

7/02/2020



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Dear Edwina,

### **S91 Request for additional application**

**Record Number/s:** CRC184166, CRC200500 CRC201366, CRC201367, CRC201368, CRC203016  
**Applicant Name:** Bathurst Coal Limited  
**Activity Description:** Various consents to undertake mining activities at the Canterbury Coal Mine

Thank you for your response to the s91 and s92 request for a further application and information dated 20 December 2019. Due to the retrospective nature of the activities subject to some of the consent applications, Environment Canterbury is eager to progress the applications in process as quickly as possible. Therefore, in the interests of proceeding with the overall consent process, Environment Canterbury wish to withdraw the s91 request dated 18 October 2019.

Environment Canterbury will continue processing the applications lodged by Bathurst Coal Limited on the basis of the geographic extent and description of activities described in each of the application documents received to date. However, Environment Canterbury maintain that for the discharge of mine influenced water, the geographic scope of CRC170541 (issued) and CRC201368 (in process) does not cover the entire Mine Operations Area (MOA) and there remains part of the site that will be unconsented. This will be described in the recommendation on notification and the s42A report supporting the recommendation to grant or decline the resource consents. As such, decision-makers on the resource consents may decide to "re-issue" the s91 request which could further delay the applications and increase processing costs.

Further, as we remain of the view the applications lodged do not address the entire MOA, this matter has been referred to the Environment Canterbury enforcement team for consideration. What direction this will take has yet to be decided.

The processing clock for all applications will restart as of today, 7/02/2020. We will be in touch if we require any further information regarding the processing of the consent applications before us.

Yours sincerely,



Virginia Loughnan  
**Consents Planning Manager**

cc: Claire Hunter

Mitchell Daysh

Via email: [Claire.hunter@mitchelldaysh.co.nz](mailto:Claire.hunter@mitchelldaysh.co.nz)