



# AGENDA

## STRATEGY, POLICY & FINANCE COMMITTEE HEARING Prostitution Bylaw – Statement of Proposal

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**Date:** Thursday 8 October 2020

**Time:** 1.00pm

**Venue:** Council Chamber

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### MEMBERSHIP

Chairperson

Cr Raukawa-Tait

Deputy Chairperson

Cr Kai Fong

### Members

Mayor Chadwick

Cr Bentley

Cr Donaldson

Cr Kumar

Cr Macpherson

Cr Maxwell

Cr Tapsell

Cr Wang

Cr Yates

Mr Thomass (Lakes Community Board member)

Mrs Trumper (Rural Community Board member)

Ms Marks (Te Tatau o Te Arawa Board member)

Mr Berryman-Kamp (Te Tatau o Te Arawa Board member)

**Quorum**

**8**

## STRATEGY, POLICY AND FINANCE COMMITTEE DELEGATIONS

<b>Type of Committee</b>	Committee
<b>Subordinate to</b>	Council
<b>Subordinate Committees</b>	n/a
<b>Legislative Basis</b>	Schedule 7, clause 30 (1) (a), Local Government Act 2002.
<b>Purpose</b>	The purpose of the Strategy, Policy and Finance Committee is to have oversight and make recommendations to the Council on the adoption and development of all Council's strategic, policy, planning and regulatory frameworks.
<b>Reference</b>	01-15-227
<b>Membership</b>	Councillor Raukawa-Tait (Chair) Councillor Kai Fong(Deputy Chair)  The Mayor and all councillors 2 Te Tatau o Te Arawa members 1 Lakes Community Board member 1 Rural Community Board member  Full voting rights for all members
<b>Quorum</b>	8
<b>Meeting frequency</b>	Monthly
<b>Delegations</b>	<p>The Committee's function is recommendatory only.<sup>1</sup> It is authorised to take actions precedent to the exercise by the Council of its statutory responsibilities, duties and powers, by:</p> <ul style="list-style-type: none"> <li>• Receiving, considering, hearing submissions and making recommendations on draft plans (except the District Plan), strategies and policies (such as the Long-term Plan, Annual Plan; funding and financial policies; reserves management plans and asset management plans);</li> <li>• Considering and making recommendations on the development of the Council's rating policy; financial strategy and budgets;</li> <li>• Considering and making recommendations on the development of Council bylaws, including hearing submissions in relation to making, amending and revoking bylaws;</li> <li>• Considering and making recommendations on Council's strategic direction to ensure efficient and effective delivery of Council's objectives and District Vision;</li> <li>• Receiving and considering reports from working/strategy groups;</li> <li>• Considering and making recommendations on the development of guidelines for decision making to assist Council in achieving its strategic outcomes;</li> <li>• Considering and making recommendations on the establishment of levels of service across Council services to ensure alignment with strategic goals and priorities;</li> <li>• Considering and making recommendations on the development of Treasury and funding functions;</li> <li>• Considering and making recommendations on proposals for the establishment of Council controlled organisations (including the appointment and remuneration of Directors, formation of constitutions and shareholder agreements);</li> </ul>

<sup>1</sup> Council is authorised to delegate anything precedent to the exercise of Council's powers, duties and functions - Schedule 7, clause 32, Local Government Act 2002

	<ul style="list-style-type: none"> <li>• Considering and making recommendations on proposals for the sale and purchase of land;</li> <li>• Considering and making recommendations on issues relating to Council leases;</li> <li>• Considering and making recommendations on draft Council submissions/responses in relation to: <ul style="list-style-type: none"> <li>○ Central government policies, plans and proposed legislative reform;</li> <li>○ Proposals by other organisations/authorities (Local and Regional).</li> </ul> </li> <li>• Performing such other functions as the Council may direct from time to time.<sup>2</sup></li> </ul>
<b>Relevant Statutes</b>	All the duties and responsibilities listed above must be carried out in accordance with the relevant legislation.
<b>Limits to Delegations</b>	<p>The Committee does not have the delegated authority to make decisions for and on behalf of the Council. All matters requiring a decision of Council must be referred, by way of recommendation, to the Council for final consideration and determination.</p> <p>In the event that the Council resolves not to approve or adopt a Committee recommendation, the item shall be returned to the Committee via the Chief Executive for review and subsequent referral to the Council for further consideration and determination.</p>

<sup>2</sup> A committee is subject in all things to the control of the local authority, and must carry out all general and special directions of the Council given in relation to the committee - see Schedule 7, clause 30(3), Local Government Act 2002.

## Order of Business

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## 1 Opening karakia - Karakia whakapuaki

## 2 Apologies - Ngā whakapaaha

The Chairperson invites notice from members of:

1. Leave of absence for future meetings of the Rotorua Lakes Council; or
2. Apologies, including apologies for lateness and early departure from the meeting, where leave of absence has not previously been granted.

## 3 Declarations of interest - Whakapuakitanga whaipānga

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

## 4 Hearing of Submitters – Te wā ki ngā hunga tono

(Timetable below)

### SCHEDULE OF HEARINGS

### PROSTITUTION BYLAW REVIEW

**8 OCTOBER 2020**

Time	Submitter	Sub No.
1.00pm	<del>Danielle Marks</del> WITHDRAWN	5
1.10pm	Justin Adams	7
1.20pm	Dame Catherine Healy and Bridie Sweetman, NZ Prostitutes Collective	8
1.30pm	Jill Moore	10
1.40pm	Karri-Ann Vercoe-Black	11
1.50pm	Maraea Pomana and Janet Wepa	19
2.00pm	Andrew Parrington	20
2.10pm	Mahalia Steele	21
2.20pm	Pastor Dave Moore (Harvest Church Rotorua) and Pastor Andrew Parrington (Living Well Church Rotorua) on behalf of Rotorua Association of Christian Churches	30

## 5 Staff Reports – Pūrongo Kaimahi

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### ROTORUA LAKES COUNCIL

Mayor  
Chairperson and members  
STRATEGY, POLICY & FINANCE COMMITTEE

#### 5.1 Hearing on Rotorua Lakes Council Prostitution Bylaw: Statement Of Proposal

**Report prepared by:** Leigh Richards, Strategic Advisor

**Report reviewed by:** Jean-Paul Gaston, Group Manager Strategy

**Report approved by:** Geoff Williams, Chief Executive

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#### 1. TE PŪTAKE PURPOSE

The purpose of this report is to hear oral submissions to 'Rotorua Lakes Council Prostitution Bylaw: Statement of Proposal'.

#### 2. HE TŪTOHUNGA RECOMMENDATION

**That the report titled "Hearing on Rotorua Lakes Council Prostitution Bylaw: Statement of Proposal" be received.**

#### 3. TE TĀHUHU BACKGROUND

At a Council meeting held on 9 July 2020, it was resolved to put out for public consultation 'Rotorua Lakes Council Prostitution Bylaw: Statement of Proposal' (Attachment 1) that included 5 options:

- Option A - Retaining the Existing RLC Prostitution Bylaw 2009 with no changes
- Option B and C - Adopting a new RLC Prostitution Bylaw
- Option D - Allowing the current Bylaw to lapse, or revoke the current Bylaw
- Option E - Revoking the 2009 Bylaw or allowing it to lapse AND inserting required provisions into the District Plan

The Committee sought feedback on this Statement of Proposal through:

- advertisement in the local media informing the public of the review of the Bylaw and where to get more information
- a direct letter to stakeholders including the Police, NZ Prostitute's Collective, Toi te Ora Public Health, Lakes District Health Board Sexual Health Services and local brothel and commercial sex premises
- Council's Let's Talk/Kōrero Mai portal that received 352 visits resulting in 28 engaged visitors (those that made a submission), 80 informed visitors (those who moved beyond

the landing page to engage with the information more fully, 285 aware visitors (those that visited the landing page)

- posts on Council's Facebook page with a combined engagement of 26
- notice of the consultation was circulated through Council's regular e-panui sent to 1164 recipients. There were 140 clicks on the Prostitution Consultation link within the e-panui during 24 July to 14 August

Copies of consultation documentation were available at the Council office, Te Aka Mauri, and online.

### **Submissions received**

A total of thirty submissions were received. Eight submitters wish to be heard.  
(Attachment 2)

### **Hearing**

The Strategy, Policy and Finance Committee must now hear those submissions before calling for a staff report and subsequent deliberations in accordance with the process for adopting a replacement bylaw under the Local Government Act.

## **4. NGĀ ĀPITI HANGA ATTACHMENTS**

Attachment 1 – Rotorua Lakes Council Prostitution Bylaw: Statement of Proposal  
(Distributed as a separate document)

Attachment 2: Submissions to Rotorua Lakes Council Prostitution Bylaw: Statement of Proposal:(Distributed as a separate document)