submission #15 Olivia S	SW-29-2-25-278

14	Submission #16 Rachel Atkinson	SW-29-2-25-279
15	Submission #17 Bin Hire Company	SW-29-2-25-280
16	Submission #18 Chris Abrehamsen	SW-29-2-25-281
17	Submission #19 Glenis Libby	SW-29-2-25-282
18	Submission #20 Hunny Williams	SW-29-2-25-283

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*

This proposal promotes all the wellbeings of communities in the present and for the future.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

No known impacts for Māori above or beyond the general community population.

Sustainability - *Te Toitūtanga*

The draft Waste Management and Minimisation Bylaw 2025 aligns with the Waste Assessment and Joint Waste Management and Minimisation Plan and many sustainability objectives across Council and the community; including the Emission Reduction Plan, associated budgets and the HDC Eco District Strategy.

Financial considerations - *Ngā Whakaarohanga Ahumoni*

There are minimal costs in developing and implementing the draft Waste Management and Minimisation Bylaw 2025, primarily consultative costs. Once the draft Waste Management and Minimisation Bylaw 2025 is adopted it is likely to support operational cost reductions through a reduction in having to deal with non-compliant matters.

Significance and Engagement - *Te Hiranga me te Tūhonotanga*

This decision/report has been assessed under the Council's Significance and Engagement Policy as being of moderate significance.

All bylaws are subject to the requirements of the Local Government Act 2003 (LGA) special consultative procedures.

Consultation – internal and/or external - *Whakawhiti Whakaaro-ā-roto / ā-waho*

A public consultation process was undertaken in accordance with Section 82 of the Local Government Act 2002 during the period 19 May to 22 June 2025.

Risks

REWARD – <i>Te Utu</i>	RISK – <i>Te Tūraru</i>
Joint WMMP is appropriately supported with regulatory levers that aid in the overall efficiency and effectiveness of waste management and minimisation across Heretaunga Hastings district.	<ul style="list-style-type: none"> The legal implications and risks are dependent on the changes if any made to the draft bylaw.

Rural Community Board – *Te Poari Tuawhenua-ā-Hapori*

The Hastings District rural community will be subject to the Bylaw if adopted, however the direct impact will be low due to the reduced waste service offerings compared to residentially zoned properties.



Draft Hastings District Council Waste Management and Minimisation Bylaw 2025 / Te Ture ā-rohe a Te Kaunihera ā-rohe o Heretaunga mō te Whakahaere me te Whakaiti Para 2025

TE KAUNIHERA Ā-ROHE O HERETAUNGA
HASTINGS DISTRICT COUNCIL
207 Lyndon Road East, Hastings 4122 | Private Bag 9002, Hastings 4156
06 871 5000 | customerservice@hdc.govt.nz | hastingsdc.govt.nz

Table of Contents

1. Title 3

2. Commencement..... 3

3. Application 3

4. Revocation 3

5. Purpose 3

6. Compliance with Bylaw 4

7. Definitions 4

8. Controls 9

9. Waste Collection..... 9

10. Separation of Waste..... 10

11. General Responsibilities 11

12. Waste Collectors and Waste Operators 11

13. Public Waste Bins 11

14. Enforcement 12

This bylaw is made under the Waste Minimisation Act 2008.

1. Title

- 1.1. This bylaw is the Hastings District Council Waste Management and Minimisation Bylaw 2025 / Te Ture ā-rohe a Te Kaunihera ā-rohe o Heretaunga mō te Whakahaere me te Whakaiti Para 2025.

2. Commencement

- 2.1. This bylaw comes into force on XX XXXX 2025.

Explanatory note: This Bylaw should be read in conjunction with the Hastings District Council / Napier City Council Joint Waste Management and Minimisation Plan / Te Mahere Whakahaere me te Whakaiti Para and any relevant controls referred to in clause 8.

3. Application

- 3.1. This Bylaw applies to the Heretaunga Hastings district.
- 3.2. This Bylaw does not apply to:
- (a) council when exercising its lawful compliance functions;
 - (b) emergency services or civil defence personnel exercising their lawful functions in an emergency; or
 - (c) any person acting in compliance with a lawful direction of council.

4. Revocation

- 4.1. Clause 2.14.1 (refuse disposal) and Clause 10.3 (Refuse) of the Hastings District Council Consolidated Bylaw 2021 are revoked on the date this bylaw comes into force.

5. Purpose

- 5.1. The purpose of this bylaw is to:
- 5.2. Achieve the purpose of the Waste Minimisation Act 2008 and the New Zealand Waste Strategy;
- 5.3. Ensure efficient and effective waste management and minimisation across Heretaunga Hastings district and support safe practices through the regulation of the collection, transport, and disposal of waste or processing of recycling;
- 5.4. Support the implementation of the Hastings District Council / Napier City Council Joint Waste Management and Minimisation Plan.

6. Compliance with Bylaw

- 6.1. No person may deposit, collect, transport, sort, store, process or dispose of waste other than in accordance with this Bylaw
- 6.2. To avoid doubt, compliance with this Bylaw does not remove the need to comply with all other applicable Acts, Regulations, Bylaws and any relevant consents, permits or approvals.

7. Definitions

- 7.1. In this Bylaw unless the context otherwise requires:

Defined Term	Interpretation
Approved receptacle	Means a container, bag or other receptacle approved by Council for the disposal of waste, including for the collection of that waste.
Commercial / industrial waste	Means any waste that results from a commercial enterprise and includes waste generated by the carrying on of any business, manufacture, process, trade, market, or other undertaking including scrap, salvaged materials or other similar waste.
Construction & demolition waste material	<p>Waste generated from any building work (including construction, renovation, repair or demolition); and includes but is not limited to concrete, plasterboard, insulation, nails, wood, steel, brick, paper, roofing materials, wool/textiles, cardboard, metals, plastic or glass, as well as any waste originating from site preparation, such as excavated materials, topsoil, plant matter, tree stumps, asphalt subsoils, and rubble.</p> <p><i>Explanatory Note:</i> For clarity and the avoidance of doubt, waste created during the manufacture of building products is not 'construction and demolition waste' in terms of this bylaw.</p>
Event waste material	Waste generated from any organised temporary activity of significant scale and/or occurring over multiple days that is likely to create waste, including (but not limited to) an organised gathering, open-air market, parade, protest, festival, film shoot, concert, sport, race or celebration.

Hazardous waste	<p>Means any waste that:</p> <p>contains substances defined in Section 2 of the Hazardous Substances and New Organisms Act 1996, which exceed the minimum degree of hazard specified by the Hazardous Substances (Minimum Degrees of Hazard) Regulations 2000, or</p> <p>meets the definition for infectious substances included in the Land Transport Rule: Dangerous Goods 1999 and the NZ Standard 5433: 1999 - Transport of Dangerous Goods on Land, or</p> <p>or is publicly notified by the Council from time to time to be hazardous and to require special handling for the purposes of collection transportation or disposal.</p>
Household / domestic waste	Waste consisting of refuse, recycling or organic waste material originating from any household or from the cafeteria, lunchroom or canteen of any commercial enterprise.
Licence	A licence, consent, permit or approval to do something under this Bylaw and includes any conditions to which the licence is subject.
Multi-unit Development	Means a premises that contains 10 or more dwellings and to avoid doubt, includes mixed-use premises with business or other activities.
Public waste bin	Means a receptacle in a public place for the disposal of waste and includes containers for different types of waste (for example recycling, organic waste material or other waste).
Occupier	In relation to any land or premises, means any lessee, licensee, or other occupant of the land, and includes the owner or the agent of the owner where there is no apparent occupier.
Organic waste material	Means food scraps including food and any parts of food such as those discarded during food preparation (food organics) and vegetative materials discarded from gardening activities (garden organics), as provided for in the Standard.

Owner	In relation to premises, means the person for the time being entitled to receive the rent of the premises, whether on an own account or as the agent or trustee for any other person, or who would be so entitled if the premises were let at a rent and includes any person for the time being registered under the Land Transfer Act 2017 as the proprietor of the premises.
Person	Means an individual, a corporation sole, a body corporate, and an unincorporated body.
Prohibited waste	<p>Means waste containing any:</p> <ul style="list-style-type: none"> a) Material capable of causing any injury to any person or animal unless that material is sufficiently contained to prevent injury; b) Material capable of causing damage to the approved container or likely to shatter in the course of collection unless the material is sufficiently contained to prevent damage to the approved container or to prevent injury; c) Material that may endanger any person, animal or vehicle that may come in to contact with it prior to, during or following collection, transportation or Disposal; d) Liquid or viscous fluid (including but not limited to used oil and paints); e) Radioactive wastes, but excluding domestic smoke detectors; f) Batteries, including but not limited to used oil, lithium and lead acid batteries; g) Hazardous waste; h) Medical waste; i) Asbestos; j) Fluorescent lights or lightbulbs containing any mercury; k) Gas containers; l) Aerosol cans; m) Lead paint products; and n) Other material prohibited by Council from time to time.

Public place	<p>Means a place that, at any material time, is open to or is lawfully being used by the public, whether free or on payment of a charge, notwithstanding that any owner or occupier of that place is entitled to exclude or eject any person from that place and, for the avoidance of doubt, includes:</p> <ul style="list-style-type: none"> • a beach • a road • an aircraft, hovercraft, ship, ferry or vehicle carrying passengers for reward • a cemetery or crematorium • the foreshore • a park • a reserve under the Reserves Act 1977, and • premises used by Council for the purposes of service delivery, including (but not limited to) an administrative office, community centre, swimming pool, library or art gallery.
Recycling	<p>Has the same meaning as in section 5 of the Waste Minimisation Act 2008.</p> <p><i>Explanatory note:</i> Recycling that is abandoned or disposed of or discarded (eg put out for kerbside collection on the road reserve) also comes within the definition of waste.</p>
Special Collection Area	<p>Means an area approved by the Council for the collection of waste or recycling.</p>
Standard	<p>Means the Standard Materials for Kerbside Collections Notice 2023 (Notice No.1).</p>
Waste Collector	<p>Any person who collects or transports waste as their primary business and includes commercial and non-commercial collectors and transporters of waste (for example, community groups and not-for-profit organisations); but does not include individuals who collect and transport waste for personal reasons (for example, a person taking household garden waste to a landfill).</p>
Waste	<p>Has the same meaning as in section 5 of the Waste Minimisation Act 2008:</p> <p>(a) means any thing disposed of or discarded; and</p>

	<p>(b) includes a type of waste that is defined by its composition or source (for example, organic waste, electronic waste, or construction and demolition waste); and</p> <p>(c) to avoid doubt, includes any component or element of diverted material, if the component or element is disposed of or discarded.</p>
Waste Management Facility	<p>means a premises</p> <p>(a) at which material that has been disposed of or discarded is received, collected, sorted, stored, processed or any combination of these activities; and</p> <p>(b) to avoid doubt, includes a landfill, cleanfill, managed fill, mono fill or transfer station.</p> <p>And includes a resource recovery facility, which is a premises</p> <p>(a) at which material that has been disposed of or discarded is received, collected, sorted, stored, processed or any combination of these activities for the purpose of recovering components or elements for recycling or reuse;</p> <p>(b) to avoid doubt, includes a commercial composting operation, recovery operation, materials recovery facility, transfer station and recycling depot; and</p> <p>(c) to avoid doubt, excludes premises on which composting occurs.</p>
Waste Operator	<p>Means a person who owns, operates or manages a landfill site, clean fill site, managed fill site, monofil site or any other Waste Management Facility.</p>

- 7.2. Any undefined words, phrases or expressions used in this bylaw have the same meanings as in the Waste Minimisation Act 2008 (including any regulations and rules made under that Act).
- 7.3. To avoid doubt, the Hastings District Council Consolidated Bylaw 2021, and any defined terms in that Bylaw, do not apply to this Bylaw.
- 7.4. Part 2 of the Legislation Act 2019 applies to the interpretation of this bylaw.
- 7.5. Explanatory notes are not part of the bylaw, and the Council may add, amend or delete explanatory notes at any time without amending the bylaw.

Explanatory note: *Explanatory notes are used to explain the intent of a clause in less formal language and/or to include additional helpful information.*

8. Controls

- 8.1. In addition to the requirements of this Bylaw, the Council may, by resolution publicly notified, make, amend or revoke controls or rules that provide for the following matters:
- The type, size, number, construction of and maximum allowable limits of waste allowed in an approved receptacle for the collection of waste from a public place or special collection area;
- (a) Collection times, conditions of use and any other operational matter relating to collection of an approved receptacle from a public place or a special collection area;
 - (b) The placing of an approved receptacle for collection;
 - (c) The correct separation of waste into an approved receptacle;
 - (d) Types of waste that are prohibited;
 - (e) The effective management and minimisation of specific categories or types of waste, including but not limited to:
 - (i) Construction and Demolition waste material;
 - (ii) Organic waste material;
 - (iii) Multi-unit development waste material; and
 - (iv) Event waste material.
 - (f) Conditions that, as applicable, can be included in any licence for any waste collector and/or waste operator operating within the District including, in addition to any of the above matters: the provision of information to the Council about the types of materials deposited, collected, transported, received, sorted, stored, processed, disposed of or any combination of these activities;
 - (g) The size, location, quantity and general management of public waste bins allowed in public places.
- 8.2. Controls implemented by Council may:
- (a) Regulate, control or prohibit any matter or thing generally, for any specified classes of case, or in a particular case;
 - (b) Apply to all waste or any specified category or type of waste;
 - (c) Apply to the Hastings District or to a specified part of it; and/or
 - (d) Apply at all times or at any specified time or period of time.
- 8.3. Any person providing or using a waste collection service in or from a public place must comply with all controls made by the Council relating to that service.

9. Waste Collection

- 9.1. Waste may not be placed in a public place or in a special collection area for collection unless it is:
- (a) household/ domestic waste;
 - (b) green waste / organic waste material;

- (c) any other type of waste determined by the Council as able to be placed for collection.
- 9.2. A person that disposes of or discards waste in a public place or in a special collection area for collection under clause 9.1, must:
- (a) ensure that waste is separated in accordance with clause 10 and deposited into the correct approved receptacle as determined by Council;
 - (b) take all reasonable steps to prevent any waste from escaping any approved receptacle;
 - (c) ensure that any approved receptacle is not overfilled;
 - (d) take all reasonable steps to prevent any approved receptacle disrupting or obstructing pedestrian and vehicular traffic and to preserve access to the premises;
 - (e) ensure that approved receptacles are placed for collection and retrieved in accordance with any applicable control specified by the Council under clause 8.
- 9.3. Council may declare by resolution that any road or other area is a Special Collection Area,

Explanatory note: *Special Collection Areas will be publicly advertised to support the public to identify locations.*

- 9.4. A person must not:
- (a) Cause, permit or allow the deposit of any Prohibited Waste into an approved receptacle;
 - (b) Cause, permit or allow the deposit of any material into an approved receptacle that is not approved for that type of waste.
 - (c) Interfere with or remove any waste material from an approved receptacle, except a waste collector, Council Officer, or with the consent of the owner of the approved receptacle;
 - (d) Cause, permit or allow the deposit of any waste in an approved receptacle provided to any other person, without that person's consent;
 - (e) Remove an approved receptacle from the premises to which it has been provided or from any other premises, without the consent of Council (noting Council reserves the right to charge to replace any approved receptacle that are lost, stolen or damaged);
 - (f) Damage any approved receptacle;
 - (g) Obstruct or hinder a waste collector from lawfully collecting waste from an approved receptacle.

10. Separation of Waste

- 10.1. Waste, including recycling and organic waste material must be separated in accordance with the waste types set out in the Standard, before being placed in approved receptacles for collection.
- 10.2. Only materials stated in the Standard are accepted in an approved receptacle, unless otherwise specified by the Council by resolution.

Explanatory note: A copy of the Standard is available [here](#).

11. General Responsibilities

- 11.1. The occupier of any premises is responsible for:
- 11.2. Any waste generated on that premises until it has been collected.
- 11.3. Any waste generated from that premises, that has been placed on public property in an approved receptacle for collection, that is not collected.
- 11.4. Ensuring that there is an adequate area on the premises for the safe storage of approved receptacles and that they are kept in a hygienic state.

12. Waste Collectors and Waste Operators

- 12.1. Any waste collector who collects or transports waste from a public place or special collection area must:
 - (a) make available to the occupier of a premises one or more approved receptacle/s to enable separate collection of each of the waste types required to be separately collected from the premises;
 - (b) not collect or dispose of any waste material which has not been separated in accordance with the requirements of this bylaw;
 - (c) comply with all controls made by the council relating to that collection.
- 12.2. The Council may require waste collectors and waste operators to apply for a licence from the Council:
 - (a) in the form and manner required by council; and
 - (b) including any information required by council.
- 12.3. The Council may approve or refuse any application, taking into account the purpose of this Bylaw and the Hastings District Council / Napier City Council Joint Waste Management and Minimisation Plan.
- 12.4. If approved, the Council may impose any conditions on the licence provided for in any control made under clause 8 of this Bylaw.

13. Public Waste Bins

- 13.1. A person must not:
 - (a) place any household/domestic waste, commercial /industrial waste, organic waste material, prohibited waste or hazardous waste in any public waste bin or public recyclable waste collection bin;
 - (b) put or attempt to put any waste into a public waste bin or recyclable waste collection bin if the bin is already full;
 - (c) remove any waste from a public waste bin or recyclable waste collection bin unless authorised by Council to do so;

- (d) attach any advertising material (including but not limited to stickers and posters) to, or paint or vandalise any public waste bin or public recyclable waste collection bin, unless authorised by Council to do so; or
- (e) Damage any public waste bin provided by Council.

14. Enforcement

- 14.1. A person who fails to comply with this bylaw and/or any controls made under the bylaw commits a breach of this bylaw and is liable to a penalty under the Waste Minimisation Act 2008.

Explanatory note: Section 60 of the Waste Minimisation Act 2008 provides that: "Every person commits an offence who breaches a bylaw made under [section 56](#) and is liable on conviction to a fine not exceeding \$20,000."

- 14.2. Where a person does not comply with the requirements of this Bylaw and/or any controls made under the Bylaw in relation to collection service that applies to them, the Council (or a Council contracted waste operator where applicable) may take any/all of the following action(s) against the person:

- (a) Reject (i.e. not collect) the contents of any approved receptacle left out by that person for collection from a public place, if the contents or placement of the receptacle is non-compliant;
- (b) Issue written notices identifying the breach, requiring compliance with the Bylaw and warning of the consequences of continued offending;
- (c) Remove the non-compliant contents in a receptacle (or remove the entire approved receptacle) with the owner/occupier subject to payment of the costs of removal, administrative costs and an additional penalty specified by Council. If payment is not made within the specified period, the service may be withdrawn or suspended as below.
- (d) Withdraw or suspend the collection service provided to that owner/occupier. The suspension can be for a set period of time or indefinite, depending on the severity, at the discretion of Council (or licensed waste operator where applicable).

Explanatory note: A person committing a breach of this Bylaw and/or any controls made under the Bylaw may also commit an offence under the Litter Act 1979 and may be liable to a penalty under that Act.

Statement of Proposal

Reasons for the proposal

1. Hastings District Council (HDC) and Napier City Council have drafted a new Joint Waste Management and Minimisation Plan (Joint WMMP) to continue meeting the requirements of the Waste Minimisation Act 2008 (WMA).
2. As part of this, HDC undertook an analysis to identify appropriate, enforceable solutions to best support and align to the objectives of the Joint WMMP and ensure effective waste management and minimisation. Having concluded that analysis, it is considered that a bylaw will:
 - Support the implementation of the Hastings District Council / Napier City Council Joint Waste Management and Minimisation Plan (Joint WMMP),
 - Achieve the purpose of the WMA and the New Zealand Waste Strategy, and
 - Ensure efficient and effective waste management and minimisation across Heretaunga Hastings district and support safe practices through the regulation of the collection, transport, and disposal of waste or processing of recycling.
3. New Bylaw clauses were drafted as a standalone document, separate to HDC's Consolidated Bylaw 2021. Clauses 2.14.1 and 10.3 of HDC's Consolidated Bylaw 2021 are proposed to be revoked.

Statutory Framework

4. Section 56 of the WMA provides the authority for HDC's drafted *Waste Management and Minimisation Bylaw 2025*. The Bylaw will help to ensure effective and efficient waste management and minimisation, aligning to the Joint WMMP.
5. HDC is required to follow the decision making and consultation requirements set out in the Local Government Act 2002 (LGA).
6. Under section 155 of the LGA, before making a new bylaw HDC must determine that a bylaw is the most appropriate way of addressing the perceived problem, and the proposed bylaw is in the most appropriate form and does not give rise to implications under the New Zealand Bill of Rights Act 1990 (NZBRA).
7. HDC made the section 155 determinations at its Council Meeting on 13 May 2025. A full copy of the report to the Council including the section 155 report is available on HDC's website [weblink](#).
8. Having made those determinations, HDC must then consult on the proposed bylaw in accordance with the consultation requirements of the LGA and HDC's Significance and Engagement Policy. This requires consultation using the special consultative procedure.
9. Under section 156(2) of the LGA, HDC may make changes of an administrative nature to a bylaw without using the special consultative procedure.
10. A brief comment on the bylaws chapters where there has been a recommended change are included below.

Summary of the Draft Waste Management and Minimisation Bylaw 2025

11. Appendix 1 of this statement of proposal sets out a clause by clause analysis of the draft Waste Management and Minimisation Bylaw 2025.

Bylaws to be revoked

12. If this proposal is approved by HDC, Clauses 2.14.1 (Refuse Disposal) and 10.3 (Refuse) of the existing Hastings District Council Consolidated Bylaw 2021 will be revoked, because clauses in the proposed bylaw replace those provisions.

Draft Solid Waste Bylaw

13. A copy of the draft Hastings District Council Waste Management and Minimisation Bylaw 2025 is at Appendix 2.

Have Your Say

14. The views of people who live, work and play in Heretaunga Hastings are important. HDC would like your feedback on the draft Hastings District Council Waste Management and Minimisation Bylaw 2025.
15. Anyone can make a submission. Your submission can support or oppose the proposals.
16. You can make a submission online at <https://www.myvoicemychoice.co.nz/hdc/> or you can collect a form from:
- Hastings District Council Customer Service Centre, 207 Lyndon Road East, Hastings, and
 - Flaxmere, Hastings, and Havelock North Libraries
17. Completed forms can be emailed to reducewaste@hdc.govt.nz, or posted to:
- Hastings District Council Customer Service Centre, 207 Lyndon Road East, Hastings
18. Your submission should clearly state:
- The part of the proposed Bylaw which the submission point relates;
 - Whether you support or oppose the provision;
 - the reasons for supporting or opposing the provision;
 - Whether or not you wish to be heard in support of your submission.
19. If you have indicated on your submission form that you would like to make a verbal submission, we will contact you to arrange a time for you to speak. The hearing on submissions will be in July 2025.
20. The deadline for submission is 5:00pm 22 June 2025.

Timeline for the Review

Action	Date
Submissions on the proposed Bylaw and Statement of Proposal are open	Monday 19 May 2025
Submissions close	Sunday 22 June 2025
Hearings before Council Hearing Committee	2 July 2025
Council resolution revoking, continuing, amending or replacing bylaws	On a date determined by Council
Date that bylaw comes into force	On a date determined by Council



SUBMISSION SUMMARY:

DRAFT WASTE MANAGEMENT AND MINIMISATION BYLAW 2025

File Ref: SW-29-2-25-284
Date: 28 July 2025
Subject: Officer comments

Sub #	Submission Summary	Officer Comments	Options and Recommendations
Issue 1: The Bylaw in general			
5, 7, 12, 18	Support for the bylaw		No change required
Issue 2: Operational aspects of Councils waste services			
1, 2, 5, 15, 16, 18, 19	The submitters raised points that don't relate directly to the matter of the bylaw review around the operational aspects of kerbside services, user pays services at the Refuse Transfer Station, collaboration with HBRC, extension of kerbside collection areas, public place recycling and education.	The waste minimisation team will make contact with each submitter and discuss the points raised.	No change required


Issue 3: Suggested amendments			
6	<p>The submitter comments that the well-intentioned bylaw change is not "fierce" enough and suggests the following changes:</p> <ol style="list-style-type: none"> 1) Definition of public place - include berm, roadside, riverside; 2) Add a definition of dumping or littering or disposing of waste in a public place which would be in contravention of the bylaw; 3) Allow for confiscation (permanent, temporary) of the vehicle used to carry items that are dumped in a public place; 4) I am not so keen on the "we won't pick up your waste if you [repeatedly?] contravene" approach, as it can be unhygienic and lead to dumping - penalise via fines applied instantly to rates, which then involves landlords; 5) Clause 9.2 - charge for repeatedly damaged / misused receptacles, do not pick up excessively damaged or dilapidated receptacles; 6) Clause 9.4 (a) - the word "allow" is problematic. Once my receptacle is on the street, I cannot police who puts something into it; 	<ol style="list-style-type: none"> 1) The definition of public place is the same as the Hastings District Council Consolidated Bylaw 2) An additional definition is not required as this aspect is covered by section 9.2 of the draft bylaw. 3) Officers don't recommend the confiscation of vehicles used to dump materials in a public place. It is likely that the review of the Litter Act currently underway by Central Government will result in more enforcement tools that can be applied to vehicle owners. 4) The removal of access to the kerbside collection services will be a last resort and only occur after many attempts via education. 5) The charging for replacement receptacles does not form part of the bylaw. This aspect will be managed by Council's fees and charges process. 6) Clause 9.4 (a) relates to the material that a customer puts into their receptacle. If material 	<p>Option 3A; no change (recommended)</p> <p>Option 3B: include suggested change(s)</p>

	7) Clause 10 - the sorting of waste into appropriate receptacles needs to be on a "best efforts" basis, with sanctions for repeated contravention. You will never get compliance if you just wag a finger.	was deposited by others, Council Officers will make contact the person(s) involved. 7) Agree and the tools of the bylaw will only be enforced after repeated education has failed to resolve the issue.	
Issue 4: Licencing of Commercial Waste Operators			
17	<p>The submitter raises concerns relating specifically to the proposal for Council access to data and the potential implications for local businesses around commercial sensitivity of the data along with the administrative burden it could create.</p> <p>The submitter requests the following action should Council proceed with the implementation:</p> <ul style="list-style-type: none"> • A clear, published framework outlining what data is being sought, for what purpose, and how it will be protected. • Voluntary participation only, particularly during pilot or trial phases. • Engagement with local industry to co-design practical solutions that work both for Council objectives and for the commercial realities of operators. 	<p>Section 12 has been included proactively and the controls would only be enacted should the requirement be put on Territorial Authorities as indicated by central government.</p> <p>At the point at which the control is required, Officers agree with the request made by the submitter and will work with the sector to incorporate the knowledge and expertise of the waste operators. If the requirement is enforced by central government, the reporting will be mandatory.</p>	<p>Option 4A; no change (recommended)</p> <p>Option 4B: amend section 12.2 (b) to read – including any necessary information required by Council to fulfil reporting requirements to central government.</p> <p>Option 4C: remove section 12, noting that if the reporting requirement is placed on territorial authorities by central government, the bylaw will need an adhoc review.</p>


HDC - Waste Bylaw

COMPLETE #1

CREATED

 PUBLIC
May 19th 2025, 2:44:50 pm

IP ADDRESS

 222.155.224.255

*** Name**

Jean Holt

Address

3 Guthrie Road
Havelock North
Hastings
New Zealand

Phone number

0276539661

*** Email**

jeanholt@xtra.co.nz

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Needs tweaks

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.


I appreciate that this consultation is about the policy and resulting bi-law, however, the application of the bi-law has to be practical. The bi-law refers to an "approved receptacle". The current approved black bins for paper and plastic waste are totally impractical. Firstly, the paper bin is so small that time has to be wasted cutting boxes and other larger items into little pieces in order to fit them into the bin. Secondly, neither bin has a lid so on windy days the waste blows all over the street and into our properties. This is unacceptable.

The tweak I suggest is that Council shall ensure that the approved receptacles are fit for purpose.


HDC - Waste Bylaw

COMPLETE #2

CREATED

PUBLIC
May 21st 2025, 7:21:41 pm

IP ADDRESS

161.29.169.186

* Name

Michael Kamal Singh

Address

503B Grove Road, Mayfair
Hastings
4122
New Zealand

Phone number

0226180320

* Email

mklsingh18@gmail.com

* I am completing this form for:

Myself

Organisation you are representing:

(No response)

* Do you wish to speak to your submission?

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

* What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?

Not a fan

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.


We pretend we want to make adjustments, but we don't really give household ways to do so. Our local government should provide easy access to disposal of oil, glasses, batteries, non-recycable plastics, and other waste that should not belong in the general waste. You, the local government, so easy to say "these should not be included in general waste, and household should dispose of them appropriately". How? Where? Why do we need to pay expensive fees to dispose these? Do you think people will follow what is in here? What are your measures? How can you track what is in the bins?

Looks to me like this is just a pretend that you care but not really.


HDC - Waste Bylaw

COMPLETE #4

CREATED

 PUBLIC
May 27th 2025, 4:25:06 pm

IP ADDRESS

 222.152.207.143

*** Name**

Sandra Jessop

Address

1010 Fitzroy Ave
Hastings
4120
New Zealand

Phone number

(No response)

*** Email**

sandra.j@xtra.co.nz

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Needs tweaks


Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

I really think that we need to look at domestic food scraps and green waste and get this out of the landfill.

HDC - Waste Bylaw


COMPLETE #5

CREATED

 PUBLIC

Jun 1st 2025, 7:08:16 am

IP ADDRESS

 103.8.143.64

* Name

Pete Gimblett

Address

Station Street, Napier South, Napier 4110, New Zealand

Napier

4181

New Zealand

Phone number

0272403067

* Email

pete.gimblett@hbrc.govt.nz

* I am completing this form for:

An organisation

Organisation you are representing:

HBRC

* Do you wish to speak to your submission?

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

* What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?

Love it

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

Hi Team, thanks for sending this through, assuming someone has suggested I/we have some input into this hence the email.

Wonder if HBRC has a bit of a catch up with someone over this just to make sure we are on the same page and can help from our end if need be?


Cheers.

Pete.


HDC - Waste Bylaw

COMPLETE #6

CREATED

 PUBLIC
Jun 3rd 2025, 9:54:53 pm

IP ADDRESS

 222.155.230.231

*** Name**

Stephen Rawson

Address

11 Raven Grove
Havelock North
Hastings
4130
New Zealand

Phone number

(No response)

*** Email**

sjrhowick@gmail.com

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Needs tweaks

6/23/25, 10:47 AM

Wufoo · Entry Detail

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.



Hi, waste is a massive, and growing, issue and I feel that this well-intentioned Bylaw change is not "fierce" enough. My suggested areas for amendment:
Definition of public place - include berm, roadside, riverside;
Add a definition of dumping or littering or disposing of waste in a public place which would be in contravention of the bylaw;
Allow for confiscation (permanent, temporary) of the vehicle used to carry items that are dumped in a public place;
I am not so keen on the "we won't pick up your waste if you [repeatedly?] contravene" approach, as it can be unhygienic and lead to dumping - penalise via fines applied instantly to rates, which then involves landlords;
Clause 9.2 - charge for repeatedly damaged / misused receptacles, do not pick up excessively damaged or dilapidated receptacles;
Clause 9.4 (a) - the word "allow" is problematic. Once my receptacle is on the street, I cannot police who puts something into it;
Clause 10 - the sorting of waste into appropriate receptacles needs to be on a "best efforts" basis, with sanctions for repeated contravention. You will never get compliance if you just wag a finger.
cheers
Steve

<https://app.wufoo.com/entry-manager/3499/entries/6>

2/2

HDC - Waste Bylaw

COMPLETE #7

CREATED	IP ADDRESS
<div><div> PUBLIC</div><div>Jun 5th 2025, 1:56:49 pm</div></div>	<div><div> 103.5.71.30</div></div>

*** Name**

Alan Gibson

Address

429 Southland Place, Raureka
Raureka
Hastings
Hawke's Bay
4120
New Zealand

Phone number

0278189765

*** Email**

ajslodge@xtra.co.nz

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Love it


Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

(No response)


HDC - Waste Bylaw

COMPLETE #11

CREATED

 PUBLIC
Jun 11th 2025, 10:04:06 am

IP ADDRESS

 147.161.216.250

* Name

Jackson HAWEA

Address

20 Whāriki Cres
Hastings
Hawke's Bay
4120
New Zealand

Phone number

021904837

* Email

jackson.hawea@gmail.com

* I am completing this form for:

Myself

Organisation you are representing:

(No response)

* Do you wish to speak to your submission?

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

* What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?

Needs tweaks


Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

Why not have a food scrap bin this bin would have biodegradable material in it that could be used in multiple council vegetable gardens for our community


HDC - Waste Bylaw

COMPLETE #12

CREATED

 PUBLIC
Jun 12th 2025, 9:20:20 am

IP ADDRESS

 222.154.229.8

*** Name**

Melanie Bishop

Address

1/1201 Ada Street
Parkvale
Hastings
Hawke's Bay
4122
New Zealand

Phone number

0211220813

*** Email**

mmjbishop2468@gmail.com

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I wish to speak to my submission (speaking times will be scheduled and you will be notified when to come to the meeting).

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**



Love it

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

(No response)

HDC - Waste Bylaw

COMPLETE #13

CREATED	IP ADDRESS
<div><div>PUBLIC</div><div>Jun 14th 2025, 10:33:42 am</div></div>	<div><div>203.211.111.167</div></div>

*** Name**

Paula Finch

Address

New Zealand

Phone number

(No response)

*** Email**

pixma@xtra.co.nz

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Needs tweaks


Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

(No response)


HDC - Waste Bylaw

COMPLETE #15

CREATED

 PUBLIC
Jun 18th 2025, 4:47:59 pm

IP ADDRESS

 101.98.212.208

*** Name**

Olivia S

Address

139 Chatham Road Flaxmere
Hastings
Hawke's bay
4120
New Zealand

Phone number

0279700616

*** Email**

olivia.sila@yahoo.com

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Needs tweaks


Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

We need to get with times, and have a recycling station that will pay people to recycle their plastics, cans and glass!
The recycling trucks are not 100% reliable as they have missed my bins a few times!


HDC - Waste Bylaw

COMPLETE #16

CREATED

 PUBLIC
Jun 19th 2025, 6:40:21 am

IP ADDRESS

 206.83.99.247

* Name

Rachel Atkinson

Address

235 Ngatarawa Road
Bridge Pa
Hastings
Hawkes Bay
4175
New Zealand

Phone number

(No response)

* Email

fergie.rachel@yahoo.co.nz

* I am completing this form for:

Myself

Organisation you are representing:

(No response)

* Do you wish to speak to your submission?

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

* What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?



Needs tweaks

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

I think that the rubbish and recycling needs to be collected from Bridge Pa, Maraekakaho and other close by communities. We ain't that far away from the city limits especially Bridge Pa and I would like to recycle more. Lots of our recycling in Bridge Pa ends up in household waste where it could be recycled instead. We also have some in the community that don't even pay for their rubbish disposal and burn it at night times instead polluting the air in our community. I think everyone would benefit including the rubbish dump from us having the council collect our rubbish and recycling.

HDC - Waste Bylaw

COMPLETE #17

CREATED	IP ADDRESS
<div><div>PUBLIC</div><div>Jun 19th 2025, 11:31:37 am</div></div>	<div><div>202.137.245.67</div></div>

*** Name**

BinHireCo BinHireCo

Address

New Zealand

Phone number

(No response)

*** Email**

Dan@binhireco.com

*** I am completing this form for:**

An organisation

Organisation you are representing:

BinHireCo

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Needs tweaks

6/23/25, 10:44 AM

Wufoo · Entry Detail

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

To whom it may concern,
Thank you for the opportunity to provide feedback on the recent survey regarding waste management and diversion options within the Hastings District.
While the intent of improving waste outcomes is commendable, I would like to express concerns relating specifically to the proposal for Council access to data and the potential implications for local businesses.

1. Commercial Sensitivity and Data Access

The requirement or expectation for businesses to share detailed waste data with Council introduces serious concerns around commercial sensitivity. Many operators consider their waste volumes, management methods, and collection arrangements as proprietary information — especially in competitive sectors like manufacturing, food processing, or logistics. The lack of clear data handling protocols or assurances of confidentiality makes this a problematic area.

Furthermore, once data is shared with Council, there is a risk of:

- Misuse or misinterpretation without appropriate industry context.
- Unintended disclosure through official information processes (OIA).
- Standardization or policy formation based on incomplete or uneven data samples.

2. Compliance and Administrative Burden on Business

Businesses are already subject to a range of compliance costs. Adding additional reporting requirements around waste (especially if formalised in future policy) creates an additional administrative burden, with no guarantee of environmental or operational benefit. Particularly concerning:

- The potential for duplicated data requests (from council, contractors, and other agencies).
- The need for small-to-medium businesses to establish data tracking systems at their own cost.
- The risk of punitive measures or pressure arising from “non-compliance” with suggested (but unfunded) data expectations.

Importantly, these additional operational costs are often passed through to end clients or consumers — creating price pressure in an already challenging economic environment. For businesses servicing community-facing sectors (e.g. food, maintenance, construction), this can contribute to higher pricing, reduced competitiveness, and unintended economic stress at the community level.

3. Request for Clarity and Boundaries

If the Council proceeds in any direction involving commercial waste data, I would strongly urge:

- A clear, published framework outlining what data is being sought, for what purpose, and how it will be protected.
- Voluntary participation only, particularly during pilot or trial phases.
- Engagement with local industry to co-design practical solutions that work both for Council objectives and for the commercial realities of operators.

Conclusion

Businesses in the Hastings District want to be part of the solution when it comes to waste reduction and smarter diversion. However, this cannot come at the cost of operational privacy, added financial burden, or poorly explained data mandates. I recommend a more collaborative approach that respects the unique position of local businesses while aiming for shared outcomes.

Thank you for your time and consideration.


<https://app.wufoo.com/entry-manager/3499/entries/17>

2/2

HDC - Waste Bylaw


COMPLETE #18

CREATED

 PUBLIC

Jun 20th 2025, 3:42:03 pm

IP ADDRESS

 202.137.246.48

*** Name**

Chris Abrehamsen

Address

Hastings

New Zealand

Phone number

(No response)

*** Email**

debtfree411@gmail.com

*** I am completing this form for:**

Myself

Organisation you are representing:

(No response)

*** Do you wish to speak to your submission?**

I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

*** What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?**

Love it

Share your thoughts, ideas, or suggestions: Please reference the page number/section you are referring to.

With respect to waste that is disposed into public bins etc around town and communities - how is this actually dealt with?

Are the bags or bin rubbish taken to a sorting center to separate recyclables or simply deemed "Not viable" so taken to the dump?

Does anyone even know that volume of such over time?

We have seen many people not care what goes into these and lets face it "who would want to look" however the concern is how can this be mitigated effectively and at the lowest cost possible?

People simply "have a mind of their own" and you get "some will, some wont" separate waste ... particularly in public spaces!?

Thanks

Draft Waste Management and Minimisation Bylaw 2025

SUBMISSION FORM

Submissions close at 5pm Sunday 22 June 2025

Making a submission

- Please print with a black or blue pen.
- If you need extra sheets of paper, please use full A4 size paper.
- Include your name, address and phone number on each extra sheet of paper.
- Please state the section and page number that you are commenting on where possible.

Returning your submission

Complete this form online at: myvoicemychoice.co.nz

Drop off at

- Hastings, Havelock North or Flaxmere Libraries
- Hastings District Council, Customer Service Centre, 207 Lyndon Road East, Hastings

Freepost

- Hastings District Council, Private Bag 9002, Hastings 4122

Email

- Hastings District Council: reducewaste@hdc.govt.nz

Submitters details

Name: Glenis Libby
 Address: 303A Temoana Rd Hastings
 Phone: 06-8768923
 Email: glenisellenlibby@xtra.co.nz

I am completing this form for

- ☒ myself
☐ an organisation

Organisation you are representing:

- ☐ I wish to speak to my submission
 (speaking times will be scheduled and you will be notified when to come to the meeting).

- ☒ I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?

- ☐ Love it ☒ Needs tweaks ☐ Not a fan (why not?)

- Positive encouragement needed.
 more publicity on what can be recycled.
 - Subsidise worm farms & other ways to
 - recycle organic material.
 - Help Nourished For Nil so that people
 are able to access surplus food that
 would go into land fill.
 - Go against plastic bottles
 - Like all the positive ways you are
 encouraging recycling, reusing,
 repurposing

PG 1 OF 2

Draft Waste Management and Minimisation Bylaw 2025

SUBMISSION FORM


SUBMISSION FORM

Got any other thoughts, ideas, or suggestions? Please reference the page number/section you are referring to.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

Please note that all written submissions, including contact details will be made available to the public and media and on our website, unless you specifically request that your contact details are kept private. For further information on this consultation, please phone your Council.

Office use only

Date/time received	Record number	Submission number	Processing officer
13/6/25	SW-29-2- 25-282	#19	

**HERETAUNGA
HASTINGS** DISTRICT COUNCIL

hastingsdc.govt.nz
06 871 5000

**Thank you for
your feedback, we
appreciate your
time!**



PG 2 OF 2

Draft Waste Management and Minimisation Bylaw 2025

SUBMISSION FORM

Submissions close at 5pm Sunday 22 June 2025

Making a submission

- Please print with a black or blue pen.
- If you need extra sheets of paper, please use full A4 size paper.
- Include your name, address and phone number on each extra sheet of paper.
- Please state the section and page number that you are commenting on where possible.

Returning your submission

Complete this form online at: myvoicemychoice.co.nz

Drop off at

- Hastings, Havelock North or Flaxmere Libraries
- Hastings District Council, Customer Service Centre, 207 Lyndon Road East, Hastings

Freepost

- Hastings District Council, Private Bag 9002, Hastings 4122

Email

- Hastings District Council: reducewaste@hdc.govt.nz

Submitters details

Name: Hunny Williams
 Address: 700 Sylvan road, Parkvale
 Phone: 021661225
 Email:

I am completing this form for

☒ myself

☐ an organisation

Organisation you are representing:

Twera

☒ I wish to speak to my submission

(speaking times will be scheduled and you will be notified when to come to the meeting).

☐ I do NOT wish to speak to my submission and ask that the following written submission be fully considered.

What do you think of our new Draft Waste Management and Minimisation Bylaw 2025?

☐ Love it

☐ Needs tweaks

☒ Not a fan (why not?)

let me enlightened on the Submission
date.

please send text to confirm email
address.

PG 1 OF 2

Wednesday, 13 August 2025

Item 5

Te Hui o Te Kaunihera ā-Rohe o Heretaunga

Hastings District Council: District Planning and Bylaws Subcommittee Meeting

Te Rārangi Take

Report to District Planning and Bylaws Subcommittee

Nā:
From: **Tiffany Gray, Senior Environmental Planner - Policy**

Te Take:
Subject: **State of the Environment 2020 - 2024**

1.0 Executive Summary – *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to provide the District Planning and Bylaws Subcommittee with a final draft of the State of the Environment (SOE) report and to receive any comments on the report.
- 1.2 The report has been taken to Heretaunga Takoto Noa Māori Standing Committee on 30 July 2025. The report is being presented to this subcommittee so that it may go to Council on 4 September. The aim is to have Council approve the State of the Environment report before the elections.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That the District Plan and Bylaws Subcommittee receive the report titled State of the Environment 2020 - 2024 dated 13 August 2025.
- B) That the Subcommittee approve the State of the Environment report and recommend it be presented to Council for adoption.

3.0 Background – *Te Horopaki*

- 3.1 The State of the Environment Report outlines the state of the environment for Hastings District as at 31 December 2024. It focuses on those aspects of the environment that are directly related to the functions of the Hastings District Council as set out in Section 31 of the RMA.
- 3.2 Hastings District Council is responsible for controlling the effects of activities on land including the effects of land use activities on natural hazards, hazardous substances, contaminated land, indigenous biological diversity, noise, and the surface of rivers and lakes.

- 3.3 In contrast, Hawke's Bay Regional Council manages natural resources like air, water, soils and the coastal marine area, at a regional scale. It too has functions in respect of natural hazards, hazardous substances and identifying and monitoring contaminated land. The Hawke's Bay Regional Council (HBRC) are required to produce their State of the Environment report on the areas within their control.
- 3.4 Council's obligation under Section 35 of the Resource Management Act is to monitor the state of the environment of its district and to make available to the public a review of the results of its monitoring.
- 3.5 While the Report is a statutory requirement, it can be a useful resource for signalling where policy amendments may be needed because of evolving or changing trends in the environment over time.

4.0 Discussion – *Te Matapakitanga*

Process for developing the State Environment report

- 4.1 The SOE report requires the retrieval of a lot of data for the 65 indicators included in the report. The majority of this data is held within Council with the exceptions of some datasets required of external organisations such as Heritage NZ or Fire and Emergency NZ.
- 4.2 The process of this report has been to refine the indicators from the previous SOE reports and to include any new ones to fill any information gaps, as well as new chapters where necessary. The following new indicators or chapters have been included in this report:
- Climate change mitigation and adaptation
 - Te Hā o Waiaroha The Waiaroha Way
 - Indicator H5 Number of Resource Consents for Papakāinga
 - Indicator T4 Means of travel
 - Stormwater
 - Indicator CS1 Sites with a history of Hazardous Activities and Industries List (HAIL) in the district
 - Indicator CS2 Subdivision and Development on HAIL sites
- 4.3 The way data was retrieved has also been reviewed and updated for better accuracy and representation. For example, population statistics have been aligned with Statistics New Zealand resident population estimates rather than census night statistics at the recommendation of the Growth and Development Team. Subdivision and building consent data has also been aligned with the data that the Growth and Development team use as part of their Housing and Business capacity assessments.
- 4.4 Changes have been made also in how data is otherwise retrieved.
- 4.5 Where changes in data methodology have been updated this has been indicated in the report as figures from the previous report have also been adjusted in places to show longer trends that are 10 or more years.
- 4.6 Other information is also gathered through a survey conducted via a citizens panel. This survey asks participants that live within the district about their perceptions on various matters such as quality of life in the district, satisfaction with various Council services etc.
- 4.7 The survey for this SOE report received 233 responses. The make-up of those that participated are as follows:

Gender	45.7% Male
	50.2% Female
	4.5% Prefer not to say

Age	16 - 29 Years 2.70% 30 - 39 Years 5.00% 40 - 49 Years 10.80% 50 - 59 Years 15.30% 60 - 69 Years 23.00% 70 Years + 37.80% Prefer not to say 5.40%
Ethnicities	New Zealand European 80.50% Māori 14.00% Samoan 1.40% Cook Islands Māori 0.50% Indian 0.90% Other (please specify) 9.00% Prefer not to say 5.90%
Those with disability, long term condition or mental health condition that limits ability to carry out daily activities	Yes 15.80% No 78.70% Prefer not to say 5.40%
How long have you resided in Hastings District	1 to 5 years 3.20% 5 to 10 years 5.00% 10 to 20 years 21.60% 20 to 30 years 17.60% More than 30 years 51.80% Prefer not to say 0.90%

- 4.8 There were updates to the survey design to standardise responses across questions to prevent survey fatigue. These updates in places can make direct comparisons to previous years difficult but these are improvements that can be built on in future reports.

Findings

- 4.9 The report is broken up into five sections: 1) Sustainable land use, 2) Amenity, character and heritage management, 3) Sustainable infrastructure, 4) Hazard Management, 5) Sustainable Waste Management.

Sustainable Land Use

- 4.10 The section is covered by 11 indicators over three sub-categories: land use, sustainable urban development, protection of versatile soils.
- 4.11 Every indicator, except one, is showing either a stable trend or an improvement. The indicator that is showing a worsening trend is the increase in proportion of new dwellings granted in the Rural and Plains Production Zone with a concurrent decrease the proportion of new dwellings in the Rural Residential Zones.
- 4.12 It is uncertain why this trend has emerged, the indicators around building and subdivision are reflective of economic conditions which is partially what is being shown here. Otherwise, it is

potentially an indication that the regulatory framework regarding rural residential zones needs examining.

- 4.13 Aside from that, land cover at a high level remains stable (although, there has been some increase of land covered by exotic forestry), LUC classes remain the same, there were no private plan change requests to rezone land and subdivisions, farm parks and land use consents in the Plains Production Zone seem stable.
- 4.14 Infill subdivision seems to have increased, and Council have facilitated this further with the rezoning of residential zones to a Medium Density Residential Zone for urban areas that are appropriate in accommodating increased densities. It is recommended that the Medium Density Residential Zone be monitored in future SOE reports.

Amenity, character and heritage management

- 4.15 This section is covered by 22 indicators over 4 sub-categories: residential amenity, coastal amenity, natural heritage / landscape character, and cultural and historic heritage.
- 4.16 Out of all of the indicators 4 show a worsening or declining trend. This is in regard to residents' perception of the district as a safe place to live, subdivision and building within landscape areas of the District Plan, and authorities to modify/destroy archaeological sites.
- 4.17 These trends can be a reflection of the socio-economic climate of the last five years that have seen an increase in subdivision and building activity but also the economic recession and the emergence of radical politics can contribute to feelings of unsafety.
- 4.18 Subdivision and building in the landscape areas has increased but for the most part these are in the rural landscape character areas that have a more permissive regulatory framework i.e. there are no specific rules around subdividing or building in these areas. This landscape classification becomes a matter for assessment at the time of subdivision.
- 4.19 Subdivision and building are generally low in the significant amenity or outstanding natural landscape/feature areas because of the more restrictive rule framework. In this report the number of times specific landscape rules were triggered has been presented and should be a consideration for the next report also as this captures more accurately the activities that we are trying to regulate.
- 4.20 Activity within the landscape areas should be a consideration in the review of the District Plan chapter.
- 4.21 There has been an increase in authorities applied for and granted to modify or destroy archaeological sites in the district. Presently the District Plan does not regulate activity in relation to archaeological sites, but they are considered a matter to be assessed when processing resource consents.
- 4.22 All other indicators have remained stable or shown an increasing / improving trend. Of note was the decrease of non-residential consents granted in the residential zones, the increase in reserve provision of the district, reduced noise complaints and a decline in people concerned about noise, an increase in the perception of quality of life, and a decrease in those dissatisfied with public art and cultural opportunities.

Sustainable infrastructure

- 4.23 This section is covered by 19 indicators over 4 sub-categories: transportation, water management, wastewater treatment, and stormwater management.
- 4.24 Several of these indicators show a declining or worsening trend.
- 4.25 Road maintenance has been particularly difficult over the five-year period between 2020 and 2024 given Cyclone Gabrielle and the unsettled wet weather patterns observed, which may have contributed to people's feelings of dissatisfaction and issues with maintaining the network. The data gathered has been forwarded to the transport team.

- 4.26 Water management is overall fairly stable other than the continuing increasing trend of domestic water consumption and commercial / industrial water consumption.
- 4.27 Wastewater treatment and trade waste disposal also remain stable other than declining satisfaction with the sewerage system and an increase in complaints, and an increase of trade waste warning notices issued. Those dissatisfied with the sewerage systems were concerned about the capacity of the system or were dissatisfied that connections were not available in more rural areas.
- 4.28 Stormwater was a new section added to the SOE. It showed that generally Council is in compliance with its consent conditions however it is an expired consent that it is still operating under. A new consent application had been lodged. 23.9% of people were dissatisfied to some degree with the system. Those that were dissatisfied or very dissatisfied felt that road sweeping or gutters were not adequate or that stormwater drains did not handle rain events well.

Hazard management

- 4.29 The section is covered by 6 indicators over two sub-categories: natural hazards and hazardous substances.
- 4.30 Every indicator is showing a stable or improving trend. The only indicator showing a worsening trend is natural hazard events. Between 2020 and 2024 weather patterns were unsettled with a number of wet weather events affecting the district. The most devastating of these was Cyclone Gabrielle that devastated the district. It resulted in a loss of life, an unprecedented damage to property and infrastructure. So, while subdivision and building in natural hazard areas identified in the district plan are stable or showing a declining trend, it is evident that Council needs to re-evaluate its regulatory framework.

Sustainable waste management

- 4.31 This section is covered by 9 indicators over three sub-categories: solid waste, hazardous waste, and contaminated land.
- 4.32 Only one indicator shows a declining trend, the remainder are showing stable or increasing/improving trends or are otherwise new. The indicator that is showing a declining trend is regarding the volume of recycling. It is considered that Cyclone Gabrielle has been a contributing factor to this.
- 4.33 The indicators regarding contaminated land are new. Contaminated land was a section in the previous report but, in this report, has been updated into the general structure of the report and given measurable indicators.

5.0 Options – Ngā Kōwhiringa

Option One - **Recommended Option** - Te Kōwhiringa Tuatahi – Te Kōwhiringa Tūtohunga

- 5.1 Recommend that the SOE report go to Council for approval:

Advantages

- Council is meeting its obligations under the RMA;
- The SOE report will be released this year

Disadvantages

- There are no disadvantages.

Option Two – Status Quo - Te Kōwhiringa Tuarua – Te Āhuetanga o nāiane

- 5.2 The SOE report is not recommended to go to Council for approval


- With the report finalised and no issues raised by the Heretaunga Takoto Noa Standing Māori Committee, there would be no advantages in maintaining the status quo and a disadvantage in delaying Council fulfilling RMA obligations.

- 5.3 For clarification the recommended option is Option one, in that the SOE be recommended to Council for approval.

6.0 Next steps – *Te Anga Whakamua*

- 6.1 The final report has been provided as an appendix to this report. This report has been presented at the Heretaunga Takoto Noa Māori Standing Committee. A recommendation for Council to approve this report is sought from the two committees.
- 6.2 Once approved by Council it will be released to the general public.
- 6.3 We are accepting of comments and feedback of the final SOE report, on the understanding that considerable changes at this point in time are unfeasible if the report is to go to a Council meeting before elections.

Attachments:

1 	Environmental Policy - State of the Environment Report - 2020-2024 Working Papers - State of the Environment report 2020 - 2024	ENV-02-04-25-58	Under Separate Cover
---	---	-----------------	----------------------

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*

This proposal promotes the environmental wellbeing of communities in the present and for the future.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

The report supports transparency and partnership by acknowledging areas of concern, identifying pressures on taonga and highlighting where further collaboration may be needed to uphold cultural values.

Sustainability - *Te Toitūtanga*

The draft report is relevant to the sustainable management of our physical and natural resources. Council has a duty to report on its performance as part of Section 35 (2) (a) of the Resource Management Act.

Financial considerations - *Ngā Whakaarohanga Ahumoni*

The proposed is budgeted for under the Environmental Policy work stream.

Significance and Engagement - *Te Hiranga me te Tūhonotanga*

This decision/report has been assessed under the Council's Significance and Engagement Policy as being of low significance.

Consultation – internal and/or external - *Whakawhiti Whakaaro-ā-roto / ā-waho*

Information has been gathered from internal stakeholders and public perspectives have been sought through a citizens panels survey.

Risks

Opportunity:

REWARD – <i>Te Utu</i>	RISK – <i>Te Tūraru</i>
Council's reputation as being open and transparent Meeting RMA obligations	Not meeting RMA requirements

Rural Community Board – *Te Poari Tuawhenua-ā-Hapori*

The report would be circulated to the Rural Community Board for information purposes as some of the results would be of interest to board members.
