

Invercargill City Council

Roading and Traffic Bylaw – 2020

STATEMENT OF PROPOSAL - SUMMARY

The Invercargill City Council has developed a proposed Bylaw to promote public safety and effectively regulate pedestrian, animal and traffic movement on the road corridors of the Invercargill City Council area. This bylaw looks to ensure the ongoing functionality of the roads is maintained while providing a clear understanding of the how the roads should be used whilst enhancing the safety and wellbeing of the public.

Pursuant to the Local Government Act 2002 a full Statement of Proposal has been prepared. It is available for inspection at the Helpdesk of the Invercargill City Council, 101 Esk Street, Invercargill, at the Bluff Service Centre, and at the Invercargill Public Library.

The statement of Proposal may also be found on the Invercargill City Council website www.icc.govt.nz

Submissions are invited on this Proposal. Submissions must:

1. Clearly shows the submitter's name, address and contact phone number.
(Submission forms are available at all Council office and on the website www.icc.govt.nz)
2. Be addressed to the undersigned and clearly labelled SUBMISSIONS - Roading and Traffic Bylaw 2020
3. Indicate whether the submitter wishes to be heard by the Council in support of his/her submission. (Note – the substance of the submission should be in writing. Verbal submissions should be restricted around five minutes.)
4. Be received by Council before 5.00 pm on, Wednesday, 9 December 2020.

ERIN MOOGAN

GROUP MANAGER – INFRASTRUCTURE SERVICES

INVERCARGILL CITY COUNCIL

101 ESK STREET

PRIVATE BAG 90104

INVERCARGILL

Invercargill City Council

Roading and Traffic Bylaw 2020

STATEMENT OF PROPOSAL

1. Introduction

This is Council's Statement of Proposal as provided for by Section 83 of the Local Government Act 2002.

2. Proposed Invercargill City Council Parking Control Bylaw 2020 – (attached)

Completing a review of the Invercargill City Council Bylaw 2015/3 – Roothing and Traffic is the most appropriate way of ensuring the effective control and regulation of activities that may have an adverse effect on users of public places or that might effect the wellbeing or enjoyment of residents. This Statement of Proposal is in relation to the amended Roothing and Traffic Bylaw.

What did the perceived problem to be addressed?

Control of Roothing and Traffic has been vested in Councils for many years. These bylaws give effect to the community's desires to have controls in place to ensure, the safe operate of the network occurs first and foremost but also usability and freedom exists to operate the streets within the City district in a meaningful manner as is expected by the community.

The Roothing and Traffic Bylaw 2020 provides for controls to ensure safe and efficient road use.

Is a Bylaw appropriate?

A Bylaw is the most appropriate method of addressing these issues. The Local Government Act 1974 and 2002 and the Land Transport Act 1998 both contemplate Council creating Bylaws to address Roothing, Traffic and Parking issues. This is a direct empowerment from Central Government to do this.

A Bylaw also gives the community a give to provide feedback to ensure that as many concerns are being addressed as possible.

What are the implications under the New Zealand Bill of Rights Act 1990?

Council needs to be satisfied that the proposed Roding and Traffic Bylaw will not be inconsistent with this Act, that is, it imposes reasonable limits that can be reasonably justified in a free and democratic society. Case law suggested that permanent prohibition of certain activities that the community may wish to undertake may impose reasonable limits. People also have an exception that local authorities will manage the Roding network to ensure their safety including by controlling vehicle speed – the benefit to the community in limiting speed outweighs the inconvenience to individual motorists.

Proposed Invercargill City Council Roding and Traffic Bylaw 2020 (attached)

The main purpose of the Bylaw is to enable Council to define and enforce rules in regards to the use of vehicles in the Invercargill District and allow officers to enforce the legislation provided by both the Local Government Act 2002 and the Land Transport Act 1998. The bylaw provides a means for the Council to protect its residents by providing rules around road safety, road use and the natural environment that may be jeopardised by vehicle use.

Council plans to undertake a speed review in 2021 and does not specifically seek to consider or adjust any of the existing speed limits within the city area but notes that some existing speeds will require to be reviewed.

3. Place for Inspection and Obtaining Copies

The Statement of Proposal including the proposed bylaw may be inspected at the Help Desk of the Invercargill City Council, 101 Esk Street, Invercargill at the Bluff Service Centre, and at the Invercargill Public Library. The Statement of Proposal and amended bylaw may also found on the Invercargill City Council website www.icc.govt.nz .

4. Submission Period

Submissions are invited on the Statement of Proposal. Submissions must be received by Council no later than 5.00 pm on, Wednesday, 9 December 2020.

Submissions should clearly show the submitter's name, address and contact phone number. (Submissions forms may be obtained from all Council officers and libraries and on the Council website www.icc.govt.nz)

Submissions can be:

Posted to: Invercargill City Council
Submissions – Roading and Traffic Bylaw 2020
Private Bag 90104
INVERCARGILL 9840

Delivered to: Help Desk, Invercargill City Council, 101 Esk Street, Invercargill

Faxed to: 03 211 1433

Email to: policy@icc.govt.nz