


CANTERBURY REGIONAL COUNCIL
Kaunihera Taiao ki Waitaha

AGENDA|2019



**Regulation Hearing
Committee**

Thursday, 14 November 2019

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Time: 8.30am

Venue: Council Chamber,
200 Tuam Street, Christchurch



Regulation Hearing Committee

Membership

Members:

Cr Claire McKay
Cr Lan Pham
Cr Peter Scott

**ENVIRONMENT CANTERBURY
REGULATION HEARING COMMITTEE**

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- 1. Apologies**
- 2. Conflict of Interest**
- 3. Deputations and Petitions**

4. Minutes

4.1. Minutes from 7 November 2019

Refer to attachment on following page.

UNCONFIRMED

REGULATION HEARING COMMITTEE

Minutes of the meeting held in the
Council Chamber, 200 Tuam Street, Christchurch, on
Thursday, 11 November 2019 at 9.00am

CONTENTS

- 1.0 Apologies
- 2.0 Conflict of Interest
- 3.0 Minutes of Meeting – 10 October 2019
- 4.0 Matters Arising
- 5.0 Deputations and Petitions
- 6.0 Item for Discussion
 - 6.1 Appointment of Hearing Commissioner – South Hilton Limited
- 7.0 Extraordinary and Urgent Business
- 8.0 Next Meeting
- 10.0 Closure

PRESENT

Councillors Claire McKay (Chair), Lan Pham and Peter Scott

IN ATTENDANCE

Hayleigh Brereton (Regional Leader Consents Delivery), and Alison Cooper (Consents Hearings Officer)

1. APOLOGIES

There were no apologies.

2. CONFLICT OF INTEREST

Councillor Scott noted he knew the objector in Item 6.1. It was noted and agreed that it was not a conflict of interest in this matter.

3. MINUTES OF MEETING – 10 OCTOBER 2019

The Regulation Hearing Committee:

Noted the minutes of the meeting held on 10 October 2019

Cr McKay / Cr Scott
CARRIED

4. MATTERS ARISING

There were no matters arising.

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5. DEPUTATIONS AND PETITIONS

There were no deputations or petitions.

6. ITEMS FOR DISCUSSION

6.1 Appointment of Hearing Commissioner – South Hilton Limited

Resolved:

That the Regulation Hearing Committee in regard to an objection to costs of resource consent application CRC193069 held by South Hilton Limited

- 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 costs.**

Cr Pham / Cr McKay
CARRIED

Councillor Scott asked for clarification on the experience of the hearing commissioner. It was explained that she was experienced in hearing cost objections.

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 8.40 am

CONFIRMED

Date:

Chairperson:

5. Matters Arising

6. Items for discussion

6.1. Appointment of Hearing Commissioner -Wongan Hills Limited

Regulation Hearing Committee paper

Date of meeting	14 November 2019
Agenda item	6.1
Consents Manager	Virginia Loughnan
Author	Alison Cooper

Purpose

1. To appoint Hearing Commissioners to hear and decide resource consent application CRC193743, CRC193745 and CRC193748 to be held by Wongan Hills Limited

Recommendations

That the Regulation Hearing Committee in regard to resource consent application(s) CRC193743, CRC193745 and CRC193748 to be held by Wongan Hills Limited:

1. **Appoints Emma Christmas as a Hearings Commissioner under s34A of the Resource Management Act 1991; and**
2. **Delegates to Emma Christmas 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 applications.**

Background

2. Wongan Hills Limited has applied to fully transfer groundwater from two groundwater permits and amalgamate the transferred water (CRC193743 and CRC193745) with the applicant's existing groundwater permit. Half the volume able to be taken under the permits being transferred is proposed to be surrendered.
3. The water is required for irrigation within an existing irrigated 202 hectare area of a larger farm located Bayleys Road, Birdlings Flat (Kaitorete Spit). The water is to be used for crops and pasture for grazing stock, stock drinking water supply, and domestic supply.
4. The application was limited notified to four parties. One submission was received and then subsequently withdrawn. There are no submitters to be heard.

Proposed Commissioners

5. It is recommended that an independent hearing commissioner be appointed to decide this application because senior staff have been involved in providing advice and to avoid any potential of a perceived conflict.
6. The proposed hearing commissioner is an experienced hearing commissioner as a sole commissioner or on hearing panels. She has the technical ability in water quality and planning.
7. Emma Christmas 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

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

Attachments

Peer reviewers	Virginia Loughnan
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7. Extraordinary and Urgent Business

8. Other Business

9. Next Meeting - to be confirmed

10. Closure