

## REGULATION HEARING COMMITTEE

Minutes of the meeting held in the Council Chamber,  
200 Tuam Street, Christchurch on  
Thursday 2 February 2017 at 8:30 am

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#### PRESENT

Councillors Peter Skelton (Chairperson), Lan Pham and Tom Lambie

#### OFFICERS PRESENT

Alison Cooper, Consents Hearings Officer and Therese Davel, Senior Administration Officer

#### 1. APOLOGY

Cr Elizabeth Cunningham

#### 2. CONFLICTS OF INTEREST

No conflicts of interest were declared.

### 3. MINUTES OF PREVIOUS MEETING – 1 DECEMBER 2016

**Resolved:**

*That the Committee confirms as a true and correct record, and adopts the minutes of, the meeting held on 1 December 2016.*

Cr Lambie / Cr Pham  
CARRIED

### 4. MATTERS ARISING

There were no matters arising from the minutes.

### 5. DEPUTATIONS AND PETITIONS

There were no depositions or petitions.

### 6. DECISION ITEMS

**6.1 Appointment of Decision Makers to consider and decide resource consent applications** - CRC1170651, CRC170652, CRC170653, CRC170654, CRC170655, CRC170656, CRC170657, CRC170658, CRC170659, CRC170660, CRC170661, CRC170662 made by Rangitata Diversion Race Management Limited

**Resolved:**

*That the Committee, in regard to resource applications CRC1170651, CRC170652, CRC170653, CRC170654, CRC170655, CRC170656, CRC170657, CRC170658, CRC170659, CRC170660, CRC170661, CRC170662 made by Rangitata Diversion Race Management Limited*

- (a) *Appoints Paul Rogers as a Hearings Commissioner, and member and Chair of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (b) *Appoints Richard Allibone as a Hearings Commissioner, and member of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (c) *Appoints Yvette Couch-Lewis as a Hearings Commissioner, and member of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (d) *Delegates to Paul Rogers, Richard Allibone and Yvette Couch-Lewis, pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the application*

Cr Pham / Cr Lambie  
CARRIED

**6.2 Appointment of a Facilitator for a pre-hearing of resource consent applications to be held by Lyttelton Port Company Limited** - CRC172455, CRC172456, CRC172522 and CRC172523

**Resolved:**

*That the Committee, in regard to resource applications CRC172455, CRC172456, CRC172522 and CRC172523 made by Lyttelton Port Company Limited*

- (a) *Appoints Ken Gimblett as a Facilitator under s99 of the Resource Management Act 1991; and*
- (b) *Delegates to Ken Gimblett pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required under s99 to facilitate a pre-hearing meeting.*

Cr Lambie / Cr Pham  
CARRIED

**6.3 Appointment of Decision Makers to consider and decide resource consent applications** - CRC172455, CRC172456, CRC172522 and CRC172523 to be held by Lyttelton Port Company Limited

When making these appointments the Committee has had regard to a matter raised by Peter Atkinson concerning his professional consultancy engagements with a company called MetOcean Ltd.

This company is a consultant to the Lyttelton Port Company in respect of the dredging activities that are the subject of its consent application.

In accordance with the Regional Council's Hearings Policy the Committee has decided that the matter of any actual or perceived conflict of interest concerning Peter Atkinson should, in the first instance, be the subject of a Minute to be issued by Sir Graham Pankhurst as Chair of the Hearing Panel, addressed to all the parties participating in the hearing. The Minute is to canvass the issue of Peter Atkinson's involvement with MetOcean Ltd and seek advice from the parties about any difficulties they may have with Peter Atkinson continuing to be a member of the Panel.

**Resolved (as amended):**

*That the Committee, in regard to resource applications CRC172455, CRC172456, CRC172522 and CRC172523 made by Lyttelton Port Company Limited*

- (a) *Appoints Sir Graham Pankhurst as a Hearings Commissioner, and member and Chair of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (b) *Appoints Peter Atkinson as a Hearings Commissioner, and member of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (c) *Appoints Raewyn Solomon as a Hearings Commissioner, and member of the Hearing Panel under s34A of the Resource Management Act 1991; and*
- (d) *Delegates to Sir Graham Pankhurst, Peter Atkinson and Raewyn Solomon, pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the applications; and*
- (e) *Requests Sir Graham Pankhurst to issue a Minute to all parties participating in the hearing.*

Cr Lambie / Cr Pham  
CARRIED

**7. EXTRAORDINARY AND URGENT BUSINESS**

None

**8. NEXT MEETING**

To be confirmed.

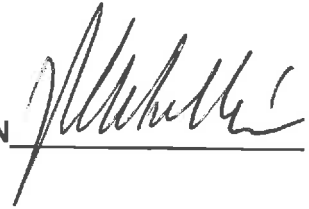
**9. CLOSURE**

Chairman Skelton declared the meeting closed at 9.02 am.

**CONFIRMED**

DATE: 22/3/2017

CHAIRPERSON



A handwritten signature in black ink, appearing to read 'J. Skelton', is written over a horizontal line. The signature is cursive and somewhat stylized.