

Report 99.536
15 September 1999
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Report to the Policy & Finance Committee
From: Lloyd Bezett, Policy Analyst, Council Secretariat

Amendments to Delegations – Building Act 1991

1. Purpose

To give Council officers the delegated authority to approve building consent applications in terms of section 34 of the Building Act 1991.

2. Background & Comment

The Wellington Regional Council is a consent authority in terms of the Building Act 1991 for buildings and structures within the coastal marine area of the Wellington Region. As there are relatively few occasions on which the Council considers building consents it has not been considered necessary to delegate this function. Functions under the Building Act 1991 are therefore exercised by the full Council on the recommendation of the Environment Committee.

Section 6 of the Building Regulations 1992 requires that building consents be processed within 10 working days of receipt. As the Council operates on a six weekly cycle, it often many weeks before the Environment Committee can report to the next Council. It is therefore necessary that the Council introduce delegations which ensure compliance with the Building Act 1991.

It is proposed that the Council delegate its functions, duties and powers in terms of the Building Act 1991 to the managers identified in Schedule A to this report. All instances of the exercise of this delegation will be reported to the Environment Committee or the Rural Services and Wairarapa Committee. It is further proposed that the Council delegate to officers identified in Schedule B to this report the power to do all notification, correspondence and investigation prior to the exercise of the Managers' delegations.

Councillors will note that the Council has transferred its power to issue building consents to Hutt City Council and Masterton and Carterton District Councils. The Divisional Manager, Environment and Manager, Consents Management would exercise the delegated authority in the coastal marine area adjacent to Wellington and Porirua Cities and Kapiti

Coast District. The Divisional Manager, Wairarapa and Manager, Planning and Resources would exercise the delegated authority in the coastal marine area adjacent to South Wairarapa and Tararua Districts.

3. Recommendation

That Wellington Regional Council:

- (a) *Pursuant to section 715(1) of the Local Government Act 1974, hereby delegates to the managers in Schedule A all of its functions, duties, and powers under the Building Act 1991.*
- (b) *Pursuant to section 715(1) of the Local Government Act 1974 hereby delegates to officers in Schedule B the power to do anything precedent to the functions of the managers in Schedule A.*
- (c) *Requests that the Divisional Manager, Environment and Manager, Consents Management shall report all instances of the exercise of this delegation to the next meeting of the Environment Committee.*
- (d) *Requests that the Divisional Manager, Wairarapa and Manager, Planning and Resources shall report all instances of the exercise of this delegation to the next meeting of the Rural Services and Wairarapa Committee.*

Report prepared by

Approved by

LLOYD BEZETT
Policy Analyst
Council Secretariat

TED MAGUIRE
Council Secretary

JANE BRADBURY
Divisional Manager, Environment

Attachment

Schedules of delegated officers

SCHEDULE A

Divisional Manager, Wairarapa
Divisional Manager, Environment
Manager, Planning and Resources
Manager, Consents Management

SCHEDULE B

Account Manager, Consents Management
Section Leader, Consents and Compliance
Senior Resource Advisor, Consents Management
Resource Advisor, Consents Management
Resource Advisor, Consents and Compliance