

Flood Protection and Drainage Function

- <https://www.ecan.govt.nz/your-region/your-environment/river-and-drain-management/flood-protection-and-drainage-bylaw/>
 - 59 river control and drainage schemes. Total asset value over \$690 million.
 - Drains and small watercourses
 - Floodways
 - Stopbanks, bunds, groynes, rock protection, floodgates etc.
 - Flood protection vegetation



How does the bylaw protect these assets?

- Bylaw Authority is required for any works that may affect these
 - Anything within 7.5m of managed drains and watercourses, stopbanks or other defence against water structures
 - Earthworks
 - Structures - bridges, culverts, pipes, fences, buildings etc.
 - Planting vegetation (or allowing to grow)
 - Allowing stock to damage
 - Deposition
 - Any alteration of drains, watercourses or existing structures
 - Some stopbanks have a 20m setback requirement



Where?

- Link to Canterbury Maps and relevant layers [Canterbury Maps](#)
- Be sure to zoom in and out to ensure the layers are visible



How to apply?

- Free advice floodbylaw@ecan.govt.nz
- Free and simple application [form](#)
 - What, where, why?
 - Need to check whether resource consent is required. This is checked during the audit process. To save time you should always check prior to applying or seek advice from consents team.

Compliance

- Prepared under the Local Government Act 2002
- Additional to any requirements under the RMA 1991

9.2 Offence

- (a) Every person commits an offence against this Bylaw who:
 - i. Commits a breach of any of the provisions of this Bylaw.
 - ii. Causes or permits to be done anything in contravention of this Bylaw.
 - iii. Omits to do anything required by this Bylaw.
 - iv. Fails to comply with any condition of a permit, or written notice served under this Bylaw.
- (b) Every person who commits an offence against this Bylaw is liable to the penalties prescribed by section 242 of the Local Government Act 2002.



Monitoring and works

Warranted officers may:

- inspect with 48 h notice, unless emergency
- enter to survey with 48 h notice, unless emergency
- undertake maintenance works on drains, watercourses
- undertake maintenance works on stopbanks (5 days notice)
- restrict access

Enforcement

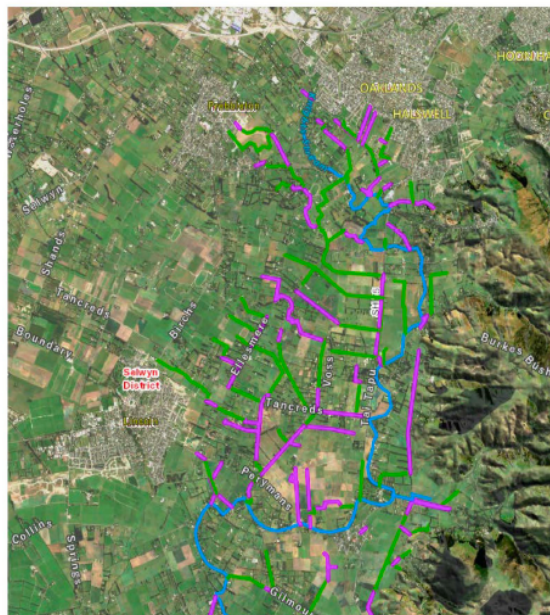
Options are (LGA 2002, s 242)

- Revocation of authority
- Notice to remedy at the cost of offender
- Action by Council with cost recovery
- Prosecution with fines of max. \$20,000



Areas where it may be relevant for industry

- Private land and works around waterways
- Subdivision works expanding into rezoned and increasingly rural areas



Links

- Free advice floodbylaw@ecan.govt.nz
- Information on bylaw <https://www.ecan.govt.nz/your-region/your-environment/river-and-drain-management/flood-protection-and-drainage-bylaw/>
- Application form <https://www.ecan.govt.nz/your-region/your-environment/river-and-drain-management/flood-protection-and-drainage-bylaw/authority-form/>
- Consents advice <https://www.ecan.govt.nz/do-it-online/resource-consents/understanding-consents/application-advice/pre-application-meeting-and-other-advisory-requests/>



Taking action together to shape a thriving and resilient Canterbury, now and for future generations.

Toitū te marae o Tāne, toitū te marae o Tangaroa, toitū te iwi.

www.ecan.govt.nz