

Minutes of a meeting of the
Regulatory Committee held in the Council Chamber on
Wednesday 11 March 2020 at 9:30 am

Membership

Cr Kate Wilson *(Co-Chairperson)*
Cr Gretchen Robertson *(Co-Chairperson)*
Cr Hilary Calvert
Cr Michael Deaker
Cr Alexa Forbes
Hon Marian Hobbs
Cr Carmen Hope
Cr Gary Kelliher
Cr Michael Laws
Cr Kevin Malcolm
Cr Andrew Noone
Cr Bryan Scott

Welcome

Regulatory Committee Co-Chairperson Kate Wilson welcomed Councillors, members of the public and staff to the meeting at 09:33 am.

1. APOLOGIES

There were no apologies.

2. ATTENDANCE

Sarah Gardner (Chief Executive)
Nick Donnelly (General Manager Corporate Services and CFO)
Gavin Palmer (General Manager Operations)
Richard Saunders (General Manager Regulatory)
Gwyneth Elsum (General Manager Policy, Strategy and Science)
Sally Giddens (General Manager People, Culture and Communications)
Liz Spector (Committee Secretary)

Other staff in attendance included: Joanna Gilroy (Manager Consents), Simon Wilson (Manager Consent Systems and Administration), Rachel Brennan (Team Lead Compliance Coastal Otago), Eleanor Ross (Manager Communications Channels), Ryan Tippet (Media Communications Lead).

3. CONFIRMATION OF AGENDA

Cr Wilson asked to move item 8.3 to the first item considered by the Committee as Mayor Bryan Cadogan and Chief Executive Steve Hill from Clutha District Council were present to speak to that item.

4. CONFLICT OF INTEREST

No conflicts of interest were advised.

5. PUBLIC FORUM

No public forum was held.

6. CONFIRMATION OF MINUTES

Resolution

That the minutes of the meeting held on 11 December 2019 be received and confirmed as a true and accurate record, with or without changes.

Moved: Cr Wilson

Seconded: Cr Noone

CARRIED

7. ACTIONS

The Councillors were informed of outstanding actions from Regulatory Committee resolutions.

8. MATTERS FOR NOTING

8.1. Territorial Local Authority Wastewater Treatment Plant Compliance Report

Cr Wilson noted that Chair Hobbs had approved the requests of Mayor Bryan Cadogan and Mr Steve Hill, CE of Clutha District Council to speak to the Wastewater Treatment plant compliance issues identified in the staff report. Mr Hill addressed issues that had occurred, and the ways

CDC was working to correct them. Mayor Cadogan and Mr Hill answered questions from the Councillors.

Richard Saunders (GM Regulatory) and Rachel Brennan (Team Leader Compliance Coastal Otago) were present to speak to the staff report. Mr Saunders noted the cooperation of the local authorities to facilitate the report's completion. He indicated most of the non-compliances were process-related, i.e., late or no reports, etc., however, the non-compliances for Clutha were more significant. Mr Saunders said after each plant inspection, a report with required improvement actions is sent from the ORC to the concerned TLA. He noted there is a risk when an audit report is sent with remedial actions, that if no follow up is done by the ORC, the remediation may not be undertaken by the TLA. He said his goal is improved consistency on such follow ups.

Cr Robertson thanked Mr Saunders for the comprehensive report and said she would like to see similar reports on dairy inspections, discharges to air, and landfills. She said ORC should work with Public Health to ensure communities are informed of risks related to non-compliances. Cr Wilson agreed that such reports would be valuable on future committee reports. There was no further discussion and Cr Wilson asked for a motion.

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Notes** that the investigation into significant non-compliances identified in Table 2 is continuing.
- 3) **Notes** that the compliance team will complete an annual report for the Regulatory Committee on the compliance status of wastewater treatment plants in the Otago region.
- 4) **Works** with TAs and public health to make sure communities, both urban and rural, are informed of health risks associated with wastewater discharges.
- 5) **Include** follow up reports on this compliance report on future Regulatory Committee Quarterly Activity Reports.

Moved: Cr Noone
Seconded: Cr Calvert
CARRIED

Cr Calvert left the meeting at 10:39 am.

Cr Calvert returned to the meeting at 10:41 am.

Cr Forbes left the meeting at 10:43 am.

Cr Forbes returned to the meeting at 10:47 am.

8.2. Regulatory Group - Quarterly Activity Report

Richard Saunders (GM Regulatory), Simon Wilson (Manager Consent Systems and Administration), Joanna Gilroy (Manager Consents) and Steve Rushbrook (Harbourmaster) were present to answer questions about the Quarterly Activity Report. The report was provided to update the Councillors on Regulatory activities including consents, compliance, consents systems and administration, and the harbourmaster teams. Cr Robertson asked that future reports differentiate between notified and non-notified consent activities. Cr Wilson requested

reporting on scheduled work in the compliance space be provided in quarterly reports to include air discharge and landfill compliance. Cr Kelliher and Cr Scott also requested updates on biodiversity be included on future quarterly reports.

Cr Deaker noted he has received frequent comments from people living in the South Dunedin community that they are concerned about air quality due to domestic chimney outputs. He asked Mr Saunders what the standard procedure is when complaints of this type are received by ORC staff. Mr Saunders said when complaints are received about a specific property, a letter is sent to the property owner to remedy the situation. He said if frequent complaints on a particular address are received, a staff visit to the property would be in order to allow discussion with the property owner. Mr Saunders said the regulatory response other than that is limited.

After further discussion, Cr Wilson asked for a motion.

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Notes** the quarterly update report from the Regulatory Group for the period 1 July 2019 to 31 December 2019.

Moved: Cr Kevin Malcolm

Seconded: Cr Wilson

CARRIED

Cr Calvert left the meeting at 10:54 am.

Cr Calvert returned to the meeting at 10:56 am.

Cr Hobbs left the meeting at 10:58 am.

Cr Kelliher left the meeting at 11:00 am.

Cr Hobbs returned to the meeting at 11:02 am.

Cr Kelliher returned to the meeting at 11:03 am.

Cr Hope left the meeting at 11:04 am.

Cr Hope returned to the meeting at 11:06 am.

8.3. Strategic Compliance Framework

Richard Saunders (GM Regulatory) was present to answer questions about the report which was provided to inform the Council about the compliance framework. He said the framework was developed by the Regional Sector Compliance and Enforcement Special Interest Group to promote best practice and consistency across the sector. Mr Saunders said staff will develop a compliance monitoring plan consistent with this Strategic Compliance Framework and present the draft to the Regulatory Committee in September. After a general discussion, Cr Wilson asked for a motion.

Resolution

That the Council:

- 1) **Receives** this report.

- 2) **Notes** that an ORC Compliance Monitoring Plan consistent with the principles of the Strategic Compliance Framework 2019 – 2024 will be presented to the Regulatory Committee at the September 2020 meeting

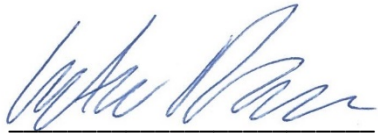
Moved: Cr Noone

Seconded: Cr Hope

CARRIED

8. CLOSURE

There was no further business and Cr Wilson declared the meeting closed at 11:12 a.m.



Co-Chairperson

9 July 2020

Date