

**From:** [Edwina White](#)  
**To:** [Adele Dawson](#); [Claire Hunter](#)  
**Subject:** RE: Bathurst Coal - Follow up to letter  
**Date:** Tuesday, 18 February 2020 5:22:41 PM  
**Attachments:** [image001.png](#)

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Dear Adele

Thank you for your letter and email correspondence dated Friday 7<sup>th</sup> February 2020. I also refer to your telephone conversation with Claire Hunter on Monday 10<sup>th</sup> February 2020 and your email below. We are really pleased that the processing of the consents will continue.

In your correspondence (as mentioned above), you requested clarification on two matters. Each matter, along with our response, is set out below.

CRC184166 – Confirmation that the paragraph regarding wetlands in Section 6.4 of the original AEE dated 6<sup>th</sup> March 2018 is superseded by the information provided within the response to the RFI submitted on 20<sup>th</sup> December 2019. We hereby confirm that the information provided within the RFI, supersedes that presented in the AEE.

Consent Application Package – Confirmation on whether or not the consents being applied for were retrospective or “new”. All consents applied for since 2018 are set out below along with a comment on whether or not, the application was retrospective or “new”:

- CRC184166 – Earthworks consent as required by rules in the LWRP becoming operative : PARTIALLY RETROSPECTIVE/PARTIALLY NEW
- CRC200500 – Air discharge renewal: NEW/RENEWAL
- CRC201366/CRC201367/CRC201368 – During the processing of CRC184166, it was identified that two additional land parcels were required to cover the Mining Operations Area (MOA) to enable discharge from the Tara Catchment. The original AEE (associated with CRC170541), had included the missing land parcels by description, however, these two parcels were not transposed across onto the consent documentation. To this end, a variation to the existing CRC170541 was submitted in 2018 to include the two land parcels (application reference CRC191342, submitted in 2018). The variation was not accepted by ECan due to the addition of the new land parcels. It was also identified that supplementary to the new land parcels, two additional consents were required. A subsequent new application was submitted (CRC201366-201368) to cover the three consents required. Whilst the effects have remained no more than / less than minor, disturbance associated with mining activities (including take, divert and discharge) has been undertaken in some areas associated with the Mining Operations Area (MOA).
  - CRC201366 – to take and divert surface water (temporary and permanent), including that from artificial pond(s) associated with the MOA. The diversion of water is from a highly disturbed site so the diversion enables appropriate treatment of the water prior to discharge. Effects from this activity are no more / less than minor. PARTIALLY RETROSPECTIVE/PARTIALLY NEW
  - CRC201367 – to take and divert groundwater (temporary and permanent). As set out above, whilst the effects are no more / less than minor, disturbance

associated with mining activities has been undertaken within the MOA. Akin to CRC201366, this consent will allow the interception and treatment of groundwater captured as a result of the mining activity. The volumes of groundwater intercepted are small and incidental to earthworks and is likely to be minimal. PARTIALLY RETROSPECTIVE/PARTIALLY NEW

- CRC201368 – Discharge of stormwater from the two parcels of land both onto land and to the Tara Stream. Technically, CRC201368 is supplementary to the issued consent CRC170541. PARTIALLY RETROSPECTIVE/PARTIALLY NEW
- CRC203016 – During the processing of CRC201366-201368 which has been bundled with CRC184166 and CRC200500, it was identified that two additional land parcels were required to cover the Mining Operations Area (MOA) to enable the discharge of Coal Combustion Residuals (CCR), lime and mussel shells. The original AEE (associated with CRC170540), had included the missing land parcels, however, these two parcels were not transposed across onto the consent documentation. Technically, CRC203016 is again supplementary to the issued consent CRC170540. Some areas of the two additional land parcels have been subject to the emplacement of CCR, lime and mussel shells as part of the AMD strategy. PARTIALLY RETROSPECTIVE/PARTIALLY NEW

We trust that the above provides confirmation to your queries. We understand that you were planning to meet with ECan last week, we would greatly appreciate any update you can provide following this.

Regarding the requested duration of consents, you raise a good point and I will have to get back to you on this. I will need to confer with the site. I will endeavour to get back to you as soon as I can.

Thanks for your email. I apologise for the delay in getting back to you.

Please do not hesitate to contact me should you have any further questions.

Edwina

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**From:** Adele Dawson <adele@incite.co.nz>

**Sent:** Tuesday, 18 February 2020 10:36 AM

**To:** Claire Hunter <claire.hunter@mitchelldaysh.co.nz>; Edwina White <Edwina.White@bathurst.co.nz>

**Subject:** Bathurst Coal - Follow up to letter

Good morning Claire and Edwina,

Just wanting to follow up on a couple of things and let you know where things sit in terms of timeframes for the notification decision.

In terms of follow up, are you able to provide the amendment to CRC184166 as described (confirming that wetland removal will occur as described in the RFI response).

Additionally, I was wondering whether you had considered to what extent the consents are

retrospective. The earthworks application CRC184166 makes it clear that retrospective consent is sought, but the other applications are silent. Confirmation of this would be appreciated, to date I have assumed these consents are also retrospective.

One final matter to consider is the durations sought for all consents. The requested durations are all different, as follows:

- CRC184166: 15 years.
- CRC20050: 35 years
- CRC201366-8: 35 years
- CRC203016: 20 years.

I just want to confirm these durations are those that are sought, and if so if there is a reason for them to differ.

In terms of timeframes, I am working towards a notification decision being made by the 6<sup>th</sup> of March. I am getting all technical reviews and reports finalised this week and need some time for Ecan to review the recommendation memorandum next week.

Kind regards,

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**Adele Dawson**

Senior Resource Management Consultant



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