

HURUNUI DISTRICT COUNCIL
FREEDOM CAMPING BYLAW 2011

1 SHORT TITLE AND COMMENCEMENT

- 1.1 This bylaw is made pursuant to sections 145 and 146(b)(vi) of the Local Government Act 2002, section 12 of the Litter Act 1979, and all other Acts, powers and authorities enabling the Council in that behalf.
- 1.2 This bylaw is the Hurunui District Council Freedom Camping Bylaw.
- 1.3 This bylaw comes into force on 1 September 2011.

2 OBJECTIVES

- 2.1 The Hurunui District Council recognises that some visitors choose overnight camping as their preferred accommodation and that this activity has associated economic and social benefits for the District. To minimise potential adverse environmental effects and for the visitors' personal safety, this bylaw requires campers who do not have self-contained vehicles to use camping grounds as an alternative to freedom camping.
- 2.2 The objectives of this bylaw are:
- to protect the public from nuisance; and
 - to protect, promote, and maintain public health and safety.

3 DEFINITIONS AND INTERPRETATION

- 3.1 In this bylaw, except where inconsistent with the context:

Accommodation Facility means any hotel, motel, lodge, backpackers, hostel, bed and breakfast, guesthouse, holiday park, camping ground or any other facility providing temporary overnight accommodation for guests.

Authorised Officer means any person appointed by the Council to carry out duties and exercise powers under this bylaw.

Council means the Hurunui District Council.

Freedom Camping means to stay, or intend to stay, overnight, in any form of moveable, portable or temporary accommodation, at a Council controlled public area, including a road or a reserve, that is not an accommodation facility.

Self-contained Vehicle means a vehicle certified to NZS 5465:2001 and displaying the appropriate self-containment certification documents.

Urban Area has the meaning given to it by the Hurunui District Plan.

Reserve has the meaning given to it by section 2 of the Reserves Act 1977.

Road has the meaning given to it by section 2 of the Land Transport Act 1998.

4 CONDITIONS FOR FREEDOM CAMPING

- 4.1 Freedom Camping is permitted in areas other than those prohibited by Clause 5 of this bylaw.

- 4.2 Freedom Camping must only be undertaken in a vehicle that is certified as a Self-contained Vehicle and includes onboard cooking facilities.
- 4.3 No person may undertake Freedom Camping for longer than two nights in any calendar month at any single location.
- 4.4 Toilet waste and greywater must be disposed of at a Council approved dump point.
- 4.5 All refuse must be disposed of at an approved refuse collection facility.
- 4.6 An area used for Freedom Camping must be left in a clean and tidy state by users.
- 4.7 Any request made by an Authorised Officer to move on must be complied with.

5 PROHIBITED AREAS

- 5.1 Freedom camping is prohibited at any Council controlled public area:
 - (a) At all areas listed in Schedule B; and
 - (b) At all areas where “No Camping” signs are displayed; and
 - (c) At any Urban Area, unless specifically permitted in Schedule A; and
 - (d) At any area within 500 metres of any accommodation facility, unless specifically permitted in Schedule A; and
 - (e) At any area in which freedom camping is prohibited by any other enactment.
- 5.2 In accordance with clause 7.10 of the Northern Pegasus Bay Bylaw 2010, no person shall camp on the beach or foreshore other than in nohoanga entitlement areas or in Fenton reserves if that person is entitled and authorised by Te Rūnanga o Ngāi Tahu to do so, and is in compliance with that authorization.

6 AMENDMENTS TO SCHEDULES

- 6.1 From time to time by resolution, the Council may amend, remove and/or replace any of the Schedules and/or add further Schedules.

7 PENALTIES AND OFFENCES

- 7.1 Every person commits a breach of this bylaw who:
 - (a) Commits, or causes to be committed, any act contrary to this bylaw; or
 - (b) Omits, or knowingly permits to remain undone, any act required by this bylaw; or
 - (c) Refuses, or neglects to comply with, any notice or request, or any condition in any such notice or request, given by a Council Officer pursuant to this bylaw; or
 - (d) Obstructs or hinders any officer of the Council in the performance of any power or duty conferred upon him or her by this bylaw.
- 7.2 Every person who breaches this bylaw commits an offence and is liable on summary conviction to a fine not exceeding \$20,000.

A SCHEDULE OF PERMITTED URBAN AREAS OR AREAS WITHIN 500M OF AN ACCOMMODATION FACILITY

- (a) The designated area at the Rotherham Reserve.

B SCHEDULE OF PROHIBITED AREAS

NOTE: Refer to appended maps A to R for definition of prohibited areas.

- (a) Motunau Beach.
(b) The Hurunui River Mouth.
(d) St Anne's Lagoon.
(e) Cheviot Hills Domain.
(f) Cathedral Road, Manuka Bay and Port Robinson.
(h) The Hanmer Basin.

THE COMMON SEAL of the
HURUNUI DISTRICT COUNCIL
was hereto affixed in the presence of:



MAYOR



ACTING CHIEF EXECUTIVE