

**FAR NORTH DISTRICT COUNCIL  
GENERAL BYLAWS**

**SKATING AND CYCLES BYLAW 2007**

<b>Made:</b>	13 December 2012
<b>To come into force:</b>	21 December 2012
<b>For the purpose of:</b>	<p>The purpose of this Bylaw is to prohibit the riding of skateboards, roller-blades, roller-skates and similar devices in certain defined public places, in order to promote public safety and the effective regulation of pedestrian and traffic movements on footpaths, roads and public places within the Far North District.</p> <p>It is also intended to assist in the control of the use of cycles on footpaths.</p>
<b>Pursuant to the powers in:</b>	The Local Government Act 2002

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**1. INTERPRETATION**

**“Council”** means the Far North District Council and any warranted officer delegated to carry out the duties of administration and enforcement of the General Bylaws of the Council

*Meaning of Council*

**“Cycle”** means a vehicle that has at least 2 wheels and that is designed primarily to be propelled by the muscular energy of the rider; and includes a power-assisted cycle which is a cycle to which is attached 1 or more auxiliary propulsion motors that have a combined maximum power output not exceeding [300 W]

**“Enforcement officer”** means a person appointed as an enforcement officer by the Council pursuant to section 177 of the Local Government Act 2002, and also includes a member of the Police appointed pursuant to the Police Act 1958 or any Act in substitution or re-enactment thereof to exercise any of the functions, duties and powers of the Police

*Meaning of Enforcement Officer*

**“Footpath”** means a path or way principally designed for, and used by, pedestrians; and includes a footbridge

**“Public Place”** means a place and/or a road that is open to or is capable of being used by the public, whether free or on payment of a charge, and whether any owner or occupier of the place or lawfully entitled to exclude or reject any person from that place

*Meaning of Public Places*

**“Skateboard(including roller-skates, roller blades etc)”** means a wheeled device controlled or propelled by gravity or by muscular energy of the rider, including roller-skates, roller-blades, In-line blades, skateboards, scooters, or similar devices, but does not include wheelchairs, baby or invalid carriages

*Meaning of Skateboard etc*

## **2 CONTROLLED USE OF DEVICES**

**2.1** No person shall use or ride any skateboard, roller-skate or similar device in any public place within the areas defined in the Schedule of this Bylaw

*Prohibited areas*

**2.2** No person shall use, ride or stand on any skateboard, roller-skate or similar device, in any public place within the district administered by the Council, outside of the areas defined in the Schedule of this Bylaw, so as to cause damage to any property or person, or in a manner which is careless, dangerous or causes an obstruction, or annoyance to any person or persons using the public place

*Damage to property or person*

**2.3** No person shall ride a cycle on a footpath or on a lawn, garden, or other cultivation forming part of a road

within the area outline within the schedule to this bylaw in a manner which is careless, dangerous or causes an obstruction, or annoyance to any person or person using such footpath.

Provided that this shall not apply to a person who rides a cycle on a footpath in the course of delivering newspapers, mail, or printed material to letterboxes, providing such person has due consideration and care for the pedestrians using the footpath.

### **3 ENFORCEMENT**

**3.1** Any user of a skateboard, roller-skates or similar devices, or cycle contrary to clause 2 of this Bylaw shall, at the request or instruction of any enforcement officer, stop and shall upon request, provide their name and address, and any other relevant particulars required by that enforcement officer so as to enable their identity to be confirmed. *User to provide personal details*

**3.2** An enforcement officer may impound any skateboard, roller-skate or similar device or cycle, at any Council Service Centre or a Police Station, where the owner or rider of that device has previously been personally requested to refrain from riding the device in breach of this Bylaw, and who has been advised of this power to impound the device *Impounding of device*

### **4 OFFENCES AND PENALTIES**

**4.1** Any person who has had a skateboard or similar device impounded under the provisions of clause 3.2 of this Bylaw may recover the device after the expiry of five days after the day of impounding, upon the payment of any costs associated with the impounding, which shall not exceed \$50.00 *Penalty for impounding*

**4.2** Any person failing to stop on request of an enforcement officer, or supply information, as required pursuant to clause 3.1 of this Bylaw shall commit an offence *Failing to stop on request*

**4.3** Any person who commits a breach of this Bylaw commits an offence and is liable on conviction to a maximum fine of \$500.00. *Penalty breach for breach*

### **5 CHANGES TO FIRST SCHEDULE**

**5.1** The Council may, from time to time, by resolution, make additions or alterations to the Schedule of this Bylaw *Changes to Schedules*

### **6 REPEAL OF BYLAW**

- 6.1 With effect from the date of this Bylaw coming into force the following bylaw is repealed:- *Repeal of Bylaw*

“ Far North District Council Skating Bylaw 1998”

## SCHEDULE

***THE USE OF SKATEBOARDS, ROLLER-SKATES, ROLLER-BLADES AND SIMILAR DEVICES IS PROHIBITED WITHIN THE FOLLOWING PUBLIC PLACES.***

### ***KAITAIA***

- Commerce street, Kaitaia, between it's junction with Redan Road to the south and it's junction with Taafe Street to the north, on both the east and west sides of that road

### ***KAIKOHE***

- Broadway, Kaikohe from the Station Road/Park Road intersection to the Broadway/Mangakahia Road intersection, both sides of that road.
- The Marino Place carpark, Kaikohe

### ***KERIKERI***

The Central Business District:

- Kerikeri Road from the roundabout at the junction of that road, Butler Road, Hobson Road, through the Central Business District, to the junction with Clarke Road
- In a line south, from Augusta Place and including Homestead Road to Kerikeri Road, including Julian Car park
- Hobson Avenue, Hobson Avenue car park,

- Cobham Road, including Cobham Court, from Kerikeri Road junction with Hone Heke Road,
- Hone Heke Road, from the Junction with Cobham Road, to the junction adjoining Kerikeri Road.

***PAIHIA***

The Central Business District:

- Marsden Road from the corner of School Road to Bayview Road, including the Recreational 2 Maritime Area
- Bayview Road to and including Selwyn Road
- Williams Road to the corner of Joyces Road

***RAWENE***

- Parnell Street from the Police Station to the ferry ramp

***THE USE OF CYCLES IS PROHIBITED ON ALL FOOTPATHS WITHIN THE COMMERCIAL AREAS OF KAITAIA, KAIKOHE, KERIKERI, PAIHIA, KAWAKAWA, MOERewa, AND RAWENE BEING THE AREAS OF THOSE SETTLEMENTS COLOURED ORANGE ON THE ACCOMPANYING MAPS.***