

Statement of Proposal - Speed Limits Bylaw (210) 2011

This Statement of Proposal includes: -

- (i) The draft Nelson City Council Speed Limits Bylaw (8/6/2011) No 210, including the Schedule A maps and indicative plans and data sheets to be read in conjunction with Schedule M
- (ii) The reasons for the proposal; and
- (iii) A report on the local authority's consideration under section 155 of the Local Government Act of the problem being addressed by the proposal.

With regard to the sections above: -

- (i) The NCC Speed Limits Bylaw Draft (8/6/2011) No 210 including the Schedule A maps and indicative plans and data sheets to be read in conjunction with Schedule M is attached
- (ii) The reason for this Bylaw is to comply with The Land Transport Rule: Setting of Speed Limits which states that Road Controlling Authorities must set speed limits by making a Bylaw. Furthermore, the imposing of reasonable and appropriate speed limits will contribute to a safe and efficient road network and the LGA 2002 provides for Councils to introduce bylaws for the purpose of protecting, promoting and maintaining public health.
- (iii) This Bylaw is considered the most appropriate way of addressing the need for prescribed speed limits (section 155(2) (a) LGA) as it is:
 - authorised by a statutory authority, by the Land Transport Rule: Setting of Speed Limits (section 1.2c) and section 145 of the LGA;
 - not in conflict with or incompatible with the general laws of New Zealand

- certain, enforceable and providing clear direction
- reasonable
- not overly restrictive, onerous on any person, or impractical, and
- the Bylaw does not give rise to any implications under, nor is it inconsistent with, the New Zealand Bill of Rights Act 1990 (section 155 (2) (b) and (3) LGA). The review of this Bylaw is being processed in a democratic manner using the LGA special consultative procedure.

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