

From: [Peter Galbraith](#)
To: [Mailroom Mailbox](#)
Subject: Representation Review Objection
Date: Wednesday, 26 September 2018 4:31:32 PM

Dear Environment Canterbury,

I **object** to the Proposal for Representation for the 2019 elections notified by Environment Canterbury, on the basis that the **proposal exceeds the +/- 10% fair representation criteria required by the Local Electoral Act** in not just one, but four out of the seven proposed wards.

In 2010 the National Government sacked democratically elected Councillors and replaced them with Government appointed commissioners. For eight years Cantabrians have been denied their democratic rights. **Full democracy has yet to be returned.** This is a shameful stain on New Zealand's proud democratic history.

We now have the opportunity to put this injustice to an end and restore democracy to the people of Canterbury.

But the representation structure proposed will not return full democracy. Instead, it will continue to **deny hundreds of thousands of citizens their right to fair representation.** In general, the proposal grossly over-represents rural voters and under-represents urban voters. In some cases the difference in representation is extreme. The **vote of a school teacher at Hagley College should count just as much as that of an irrigator in the Mackenzie Basin.** However, the representation structure proposed would mean that the **vote of people in Central Christchurch will count for 40% less than the votes of people in South Canterbury.** That is **not democracy.** It's not democracy when some people's votes count significantly more than others.

Fair representation is a critical pillar of the healthy functioning democracy that New Zealanders expect and is guaranteed to them both in the New Zealand Bill of Rights Act 1990 and the Local Electoral Act 2001. That's why the first principle of the Local Electoral Act is "fair and effective representation for individuals and communities:". And to put that into effect, section 19V(2) of the Act directs that when determining numbers of members to be elected, the population of each ward should be divided by the number of members to be elected by that ward and should produce a figure no more than 10% greater or smaller than the population of the region divided by the total number of elected members. This is known as the +/- 10% rule. The proposal breaks this rule in over half of the wards. This in itself should be a cause for alarm.

However, even more alarming is the fact that over-representation, above what the law allows, occurs only in rural wards. Under-representation, below what the law allows, occurs only in urban wards.

The **representation structure proposes** that:

- The vote of a **citizen in Christchurch Central is worth 40.6% less than that of a South Cantabrian** vote.
- The vote of a citizen in North East Christchurch is worth 38.9% less than that of a South Cantabrians vote.

Put differently:

- The vote of a **citizen in South Canterbury is worth 1.68 times more than a vote of a**

citizen in Central Chch.

- The vote of a citizen in south Canterbury is worth 1.63 times more than a vote of a citizen in North East Chch.

This grossly unbalanced representation proposal runs **counter to core constitutional** values, most importantly that of a free and democratic society. There is simply no logical, rational or compelling case given in the proposal to warrant such an undemocratic representation structure. My objection to this proposal stands on democracy arguments alone.

However, I also consider a return to full democracy of the regions principle environmental regulator a critical part of **preventing further degradation of the region's waterways**. The sacking of Councillors and appointment of Commissioners at ECan has gone hand in hand with more irrigation and more industrial dairying. Since 2010, when councillors were sacked, **ECan has allowed another 370,000 dairy cows to be added to Canterbury's already swollen herd**. There are now over 1.3 million cows in Canterbury alone. Even to this day Statistics NZ reports that, unlike many other regions in the country, Canterbury's herd continues to grow. The latest agricultural census shows the herd increased 3 percent from 1.27 million in 2016 to 1.31 million in 2017. Under the anti-democratic rule of nationally appointed commissioners **ECan has given its consent to ecologically devastating irrigation and dairy conversion proposals**. The most extreme of which is the consents granted for the mega-dairy farm at Simons Pass Station in the Mackenzie Basin. These were granted by ECan, without public notification, in 2012 and 2013. This is just one example of many in the last eight years where **ECan has put the interests of industrial dairying first, no matter how high the environmental cost**.

In 2016, it was revealed that **irrigators were recorded taking hundreds of millions of litres of water above their entitlements**. ECan issued few fines and there were no prosecutions. The vast majority **were not punished at all**. Also in 2016, the plan change for Selwyn/Te Waihora, one of the most severely polluted catchments in Canterbury, became operative. In it, **ECan did not set a goal of reducing pollution**. Instead, it set a target of more pollution. A target of 300 tonnes more nitrogen pollution per year that must be met by 2037.

Put plainly, I believe that for the last eight years **ECan has relentlessly served the interests of the irrigation and dairy industries over the interests of clean, safe water and all those who rely on it**. Canterbury is now in the midst of a worsening freshwater crisis, and sadly, it serves as a grave example of what happens to our environment when democracy is steamrolled by industry. Federated Farmers are now, rightly, afraid that if ECan returns to full democracy with a fair representation structure that those councillors who campaign for clean water will be elected over those representing industrial farming interests.

The people of New Zealand have clearly signalled that **dirty rivers and unsafe drinking water will no longer be tolerated**. I support the return to full democracy that has been denied to residents of Canterbury for eight years. It is a critical step towards solving the regions freshwater crisis. I would support a fair and balanced voting structure that does not break the +/- 10% rule.

Regards,
Peter Galbraith