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DRAFT Freedom Camping Bylaw 2021

Queenstown Lakes District Council

Date of making: ~~16 December 2021~~

Commencement: ~~17 December 2021~~

This bylaw is adopted under section 11 of the Freedom Camping Act 2011.

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Part 1 – Preliminary

1 Title and Commencement

1.1 This bylaw is the “Freedom Camping Bylaw 2021”.

1.2 This bylaw comes into force on 17 December 2021, 2021.

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2 Area within which Bylaw applies

2.1 This bylaw applies to the Queenstown Lakes District.

3 Purpose

3.1 The purpose of this bylaw is to regulate freedom camping in order to protect the environment, including the District’s lakes and rivers, from harm.

3.2 The bylaw achieves this purpose by:

- (a) defining the areas in the District where freedom camping is permitted, restricted or prohibited; and
- (b) providing for the restrictions that apply to freedom camping in areas where freedom camping is restricted

so that the areas, access to the areas, and the health and safety of people who may visit the areas, are protected.

4 Interpretation

4.1 In this bylaw, unless the context otherwise requires,-

Act means the Freedom Camping Act 2011.

Council means the Queenstown Lakes District Council.

person has the meaning given in the Interpretation Act 1999.

self-contained vehicle means a motor caravan, caravan, campervan, or any other vehicle designed and built for the purpose of camping for which a self-containment certificate has been issued under NZS 5465:2001 or any replacement standard.

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4.2 Words or phrases used in this Bylaw shall have the same meanings as defined in the Act.

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4.3 Any explanatory notes and attachments are for information purposes, do not form part of this Bylaw, and may be made, amended and revoked without any formality.

4.4 The Interpretation Act 1999 applies to this Bylaw.

Part 2 – Restrictions on freedom camping

5 Freedom camping prohibited in certain local authority areas

5.1 No person may freedom camp in a local authority area marked as prohibited in Schedule A of this Bylaw.

6 Freedom camping in restricted local authority areas

6.1 Any local authority area not marked as prohibited in Schedule A of this Bylaw is a restricted local authority area.

6.2 A person may freedom camp in a restricted local authority area only if using a self-contained vehicle.

6.3 A person freedom camping in accordance with clause 6.2 must not stay at one site or in the same area for more than two consecutive nights.

6.4 The Council may, by resolution, limit the number of vehicles in which freedom camping may occur in an identified restricted local authority area, and in that event –

- (a) only the number of vehicles specified in the resolution may have persons freedom camping in that local authority area at any one time; and
- (b) no person may freedom camp in that local authority area unless that person's vehicle is parked in a bay, space, or location delineated by the Council for freedom camping.

6.5 Where the Council has, by resolution, limited the number of vehicles that may freedom camp in an identified restricted local authority area, the Council shall:

- (a) display signage at the identified local authority area:
 - (i) explaining the limitation; and
 - (ii) stating the number of vehicles that may freedom camp in that area; and

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- (iii) requiring any vehicle freedom camping in that area to park in bays, spaces or locations delineated as being for freedom camping; and
 - (b) delineate bays, spaces, or locations for vehicles to freedom camp by way of markings, bollards, wheel stops or other signage.
- 7 **No permitted freedom camping areas**
- 7.1 There are no permitted freedom camping areas.

Part 3 – Discretionary consent to freedom camp

8 Consent to freedom camp in an area in which freedom camping is otherwise prohibited or restricted

- 8.1 An individual may apply in writing to the Chief Executive of the Council for consent to freedom camp in a local authority area in which freedom camping is prohibited or restricted, for a one off or community event.
- 8.2 The Chief Executive may, if satisfied that to do so would not be contrary to the purpose of this Bylaw, grant consent to freedom camp in a local authority area in which freedom camping is prohibited or restricted with or without conditions.
- 8.3 A person freedom camping under a consent granted under subclause (2) must:
- (a) comply with any conditions specified;
 - (b) leave the site clean and tidy;
 - (c) not light any fire.
- 8.4 An enforcement officer may revoke a consent granted by the Chief Executive and direct any person freedom camping in accordance with that consent to immediately leave the site if satisfied that:
- (a) Any person has breached any of the conditions specified in the consent;
 - (b) Any person has acted in a manner likely to endanger the health and safety of any other person;
 - (c) Any person has damaged or is likely to damage the site.

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Part 4 – General Provisions

9 Relationship of Bylaw to Ngai Tahu Claims Settlement Act 1998

- 9.1 This bylaw does not limit or affect nohoanga entitlements granted under the Ngāi Tahu Claims Settlement Act 1998.

10 Delegation

- 10.1 Any of the various powers and functions of the Council as detailed and set out in this bylaw may be delegated by it to its Chief Executive, and sub-delegated by the Chief Executive to any other Officer of the Council.

11 Savings

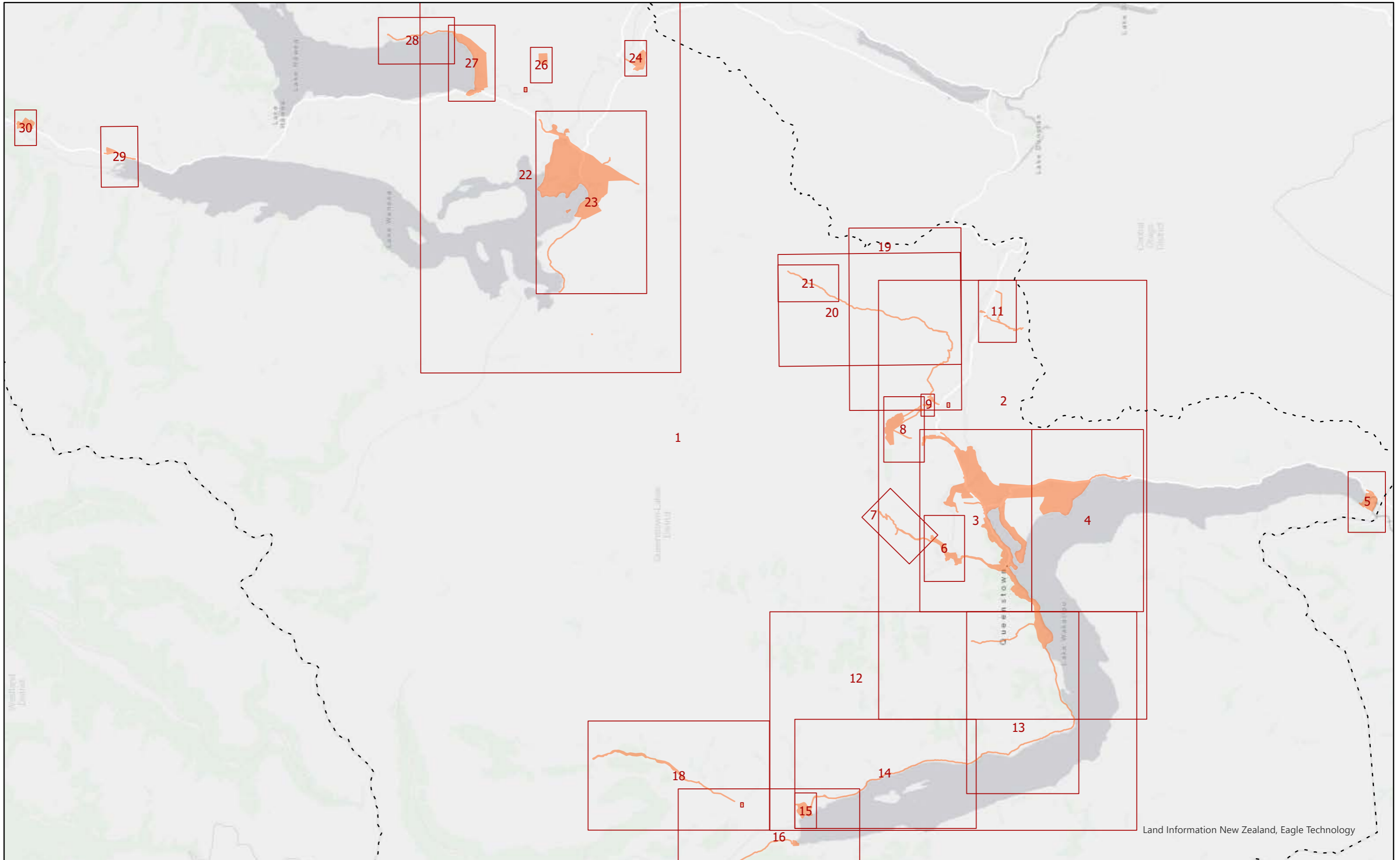
- 11.1 Any discretionary consent to freedom camping granted by the Chief Executive under clause 6 of the Queenstown Lakes District Council Freedom Camping Bylaw 2019 shall, despite the revocation of that bylaw, continue as if granted under clause 8.2 of this Bylaw.

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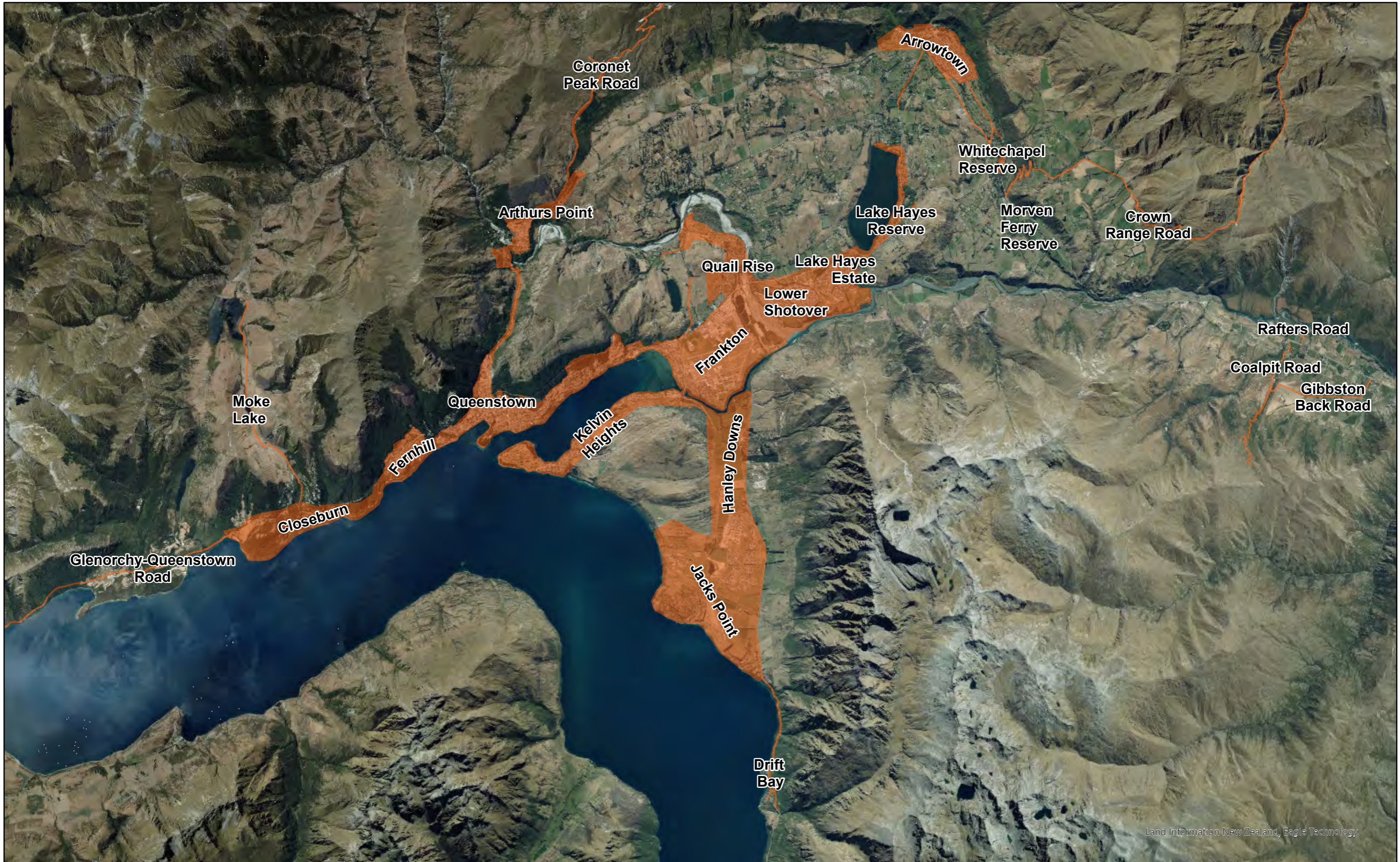
Schedule A – Prohibited and Restricted Areas

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Queenstown Lakes District



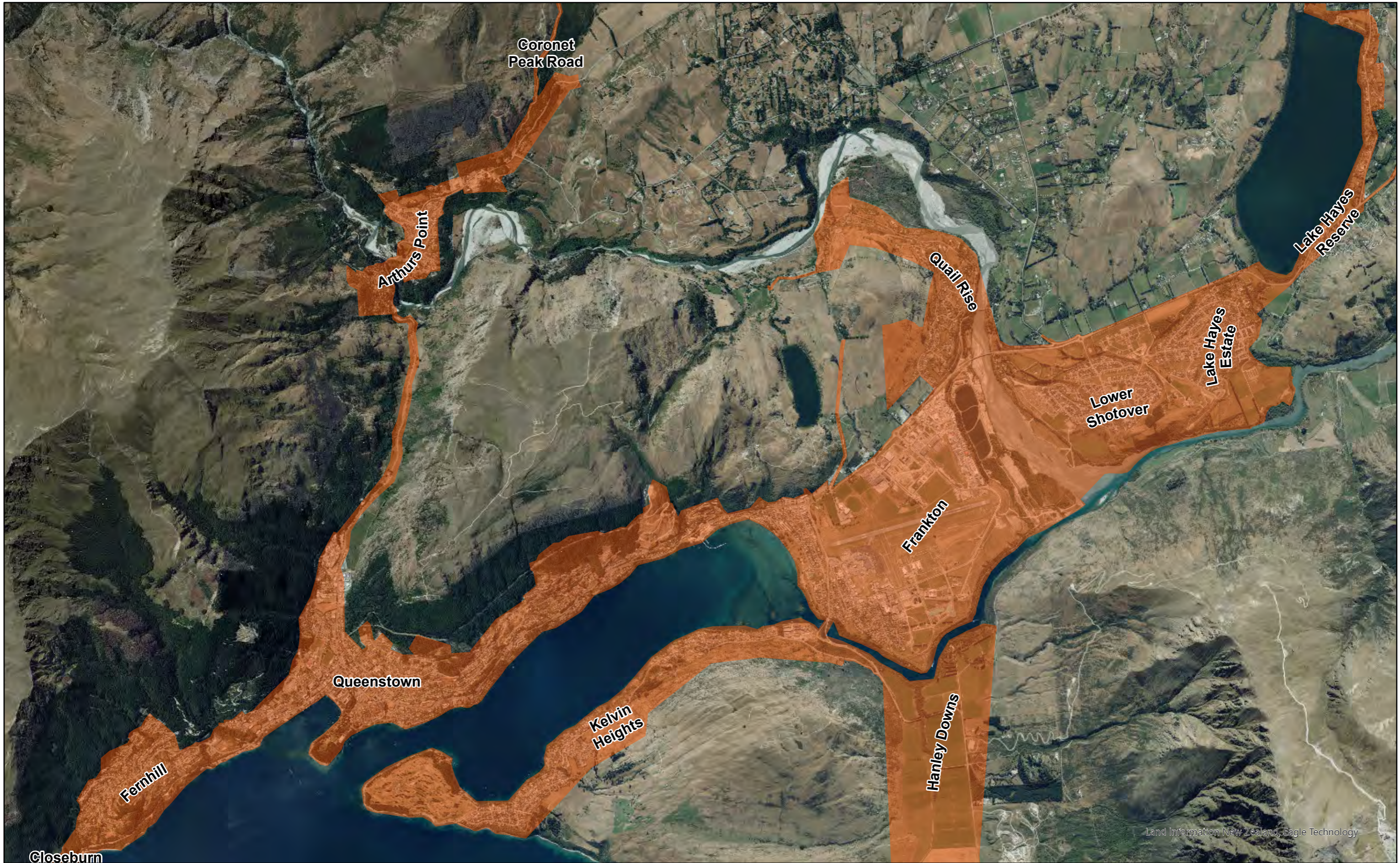
Wakatipu Basin



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Queenstown and Frankton



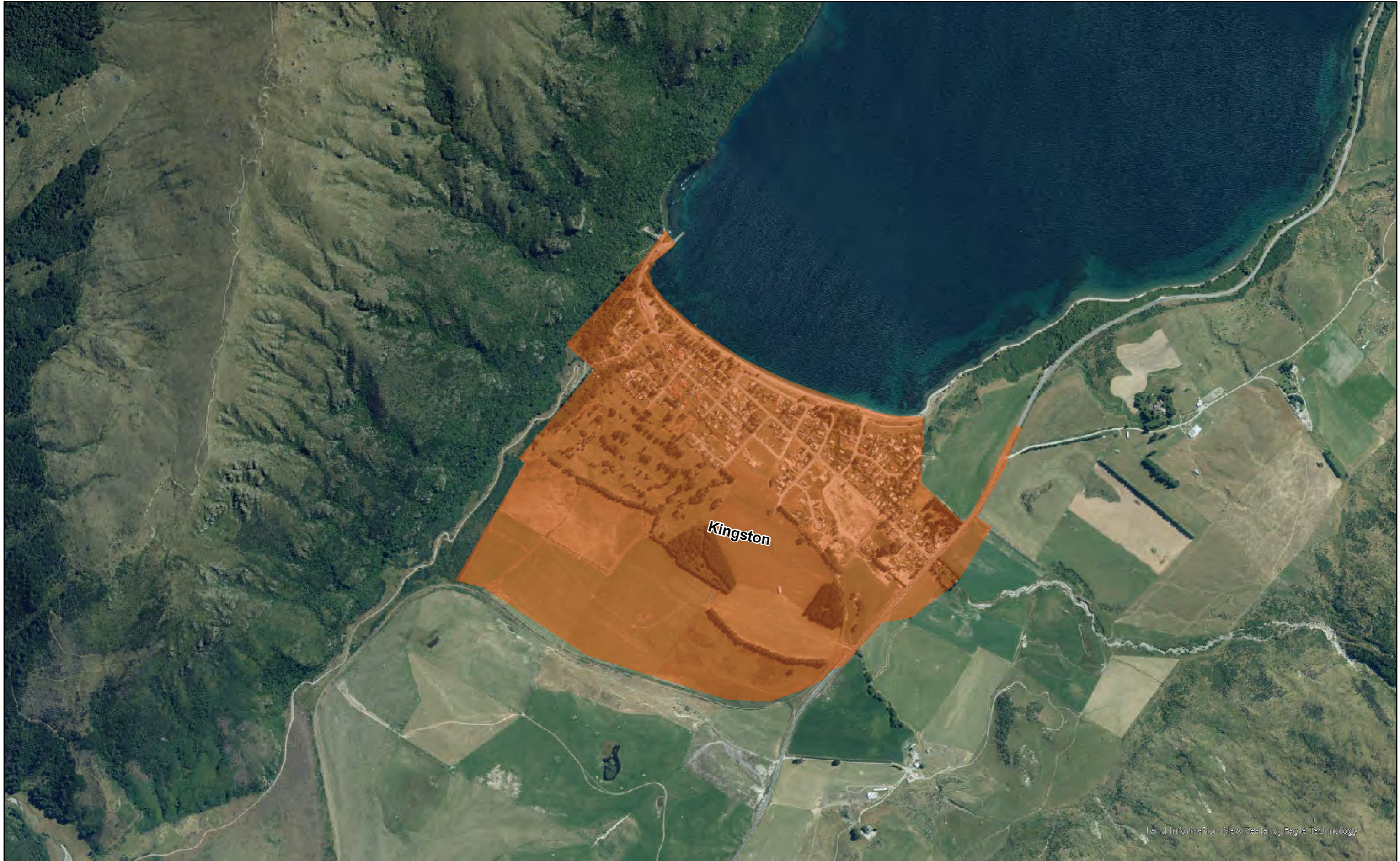
Closeburn

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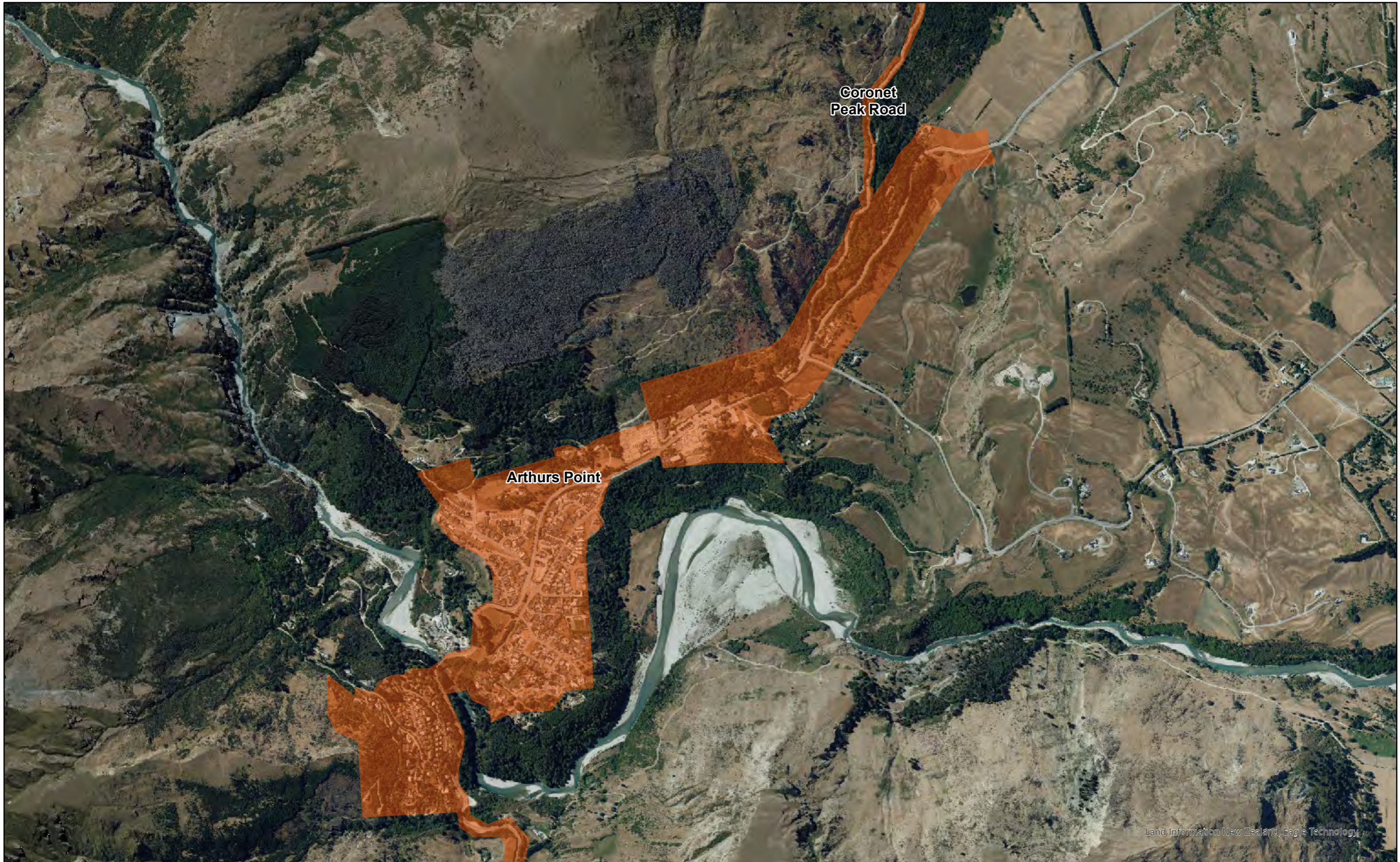
Jacks Point



Kingston



Arthurs Point

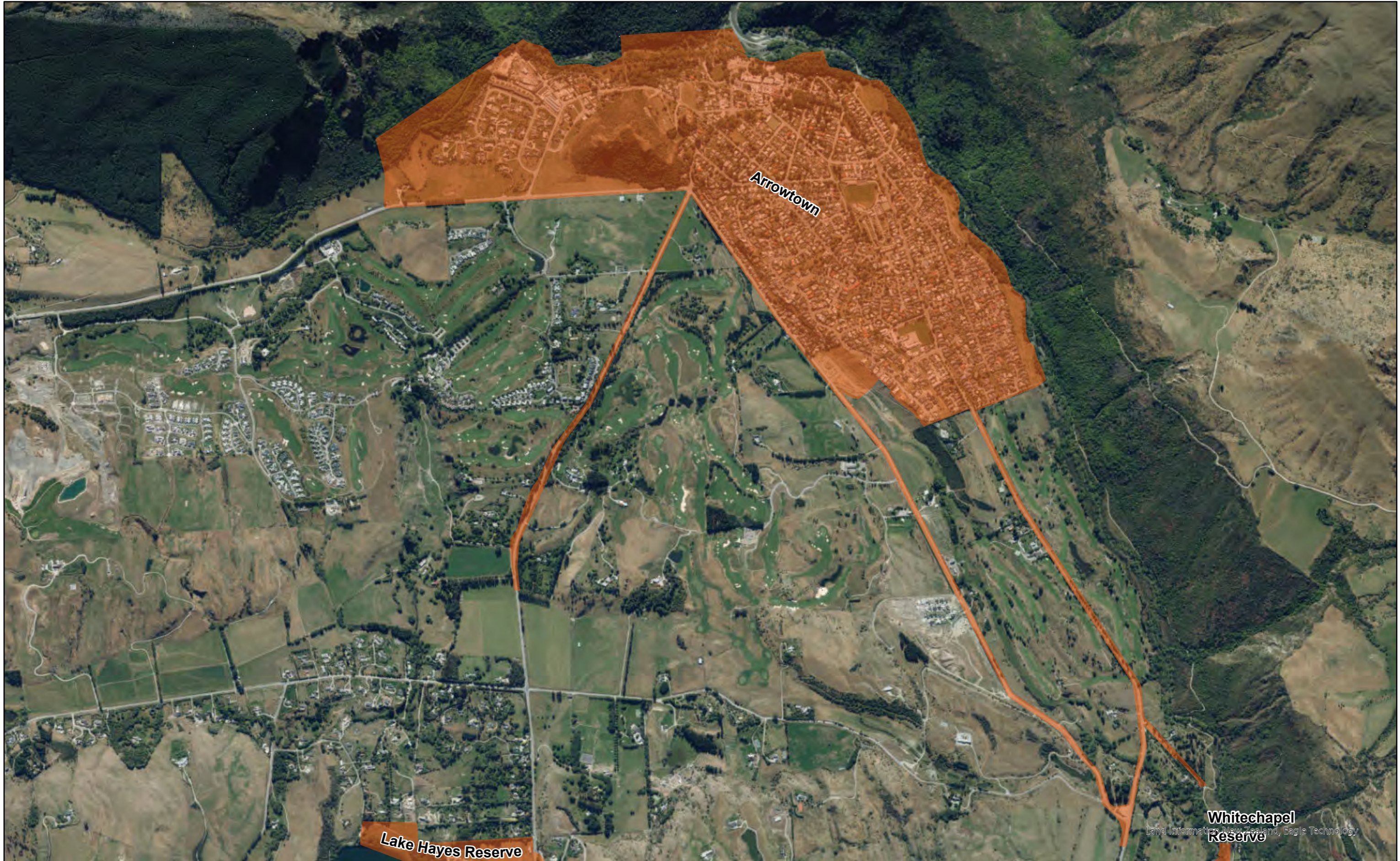


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Coronet Peak Road



Arrowtown



Whitechapel Reserve




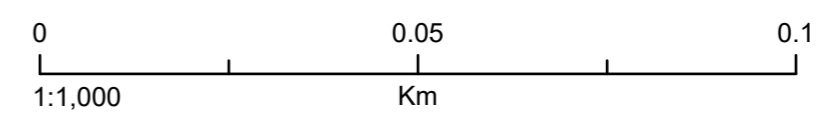
Morven Ferry Reserve



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 Prohibited Camping Areas



Gibbston



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North Lake Wakatipu



Moke Lake Road / Glenorchy-Queenstown Road



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Glenorchy-Queenstown Road



Glenorchy



Glenorchy and Kinloch



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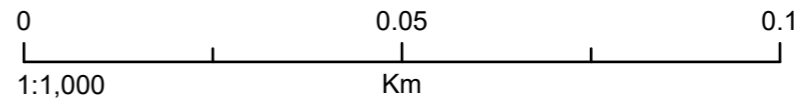
Precipice Creek Carpark



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Prohibited Camping Areas



Rees Valley



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Crown Range



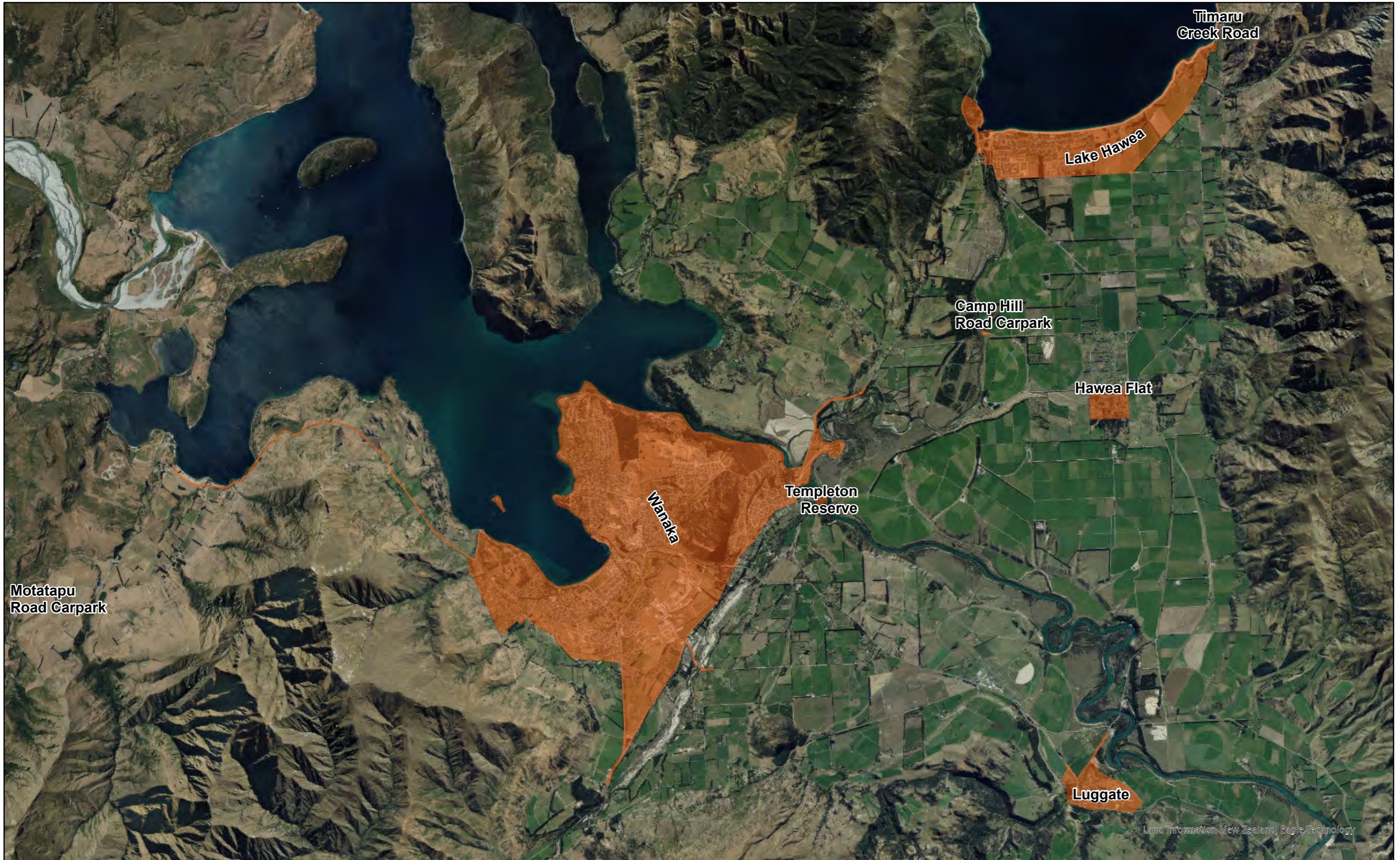
Cardrona Valley



Cardrona



Wanaka and Upper Clutha



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Wanaka



Luggate



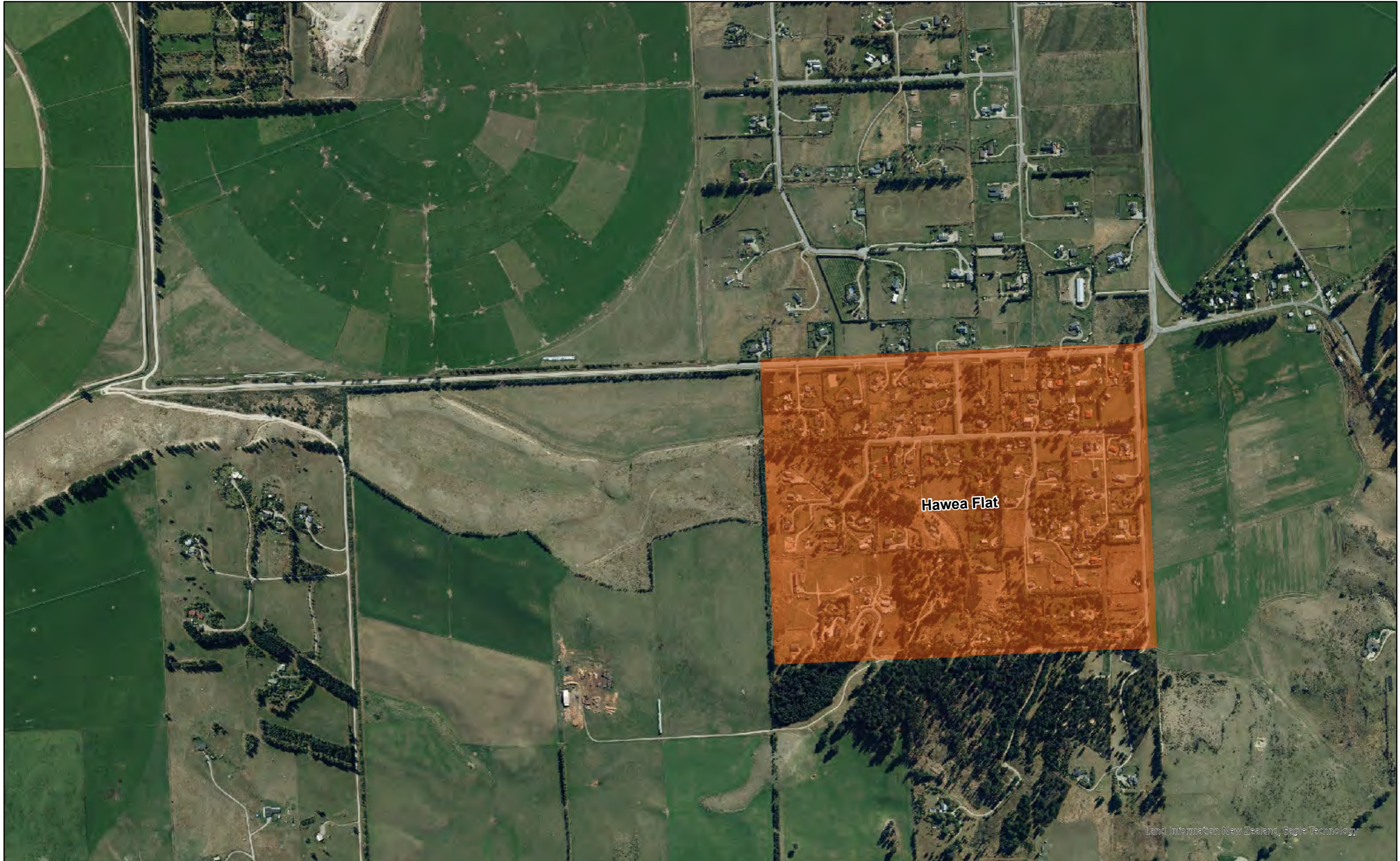
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Camp Hill Road Carpark



Hawea Flat



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Lake Hawea

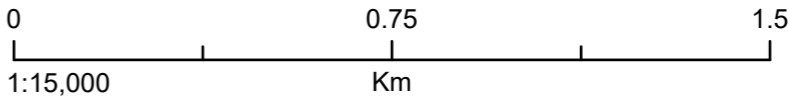
Timaru Creek Road



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 Prohibited Camping Areas



Timaru Creek Road



Makarora



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Makarora West



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