

Date 1 September 2020, 9.30am

Venue: Taranaki Regional Council chambers, 47 Cloten Road, Stratford

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Members	Councillors	D L Lean M J Cloke M G Davey C L Littlewood D H McIntyre E D Van Der Leden C S Williamson M P Joyce D N MacLeod	Committee Chairperson <i>via zoom</i> <i>via zoom</i> <i>via zoom</i> ex officio ex officio
Representative Members	Ms	E Bailey K Holswich	Iwi Representative (<i>via zoom</i>) Iwi Representative
Attending	Messrs	M J Nield S Ruru G K Bedford A D McLay C McLellan B Pope P Ledingham	Acting Chief Executive Director - Environment Quality Director - Resource Management Consents Manager Compliance Manager Communications Adviser
	Ms	V McKay	Science Manager - Chemistry
	Ms	K Holland	Communications Adviser
	Miss	L Davidson	Committee Administrator
	Mr	P Moeahu	
		One member of the public and one member of the Media, Taranaki Daily News.	
Opening Karakia		The meeting opened with a group karakia.	
Apologies		Apologies were received from Councillor M P Joyce and Mr M Ritai. Lean/MacLeod	
Notification of Late Items		There were no late items.	

1. Confirmation of Minutes – Tuesday 21 July 2020

Resolved

That the Consents and Regulatory Committee of the Taranaki Regional Council:

- a) takes as read and confirms the minutes of the Consents and Regulatory Committee meeting of the Taranaki Regional Council held in the Taranaki Regional Council chambers, 47 Cloten Road, Stratford on Tuesday 21 July 2020 at 9.30am
- b) notes the recommendations therein were adopted by the Taranaki Regional Council on Tuesday 11 August 2020.
Davey/Holswich

Matters arising

It was requested that members are given more time for reading of meeting materials as often the agendas are quite large and the allocated time is not enough. A paper will be brought back to members regarding this.

2. Resource Consents Issued Under Delegated Authority and Applications in Progress

- 2.1 Mr C McLellan, Consents Manager, spoke to the memorandum advising members of consents granted, consents under application and consent processing actions since the last meeting.
- 2.2 The Mana Whakahono a Rohe agreement is back on track. The consenting side of the agreement needs more work. Once the agreement is finalised it will come before the Consents and Regulatory Committee.
- 2.3 Ms E Bailey, recommended that Council provides a summary of each consent application to Iwi to assist in receiving feedback from Iwi, in particular, where an application does not comply with the Iwi Management Plan.

Recommended

That the Taranaki Regional Council:

- a) provides Iwi with a summary of each consent application summarising the application and noting if it does not comply with the Iwi Management Plan.
Bailey/Van Der Leden
For – 2
Against – 9
Motion lost

Recommended

That the Taranaki Regional Council:

- a) receives the schedule of resource consents granted and other consent processing actions made under delegated authority.
Clove/McIntyre

3. Appointment of Hearing Committee - Remediation NZ Uruti composting Facility Consents

- 3.1 Mr A D McLay, Director - Resource Management, spoke to the memorandum to delegate to a Hearing Committee the authority to determine applications by Remediation (NZ) Limited (consents 05838-3.0 & 05839-3.0).
- 3.2 The Taranaki Regional Council currently has only two Elected Members who are accredited to sit on a hearing panel. It was decided at a previous meeting that the Council would start phasing out accreditation of Members.

Recommended

That the Taranaki Regional Council:

- a) receives this memorandum
- b) subject to a hearing being necessary, in accordance with section 34A(1) of the Resource Management Act appoints Cr M Joyce and Cr N Walker as hearing commissioners, and delegates them the power to hear and determine the applications lodged by Remediation (NZ) Limited (consents 05838-3.0 & 05839-3.0)
- c) subject to a hearing being necessary, also appoints an accredited hearing commissioner, with cultural expertise, to the panel, under the same terms as (b) above; who will be appointed by the Acting Chief Executive.

MacLeod/Cloke

4. Consent Monitoring Annual Reports

- 4.1 Mr G K Bedford, Director - Environment Quality, introduced Ms V MacKay to speak to the memorandum advising members of 14 tailored compliance monitoring report.
- 4.2 Councillors C L Littlewood and D N MacLeod declared and interest in 20-31 Port Taranaki Ltd Maintenance Dredging Monitoring Programme Biennial Report 2018-2020.

Recommended

That the Taranaki Regional Council:

- a) receives the 20-6 STDC Patea Beach Green Waste Discharge Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- b) receives the 20-13 Waiinu Beach Settlement Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- c) receives the 20-14 Wai-iti Beach Retreat Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- d) receives the 20-18 Todd Energy Aquatic Centre Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- e) receives the 20-19 Urenui and Onaero Beach Camps Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- f) receives the 20-31 Port Taranaki Ltd Maintenance Dredging Monitoring Programme Biennial Report 2018-2020 and adopts the specific recommendations therein

- g) receives the 20-34 Westside Kauri-E Hydraulic Fracturing Monitoring Programme Report 2018-2019 and adopts the specific recommendations therein
- h) receives the 20-35 Greymouth Petroleum Ltd Radnor-B Hydraulic Fracturing Monitoring Programme Report 2018-2019 and adopts the specific recommendations therein
- i) receives the 20-36 Todd Petroleum Ltd Mangahewa-C Hydraulic Fracturing Monitoring Programme Report 2018-2019 and adopts the specific recommendations therein
- j) receives the 20-37 Greymouth Petroleum Mining Group Ltd Kowhai-D Kowhai-5 well Hydraulic Fracturing Monitoring Programme Report 2018-2019 and adopts the specific recommendations therein
- k) receives the 20-47 ANZCO Foods Waitara Ltd Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- l) receives the 20-49 Taranaki Galvanizers Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- m) receives the 19-50 NPDC Crematorium Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein
- n) receives the 20-54 STDC Coastal Structures Monitoring Programme Annual Report 2019-2020 and adopts the specific recommendations therein.

Lean/Davey

5. Incident, Compliance Monitoring Non-compliances and Enforcement Summary - 1 July 2020 to 13 August 2020

- 5.1 Mr B Pope, Compliance Manager, spoke to the memorandum allowing members to consider and receive the summary of the incidents, compliance monitoring non-compliances and enforcement for the period 1 July 2020 to 13 August 2020.
- 5.2 Councillors C L Littlewood and D N MacLeod declared an interest in relation to the Port Taranaki Limited incident.

Recommended

That the Taranaki Regional Council:

- a) receives this memorandum Incident, Compliance Monitoring Non-compliances and Enforcement Summary - 1 July 2020 to 13 August 2020
- b) receives the summary of the incidents, compliance monitoring non-compliances and enforcement for the period from 1 July 2020 to 13 August 2020, notes the action taken by staff acting under delegated authority and adopts the recommendations therein.

Cloke/Holswich

6. Prosecution Sentencing Decision

- 6.1 Mr A D McLay, Director - Resource Management, spoke to the memorandum updating Members on the prosecution of Mr Phillip Potroz, for a breach of the Regional Fresh Water Plan for Taranaki involving the discharge of silt/sediment onto land and into water, diverting water, and disturbing and reclaiming the bed of an unnamed tributary of the Kahouri Stream in January and February 2019.

- 6.2 The total cost of the prosecution well exceeded the fine and was a good message to those contemplating non-compliance.

Recommended

That the Taranaki Regional Council:

- a) receives this report and notes the successful outcome of the prosecution against Mr Phillip Potroz
Lean/Holswich

7. Public Excluded

In accordance with section 48(1) of the *Local Government Official Information and Meetings Act 1987*, resolves that the public is excluded from the following part of the proceedings of the Consents and Regulatory Committee Meeting on Tuesday 21 July 2020 for the following reason/s:

Item 8 – Confirmation of Public Excluded Minutes – 21 July 2020

THAT the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

Item 9 – Schedule of Taranaki Regional Council Prosecutions

That the public conduct of the whole or relevant part of the proceedings would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.

Item 10 - Prosecution

That the public conduct of the whole or relevant part of the proceedings would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.

Lean/MacLeod

There being no further business the Committee Chairman, Councillor D L Lean, declared the public meeting of the Consents and Regulatory Committee closed at 10.24am.

Confirmed

**Consents and Regulatory
Committee Chairperson:** _____

C S Williamson

13 October 2020