

CANTERBURY REGIONAL COUNCIL  
*Kaunihera Taiao ki Waitaha*

# AGENDA|2017

## REGULATION HEARING COMMITTEE

Thursday, 10 August 2017

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Time: 8.30am

Venue: Council Chamber,  
200 Tuam Street, Christchurch



# **Regulation Hearing Committee**

## **Membership**

### **Chair**

Councillor Peter Skelton

### **Members**

Councillors Lan Pham, Tom Lambie  
Elizabeth Cunningham





# Regulation Hearing Committee

## Table of Contents

	Page No
1.0 Apologies	
2.0 Conflicts of Interest	
3.0 Minutes of Previous Meeting - 29 June 2017	7
4.0 Matters Arising	
5.0 Deputations and Petitions	
6.0 Decision Items:	
<b>6.1 Appointment of Hearing Commissioner to         decide resource applications to be held by         Lyttelton Port Company Limited</b>	9
7.0 Procedural items:	
7.1 Extraordinary and Urgent Business	
7.2 Next Meeting – to be confirmed	
7.3 Closure	





**REGULATION HEARING COMMITTEE**

Minutes of the meeting held in the Council Chamber,  
200 Tuam Street, Christchurch, on  
Thursday, 29 June 2017 at 8.30am

**CONTENTS**

- 1.0 APOLOGIES
- 2.0 CONFLICTS OF INTEREST
- 3.0 MINUTES OF PREVIOUS MEETING – 15 JUNE 2017
- 4.0 MATTERS ARISING FROM PREVIOUS MINUTES
- 5.0 DEPUTATIONS AND PETITIONS
- 6.0 DECISION ITEMS
  - 6.1 **Appointment of Hearing Commission to decide resource applications to be held by Barrhill Chertsey Irrigation Limited**
- 7.0 PROCEDURAL ITEMS
  - 7.1 EXTRAORDINARY AND URGENT BUSINESS
  - 7.2 NEXT MEETING
  - 7.3 CLOSURE

**PRESENT**

Councillors Tom Lambie (Acting Chairperson), Elizabeth Cunningham and Lan Pham

**OFFICERS PRESENT**

Alison Cooper, Consents Hearings Officer and Vivienne Ong, Senior Administration Officer

**1. APOLOGIES**

Councillor Peter Skelton

**2. CONFLICTS OF INTEREST**

No conflicts of interest were declared.

**3. MINUTES OF PREVIOUS MEETING – 15 JUNE 2017**

**Resolved:**

***That the Committee confirms as a true and correct record with a minor amendment to item 7.2 and adopts the minutes of the meeting held on 15 June 2017.***

Cr Cunningham / Cr Pham  
CARRIED

4. **MATTERS ARISING**

There were no other matters arising from the minutes.

5. **DEPUTATIONS AND PETITIONS**

There were no deputations or petitions.

6. **DECISION ITEMS**

6.1 **Appointment of Hearing Commission to decide resource applications to be held by Barrhill Chertsey Irrigation Limited**

Resolved:

*That the Committee, in regard to resource applications: CRC173284, CRC173285, CRC173286, CRC173287, CRC173288, and CRC173289 to be held by Barrhill Chertsey Irrigation Limited.*

*(a) Appoints Paul Rogers as a Hearings Commissioner, under s34A of the Resource Management Act 1991; and*

*(b) Delegates to Paul Rogers, pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to consider and to decide the applications*

*Cr Cunningham / Cr Pham  
CARRIED*

7. **EXTRAORDINARY AND URGENT BUSINESS**

There was no extraordinary or urgent business.

8. **NEXT MEETING**

The date of the next meeting is to be confirmed

9. **CLOSURE**

Chairman Skelton declared the meeting closed at 8.37am.

**CONFIRMED**

**DATE:** \_\_\_\_\_

**CHAIRPERSON:** \_\_\_\_\_



## Regulation Hearing Committee paper

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### General Information

<b>Agenda Number</b>	6.1	<b>Date</b>	10 August 2017
<b>Portfolio</b>	Operations Group - Consents	<b>Commissioner</b>	Regulation Hearing Committee
<b>Author</b>	Alison Cooper	<b>Endorsed by</b>	Philip Burge

### Title

Appointment of Decision Makers to consider and decide resource consent applications

### Purpose

To appoint a Hearing Commissioner to hear and decide resource consent applications CRC175507, CRC175508, CRC175509, CRC175510, CRC176030 to be held by Lyttelton Port Company Limited.

### Recommendations

*That the Committee, in regard to resource applications CRC175507, CRC175508, CRC175509, CRC175510, CRC176030, to be held by Lyttelton Port Company Limited:*

- (a) Appoints Sharon McGarry 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) Delegates to Sharon McGarry and Peter Atkinson 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*

### Proposal

#### Background

Lyttelton Port Company is applying for consents in respect of its proposed Te Aawaparahi Bay reclamation project which involves the proposed construction of a reclamation and piled wharf totalling approximately 24 hectares in size. The project will be undertaken in Whakaraupō/Lyttelton Harbour in two stages:

- Stage 1 will involve the construction of approximately 5 hectares of reclamation via end tipping; and
- Stage 2 will involve the construction of approximately 16 hectares of reclamation, by:
  - creating a perimeter bund around the remaining area to be reclaimed; and
  - the bulk filling of the area behind the bund.

The consent applications are for coastal permits to disturb and discharge seabed material relating to the reclamation; and to discharge water, stormwater or any contaminants into the coastal marine area; and dust to air.

The applications were publicly notified. Seven submissions were received, one has now been withdrawn; and four wish to be heard. Two support the proposal, and 4 are neutral.

### **Discussion**

The proposed commissioners, Sharon McGarry as Chairman and Hearing Panel member; Peter Atkinson as a Hearing Panel member; have satisfied Council staff they have the necessary criteria, including technical ability, RMA Accreditation certification, availability and timeframe commitments to carry out the duties required.

### **Legal compliance**

S34A of the Resource Management Act 1991 allows Council to delegate functions to Hearing Commissioners appointed by the Canterbury Regional Council.

The Regulation Hearing Committee appoints Hearing Commissioners in relation to consent authority matters under the Resource Management Act 1991.