

## **REGULATION HEARING COMMITTEE**

Minutes of the meeting held in the  
Council Chambers, 200 Tuam Street, Christchurch on  
Thursday, 11 November 2021 at 8.30am

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### **PRESENT**

Tumu Taiao Yvette Couch-Lewis (Chair), Councillors Claire McKay, Grant Edge, Nicole Marshall, Elizabeth McKenzie, Craig Pauling, and Lan Pham

### **IN ATTENDANCE**

Catherine Schache (Legal Counsel), Judith Earl-Goulet (General Manager Regulatory Services), Aurora Grant (Consents Manager), Henry Winchester (Senior Planner), and Alison Cooper (Consents Coordinator)

#### **1. MIHI/KARAKIA TIMATANGA - OPENING**

Cr Marshall opened the meeting with a karakia.

#### **2. APOLOGY**

There were no apologies.

#### **3. DEPUTATIONS AND PETITIONS**

There were no deputations or petitions.

#### **4. CONFLICT OF INTEREST**

There were no conflicts of interest.

#### **5. MINUTES OF MEETING – 30 SEPTEMBER 2021**

*Refer pages 5 - 8 of the agenda.*

#### **RESOLVED**

**The Regulation Hearing Committee confirms the minutes of the meeting held on 30 September 2021 as a true and correct record.**

Cr Edge/Cr McKay  
CARRIED

#### **6. MATTERS ARISING**

There were no matters arising.

#### **7. ITEMS FOR DISCUSSION**

##### **7.1 Appointment of Hearing Commissioner – Orari Coach Station Limited**

*Refer pages 10-12 of the agenda.*

Cr McKay asked if discussions with the Timaru District Council had taken place about a joint hearing. It was noted that discussion was still to be heard.

Cr Edge queried the limited notification decision. Ms Schache clarified that the notification decision was made in regard to the Resource Management Act requirements.

#### **RESOLVED**

**That the Regulation Hearing Committee in regard to resource consent applications CRC210919, CRC210920, CRC210923 and CRC210970 applied for by Orari Coach Station Limited**

- 1. Appoints Brent Cowie as a Hearings Commissioner under s34A of the Resource Management Act 1991; and that**
- 2. Delegates to Brent Cowie 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.**

Cr Pauling/Cr Pham  
CARRIED

##### **7.2 Appointment of Hearing Commissioner – Christchurch City Council**

*Refer pages 13–14 of the agenda*

There was discussion if more than one hearing commissioner should be appointed. It was noted that there was public concern about the activity and that the city council had public meetings about the new facility.

Cr Marshall noted that there was an expectation the Christchurch City Council will move to build the new plant.

## **RESOLVED**

**That the Regulation Hearing Committee in regard to resource consent applications CRC204086, CRC204087 and CRC210834 applied for by Christchurch City Council**

- 1. Appoints Hoani Langsbury as a Hearings Commissioner under s34A of the Resource Management Act 1991; and that**
- 2. Delegates to Hoani Langsbury 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.**

Cr McKay/Cr Marshall  
CARRIED

### **7.3 Appointment of Hearing Commissioner – SOL Quarries Limited** *(Refer pages 16-17 of the agenda)*

## **RESOLVED**

**That the Regulation Hearing Committee in regard to an objection to costs incurred in the processing of resource consent application(s) CRC193563, CRC193564 and CRC`93773 applied for by SOL Quarries Limited**

- 1. Appoints Cindy Robinson as a Hearings Commissioner under s34A of the Resource Management Act 1991; and that**
- 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.**

Cr Pham/Cr Edge  
CARRIED

### **7.4 Appointment of Hearing Commissioner – Rooney Earthmoving Limited** *(Refer pages 18-19 of the agenda)*

## **RESOLVED**

**That the Regulation Hearing Committee in regard to an objection to costs incurred in the processing of resource consent application CRC212021 applied for by Rooney Earthmoving Limited**

- 1. Appoints Cindy Robinson as a Hearings Commissioner under s34A of the Resource Management Act 1991; and that**
- 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.**

Cr McKay/Cr Marshall  
CARRIED

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### **7.5 Ashburton Consent Review Panel Recommendation** *(Refer pages 20-31 of the agenda)*



Cr Pauling acknowledged staff for getting a second hearing commissioner.

Cr McKay asked what numbers were envisaged to be notified. Mr Winchester said 59 consents had been decided and it will likely that 3 or 4 may propose alternative conditions.

Cr Pham asked if the appointment should be for all notified consents, that is limited and publicly notified consent.

## MOTION

That the Regulation Hearing Committee in regard to the Ashburton Consent Reviews:

1. Appoints Hoani Langsbury as an additional Hearing Commissioner for all publicly notified consents in the Ashburton Consent Reviews, to consider and decide that consent review under Section 132 of the Resource Management Act 1991 alongside already appointed Chair Sharon McGarry.

An amendment was moved by Cr Pham and seconded by Cr Pauling to add the words 'limited and' before the words 'publicly notified'.

## RESOLVED

**That the Regulation Hearing Committee in regard to the Ashburton Consent Reviews:**

1. **Appoints Hoani Langsbury as an additional Hearing Commissioner for all limited and publicly notified consents in the Ashburton Consent Reviews, to consider and decide that consent review under Section 132 of the Resource Management Act 1991 alongside already appointed Chair Sharon McGarry**

Cr Pham / Cr Pauling

The amendment was CARRIED and became the substantive motion

## 8. EXTRAORDINARY AND URGENT BUSINESS

There was no extraordinary and urgent business

## 9. GENERAL BUSINESS

Cr McKenzie asked about notified consents and providing the rationale for notification decisions.

Ms Grant advised that hearing commissioners make the substantive decision on notified applications and should not be granting a consent if the application should have been notified and it was not. It was noted that future agenda items would include information on notification decisions.

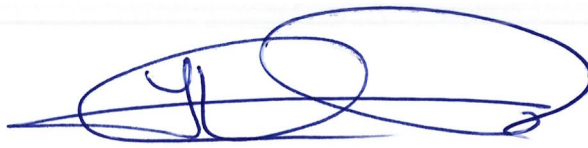
Ms Grant advised a paper on notification of resource consent applications will be circulated to a full Council briefing meeting.

It was also noted that information on consent applications and notification reports can be accessed through the Consent Search feature of the website for consents.

10. **NEXT MEETING** - To be confirmed.

11. **MIHI/KARAKIA WHAKAMUTUNGA - CLOSURE** – The meeting closed at 9:05am

**CONFIRMED:**



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Committee Chair Yvette Couch-Lewis  
Tumu Taiao, Environment Canterbury