



Freedom Camping Bylaw 2013

(as amended in 2014)

Effective 1 December 2013



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Title	Freedom Camping Bylaw 2013
Sponsor	Strategic Planning Community Services
Approved by	The Hauraki District Council
Adoption date	9 October 2013
Adoption report	2092050
Amendment report	884092
Review by	9 October 2018, or no later than two years after that date
File ref	2517496
Property of Hauraki District Council	

1.0 Introduction

1.1 Purpose

The purpose of this bylaw is to encourage responsible freedom camping in the Hauraki District, whilst recognising that freedom camping is part of our traditional Kiwi culture and is a valued tourist experience. This bylaw regulates freedom camping in public places and the effects on our community and environment to:

- a) protect areas
- b) protect the health and safety of people who may visit the area
- c) protect access to the area

1.2 Title

This bylaw is the Hauraki District Council Freedom Camping Bylaw 2013.

1.3 Enabling enactments

This bylaw is made in accordance with the Freedom Camping Act 2011.

1.4 Commencement

This bylaw comes into force on 1 December 2013.

1.5 Review

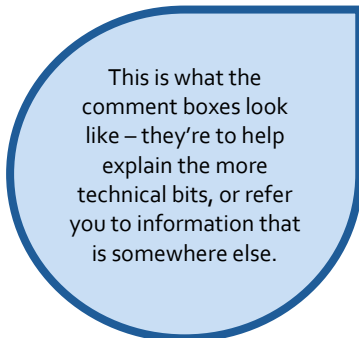
A review of this bylaw will be undertaken no later than 5 years after the commencement date above, or within two years after that date.

Amendments were made to this bylaw in 2014 that came into effect on 2 January 2015.

1.6 Related information

There is related information in comment boxes in this bylaw.

Related information does not form part of this bylaw and may be inserted, changed or removed without any formality.



This is what the comment boxes look like – they're to help explain the more technical bits, or refer you to information that is somewhere else.

2.0 Definitions

In this bylaw, the following definitions apply.

Authorised Officer	means any person delegated, appointed or authorised in writing by the Council to act on its behalf..
Freedom Camp	has the meaning given in section 5 of the Freedom Camping Act 2011; which means to camp (other than at a camping ground) within 200 metres of a motor vehicle accessible area or the mean low-water springs line of any sea or harbour, or on or within 200 metres of a formed road or a Great Walks Track, using 1 or more of the following: a) a tent or other temporary structure b) a caravan c) a car, campervan, van, housetruck, or other motor vehicle.
Council	means the Hauraki District Council, or any officer authorised to exercise the authority of the Council.
Council area (local authority area)	a) means an area of land- i) that is within the boundary of the Hauraki District Council; and ii) that is controlled or managed by the Hauraki District Council under any enactment; and b) includes any part of an area of land referred to in paragraph (a); but c) does not include an area of land referred to in paragraph (a) or (b) that is permanently covered by water.
District	means the Hauraki District.
Enforcement Officer	means a person appointed as an enforcement officer under section 32 or 33 of the Freedom Camping Act 2011.
Self-contained Vehicle	means a vehicle designed and built for the purpose of camping which has the capability of meeting the ablutionary and sanitary needs of occupants of that vehicle for a minimum of three days without requiring any external services or discharging any waste and complies with New Zealand Standard 5465:2001 and displays a current self containment warrant on one of the front windows.

3.0 Freedom camping areas

3.1 Specific areas for freedom camping (with restrictions)

A person may freedom camp in any area identified in Schedule 2: Restricted Areas for Freedom Camping, if they comply with the specific restrictions listed for that site.

3.2 Prohibited areas for freedom camping

A person must not freedom camp in any no freedom camping area within the District, as identified in Schedule 1: Prohibited Areas for Freedom Camping, without the prior written consent of the Council.

3.3 Freedom camping and council reserves

In accordance with the Reserves Management Act 1977 freedom camping is not permitted on Council Reserves unless it is identified as a permitted activity in the Hauraki District Council Reserve Management Plan.

Council owned locations suitable for freedom camping can be found in a list at the back of this bylaw. Signs displaying conditions are at each site. Tenting is not permitted on the grass areas adjacent to the carparks.

4.0 Prior consent from Council

4.1

A person must not freedom camp at any prohibited freedom camping site within the District as identified in Schedule 1 of this bylaw without the prior written consent of the Council, which may be with or without conditions. Consent must be applied for in writing to the Chief Executive Officer of the Council.

4.2

Permission can also be sought from the Chief Executive Officer to waiver freedom camping restrictions on a site listed in Schedule 2: Restricted Areas for Freedom Camping, for specific events, which may be granted with or without conditions.

5.0 Offences and penalties

5.1

The Council may use its powers under the Freedom Camping Act 2011 to enforce this bylaw.

A full list of offences can be viewed in section 20 of the Freedom Camping Act 2011.

5.2

In accordance with section 27 of the Freedom Camping Act 2011, an enforcement officer may issue an infringement notice to anyone who the enforcement officer believes on reasonable grounds has committed or is committing an infringement offence as set out in section 20(1) of the Act, which includes, but is not limited to;

- a) Freedom camping in a local authority area in breach of any prohibition or restriction in this bylaw.
- b) Interfering with or damaging the area, its flora or fauna, or any structure in the area.
- c) Depositing waste in or on the area (other than into an appropriate waste receptacle).
- d) Discharging a substance in or on a local authority area where the discharge of the substance is likely to be noxious, dangerous, offensive, or objectionable to such an extent that it has, or is likely to have, a significant adverse effect on the environment; or has caused, or is likely to cause, significant concern to the community or users of the area or land.

In accordance with section 23(1) of the Act fines of up to \$200 can be issued for certain offences.

5.3

An enforcement officer may require a person who he or she believes on reasonable grounds is committing or has committed an offence to leave the local authority area or conservation land (being conservation land in respect of which the Director-General has consented to officers exercising enforcement powers) concerned within a specified timeframe.

6.0 Relationship of bylaw with Treaty Settlement Act

This bylaw does not limit or affect the rights in relation to Hauraki Iwi entitlements under the Claims Settlement Act 1998.

List of schedules passed

Schedule 1 – Prohibited Sites for Freedom Camping

Schedule 2 – Restricted Sites for Freedom Camping

A list of dump stations and their locations can be found in a list at the back of this bylaw.

Freedom Camping Bylaw validation

This bylaw was adopted at a meeting of the Hauraki District Council on 9 October 2013, following public consultation. It was amended at a meeting of the Council on 17 December 2014, following public consultation.

The Common Seal of the Hauraki District Council was affixed in the presence of:

_____ Mr. John Tregidga, Mayor

_____ Mr. Langley Cavers, Chief Executive

Schedule 1 – Prohibited sites for freedom camping

South end of Rays Rest Reserve, Kaiaua

The reserve is off East Coast Road, approximately 4.5 km south of the Kaiaua township and adjacent to the Firth of Thames and Department of Conservation reserve.



List of Dump Stations and Council carparks

set aside specifically for freedom camping within the Hauraki District

Hauraki District Council Area Office, Orchard West Road, Ngatea

Dump station plus carparks available for one overnight stay in any calendar month. The site is located behind the Council Area Office.

Railway Reserve, Marshall Street, Paeroa

Dump station plus carparks available as per the Council signage at the site.

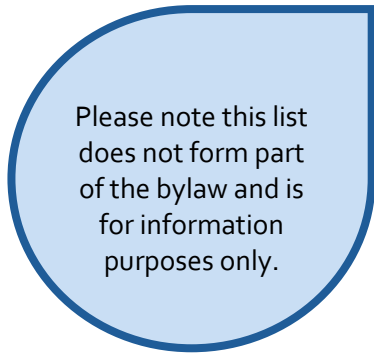
Hauraki District Council Area Office carpark, Marshall Street, Paeroa.

Carparks available for one overnight stay - only to be used between the hours of 6pm Friday evening and 7pm Sunday evening.

50 Victoria Street, Waihi

Dump station available.

Freedom camping (includes tenting) is not permitted on Council reserves (grass areas) adjacent to the carparks listed above.



Please note this list does not form part of the bylaw and is for information purposes only.



For more information:

- **W** www.hauraki-dc.govt.nz
- **E** info@hauraki-dc.govt.nz
- **P** 07 862 8609 or 0800 734 834 (from within District)

Visit us at one of our offices:

- Paeroa: 1 William Street
- Ngatea: 84 Orchard West Road
- Waihi: 40 Rosemont Road