

Te Mahere Tūroa
Long Term Plan 2024-2034



YOUR BAY YOUR SAY

Te arotake o ngā kaupapa utu
Fees and Charges Policy review

Te Taukī Whakakaupapa
Statement of Proposal

Te tirohanga whānui

Overview

What is the Fees & Charges Policy?

We work with the community to promote the sustainable management of natural physical resources. As part of this work we manage the environmental impacts of activities through the issuing and monitoring of consents.

The Resource Management Act 1991 (RMA) and Building Act 2004 form the foundation of the majority of our work. The proposed Fees and Charges Policy sets out our charges under these Acts, and also changes to Charges under our Bylaws and general cost recoverable work.

Why has this policy been reviewed?

We review this policy regularly to ensure the charges reflect the cost of carrying out our work.

What is proposed?

This document, the Statement of Proposal, outlines the changes we are proposing to our Fees and Charges policy. Supporting information is also available on our website.

The key changes we are proposing are outlined below:

- 1) Include and increase Gravel Management Fees
- 2) Include Maritime fees including some fee increases including mooring fees and harbour dues
- 3) Updating Compliance monitoring charges for consumptive water use

Resource Management Act 1991, section 36

The Resource Management Act 1991 (RMA) sets out how we should manage our environment. It promotes the sustainable management of natural physical resources and forms the foundation for the majority of our work.

To carry out this work, we process resource consents, monitor and manage consented and other authorised activities and monitor the state of the region's resources. The costs associated with this work are set under section 36 of the RMA in the Council Charges Policy and we pass these costs along to applicants and consent holders.

Under section 36 we can recover reasonable costs for a number of functions, including the following:

- Receiving, processing and granting of resource consents (including certificates of compliance);
- Administration, monitoring and supervision of resource consents (including certificates of compliance) and resource management functions under section 35 of the RMA (environmental monitoring);
- Reviewing resource consent conditions under Section 128(1)(a) and (c) of the RMA and reviews carried out at the request of the consent holder;
- Providing information in respect of Council plans and resource consents;
- Supplying documents;
- Charges authorised by regulations; and
- Additional charges whereby a fixed fee is not enough to recover our costs. For example, where the cost of processing a consent application is greater than the deposit fee paid by the applicant.

This proposed update to the Charges Policy are limited to the amounts charged for various types of work as a result of cost increases.

Whakarāpopotonga o ngā panonitanga tono

Summary of proposed changes

Council is proposing to include Gravel Management fees and Maritime fees from section 7 of the Navigation Safety Bylaw into the Fees & Charges policy. We have also made some changes to the categories and definitions for consumptive water use.

All fees and charges have been subject to review. Factors involved in the review included:

- Effort and frequency of compliance monitoring
- Appropriate amount of cost recovery for the private benefit received by consent holders under the Revenue and Financing Policy and Funding Needs Analysis
- Staff salary rates
- Overhead costs
- Other inflationary impacts on the cost of service delivery

It is proposed to increase most charges by approximately 15% to cover the increased cost of service delivery. The charges fund between 20% and 40% of the cost of these activities. The balance is funded from general funds to represent the public benefit of scientific environmental monitoring and protection in accordance with our Revenue and Financing Policy.

The key changes we are proposing are outlined below:

- 1) Include and increase Gravel Management Fees
- 2) Include Maritime fees including some fee increases including moorings and harbour dues
- 3) Updating Compliance monitoring charges for consumptive water use

There are no changes proposed for the majority of Consent deposits.

A schedule of the full current and proposed charges is shown in the draft Fees and Charges Policy which is available through www.participate.boprc.govt.nz/fees-and-charges2024 or at Regional Council offices.

1 - Gravel management fees

It is proposed to include the Gravel management charge into the Fees & Charges policy. Inclusion of the fee will provide transparency, and provide the opportunity for consultation and regular review.

The fee is currently 90c/m³ and has remained unchanged for more than 10 years. Council is proposing an increased rate of \$2.70/m³ incl GST to adjust for inflation, meet current resourcing costs and account for increased staff charge-out rates.

The fee covers the cost of Regional Council staff time required to ensure that any gravel extracted from the rivers is meeting our responsibilities under the Soil Conservation and Rivers Control Act 1941 (SCRCA) for river control and flood management.

The work programme includes ongoing surveying of the river (for example, riverbed cross sections, field work, information collection, aerial surveys, environmental data monitoring, allocation assessments and review), physical site inspection, relationship management with contractors and stakeholders, and general administration.

2 - Maritime fees

It is proposed to include the Schedule 7 Fees from the Navigation & Safety Bylaw 2017 into the Fees & Charges policy. This will enable the fees to be reviewed in cycle with the Fees and Charges policy rather than the 5 yearly cycle of the Navigation Safety Bylaw review.

These fees include:

- Mooring licences, proposed increase to mooring fees from \$210.00 to \$250.00 & administration fee from \$125.00 to \$150.00
- Commercial Navigation & Safety licences,
- Aquatic Event (Special event) Administration fee of \$150.00 plus actual and reasonable costs of a audits and inspections.
- Public Notices
- Navigation Aid maintenance/ inspection for third parties

Port charges (Harbour dues) have also been reviewed to ensure that they are set appropriately as they have not been reviewed for the past two years and it is proposed that these will increase from \$17.65 to \$19.27 per 1,000 gross tonnage excluding GST due to the increased cost of the maritime operation.

3 - Compliance monitoring charges

Compliance monitoring charges are based on the actual and reasonable costs of carrying out compliance monitoring of consents. Fixed and variable charges are made up of the staff time to carry out an inspection (if required), audit any monitoring information provided by consent holders, investigate and follow up any non-compliance and report back to consent holders (if required).

Charges for monitoring activities under the National Environmental Standards for Commercial Forestry (NЕСF) and the National Environmental Standards for Freshwater (NЕСFV) as outlined in Schedule 3A are based on actual and reasonable costs.

Charges to recover costs under the National Environmental Standards Commercial Forestry

We have amended our charges to recover costs under the National Environmental Standards (NЕС) Commercial Forestry to reflect the wording in the NЕС and enable us to recover costs for a broader scope of compliance monitoring activities in the definition in Schedule 3A.

Definitions and categories updated/added for Consumptive Water Use – Schedule 1A

Compliance category	Code	Inspection frequency	Comments
Consumptive Water Use Single Abstraction Point Manual Record Submission	CW SM	3 yearly	Consumptive abstraction which takes water from a single abstraction point and provides manual water use records to compliance to check consent condition limits
Consumptive Water Use 2-4 Abstraction Points Manual Record Submission	CW MM	3 yearly	Consumptive abstraction which takes water from 2-4 abstraction points and provides manual water use records to check consent condition limits.
Consumptive Water Use Single Abstraction Point Telemetry Record Submission	CW ST	5 yearly	Consumptive abstraction which takes water from a single abstraction point and provides water use records via telemetry to compliance to check consent condition limits.
Consumptive Water Use 2-4 Abstraction Points Telemetry Record Submission	CW MT	5 yearly	Consumptive abstraction which takes water from 2-4 abstraction points and provides water use records via telemetry to check consent condition limits.
Consumptive Water Use No Record Submission	CW NR	3 yearly	Consumptive water abstraction with no water use record required to be taken or sent to compliance to check consent condition limits.

Definitions and categories updated/added for Consumptive Water Use – Schedule 2A

Compliance category	Code	Inspection frequency	Comments
Consumptive Water Use with 5 or more Abstraction Points with Manual or Telemetry Water Use Record Submission, or any Consumptive Water Use with additional use management conditions	CWMX	As required	Water use record compliance on a regular basis and additional or more frequent compliance monitoring e.g. when flow restrictions require cease-take compliance, or non-concurrent use, water quality sampling etc.

Uiuinga me ngā tukunga

Consultation and Submissions

We want to know what you think. Toi Moana Bay of Plenty Regional Council welcomes your views and feedback.

What's a submission?

A submission is a statement in support of, or in opposition to, any part of this statement of this proposal and the **Draft Fees and Charges Policy**. Any organisation or member of the public can make a submission.

How to get a full copy of the Draft Fees and Charges Policy?

- Phone us on 0800 884 880 or email us at feesand.charges@boprc.govt.nz and we'll send one to you.
- Visit <https://www.participate.boprc.govt.nz/fees-and-charges2024> and read it online.

Copies of the draft Fees & Charges policy can also be viewed at, or picked up from, any of our offices.

- 5 Quay St, Whakatane
- 1118 Fenton St, Rotorua
- 1 Elizabeth St, Tauranga.

Making a submission

There's lots of information about making a submission on our Participate website <https://www.participate.boprc.govt.nz/fees-and-charges2024>. It includes more information about how to make a submission, what you should put in your submission and whether you want to present your submission in person.

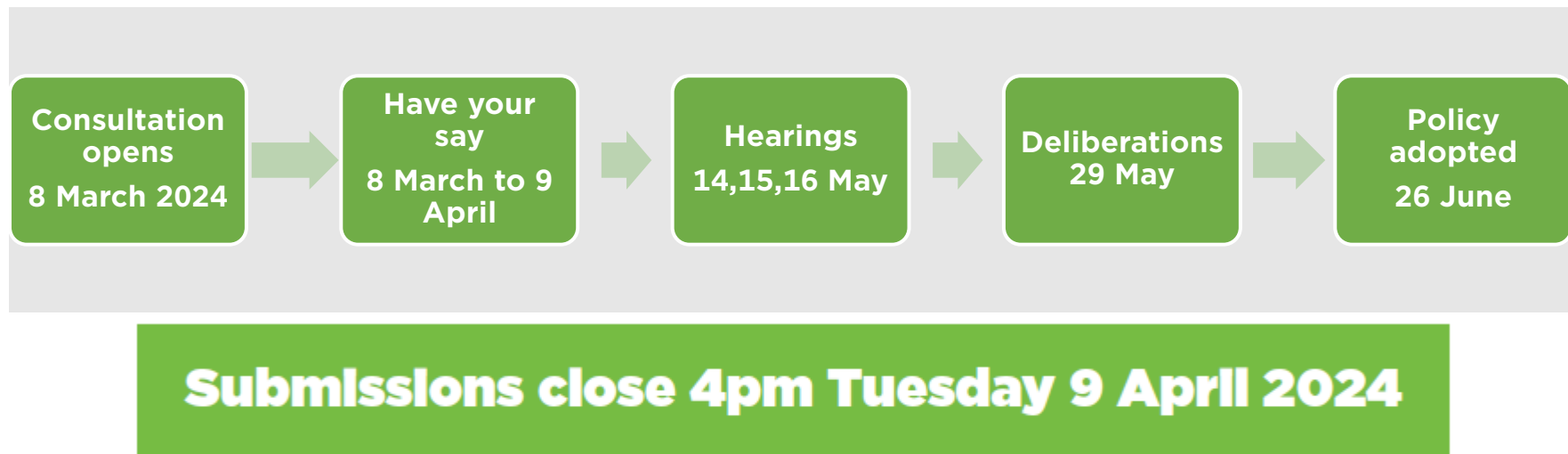
How do I make a submission?

You can visit our Participate website and download a submission form or make a submission electronically online.

Key tips:

- Be brief and clear about the matters that you support or oppose.
- State the most important points you want Toi Moana Bay of Plenty Regional Council to consider
- Make your comments as specific as possible
- Note which part of the draft plan, statement of proposal or summary your comments refer to by including page numbers and sections
- Clearly state your name, address, email, and telephone number.

People who make a written submission can also speak to their submission at hearings scheduled for May 2024. Following the hearings, we will make final decisions on the policy in June 2024. Any changes made through those decisions will be reflected in the final Fees and Charges policy and published on Council's website effective from 1 July 2024.



Please see www.participate.boprc.govt.nz/long-term-plan-2024-2034 for further information on other 2024-34 Long Term Plan aligned consultations:

- Revenue and Financing Policy
- Rates Remissions and Postponements (All Land)
- Rates Remissions and postponements on Māori Freehold Land
- Development Contributions or Financial Contributions Policy

Submission form – Fees & Charges policy

Your details

First name: _____ Last name: _____

Are you submitting as an individual, for someone else or on behalf of an organisation?

☐ Individual ☐ On behalf of someone else ☐ Organisation (if applicable): _____

Phone number: _____

Email address: _____

Postal address: _____

Your contact details are requested so that you can be kept informed of the hearings process and the outcomes of any decisions. A summary of all submissions will be published on our website www.boprc.govt.nz including names of submitters.

Do you wish to keep your contact details confidential? ☐ Yes ☐ No

Understanding our community

As part of our commitment to inclusivity, we request demographic information such as age, gender, ethnicity, and location. This information will be treated with the utmost confidentiality, stored securely, and used solely for statistical analysis. Your privacy is our priority, and we adhere to stringent data protection measures. Participation in providing this information is entirely voluntary, and you may choose not to disclose any demographic details.

How do you identify your gender?

- ☐ Male / Tāne
☐ Female / Wahine
☐ Another gender / He ira kē anō _____
☐ Prefer not to say

What year were you born? _____

Which district do you live in?

- ☐ Tauranga ☐ Western Bay of Plenty ☐ Ōpōtiki ☐ Taupō
☐ Rotorua ☐ Whakatāne ☐ Kawerau ☐ Other _____

What is your ethnicity?

- ☐ NZ European (Pākehā) ☐ Chinese
☐ Māori ☐ Indian
☐ Samoan ☐ Prefer not to say
☐ Cook Islander ☐ Other - eg Dutch, Japanese, Tokelauan etc
☐ Tongan
☐ Niuean

Your postcode

Speaking to your submission

All submitters have the opportunity to present their feedback to council during the hearings process. Please indicate your preferred option below.

Do you wish to speak to your submission?

- ☐ Yes
☐ No

I will present in

- ☐ English
☐ Te Reo Māori
☐ NZ Sign Language

Where would you prefer to present?

- ☐ Whakatāne
☐ Rotorua
☐ Tauranga
☐ On a Marae
☐ Online i.e. Zoom

When would you prefer to present?

- ☐ Between 9am and 4pm
☐ After 5pm

HAVE YOUR SAY

www.participate.boprc.govt.nz/long-term-plan-2024-2034

