

ACTIVITY GROUP: REGULATORY

Activities for this Group

The activities for this group include:

- Resource Consents.
- Building Control.
- Compliance.
 - Environmental Health.
 - Environmental Protection.
 - Project and Land Memoranda.
- Animal Control.
- Harbours.

Rationale for the Delivery of this Group of Activities

Council is charged with a number of statutory responsibilities administered on behalf of the Crown. As a Unitary Authority, Council is responsible for both regional and district functions. It has obligations, and powers under various Acts of Parliament, notably the Resource Management Act 1991, the Building Act 2004, the Sale of Liquor Act 1989, the Hazardous Substances and New Organisms Act 1996, the Health Act 1956, and the Local Government Act 2002. This group of activities comprises the formulation of policies and regulations that are consistent with the requirements of relevant legislation and appropriate to the particular circumstances of Marlborough, the issuing of consents and application of regulatory powers, and the monitoring of compliance with consents.

This activity group contributes to the following community outcomes: environmental sustainability, prosperity, energy efficiency, affordable housing, safety and security, healthy choices, fun and recreation

Assets and Levels of Service

Each activity details:

1. Any assets required for its delivery are detailed under the relevant activity.
2. Planned levels of service, performance targets and measures.
3. Estimated expenses of achieving and maintaining the identified levels of service and the integrity of any assets.

Significant Negative Effects Associated with this Group of Activities

No significant negative effects are considered to be associated with this group of Activities.

Issues and Changes affecting the assets that support this Group of Activities

The principal assets supporting this group of activities are people and information, including staff knowledge and experience, coupled with organisational systems and processes. Council operates personnel policies that are designed to attract and retain people with the experience to perform these activities to the highest standard. To improve service delivery in the Building Control area staff numbers have now been increased to a level where compliance with statutory timeframes should no longer be an issue.

In the Harbours area a harbour risk assessment was undertaken in 2004-2005 in the fulfilment of the requirements imposed by Maritime New Zealand under the Port and Harbour Safety Code.

The assessment identified a number of mitigations that could substantially reduce the risk profile of that activity. The range of mitigations include some that entail conditions or extensions to the existing asset base including an automated vessel monitoring system and the introduction of a harbour wide communication system.

Provision for the overall response to the risk assessment has been made in the budget however implementation is still dependent on the sourcing of an appropriate funding stream. The matter of funding is to be progressed by way of a by law making process.

Known changes to demands on asset capacity are discussed in the context of specific activities. Maintenance, renewal and replacement of assets will be undertaken according to the policies set out in relevant asset management plans if applicable. The anticipated costs of maintenance, renewal and replacement of assets are shown in the Operating and Capital costs and funding forecast shown under each activity.

ACTIVITY: RESOURCE CONSENTS

Operating costs of this activity represents 4.5% of total activity expenditure.

Outcome	Related Community Outcomes
A high quality and equitable resource consent service that effectively manages Marlborough's built environment and natural resources in a way that best secures a sustainable level of development that meets the needs of the community.	Environmental sustainability, prosperity.

How this Activity Contributes to Related Community Outcomes

This activity primarily contributes to the Community Outcomes of environmental sustainability and prosperity by managing the physical and built environment through the administration of the resource consenting process in a manner consistent with Council's plans and policies developed under the Resource Management Act 1991.

What is this Activity About?

This activity involves discharging Council's statutory obligations under the Resource Management Act 1991 (The Act). The Act sets out a range of powers, duties and functions and the statutory processes that must be followed when processing and determining applications for resource consent.

The Act's purpose is to promote sustainable management of natural and physical resources. This Activity is about the promotion of the sustainable management of natural and physical resources and the administration of the Marlborough Sounds and the Wairau/Awatere Resource Management Plans.

Specifically this Activity processes five different types of resource consents:

- Land Use Permits
- Water Permits
- Discharge Permits
- Subdivision Permits
- Coastal Permits

Levels of Service

Levels of service are specified under each activity in the group, many of which are statutory bound.

Issues and Changes

The issues are centred on the need to adequately respond to:

- Legislative changes, changes to Government and Regional Policy Statements.
- Meeting statutory time frames for the processing of consents. The number of resource consents processed per annum is significantly higher than other local authorities of a similar size and population. New legislation may assist in streamlining processing of consents but it is early days. Council is also looking to improve quality of consent applications received.
- The complicated the nature of reference consent applications involving the allocation of water and coastal space.
- The need to provide a fair, efficient and cost effective service to the community, with consistent interpretation of the relevant planning documents. Consistent application of Council's ISO 9001:2000 accreditation systems assist when staff are under pressure to meet statutory time frames.

Levels of Service: Resource Consents						
Performance Targets (for the financial year)						
Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
Provide an overall level of service that meets or exceeds residents' expectations.	Resident satisfaction with this service as measured by survey, where 10 = "service delivered extremely well".	5.8	5.9	5.9	6.0	6.1
Provide a consent processing service that is timely and responsive to customer needs.	% of resource consent applications processed within statutory timeframes	54.8%	60%	65%	70%	% consistently exceeding the national average (currently 73%)
Provide a consent processing service that is fair, consistent and cost effective.	% of complaints regarding fees charged for processing resource consent applications compared to total number of consents.	0.5%	<0.5%	<0.5%	<0.5%	<0.5%
	% of resource conditions upheld following appeal.	75%	>75%	>75%	>75%	>75%
Education applicants on the RMA and the resource consent application and approval process.	% of incomplete applications rejected.	21.5%	20%	18%	16%	15%

Levels of Service apply to the period of this plan. Changes to targets, and to levels of service overall, will be reviewed periodically to reflect any changes to the operating environment and/or community expectations.

Operating and Capital Costs and Funding Forecast (\$000's)										
Resource Consents	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19
Operating Costs	3,242	3,235	3,324	3,406	3,487	3,584	3,649	3,748	3,861	3,963
Funded by										
Rates	1,160	1,108	1,151	1,185	1,226	1,275	1,293	1,338	1,396	1,437
General Revenues Applied	152	135	135	133	130	131	130	130	131	132
Other Revenue	1,930	1,992	2,038	2,088	2,131	2,178	2,226	2,280	2,334	2,394
Total Revenue	3,242	3,235	3,324	3,406	3,487	3,584	3,649	3,748	3,861	3,963
Capital Expenditure	5	5	5	5	5	5	5	5	5	6
Funded by										
Depreciation Reserve Transfer	2	2	2	2	3	3	3	3	3	4
Other Reserve Transfers	3	3	3	3	2	2	2	2	2	2
	5	5	5	5	5	5	5	5	5	6

ACTIVITY: BUILDING CONTROL

Operating costs of this activity represents 3.3% of total activity expenditure.

Outcome	Related Community Outcome
Residents and visitors live and work in buildings that are healthy and safe.	Affordable housing and Energy efficiency.

How this Activity Contributes to Related Community Outcomes

This activity contributes to the Community Outcome of affordable housing and energy efficiency by ensuring that all buildings are constructed in accordance with the minimum standards of the New Zealand Building Code. New Zealand Building Code aims to reduce the use of non-renewable energy sources.

What is this Activity About?

This activity involves giving effect to the Building Act 2004. This Act charges Council with several responsibilities which are set out in two separate categories. The categories are **Territorial Authority** responsibilities and **Building Consent Authority** responsibilities.

Territorial Authority responsibilities carried out by the Building Control Section include:

- Issuing building consents subject to waivers or modifications of the Building Code.
- Issuing certificates of acceptance.
- Issuing amended compliance schedules.
- Administering and enforcing the provisions of building warrants of fitness.
- The extent of compliance on change of use and specified intend life changes.
- Functions in relation to earthquake-prone, dangerous or unsanitary buildings.
- Determining whether building work is exempt under the First Schedule to the Building Act 2004.
- Other functions and duties required by the Building Act 2004.
- Providing a copy of relevant applications to the New Zealand Historic Places Trust.
- The territorial authority must act as a building consent authority within its district.
- Keep building related records.
- Swimming pool fencing control.

Building Consent Authority responsibilities carried out by this section include:

- Granting and issuing building consents.
- Inspecting building work for which it has granted consent.
- Issuing notices to fix.

- Issuing code compliance certificates.
- Issuing compliance schedules.

This Activity also involves other functions under separate legislation including:

- Monitoring swimming pool fencing under the Fencing of Swimming Pools Act 1987.
- Investigating building related complaints under the Local Government Act and the Building Act.
- The Marlborough District Council is required to have an accredited Building Consent Authority.

The most significant component of this activity is to receive, process, grant, and issue Building Consent applications, followed by inspecting work for compliance and issuing a Code Compliance Certificate. The standard of compliance required is set out in the Building Regulations and it's compliance with the New Zealand Building Code.

Legislative Framework

The Building Act 2004 sets out the main legal obligations for the Activity Group. There are several Regulations coming from the Building Act which need to be followed including:

- Building (Accreditation of Building Consent Authorities) Regulations 2006.
- Building (Forms) Amendment Regulations 2005.
- Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Regulations 2005.
- Building Levy Order 2005.
- Building (Infringement Offences, Fees, and Forms) Regulations 2007.
- Building (Registration of Building Consent Authorities) Regulations 2007.

ISSUES AND CHANGES

The Building Act 2004 came into force in 2005, and signalled the beginning of a new era in building control designed to bring about better regulation of the building industry. The changes introduced have had significant effects on the way in which Council delivers the building control activity.

The major changes include an increased requirement for detailed checking when processing building consent plans and a more rigorous and comprehensive inspection regime. Council is also required by the Building Act 2004 to obtain accreditation as a building control authority (stage one) and to retain that accreditation. The increased requirements due to accreditation include:

- The items outlined above.
- A need to keep more detailed records of all decisions made and the reasons for the decisions.
- Ensuring that people are competent to undertake work they are doing.
- Regular ongoing auditing work of all staff.
- The requirement to ensure all staff is trained.
- A requirement that all staff has or is working toward a nationally recognised qualification by 2013.
- Increased staffing to achieve and maintain accreditation.

Stage two of the accreditation process is about to commence with a requirement for significant quality systems to be in place by mid 2010. The accreditation will be ongoing until 2013 with staff achieving or working towards nationally recognised qualifications.

The Government is also working toward making major changes to the NZ Building Code which will lead to more sustainable building work, energy efficient houses and healthier houses. It is also working on a new section of the Building Code for simple housing to encourage the construction of smaller and simpler dwellings. Industry licensing has commenced with several trade groups being licensed for their work. This will become mandatory for people wanting to undertake most works in the future and will impact on the activities of the Building Group as they will be required to ensure that work is undertaken by licensed people. The changes seen in the building field over recent years will therefore continue.

Fluctuation in the economy always impacts on the building industry. For the past four or five years the industry has been running under boom conditions especially in Marlborough where the growth level has been very high. The number of new houses being constructed had risen massively and was at levels higher than many of New Zealand's largest cities. The industry is now out of the boom cycle and is slowly retrenching. Housing numbers are now dropping noticeably but the overall consent numbers especially in the commercial and industrial field remain high, as is the total value of works being consented.

Levels of Service: Building Control						
Performance Targets (for the financial year)						
Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
Provide an overall level of service that meets or exceeds residents' expectations.	% of respondents to customer surveys that rate the level of service as satisfactory or higher.	New measure	80%	80%	80%	80%
Provide a consent processing service that is timely and responsive to customer needs.	% of applications processed within 15 working days of receipt.	New measure	80%	80%	80%	85%
Provide a service that minimises risks to public safety.	% of swimming pools inspected annually.	15%	>15	>15%	>15%	>15%
	% of building warrants of fitness audited annually.	New measure	20%	20%	20%	20%
	% of building under construction inspected to ensure that Code Compliance is achieved.	100%	100%	100%	100%	100%

Operating and Capital Costs and Funding Forecast (\$000's)										
Building Control	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19
Operating Costs	2,368	2,326	2,346	2,412	2,470	2,541	2,589	2,660	2,740	2,813
Funded by										
Rates	402	588	574	599	622	653	661	687	722	743
General Revenues Applied	54	73	69	69	67	69	68	68	69	70
Other Revenue	1,912	1,665	1,703	1,744	1,781	1,819	1,860	1,905	1,949	2,000
Total Revenue	2,368	2,326	2,346	2,412	2,470	2,541	2,589	2,660	2,740	2,813

Activity – Compliance

Compliance is made up of three sub activities:

- Environmental Health.
- Environmental Protection.
- Project and Land Memoranda.

The information continued in the sections entitled “How Does this Activity Contribute to Related Community Outcomes”, “What is this Activity About”, “Legislative Framework”, “Issues and Changes” and “Levels of Service” are shown under the respective sub activities.

The financial aspects for this activity are shown below in the table entitled “Operating and Capital Costs and Funding Forecast (\$000) – Compliance”. Operating costs of this activity represents 2.3% of all the activity expenditure.

ACTIVITY: ENVIRONMENTAL HEALTH

Outcome	Related Community Outcome
To ensure residents of Marlborough and visitors to the district have confidence that they live and stay in an environment that is safe.	Health choices.

How this Activity Contributes to Related Community Outcomes

This activity contributes to the Community Outcomes of Health choices by providing an effective permitting and inspection regime of registered food and alcohol premises to ensure public health is maintained. Statutory nuisances are managed and bylaws enforced.

What is this Activity About?

The activity involves the protection of public health through:

- the registration and inspection of premises that prepare or sell food;
- the investigation of complaints about consumed foods, including the manner of its preparation and the state of premises used for food preparation;
- the educating of residents about food safety through direct contact and provision of written information material.

The activity also involves providing reports for the purposes of the Sale of Liquor Act 1989 and licensing and monitoring for compliance with licence conditions of that Act. It also provides reports for the purposes of the Gambling Act 2003.

Further, the activity involves investigation of nuisance complaints concerning noise, smoke, odours, pest control and hazardous substances.

Legislative Framework

The Council has statutory obligations to administer the provisions of the following statutes, regulations and bylaws:

- Health Act 1956 and 10 sets of regulations.
- Food Act 1981.
- Sale of Liquor Act 1989.
- Resource Management Act 1991.
- Local Government Acts 1974 and 2002.
- Building Act 2004.
- Hazardous Substances and New Organisms Act 1996 and 14 sets of regulations.
- Litter Act 1979.
- Civil Defence Act 1983.
- Gambling Act 2003.
- Marlborough District Council Bylaws.

Issues and Changes

The major issues and changes are:

- New legislation proposed as the result of the New Zealand Food Safety Authority (NZFSA) Domestic Food Review and its associated implementation implications. It is expected the new Food Act will be implemented by the end of 2009.
- Changing community expectations since the development of the Wairau/Awatere Resource Management Plan in the mid 1990's. One example of this is the

increasing number of wind machines (and the associated noise levels) for frost protection, the popularity of which was not anticipated when the Plan was developed. Because of difficulties in monitoring compliance with the noise

provisions of the Plan, the Environmental Policy Committee in May 2008 agreed to investigate and review the current provisions of the Wairau/Awatere Resource Management Plan via a working group.

Levels of Service: Environmental Health						
Performance Targets (for the financial year)						
Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
To approve and monitor food safety generally encourage operators of food premises through education and enforcement to take responsibility for providing safe and suitable food.	% of registered food premises inspected at least once per annum.	100%	100%	100%	100%	100%
	% of other registered premises inspected at least once per annum.	100%	100%	100%	100%	100%
	Number of random inspections made of all markets with 10 food stalls or more.	6	6	6	6	6
	Number of inspections of annual events having more than 10 food stalls.	6	6	6	6	6
Encourage operators of registered premises to take responsibility for providing a safe environment.	% of environmental health complaints of a critical nature responded to within one working day.	100%	100%	100%	100%	100%
	Number of food complaints relating to Council inspected premises.	38	35	32	29	25
Encourage operators of licensed premises to establish a reasonable system of control over the sale and supply of liquor to the public with the aim of contributing to the reduction of liquor abuse.	% of liquor licensing applications processed within statutory timeframes.	100%	100%	100%	100%	100%
Proactively monitor and investigate environmental conditions that may directly or indirectly affect public health with particular emphasis on statutory nuisances, bylaw, air quality and noise complaints.	% of incidents that potentially threaten public health that are responded to and investigated within seven working days of notification.	100%	100%	100%	100%	100%

ACTIVITY: ENVIRONMENTAL PROTECTION

Outcome	Related Community Outcomes
Ensuring statutory compliance with the Resource Management Act 1991 and/or Resource Management Plans.	Environmental sustainability, Health choices.

How this Activity Contributes to Related Community Outcomes

This activity contributes to the Community Outcomes of Environmental sustainability by ensuring that Resource Management Act consents are complied with. Also contributions are made to the Community Outcome Health choice by monitoring air and water quality discharges.

What is this Activity About?

The activity involves ensuring compliance with the Resource Management Act 1991 and/or Council's Resource Management Plans. This involves investigating complaints or reports of alleged breaches, follow up, finding resolutions to issues, issuing infringement notices or instigating prosecution processes through the judicial system.

The activity also involves finding non-regulatory solutions that both address the matter at issue and improving public understanding of the aims of the Resource Management Act 1991 with ongoing education of the public in sustainable resource use.

Legislative Framework

The Council has statutory obligations to administer the provisions of:

- Resource Management Act 1991.
- Local Government Act 2002.
- Resource Management Plans.

Issues and Changes

The issues and changes centre about finding a balance whereby Council meets its statutory obligations and protects the integrity of its planning documents, while meeting the aspirations of individual members of the community and raising the public awareness of environmental sustainability.

Levels of Service: Environmental Protection

Performance Targets (for the financial year)

Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
Provide an overall level of service that meets or exceeds residents' expectations.	Resident satisfaction with this service as measured by survey, where 10 = "service delivered extremely well".	5.8	5.9	5.9	6.0	6.0
Monitor resource consents to ensure the consent holder is in compliance.	% of resource consents monitored for compliance within two years of issue.	New measure	50%	55%	60%	70%
	% of resource consent non-compliance has follow up action taken.	100%.	100%	100%	100%	100%
Proactively monitor and investigate alleged breaches of the Resource Management Act 1991, Resource Management Plans and Consents.	% of complaints responded to within seven working days.	New measure	95%	95%	95%	100%
	% of complaints, either resolved or had a resolution strategy, developed within 90 days of receipt.	New measure	95%	95%	95%	95%
Effective enforcement action undertaken on breaches under the Resource Management Act 1991.	% of abatement and infringement notices upheld on appeal.	100%	95%	95%	95%	95%

ACTIVITY: PROJECT AND LAND MEMORANDA

Outcome

Information provided on request and to the extent required by the relevant statutes and/or regulations.

Related Community Outcomes

Essential services.

How this Activity Contributes to Related Community Outcomes

This activity contributes to the essential services Community Outcomes by providing information that enables the public to make informed property related investment decisions.

What this Activity is About

The activity involves the timely, accurate and complete supply of information Council either holds, or has been statutorily advised of, by means of either a Land Information Memorandum or Project Information Memorandum.

Legislative Framework

Council is required to hold Land Information Memoranda pursuant to Section 44A of the Local Government Information and Meetings Act 1987 and Project Information Memoranda pursuant to Sections 31 to 39 of the Building Act 2004.

Issues and Changes

The primary issue for this activity is the reliability and completeness of information and its associated ease of extraction. The progressive introduction of electronic records management is expected to address these issues over time.

Levels of Service: Project and Land Memoranda

Performance Targets (for the financial year)

Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
Provision of Land Information Memoranda and Project Information Memoranda.	Resident satisfaction with this service as measured by survey, where 10 = "service delivered extremely well".	6.9	6.9	6.9	6.9	7.0
	Percentage of Land Information Memoranda and Project Information Memoranda requests processed within statutory timeframes.	100%	100%	100%	100%	100%
	Number of liability claims made because of incomplete or inaccurate information supplied.	1	<3	<3	<3	<3

Operating and Capital Costs and Funding Forecast (\$000's)

Compliance	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19
Operating Costs										
Environmental Health	393	414	425	435	446	459	467	479	494	509
Environmental Protection	728	734	754	772	790	813	828	850	876	899
Project and Land Memoranda	577	576	590	605	620	636	647	664	685	704
Total Operating Costs	1,698	1,724	1,769	1,812	1,856	1,908	1,942	1,993	2,055	2,112
Funded by										
Rates	870	877	906	933	962	997	1,012	1,044	1,085	1,119
General Revenues Applied	114	107	106	104	102	102	102	101	102	103
Other Revenue	714	740	757	775	792	809	828	848	868	890
Total Revenue	1,698	1,724	1,769	1,812	1,856	1,908	1,942	1,993	2,055	2,112
Capital Expenditure										
Environmental Health	4	4	4	4	4	4	4	4	4	4
Total Capital Expenditure	4	4	4	4	4	4	4	4	4	4
Funded by										
Other Reserve Transfers	4	4	4	4	4	4	4	4	4	4
	4	4	4	4	4	4	4	4	4	4

ACTIVITY: ANIMAL CONTROL

Operating costs of this activity represents less than 1% of all the activity expenditure.

Outcome	Related Community Outcomes
Ensuring Council fulfils the obligations that are imposed on it or the public by the provisions of the Dog Control Act 1996, and Bylaws.	Safety and security.

How this Activity Contributes to Related Community Outcomes

This activity contributes to the Safety and Security Community Outcome by providing effective managing of dogs and wandering livestock.

What this Activity is About

The activity involves Dog Control and the Control of Animals (excluding dogs) on public land and public roads.

Legislative Framework

The Council is required to administer the provisions of the:

- Dog Control Act 1996.
- Impounding Act 1955.
- Bylaws of the Marlborough District Council.

Issues and Changes

The primary issue for the activity is to promote the long-term change in the behaviours and attitudes of dog owners, which will bring about a change in the care and training, and ultimately the behaviour of dogs.

Levels of Service: Animal Control						
Performance Targets (for the financial year)						
Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
To provide an effective dog control service including registration is in accordance with the Dog Control Act 1996.	% of compliance with the conditions of animal control contract 2008/54.	New measure	100%	100%	100%	100%
	% of complaints regarding dog attacks, rushes and lost and found investigated within 24 hours of receipt.	New measure	100%	100%	100%	100%
	Number of working days after 31 July to process all dog registrations received during the registration period.	3	5	5	5	5
To provide an effective education programme on dog safety and responsible dog ownership.	Number of presentations undertaken to primary age groups of children.	30	30	30	30	30
To provide an effective service for dealing with wandering livestock on public land and roads.	% of complaints regarding wandering livestock investigated within 24 hours.	New measure	100%	100%	100%	100%

Operating and Capital Costs and Funding Forecast (\$000's)

Animal Control	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19
Operating Costs										
Dog Control	594	614	630	645	660	681	698	716	736	754
Other Animal Control	70	73	75	77	79	81	83	85	88	90
Total Operating Costs	664	687	705	722	739	762	781	801	824	844
Operating Surplus Transferred to Reserves	-	18	16	16	16	10	9	7	4	5
	664	705	721	738	755	772	790	808	828	849
Funded by										
Rates	49	51	53	54	56	58	60	61	64	65
General Revenues Applied	7	6	6	6	6	6	6	6	6	6
Other Revenue	528	648	662	678	693	708	724	741	758	778
Total Revenue	584	705	721	738	755	772	790	808	828	849
Operating Deficit Funded from Reserve	80	-	-	-	-	-	-	-	-	-
	664	705	721	738	755	772	790	808	828	849

ACTIVITY: HARBOURS

Operating costs of this activity represents 2.2% of all the activity expenditure.

Outcome	Related Community Outcome
Proactively manage the safe and sustained use of the maritime areas of Marlborough so that it can continue to provide physical, spiritual, economic and environmental benefits to its current and future stakeholders.	Environmental sustainability, Safety and security, Fun and recreation.

How this Activity Contributes to Related Community Outcomes

This activity contributes to the Safety and Security (on the waterways) Community Outcome by providing operational aids to navigation and patrols to monitor compliance with bylaws. Fun and recreation Community Outcome is contributed to by the establishment and patrol of water-ski lanes and swimming areas. Also the Environmental sustainability Community Outcomes is contributed to by providing adequate means of managing marine oil spills.

What is this Activity About?

This activity involves ensuring safety in Marlborough's marine waterways. The Marlborough Sounds contain 4,136 square kilometres (total water area) and approximately 1,500 kilometres of coastline that is used extensively for recreational purposes, commercial shipping, fishing and other aquaculture industries. The Council is tasked with the responsibility of addressing matters of navigation safety within this area, as required by legislation.

The Council is also required to prepare, maintain and review a Regional Oil Spill Contingency Plan, a responsibility which extends to the 12 mile territorial sea boundary. In broad terms, the activity can be sub-divided into three areas, Operations/Control, Aids to Navigation and Marine Oil Spill Response.

- **Operations**

The operational area promotes public education, harbour patrols, maintenance of swimming and waterski lanes, implementation of risk control measures, development of the Safety Management System, and follow-up of accidents and incidents.

This area also monitors and manages compliance with statutes, bylaws and regulations that directly affects Marlborough's coastal region and its users.

- **Aids to Navigation**

Council provides a network of 72 navigation aids to enable all users to travel safely on the region's marine waterways. Aids to navigation are currently maintained under contract.

- **Marine Oil Spill Response**

Under the provisions of the Maritime Transport Act 1994, Council has responsibility for preparedness and response to marine oil spills that occur within the territorial sea. This activity is funded from the Oil Pollution Fund, administered by Maritime New Zealand.

Asset Description

Council owns and operates a network of 72 lit and unlit aids, distributed as follows:

Location	Number of Aids
Queen Charlotte Sound	37
Port Underwood	2
Pelorus Sound	28
D'Urville Island	4
Croisilles Harbour	1

Issues and Changes

Commercial and recreational activity within the Marlborough Sounds and adjacent coastal waters has increased substantially over the past years, bringing with it an attendant increased risk of accidents. There is a need to maintain an adequate response to the NZ Port and Harbour Marine Safety Code by implementation of identified risk control measures and the ongoing development of the Safety Management System, but is funding dependent.

Levels of Service: Harbours

Performance Targets (for the financial year)

Level of Service	Indicator	Baseline	2009-10	2010-11	2011-12	2012-19
Effective public education to provide a safe environment for all users.	% of planned public education campaigns delivered per annum including having the annual review of a Safe Sounds Boating brochure ready for distribution by Labour week-end.	New measure	95%	95%	95%	95%
	Number of weekends in period commencing at Labour Weekend through to end of Easter of the following year where patrols undertaken.	New measure	>20	>20	>20	>20
	Number of daily patrols undertaken from mid-December through to end of January of the following year targeting known 'hot-spots'.	40	40	40	40	40
	% of navigation warnings issued within two hours of a reported event that may impact on navigation safety.	100%	100%	100%	100%	100%
	Development and or review of the Harbour Safety Plan.	Yearly	Yearly	Yearly	Yearly	Yearly
	% of funded mitigation measures completed.	New measure	80%	80%	80%	80%
High degree of compliance with statutes, bylaws and regulations that directly affects Marlborough's coastal region and its users.	Number of random light inspections of marine farms undertaken.	203	>200	>200	>200	>200
	% of accident and incident investigation, as appropriate, commenced within five working days.	100%	100%	100%	100%	100%

ACTIVITY GROUP: Regulatory

Navigation aids, swimming and water-ski lanes maintained effectively.	% of time aids to navigation are working.	100%	100%	100%	100%	100%
	% of pre summer season inspections of swimming and water-ski lanes undertaken.	100%	100%	100%	100%	100%
	Number of further inspections of swimming and water-ski lanes undertaken during the summer season.	>2 of each	>2 of each	>2 of each	>2 of each	>2 of each

Operating and Capital Costs and Funding Forecast (\$000's)

Harbours	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19
Operating Costs	1,570	1,639	1,737	1,777	1,822	1,906	1,910	1,981	2,038	2,070
Operating Surplus Transferred to Reserves	319	310	229	227	219	176	210	190	183	214
	1,889	1,949	1,966	2,004	2,041	2,082	2,120	2,171	2,221	2,284
Funded by										
Rates	311	323	307	308	311	316	316	325	332	346
General Revenues Applied	42	40	37	35	34	33	32	32	32	33
Other Revenue	1,536	1,586	1,622	1,661	1,696	1,733	1,772	1,814	1,857	1,905
Total Revenue	1,889	1,949	1,966	2,004	2,041	2,082	2,120	2,171	2,221	2,284
Capital Expenditure	104	507	369	275	78	755	54	105	414	145
Funded by										
Depreciation Reserve Transfer	85	136	170	187	78	329	54	95	401	132
Other Reserve Transfers	19	371	199	88	-	426	-	10	13	13
	104	507	369	275	78	755	54	105	414	145