



Report 15.642
Date 31 March 2016
File CCAB-14-49

Committee Pinehaven Stream Floodplain Management Plan
Hearing Panel
Author Margaret Meek, Senior Democratic Services Advisor

Process for considering submissions on the Pinehaven Stream Floodplain Management Plan

1. Purpose

To brief the Pinehaven Stream Floodplain Management Plan Hearing Panel on the process for considering submissions on the Pinehaven Stream Floodplain Management Plan.

2. Background

At its meeting on 26 November 2015 the Hutt Valley Flood Management Subcommittee (HVFMS) established the Pinehaven Stream Floodplain Management Plan Hearing Panel to consider and hear submissions, seek clarification from officers on technical matters and to provide recommendations to the Subcommittee on the plan.

2.1 Public Consultation

The establishment of this Panel follows two rounds of community consultation with the Pinehaven and Silverstream communities, undertaken by Greater Wellington Regional Council in 2014 and 2015 respectively. The Hearing completes the public consultation phase on the Pinehaven Stream Floodplain Management Plan.

2.2 Principles of consultation

Six principles of consultation are set out in section 82 of the Local Government Act 2002. One of these principles is that views presented to a local authority should be accepted with an open mind, and should be given due consideration by the local authority, in making a decision.

It is consistent with best practice that members should be present for the substantial part of the hearing and deliberations in order to participate in the decision-making of the Panel.

If it is necessary that a member is absent for part of the hearing, it is also consistent with best practice that the member acquaint themselves with the matters raised by persons who presented in their absence.

3. Submissions received

Submissions were received from individual submitters and groups representing parts of the community. A copy of all submissions is provided separately.

3.1 Submissions received in 2014

Thirty-two submissions were received. A petition was received calling for an independent audit of the flood mapping and to save the Pinehaven Hills from development.

3.2 Submissions received in 2015

Six independent submissions were received. A submission was received from the 'Save Our Hills' group containing 364 pro-forma completed by members of the community.

4. Submissions process

4.1 Oral submissions

The purpose of this hearing is to hear oral submissions in support of written submissions made to GWRC. At the time of writing this paper 10 persons and three groups have requested that they be heard.

Ten minutes have been allocated to individual submitters appearing before the Panel. Thirty minutes have been allocated to persons speaking on behalf of a submission made by a community group.

If the individual or group does not use the full amount of time allocated to them, members may use the remainder of the time to ask the submitter questions.

A hearing schedule is currently being developed; it will be circulated to members, with a final copy available at the hearing. **Attachment 2** to this report contains the hearing schedule as at 31 March 2016.

4.2 Consideration of issues raised in submissions

The Panel must consider all written and oral submissions. There will be an opportunity to discuss the issues raised in both written and oral submissions once all persons have been heard.

4.3 Deliberations

The Panel must consider all the written and oral submissions it receives at this meeting and must decide its recommendations to the HVFMS on the Pinehaven Stream Floodplain Management Plan. Deliberations will take place during the course of the panel hearing.

4.4 Process after consideration of feedback

The Panel Chair will prepare a report to the HVFMS setting out the panel's recommendations on the Pinehaven Stream Floodplain Management Plan.

5. Communication

The recommendations from the Panel will be reported to the HVFMS for its consideration.

6. The decision-making process and significance

The matter requiring decision in this report has been considered by officers against the requirements of Part 6 of the Local Government Act 2002.

6.1 Significance of the decision

Officers have considered the significance of the matter, taking into account the Council's significance policy and decision-making guidelines. Due to the procedural nature of this decision officers recommend that the matter be considered to have low significance.

Officers do not consider that a formal record outlining consideration of the decision-making process is required in this instance.

6.2 Engagement

Due to its procedural nature and low significance, no engagement on this matter has been undertaken.

7. Recommendations

That the Panel:

- 1. Receives the report.*
- 2. Notes the content of the report.*

Report prepared by:

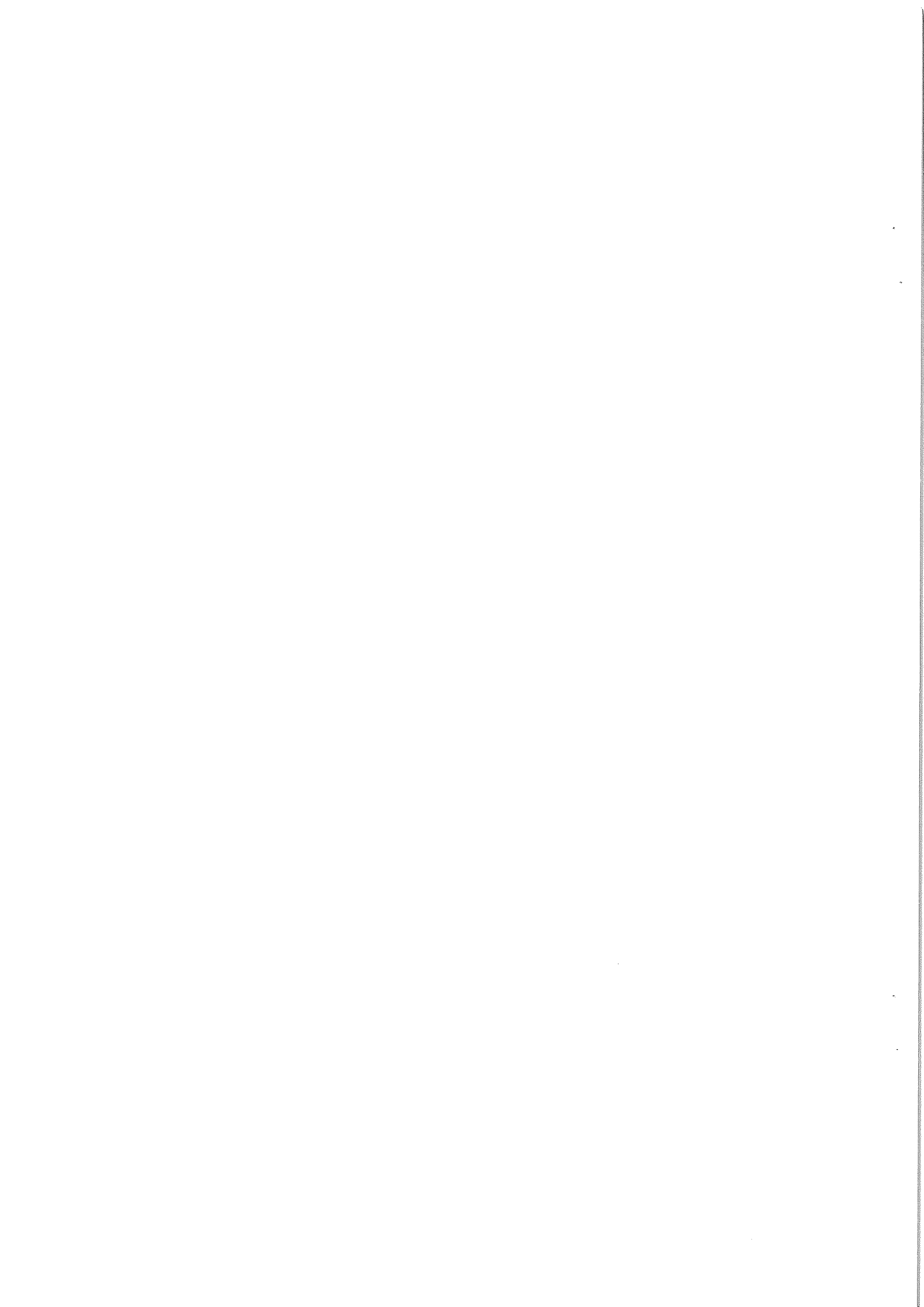
Margaret Meek
Senior Advisor Democratic
Services

Report approved by:

Francis Ryan
Manager
Democratic Services

Attachment 1: Terms of Reference

Attachment 2: Draft Hearing Schedule (as at 31 March 2016)



Terms of Reference for the Pinehaven Stream Floodplain Management Plan Hearing Panel

March 2016

1. Membership

The membership of the Pinehaven Stream Floodplain Management Plan Hearing Panel comprises:

- Councillor Sandra Greig (GWRC)
- Councillor Ken Laban (GWRC)
- Councillor Paul Swain (GWRC)
- Mayor Wayne Guppy (UHCC)
- Councillor Dean Rabbitt (UHCC)
- Councillor Steve Taylor (UHCC)

Cr Greig is Chairperson of the Panel.

The quorum is two members from Greater Wellington Regional Council and two members from Upper Hutt City Council.

2. Meeting procedures

All members have equal speaking rights and a deliberative vote. In addition, the Chairperson has a casting vote in the case of an equality of votes.

Members must be present for the substantial part of the hearings and deliberations in order to participate in the decision-making of the panel.

Individual submitters presenting orally at the panel hearing have up to ten minutes to present. An individual or individuals submitting on behalf of a group have collectively up to thirty minutes to present. If the submitter does not use the full amount of time allocated to them then members may use the remaining time to ask the submitter/s questions.

3. Powers

The panel has the power to:

- Consider written and oral submissions on the proposed Pinehaven Stream Floodplain Management Plan.
- seek clarification from Council officers on any technical matters; and
- develop recommendations in relation to the Pinehaven Stream Floodplain Management Plan for consideration by the Hutt Valley Flood Management Subcommittee at its meeting on 4 March 2016.

4. Responsibilities

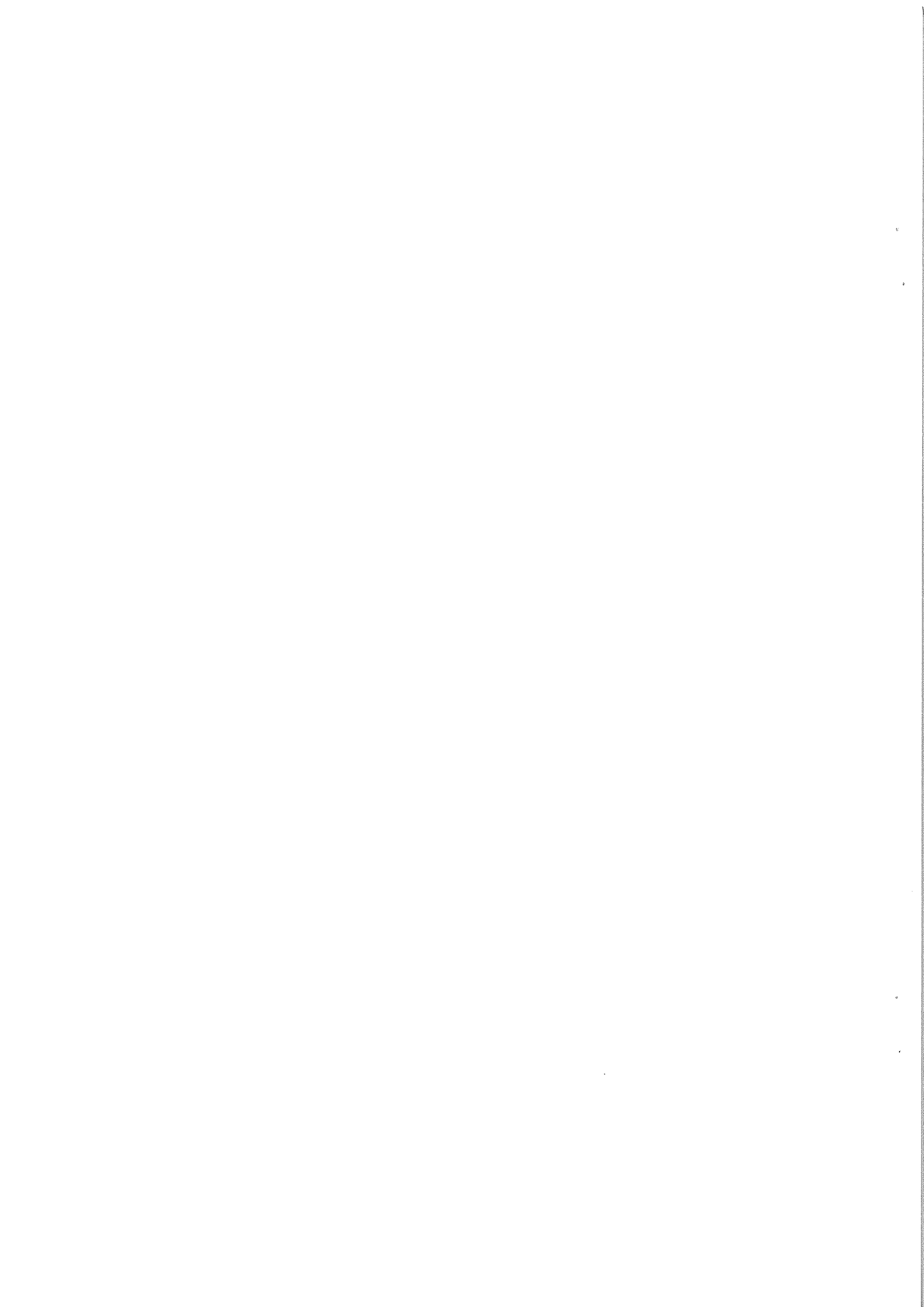
The panel shall ensure that:

- the hearing and consideration process is carried out in a way that is effective and timely;

- submitters are provided with the best possible opportunity to be heard in support of their submission;
- panel members receive submissions with an open mind and give due consideration to each submission; and
- the decision-making process is robust and transparent.

5. Duration of panel

The panel is deemed to be dissolved at the end of the decision-making process on the Pinehaven Stream Floodplain Management Plan.



Pinehaven Stream Floodplain Management Plan

Hearing Schedule for 7 April 2016 (as at 3pm 31 March 2016)

Time	Name
1500	UHTCA
1530	Kevin Turley
1540	Phil Burns
1550	
1600	Keith Thomas
1610	Melanie Brown
1620	Alan Harris
1630	Richard Baines
1640	Lyn Baines
1650	Daryll Longstaffe
1700	PPA
1710	Stephen Pattinson
1720	Sue Pattinson
1730	Save Our Hills
1800	END OF HEARING

