

Attachment 1 – Tracked changes version of the draft Freedom Camping Bylaw



Freedom Camping Bylaw

Adopted:	<mark>19 June 2025</mark>
Commences:	<mark>26 June 2025</mark>

Review Date: 19 June 2035

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1 Preliminary Provisions

- 1.1 This Bylaw is the Manawatū District Council **Freedom Camping Bylaw**.
- 1.2 This Bylaw is made under:
 - a) Sections 11 and 11A of the Act.

Explanatory Notes: This Bylaw should be read alongside the Act.

2 Purpose and Scope

- 2.1 The purpose of this Bylaw is to regulate Freedom Camping in the Manawatū District by identifying Local Authority Areas where Freedom Camping is prohibited or restricted and the restrictions that apply in those areas to manage the effects of Freedom Camping in order to:
 - b) protect Local Authority Areas;
 - c) protect the health and safety of people who may visit the Local Authority Area; or
 - d) protect access to Local Authority Areas.

Explanatory Notes: Land which is owned by the Council and is under any lease or agreement managed by other legislation, is not considered as freely available public land which can be utilised for Freedom Camping purposes.

2.2 Nothing in this this Bylaw derogates from the provisions of, or the necessity for compliance with, any relevant provisions in the Act, any other relevant enactment, any other relevant Bylaws, the Manawatū District Plan and the Manawatū-Whanganui Regional Council's One Plan.

3 Principles

- 3.1 This Bylaw is intended to encourage responsible Freedom Camping in the District. The principles by which Freedom Camping is regulated to meet the purpose of this Bylaw are set out below:
 - a) The District welcomes visitors who Freedom Camp responsibly, respect public and private property and follow simple rules to protect our community and our environment.
 - b) Some controls on Freedom Camping are necessary to protect our community and environment, particularly rivers. Freedom Camping carries with it the responsibility to respect the community by protecting the environment from harmful contamination or fouling.
 - c) Freedom Campers are required to remove all waste and not cause any damage to the Local Authority Areas they use.
 - d) People using Self-Contained Vehicles are welcome to stay outside the Local Authority Areas described in Schedules 1,2 and 3 of this Bylaw.



e) People not using Self-Contained Vehicles are welcome to stay at a Camping Ground or the Local Authority Areas described in Schedule 3 of the Bylaw, subject to the restrictions set out in this Bylaw.

4 Commencement

4.1 This Bylaw comes into force on 26 June 2025.

5 Interpretation and Definitions

5.1 The provisions of the Manawatū District Explanatory Bylaw 2022 and its amendments apply to this Bylaw.

Explanatory Note: Capitalisation is used in the Council's Bylaws to denote defined terms.

5.2 In this Bylaw, unless the context requires otherwise:

Act means the Freedom Camping Act 2011 and any subsequent amendments.

Camping Ground has the same meaning as in section 5(3) of the Act.

Event means any organised temporary activity that is likely to create litter in a Public Place including, but not limited to, an organised gathering, open-air market, parade, protest, festival, film shoot, concert or celebration.

Freedom Camp and Freedom Camping have the same meaning as section 5 of the Act.

Explanatory notes: Clause 5(2) of the Act states that freedom camping does not include the following activities:

- (a) temporary and short-term parking of a motor Vehicle;
- (b) recreational activities commonly known as day-trip excursions; or
- (c) resting or sleeping at the roadside in a caravan or motor Vehicle to avoid driver fatigue.

Clause 5(2A) of the Act states that a person is not freedom camping if the person –

- (a) is a person other than a person who is in New Zealand on the basis of a visitor visa (within the meaning of the immigration instructions); and
- (b) is unable to live in appropriate residential accommodation; and
- (c) as a consequence of that inability, is living in either or both of the following:
 - *i.* a tent or other temporary structure:
 - ii. a motor Vehicle.

Freedom Camping Prohibited Area means a Local Authority Area described in Schedule 1 in which Freedom Camping is prohibited.



Freedom Camping Restricted Area means a Local Authority Area described in Schedule 2 and/or Schedule 3 where Freedom Camping is permitted subject to restrictions.

Infringement Offence means an offence specified in section 20(1) of the Act.

Local Authority Area has the same meaning as in section 6 of the Act.

Reserve Management Plan means a management plan prepared under section 41 of the Reserves Act 1977 for reserves under the Council's control, management or administration.

Road has the meaning assigned to it under section 2 of the Land Transport Act 1998.

Self-Contained Vehicle:

- (a) During the Transitional Period, has the same meaning as in clause 1 of Schedule 1AA of the Act; and otherwise
- (b) Has the same meaning as in section 4 of the Act.

Transitional Period is defined in clause 1 of Schedule 1AA of the Act and means the period of time that –

- a) Starts on the commencement date [7 June 2023]; and
- b) Ends on the latter of the following:
 - i.The day before the date that is 2 years after the commencement date [7 June 2025]; or
 - ii.The latest date specified as the end date of period 4 by an Order in Council made under clause 3 of Schedule 1AA.

Waste means any kind of waste, including human waste.

- 5.3 Terms not defined in clause 5.2 have the same meaning as in the Act, or clause 2 of the Manawatū District Council Explanatory Bylaw 2022 as appropriate.
- 5.4 Any explanatory notes are for information purposes only. They do not form part of this Bylaw, and may be made, amended, revoked or replaced by the Council at any time.

6 Freedom Camping Prohibited Areas

6.1 A person must not Freedom Camp in any Local Authority Area described in Schedule 1 of this Bylaw, except with Council Approval which will only be given in association with an Event.

7 Freedom Camping Restricted Areas for Self-Contained Vehicles Only

- 7.1 A person may Freedom Camp in a Self-Contained Vehicle in any of the Local Authority Areas described in Schedule 2 of this Bylaw, but they must comply with the following general restrictions and any specific restrictions described in Schedule 2:
 - a) All Vehicles must park within existing defined car parking areas, where they exist. If parking at the site contains designated Freedom Camping parking spaces, Freedom Campers must use those parking spaces for their Vehicles.



- b) A person must not Freedom Camp for more than five nights in any 30 day period at any one Local Authority Area, except with the written Approval of an Enforcement Officer;
- c) A person must not light any fire in a Local Authority Area except in a place specifically provided by the Council for that purpose during an open fire season, as regulated by Fire and Emergency New Zealand, or with the prior written Approval of an Enforcement Officer;
- d) A person must not restrict public access to the Local Authority Area;
- e) All Waste must be removed from the Local Authority Area and disposed of in a Council approved disposal facility;
- f) The Local Authority Area must be left clean and tidy;
- g) A person must not damage or remove any vegetation from a Local Authority Area;
- h) A person must not act in a manner likely to offend or annoy other people by causing a Nuisance;
- i) All conditions stipulated on any signs at the Local Authority Area must be complied with; and
- j) A person must not endanger the health and safety of others.

Explanatory Notes: Any Animal or pet within a Local Authority Area must be Kept in accordance with the Dog Control Bylaw 2019, the Animal Bylaw 2019, or any other enactment, including being under control so as to minimise danger, distress, and Nuisance to the community, including other animals and wildlife.

Fire and Emergency New Zealand is responsible for declaring prohibited or restricted fire seasons and for regulating and controlling the lighting of fires in open air. A person wanting to light a fire in a Local Authority Area should refer to the Fire and Emergency New Zealand Website for information on fire seasons and lighting of fires in open air.

8 Freedom Camping Restricted Areas

- 8.1 A person may Freedom Camp in any of the Local Authority Areas described in Schedule 3 of the Bylaw, but they must comply with the following general restrictions, and any specific restrictions described in Schedule 3:
 - a) Any Vehicle, caravan, tent or other temporary structure must be located within a Freedom Camping Restricted Area, as described in Schedule 3;

Explanatory Note: Reference to "any Vehicle" in clause 8.1(a) includes both Self-Contained and non-Self-Contained Vehicles.

b) A person must not Freedom Camp for more than five nights in any 30 day period at any one Local Authority Area, except with the written Approval of an Enforcement Officer;



- c) A person must not restrict public access to the Local Authority Area;
- d) All Waste must be removed from the Local Authority Area and disposed of in a Council approved disposal facility;
- e) A person Freedom Camping must use the serviceable public toilet facilities available at the Local Authority Area, unless they have a Self-Contained Vehicle;
- f) A person must not use public toilet facilities for the washing of dishes, washing or drying of clothes, or bathing, unless the facilities are specifically designed for that purpose;

Explanatory Note: Signage on public toilet facilities will indicate whether the facility is designed to accommodate other uses, such as washing or bathing.

- g) The Local Authority Area must be left clean and tidy;
- h) A person must not damage or remove vegetation from a Local Authority Area;
- i) A person must not act in a manner likely to offend or annoy other people by causing a Nuisance;
- j) All conditions stipulated on any signs at the Local Authority Area must be complied with;
- k) A person must not endanger the health and safety of others; and
- A person must not Freedom Camp while an Event is on within the Local Authority Area, except with prior written Council Approval in association with that Event;
- m) A person must not light any fire in a Local Authority Area except in a place specifically provided by the Council for that purpose during an open fire season, as regulated by Fire and Emergency New Zealand, or with the prior written Approval of an Enforcement Officer.

Explanatory Notes: For the avoidance of doubt, Freedom Camping is also allowed in a Self- Contained Vehicle in Freedom Camping Restricted Areas described in Schedule 3 of the bylaw, subject to compliance with the restrictions set out in Clause 8.1.

Any Animal or pet within a Local Authority Area must be Kept in accordance with the Dog Control Bylaw 2019, the Animal Bylaw 2019, or any other enactment, including being under control so as to minimise danger, distress, and Nuisance to the community, including other animals and wildlife.

9 Temporary Prohibitions or Restrictions

- 9.1 The Chief Executive may impose temporary prohibitions or temporary restrictions on Freedom Camping in any Local Authority Area if the Chief Executive of Council is satisfied it is necessary in the following circumstances:
 - a) to protect the area, including flora, fauna, land, structures or infrastructure from damage; and/or



- b) to allow for access for maintenance of the Local Authority Area or facilities at the Local Authority Area; and/or
- c) to protect health and safety of people at the area, or in emergency situations.
- 9.2 When imposing a temporary prohibition or restriction under clause 9.1, the Council must:
 - a) Confirm any decision made under clause 9.1 is consistent with section 11 of the Act, that it is the most appropriate and proportionate way of addressing the perceived problem in relation to that area, and that it is not inconsistent with the New Zealand Bill of Rights Act 1990;
 - b) Define the area where the temporary prohibition or restriction applies, either by a map or a description of its locality; and
 - c) Give appropriate notice to the public and key stakeholders, including a timeframe and criteria to be met for the temporary prohibition or restriction to be lifted.
- 9.3 A person must not Freedom Camp in a Local Authority Area (or part of a Local Authority Area) while a temporary prohibition applies to that Local Authority Area (or part of the area).

10 Council Approval

- 10.1 The Council may give written Approval to a person to freedom camp in any Prohibited Area, Restricted Areas for Self-Contained Vehicles Only, or other Restricted Area, contrary to any prohibition, restrictions, or conditions that apply to that area under this Bylaw.
- 10.2 An application for Approval must be made in writing to the Council at least three working days in advance of the date planned for Freedom Camping in the area.
- 10.3 If the Council grants Approval, it may impose any conditions it considers appropriate that are consistent with the purpose of this Bylaw.
- 10.4 If the Council refuses an application, the Council must inform the applicant of the reasons for the decision.
- 10.5 An Enforcement Officer may revoke an Approval given under this clause if any person breaches the conditions specified, or the Freedom Camping covered by the Approval otherwise breaches this Bylaw or the Act.

11 Offences and Breaches

- 11.1 Sections 20(1) and 20C of the Act specify the infringement offences applicable to Local Authority Areas, which include that every person commits an offence who
 - a) Freedom Camps in a Local Authority Area in breach of any prohibition or restriction in this Bylaw that applies to the Local Authority Area (or part of a Local Authority Area); and



- b) Makes preparations to Freedom Camp in a Local Authority Area in breach of any prohibition or restriction in this Bylaw that applies to the Local Authority Area (or part of a Local Authority Area).
- 11.2 Where someone is acting with written Council Approval and is complying with any terms and conditions of that Approval, this does not constitute a breach of the Bylaw.
- 11.3 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 under the Act.
- 11.4 Every person who is committing or has committed an offence under this Bylaw or the Act, must, on the request of an Enforcement Officer:
 - a) supply their full name, date of birth, full address, telephone number and occupation to the Enforcement Officer, as well as those same details for any other person connected in any way with the alleged offence; and
 - b) leave the Local Authority Area immediately.

12 Penalties

12.1 As specified in section 20E of the Act, every person who commits an infringement offence under the Act is liable to the infringement fine specified in regulations made under the Act, or if no regulations have been made, an infringement fee of \$400.

Explanatory Note: The Freedom Camping (Penalties for Infringement Offences) Regulations 2023 came into force on 13 July 2023 and specify infringement fees ranging from \$200 to \$800 for the infringement offences in section 20 and 20C.

13 Savings and Transitional Provisions

- 13.1 Any permission, permit or other act of authority granted under the Manawatū District Council Freedom Camping Bylaw 2020 that was in force immediately before the commencement of this Bylaw, continues in force as if it is a permission, permit or other act of authority of that kind issued under this bylaw, but:
 - a) Expires on the date specified in such permission, permit or other act of authority; or
 - b) Where no expiry date is specified, expires 12 months from the commencement of this Bylaw; and
 - c) May be renewed only by application made and considered in accordance with this Bylaw.
- 13.2 Any resolution or other decision made under the Manawatū District Council Freedom Camping Bylaw 2020 remains in force in the area to which it applied, as if they were resolutions made under this Bylaw, until revoked or replaced by an equivalent resolution or decision made by Council under this Bylaw.



This Bylaw was made by the Manawatū District Council by resolution at a Council meeting on 19 June 2025 and must be reviewed within ten years.

Sealed with the **Common Seal** of the **MANAWATŪ DISTRICT COUNCIL** in the presence of:

Mayor

Chief Executive Officer



Schedule 1 – Freedom Camping Prohibited Areas

No person may Freedom Camp in the Local Authority Areas shown in the maps in Schedule 1.

Putai Ngahere Reserve (Vinegar Hill) is only a Schedule 1 site during the period from 15 December to 9 February, when the reserve is operating as a Camping Ground. Refer to Schedule 3 for information on Freedom Camping at Putai Ngahere Reserve (Vinegar Hill) during the period from 10 February to 14 December.



Awahuri Forest-Kitchener Park, Feilding



Note that the prohibited area shown on this map includes an area that is likely to lie beyond 200 metres from a motor Vehicle accessible area or formed road. This reflects practical, on-the-ground considerations such as boundary fences etc.



Cheltenham Memorial Reserve





Douglas Square, Rongotea





Ellison Reserve, Tangimoana Beach





Feilding Cemetery



Note that the prohibited area shown on this map includes an area that is likely to lie beyond 200 metres from a motor Vehicle accessible area or formed road. This reflects practical, on-the-ground considerations such as boundary fences etc



Feilding Central Business District Shopping Area





Fraser Drive Reserve, Feilding





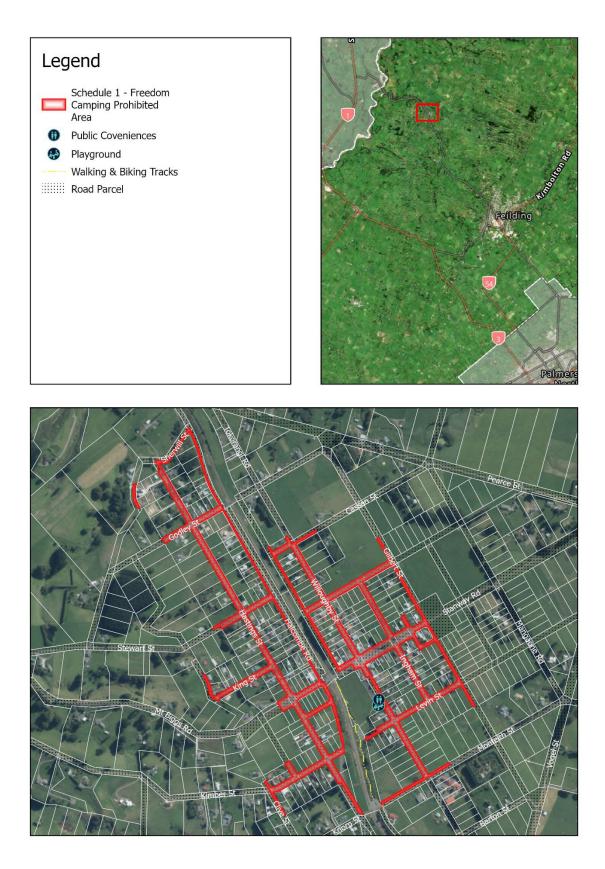
Halcombe Cemetery



Note that the prohibited area shown on this map includes an area that is likely to lie beyond 200 metres from a motor Vehicle accessible area or formed road. This reflects practical, on-the-ground considerations such as boundary fences etc.



Halcombe Village Road Reserves





Herlihy Reserve, Feilding





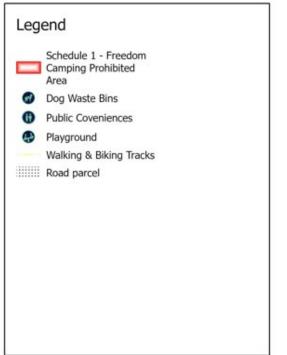
Himatangi Beach



Note: The reserve area encompassed within the prohibited area is managed in accordance with Council's Coastal Reserves Management Plan. Much of the area is part of a restoration and development programme. Vehicle and pedestrian access is controlled to avoid impact on natural features and sensitive habitats.



Himatangi Beach Village Road Reserves









James Palmer Park, Feilding



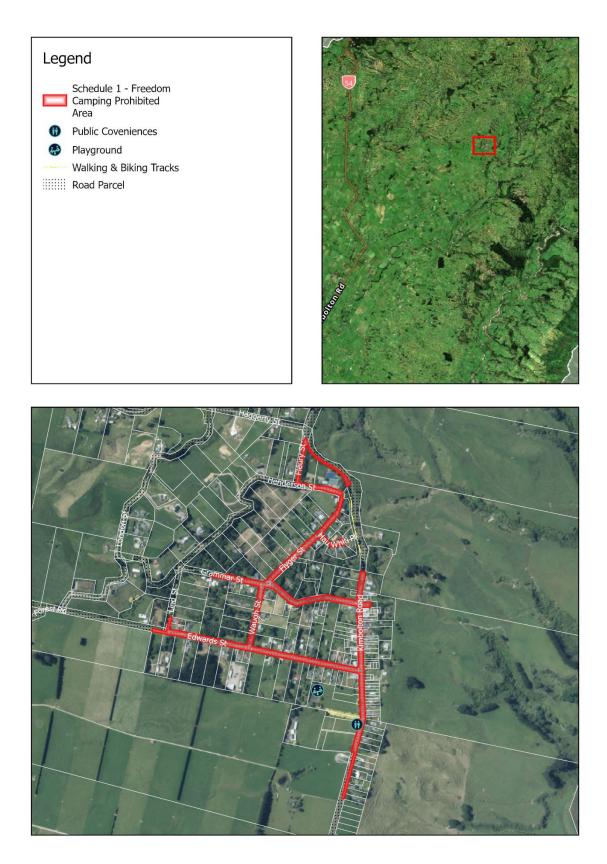


Kimbolton Cemetery



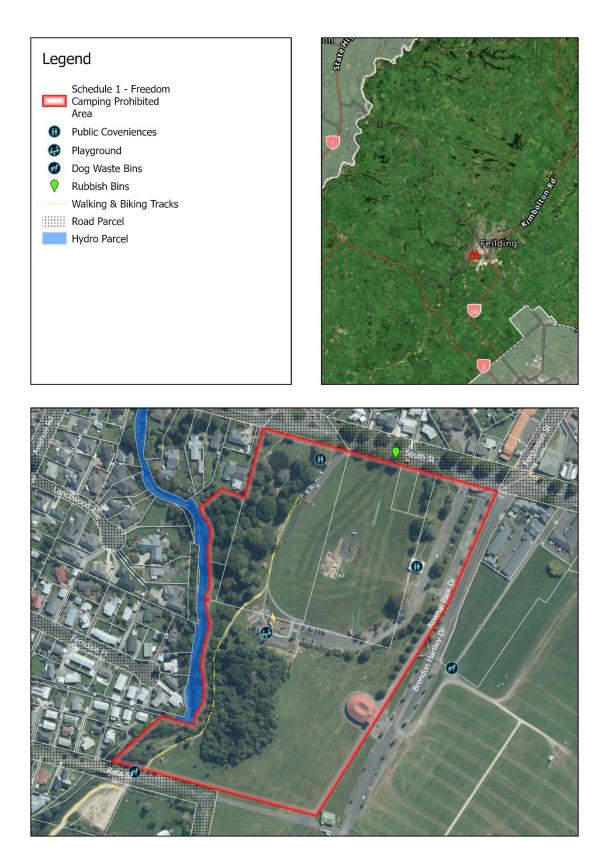


Kimbolton Village Road Reserves





Kowhai Park, Feilding





Pohangina Cemetery





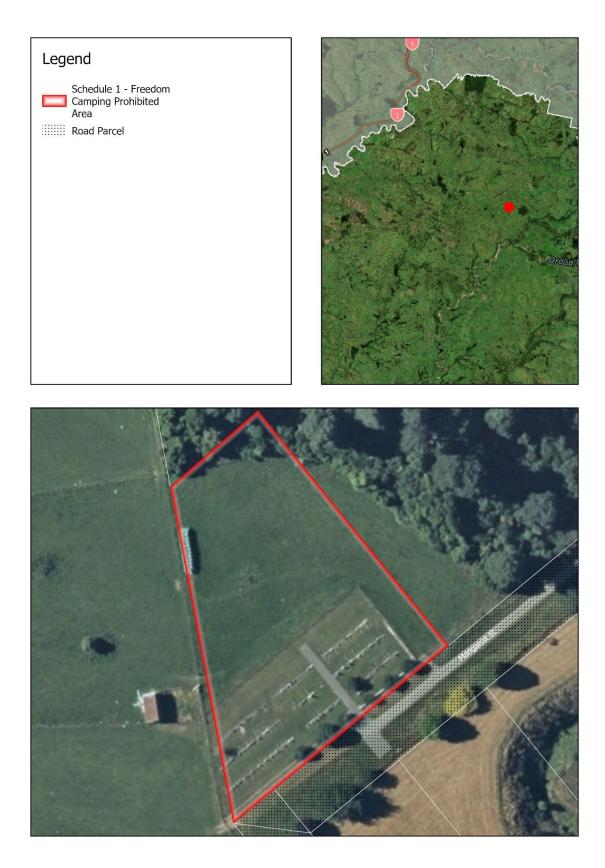
Putai Ngahere Reserve (Vinegar Hill) – 15 Dec to 9 Feb Only



Note: Freedom Camping is not provided for from 15 December to 9 February at Putai Ngahere Reserve (Vinegar Hill) as during this period the reserve operates as a Camping Ground.



Rangiwahia Cemetery





Rongotea Cemetery





Rongotea Village Road Reserves





Sandon Cemetery



Note that the prohibited area shown on this map includes an area that is likely to lie beyond 200 metres from a motor Vehicle accessible area or formed road. This reflects practical, on-the-ground considerations such as boundary fences etc.



Sanson Village Road Reserves



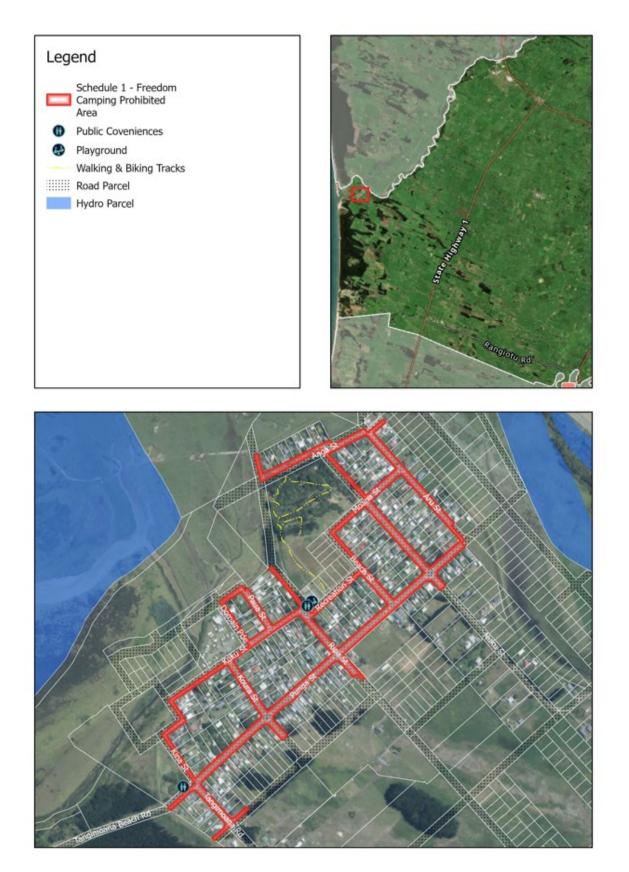


Tangimoana Estuarine Reserves



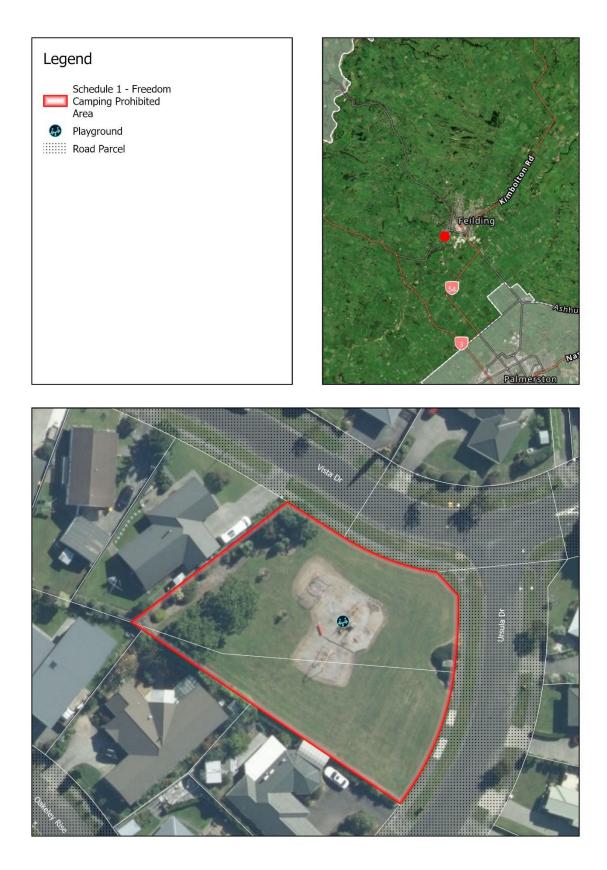


Tangimoana Village Road Reserves





Vista Reserve, Feilding





Waituna West Cemetery





Schedule 2 – Freedom Camping Restricted Areas for Self-Contained Vehicles Only

Freedom Camping in a Self-Contained Vehicle is permitted in the following Local Authority Areas subject to the restrictions listed at clause 7.1 of this Bylaw and any restrictions specific to the particular area as described in this Schedule.

Note that the following two local authority areas are included within Schedule 3 but are also relevant to this schedule. These notes have been included to aid understanding.

• **Bartletts Ford and Londons Ford** (at certain times of the year) – Refer to the Maps in Schedule 3.

These sites are subject to the following specific restriction: Freedom Camping in a Self-Contained Vehicle is permitted at any time of the year. Any non-Self-Contained Freedom Camping is only permitted during the period from Labour Weekend until Easter.

Note that on the maps that follow, the Schedule 2 areas are those areas marked with an orange outline. Some maps also include Schedule 1 areas.



Feilding Central Business District Car Parks





Feilding Central Business District Car Parks – Eyre Street Carparks





Feilding Central Business District Car Parks – Fergusson Street Carpark





Feilding Central Business District Car Parks – Manchester Street Carpark





Kimbolton Domain



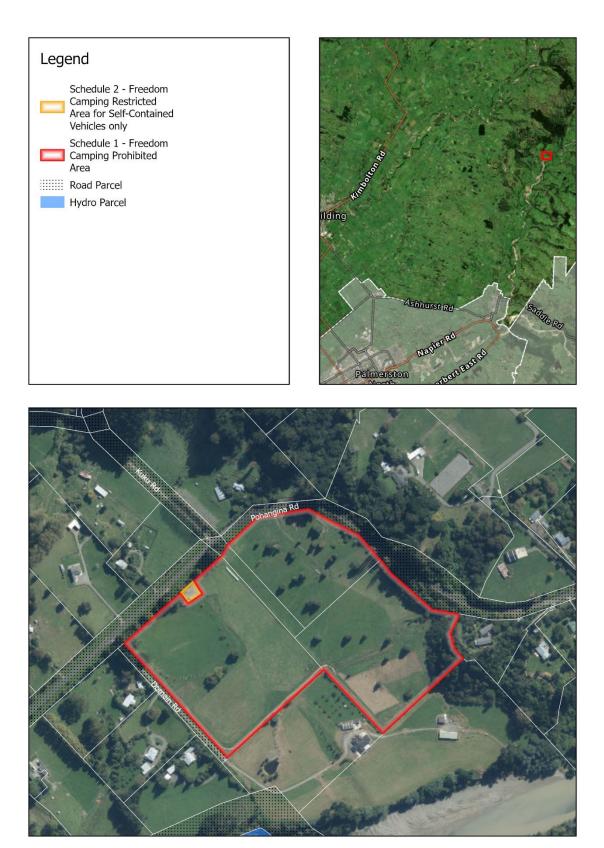


Menzies Ford





Pohangina Domain





Pohangina Valley Lookout





Wear Street Carpark at the Te Kawau Memorial Recreation Centre, Rongotea





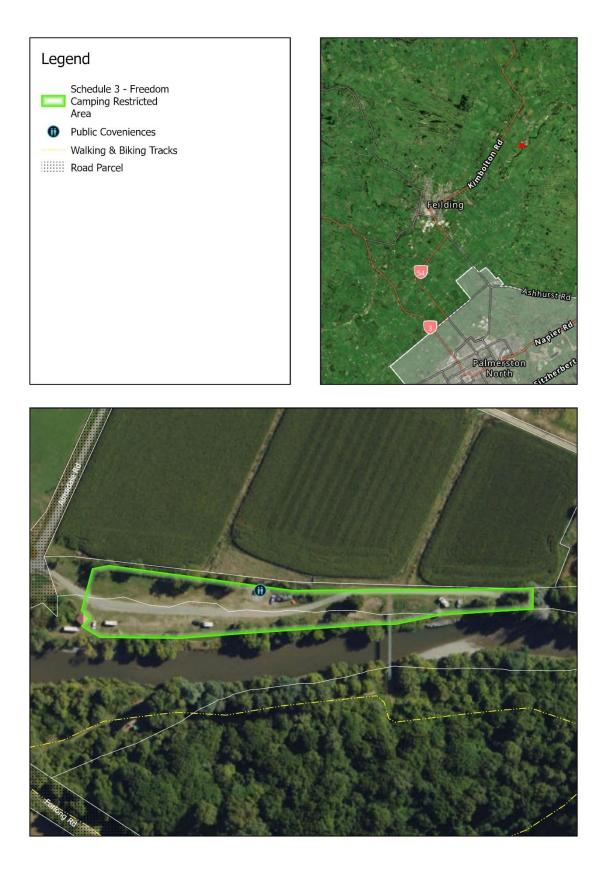
Schedule 3 – Freedom Camping Restricted Areas

Freedom Camping in a Self-Contained Vehicle, non-Self-Contained Vehicle, caravan, tent or other temporary structure is provided for in the following Local Authority Areas, subject to the restrictions listed in clause 8.1 of this Bylaw and any restrictions specific to a particular area as described in this Schedule.

Freedom Camping Restricted areas are marked by a green outline in the Schedule 3 maps. Some maps also include Schedule 1 or 2 areas.

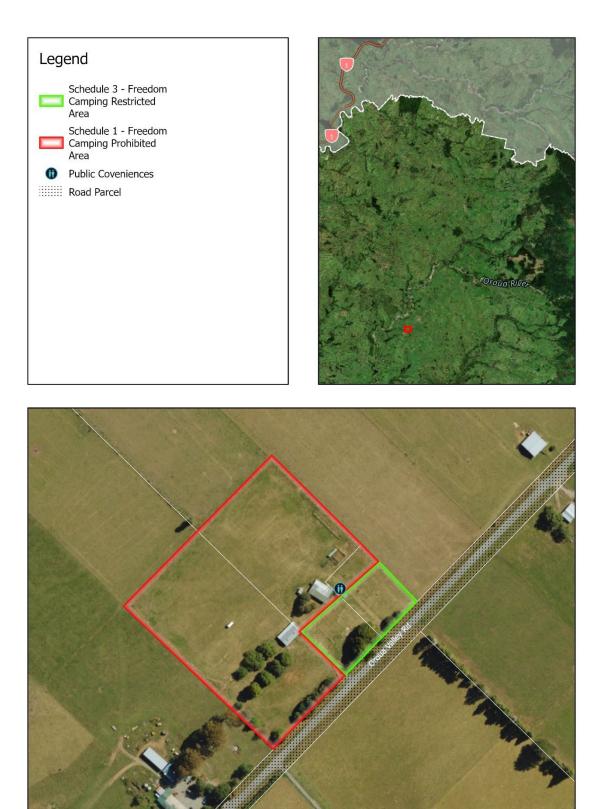


Almadale Reserve



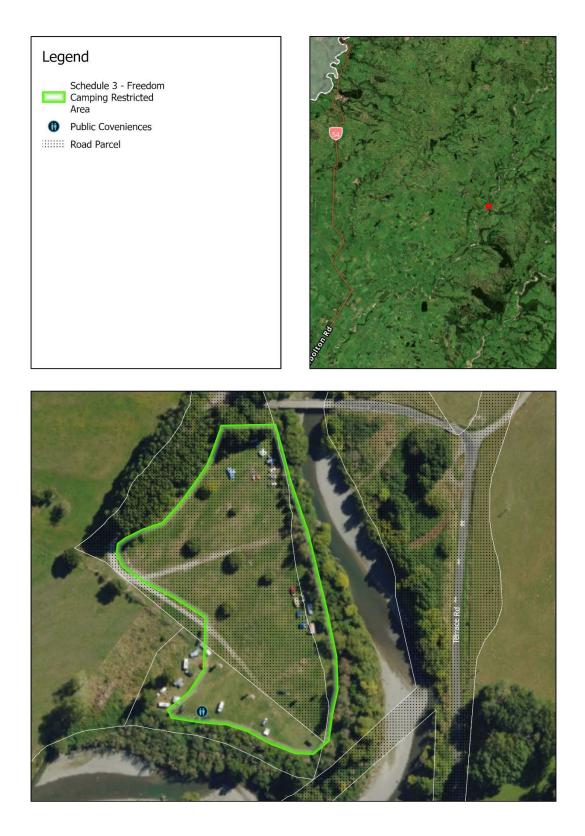


Āpiti Reserve





Bartletts Ford



Bartletts Ford is subject to specific restrictions: Freedom Camping in a Self-Contained Vehicle is permitted at any time of the year. Any non-Self-Contained Freedom Camping is only permitted during the period from Labour Weekend until Easter.



Ellison Reserve Carpark, Tangimoana



The Ellison Reserve Carpark, Tangimoana is subject to specific restrictions: Freedom camping is limited to Self-Contained and non-Self-Contained Vehicles only. The number of Vehicles that may stay overnight is limited to two at any one time.



Himatangi Beach Recreation Reserve Carpark



The Himatangi Beach Recreation Reserve Carpark is subject to Specific Restrictions: Freedom Camping is limited to Self-Contained and non-Self-Contained Vehicles only. The number of Vehicles that may stay overnight is limited to three at any one time.

Kina Street Reserve, Tangimoana

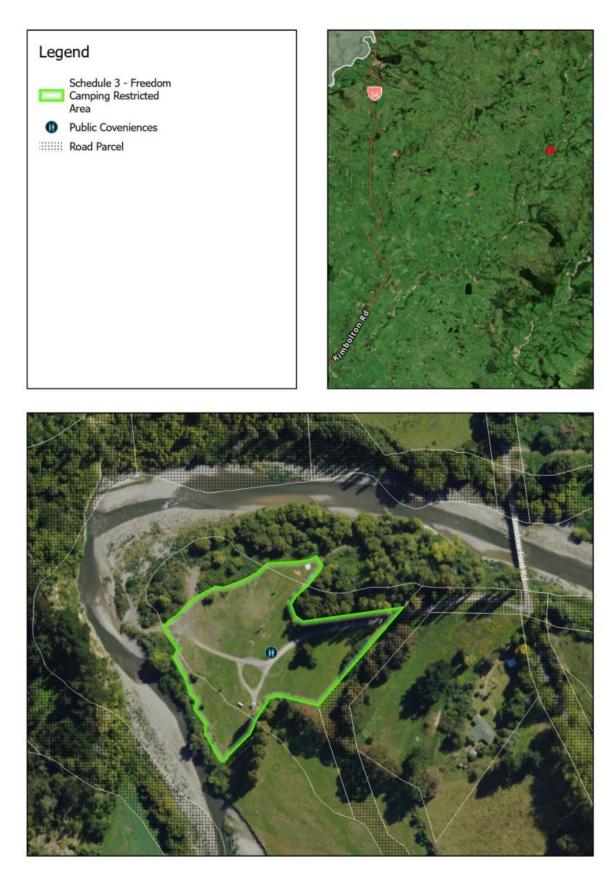




The Kina Street Reserve is subject to Specific Restrictions: Freedom Camping is limited to Self-Contained and non-Self-Contained Vehicles only.

Londons Ford

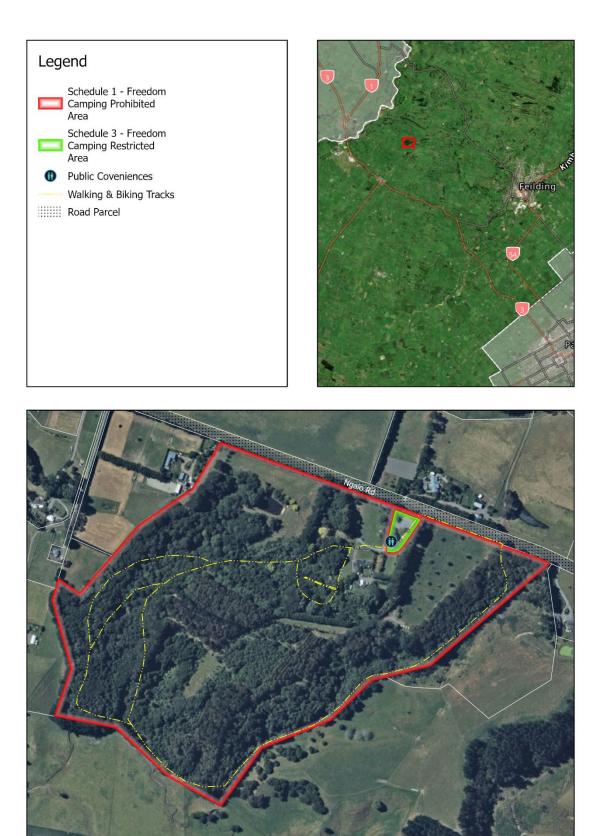




Londons Ford is subject to specific restrictions: Freedom Camping in a Self-Contained Vehicle is permitted at any time of the year. Any non-Self-Contained Freedom Camping is only permitted during the period from Labour Weekend until Easter.

Mt Lees Reserve





Note that the prohibited area shown on this map includes an area that is likely to lie beyond 200 metres from a motor Vehicle accessible area or formed road. This reflects practical, on-the-ground considerations such as boundary fences etc.





Mt Lees is subject to the following specific restrictions: Freedom Camping within the carpark area is limited to three Vehicles on any one night. Any Vehicles must remain within the carpark boundary.

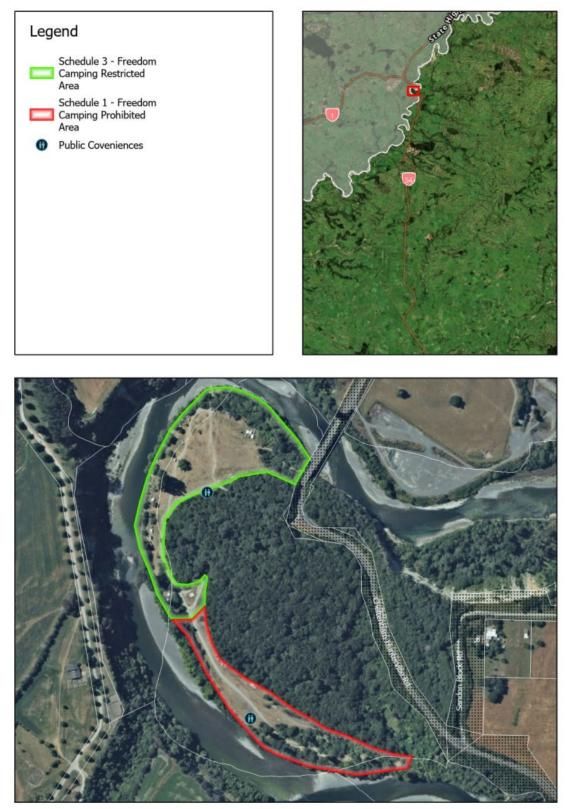
Pohangina Old School Reserve, Pohangina







Putai Ngahere Reserve (Vinegar Hill)



Putai Ngahere (Vinegar Hill) Reserve is subject to specific restrictions: Freedom Camping is not provided for during the period from 15 December to 9 February, when the reserve is operating as a Camping Ground. Freedom Camping is permitted within the Schedule 3 Restricted Area during the period from 10 February until 14 December.



Raumai Reserve





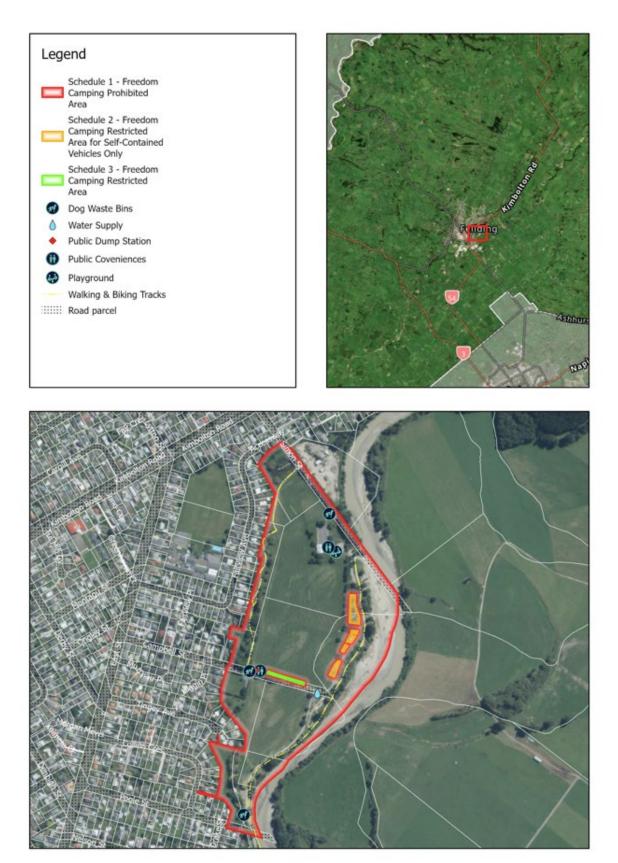
Sanson Domain



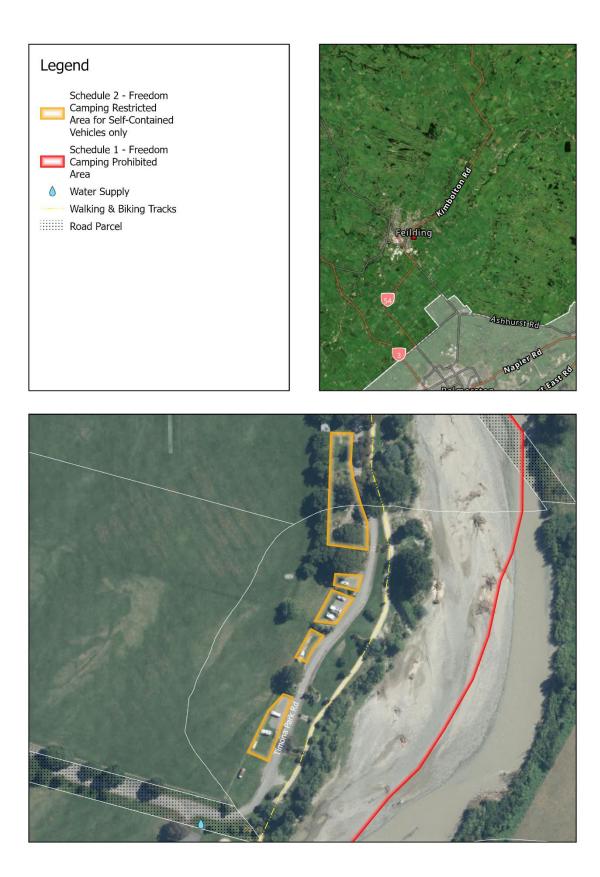
Sanson Domain is subject to Specific Restrictions: Freedom Camping is limited to Self-Contained and non-Self-Contained Vehicles only.



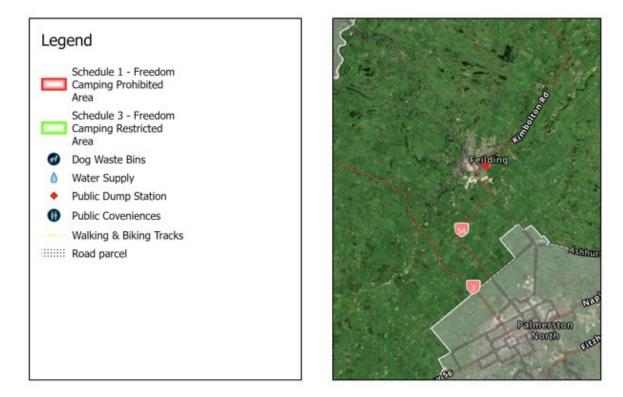
Timona Park, Feilding















Victoria Park, Feilding



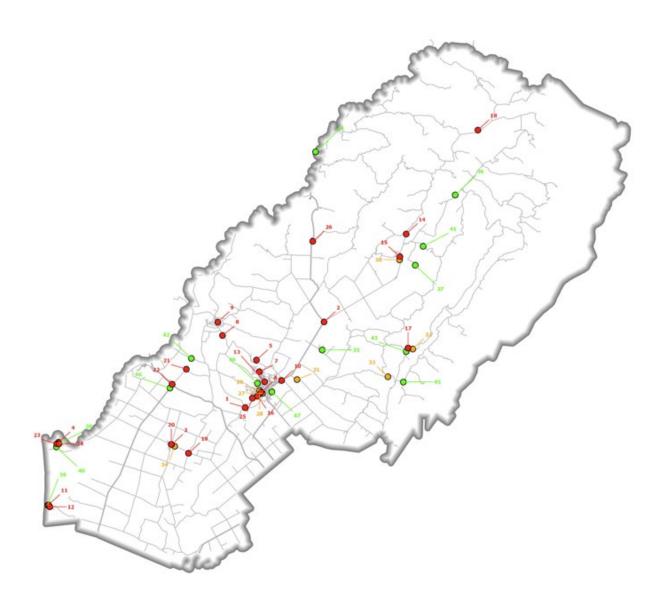
Victoria Park is subject to Specific Restrictions: Freedom Camping is limited to Self-Contained and non-Self-Contained Vehicles only. Any freedom campers must depart by 7:30am on Saturday mornings during school terms 2 and 3 if asked to by an Enforcement Officer during organised events.



Freedom Camping Prohibited and Restricted Areas

Note: Where a Local Authority Area contains areas subject to differing Freedom Camping restrictions (e.g. a mix of prohibited, Self-Contained Vehicle Only, and non-Self-Contained Freedom Camping), the site is identified under the most permissive Schedule applicable within that location. For example, Timona Park in Feilding includes areas from Schedules 1, 2, and 3, and is therefore listed under Schedule 3. Refer to the maps included in each Schedule for detailed information, including any site-specific restrictions.





Schedule 1 - Freedom Camping Prohibited Area

- 1) Awahuri Forest -Kitchener Park, Feilding
- 2) Cheltenham Memorial Reserve
- 3) Douglas Square, Rongotea
- 4) Ellison Reserve, Tangimoana Beach
- 5) Feilding Cemetery
- 6) Feilding Central Business Shopping Area
- 7) Fraser Drive Reserve, Feilding
- 8) Halcombe Cemetery 9) Halcombe Village
- Road Reserves 10) Heriley Reserve,
- Feilding 11) Himatangi Beach
- 12) Himatangi Beach
- Road Reserves 13) James Palmer Park,
- Feilding
- 14) Kimbolton Cemetery

- 15) Kimbolton Village Road Reserves
- 16) Kowhai Park, Feilding
- 17) Pohangina 0
- Cemetery
- Cemetery
- Road Reserves
- Reservce
- Estuarine Reserves
- Road Reserves
- Feilding
- Cemetery

Schedule 2 - Freedom Camping **Restricted Area for Self-Contained Vehicle Only**

- 27) Eyre Street Public 0 Carparks, Feilding CBD
- 28) Ferausson Street 0 Public Carpark, Feilding CBD
- 29) Manchester Street 0 Public Carpark, Feilding CBD
- 0 30) Kimbolton Domain
- 0 31) Menzies Ford
- 0 32) Pohangina Domain
- 33) Pohangina Valley 0 Lookout
- 34) Wear Street 0 Carpark, Rongotea

Schedule 3 - Freedom **Camping Restricted Area**

- 0 35) Almadale Reserve
- 0 36) Āpiti Reserve
- 0 37) Bartletts Ford
- 38) Ellison Reserve 0 Carpark, Tangimoana
- 39) Himatangi Beach 0 Recreation Reserve Carpark
- 0 40) Kina Street Reserve
- 0 41) Londons Ford
- 42) Mt Lees Reserve 0
- 43) Pohangina Old 0 School Reserve
- 44) Putai Ngahere 0 Reserve (Vinegar Hill)
- 0 45) Raumai Reserve
- 46) Sanson Domain 0
- 47) Timona Park 0
- 0 48) Victoria Park



- 18) Rangiwahia
- 19) Rongotea Cemetery
- 20) Rongotea Village •
- 21) Sandon Cemetery
- 22) Sanson Village Road •
- 23) Tangimoana 0
- 24) Tangimoana Village
 - 25) Vista Reserve,
- 26) Waituna West