

CANTERBURY REGIONAL COUNCIL
Kaunihera Taiao ki Waitaha

AGENDA|2018

Regulation Hearing Committee

Thursday, 15 November 2018

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Time: 8.30am

Venue: Council Chamber,
200 Tuam Street, Christchurch



Regulation Hearing Committee

Membership

Chair

Peter Skelton

Members:

Cr Claire McKay
Cr Elizabeth Cunningham
Cr Lan Pham
Cr Peter Scott
Cr Tom Lambie

ENVIRONMENT CANTERBURY
REGULATION HEARING COMMITTEE

TABLE OF CONTENTS

1. Apologies	6
2. Conflict of Interest	6
3. Minutes	6
3.1. Minutes from 1 November 2018	6
4. Matters Arising.....	10
5. Deputations and Petitions	11
6. Items for discussion	12
6.1. Appointment of Hearing Commissioner - Objection to Decision	12
6.2. Appointment of Pre-Hearing Chairperson - Pigeon Bay Aquaculture Limited ...	14
6.3. Appointment of Commissioner - Cloud Ocean Water	16
7. Extraordinary and Urgent Business	17
8. Next Meeting - to be confirmed	17
9. Closure	17

1. Apologies

2. Conflict of Interest

3. Minutes

3.1. Minutes from 1 November 2018

Refer to attachment on following page.

REGULATION HEARING COMMITTEE

Minutes of the meeting held in the
Rakahuri Room, 200 Tuam Street, Christchurch, on
Thursday, 1 November 2018 at 8.30am

CONTENTS

- 1.0 Apologies
- 2.0 Conflict of Interest
- 3.0 Minutes of Meeting – 20 September 2018
- 4.0 Matters Arising
- 5.0 Deputations and Petitions
- 6.0 Items for Discussion
 - 6.1 Appointment of Hearing Commissioner – Hurunui District Council
- 7.0 Extraordinary and Urgent Business
- 8.0 Next Meeting
- 9.0 Closure

PRESENT

Councillors Tom Lambie (Chairperson), Lan Pham, Peter Scott, Claire McKay

IN ATTENDANCE

Virginia Loughnan (Consents Manager), Alison Cooper (Consents Hearings Officer)

1. APOLOGIES

Resolved:

The Regulation Hearing Committee

- 1. Receive the apologies from Councillors Peter Skelton and Elizabeth Cunningham; and
- 2. Appoint Councillor T Lambie as Chairperson for this meeting.

Cr. Scott/ Cr. Pham
CARRIED

2. CONFLICT OF INTEREST

No conflicts of interest were declared.

3. MINUTES OF MEETING – 20 SEPTEMBER 2018

Resolved:

The Regulation Hearing Committee:

Confirms the minutes of the meeting held on 20 September 2018 as a true and correct record.

Cr. Scott / Cr. Pham
CARRIED

4. MATTERS ARISING

Item 6.2. Resource Consent Application - CRC182795

Councillor P. Scott asked for clarification regarding condition 9(b) relating to the substances to be included on the signage.

5. DEPUTATIONS AND PETITIONS

There were no deputations or petitions.

6. ITEMS FOR DISCUSSION

6.1 Appointment of Hearing Commissioner – Hurunui District Council

Resolved:

That the Regulation Hearing Committee in regard to resource consent application CRC185084 to be held by Hurunui District Council:

- 1. Appoints Sharon McGarry as a Hearings Commissioner under s34A of the Resource Management Act 1991; and**
- 2. Delegates to Sharon McGarry pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the resource consent application**

Cr Lambie / Cr Pham
CARRIED

7. EXTRAORDINARY AND URGENT BUSINESS

There was no extraordinary or urgent business.

8. NEXT MEETING

To be advised.

9. CLOSURE

The Chairperson declared the meeting closed at 8:42am

CONFIRMED

Date: _____

Chairperson: _____

4. Matters Arising

5. Deputations and Petitions

6. Items for discussion

6.1. Appointment of Hearing Commissioner - Objection to Decision

Regulation Hearing Committee paper

Date of meeting	15 November 2018
Agenda item	6.1
Consents Manager	Virginia Loughnan
Author	Alison Cooper

Purpose

1. To appoint a Hearing Commissioner to hear and decide an objection to decision on resource consent CRC185518 made by Mr B L and Mrs N M Burrows

Recommendations

That the Regulation Hearing Committee in regard to an objection to decision on resource consent CRC185518 made by Mr B L & Mrs N M Burrows:

1. **Appoints Cindy Robinson as a Hearings Commissioner under s34A of the Resource Management Act 1991; and**
2. **Delegates to Cindy Robinson pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the objection to decision.**

Background

2. Mr B L and Mrs N M Burrows have objected to the decision to refuse the consent.
3. Mr and Mrs Burrows applied for resource consent to take and use groundwater, and the surrender of a resource consent in essence transferring the consent to a new site.
4. The application is located in the Hook Groundwater Allocation Zone. The zone is over-allocated as based on Plan Change 3 of the Land and Water Plan.

Proposed Commissioners

5. Cindy Robinson has satisfied Council staff she has the necessary criteria, including technical ability, RMA Accreditation certification, availability and timeframe commitments to carry out the duties required.

Legal compliance

6. S34A of the Resource Management Act 1991 allows Council to delegate functions to Hearing Commissioners appointed by the Canterbury Regional Council.
7. The Regulation Hearing Committee appoints Hearing Commissioners in relation to consent authority matters under the Resource Management Act 1991.

Peer reviewers	Virginia Loughnan
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6.2. Appointment of Pre-Hearing Chairperson - Pigeon Bay Aquaculture Limited

Regulation Hearing Committee paper

Date of meeting	15 November 2018
Agenda item	6.2
Consents Manager	Virginia Loughnan
Author	Alison Cooper

Purpose

1. To appoint a Pre-hearing Chairperson to facilitate a pre-hearing meeting of resource consent application CRC185518 to be held by Pigeon Bay Aquaculture Limited.

Recommendations

That the Regulation Hearing Committee in regard to resource consent application CRC185518 to be held by Pigeon Bay Aquaculture Limited:

1. **Appoints Kenneth Lawn as a Pre-Hearing Chairperson s99 of the Resource Management Act 1991; and**
2. **Delegates to Kenneth Lawn pursuant to s99 Resource Management Act 1991, the function, powers and duties required to: chair a pre-hearing meeting.**

Background

2. Pigeon Bay Aquaculture Limited has applied for resource consent to extend a marine farm located in Big Bay, Banks Peninsula. The marine farm will cultivate and harvest two species of mussels.
3. The application is to replace an existing consent that expired 18 September 2018.
4. The application was publicly notified, and five submissions were received, Four submitters wish to be heard and all oppose the application.
5. The applicant has requested a pre-hearing meeting. The purpose of a pre-hearing meeting is to clarify a matter or issue; or facilitate a resolution of the matter or issue.

Proposed Chairperson

6. Kenneth Lawn has satisfied Council staff he has the necessary criteria, including technical ability, RMA Accreditation certification, availability and timeframe commitments to carry out the duties required as a Pre-hearing Chairperson.

Legal compliance

7. S34A of the Resource Management Act 1991 allows Council to delegate functions to Hearing Commissioners appointed by the Canterbury Regional Council.
8. The Regulation Hearing Committee appoints Hearing Commissioners in relation to consent authority matters under the Resource Management Act 1991.

Attachments

Nil

6.3. Appointment of Commissioner - Cloud Ocean Water

Regulation Hearing Committee paper

Date of meeting	15 November 2018
Agenda item	6.3
Consents Manager	Virginia Loughnan
Author	Louise McDonald

Purpose

1. To appoint Hearing Commissioners to hear and decide resource consent application CRC192153 Ocean Cloud Water Limited.

The report will be tabled at the meeting.

7. Extraordinary and Urgent Business

8. Next Meeting - to be confirmed

9. Closure