

# Proposed amendments

## Land Drainage Bylaw 2019

August 2025

Amendments to the Bylaw include:

- a) Correction of a typo in clause 2:

This Bylaw comes into force on the 7<sup>th</sup> day of October 2019.

- b) Addition of a definition of “Land Drainage Area” in subclause 5.1 to ensure clarity:

**Land Drainage Area** means a land drainage area identified in Schedule 1: Land Drainage Maps to this Bylaw, or any other land drainage area that the Council by resolution identifies and determines to regulate for land drainage purposes.

- c) Replacing the reference to the Interpretation Act 1999 with the Legislation Act 2019 in subclause 5.3. The ~~Interpretation Act 1999~~ **Legislation Act 2019** applies to this Bylaw.

- d) Rewording of subclause 11.1 to ensure clarity:

No person ~~shall discharge or cause, permit or suffer to be discharged onto a drainage channel or private drain connected therewith, any liquid, gaseous or solid matter which shall be likely to be a nuisance or injurious to health or to the proper care of the drainage channel.~~ may –

- (a) Widen or deepen; or
- (b) Stop or obstruct; or
- (c) Alter the course of; or
- (d) In any way interfere with,

Any drainage channel or associated works with the prior written approval of Council.

- e) Addition of wording to subclause 13.2 to ensure clarity:

No person shall **remove, change or** construct any culvert, bridge or crossing in upon or over any drainage channel without the prior approval of Council.

- f) Rewording of subclause 16.1 to ensure clarity:

~~Council, members, officers, workmen or agents~~ **An enforcement officer or authorised person** shall have the power, right, and authority to inspect any installation set up for the withdrawal or diversion of water from any drainage channel, whether authorised or not and the Council may direct any alteration or improvement to or replacement of such installation or request its removal or demolition at any time.

- g) Rewording of subclause 17.1 to ensure clarity:

No person, whether on private land or not, shall obstruct any ~~member, appointee, employee or agent of Council~~ **enforcement officer or authorised person**, with or without drain cleaning machinery or plant, in the performance of anything which such member, appointee, employee or agent is or may be required to do in the discharge of their duties.

- h) An addition to clause 20. Land Drainage Areas:

### **20. Land Drainage Areas**

**20.1** The provisions of this Bylaw do not remove the need for any resource or other consents required under the Resource Management Act 1991, Building Act 2004. Where consents are required under this chapter of this Bylaw and other acts or regulations, all shall be lodged with the Council at the same time.

- i) Maps have been created from new maps created by our GIS team to increase accuracy from previous maps. Maps that show the properties charged drainage area rate are also within this schedule. These will be added to a separate Schedule as:

**Schedule 1: Land Drainage Maps.**

## Schedule 1 - Land Drainage Maps

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Land Drainage Bylaw 2019

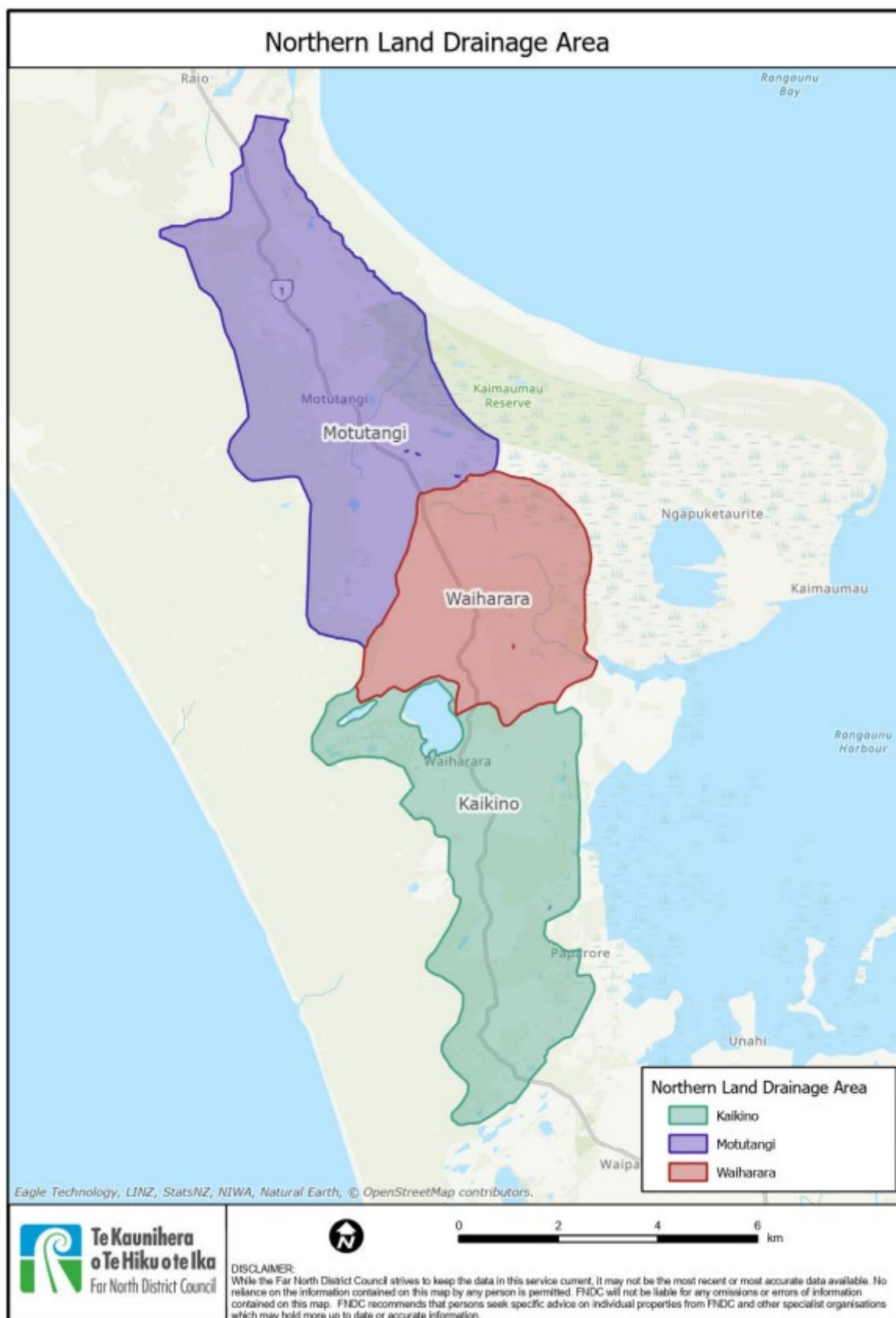
July 2025

### List of Maps

#### 1. Drainage Areas

- 1.1 Northern Drainage Areas
- 1.2 Kaitaia Drainage Area

## 1.1 Northern Drainage Area



## 1.2 Kaitaia Drainage Area

