

Minutes of the Regulation Hearing Committee (under COVID-19 Orange Traffic Light restrictions), held in the Council Chambers on Thursday, 19 May 2022 at 8.30am.

Present

Co-Chairs Tumu Taiao Yvette Couch-Lewis and Councillor Nicole Marshall, Councillors Grant Edge, Claire McKay, Elizabeth McKenzie and Lan Pham.

1. Mihi / Karakia Timatanga – Opening

Cr Nicole Marshall opened the meeting followed by Cr Elizabeth McKenzie with a karakia.

2. Apologies

An apology for absence was received from Cr Craig Pauling. An apology for lateness was received from Cr Grant Edge.

3. Conflicts of Interest

Councillor Cr Claire McKay declared an interest in item (7.2) and item (7.4).

4. Public Forum, Deputations, and Petitions

There were no requests for public forum, deputations and petitions.

5. Extraordinary and Urgent Business

There was no extraordinary or urgent business.

6. Minutes

Resolved RHC/2022/12

Staff recommendations adopted without change.

That the Regulation Hearing Committee:

1. confirms the minutes from the Regulation Hearing Committee meeting held Thursday, 5 May 2022.

Cr Nicole Marshall/Cr Elizabeth McKenzie
CARRIED

7. Report Items

7.1. Appointment of Hearing Commissioner - Kingan Property Investments Ltd

Resolved RHC/2022/13

Staff recommendations adopted without change.

That the Regulation Hearing Committee:

1. in regard to resource consent application CRC220011 made by Kingan Property Investments Limited (the 'Application')
 - 1.1. appoints Bianca Sullivan as a Hearings Commissioner under s34A of the Resource Management Act 1991; and
 - 1.2. delegates to Bianca Sullivan pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; consider and decide the application.

Cr Claire McKay/Tumu Taiao Yvette Couch-Lewis

CARRIED

Councillor Edge joined the meeting at 8.35am at the commencement of discussion on item 7.2

7.2. Appointment of Hearing Commissioners

Resolved RHC/2022/14

Staff recommendations adopted without change.

That the Regulation Hearing Committee:

1. Acting under Section 34A of the Resource Management Act 1991 and for a period of time to expire on 23 May 2023:
 - 1.1. appoints Sharon McGarry as a Hearings Commissioner;
 - 1.2. appoints Hoani Langsbury as a Hearings Commissioner;
 - 1.3. appoints Bianca Sullivan as a Hearings Commissioner;
 - 1.4. appoints Michael Freeman as a Hearings Commissioner; and
 - 1.5. appoints Michael Durand as a Hearings Commissionereach of them acting severally, to consider and decide the non-notification, limited notification or public notification of resource consent applications, or to consider and decide applications to extend a lapse period received from:

- a) sections within Environment Canterbury;
 - b) Environment Canterbury staff members, Environment Canterbury Councillors and Tumu Taiao, and family members of those people;
 - c) occupiers of Environment Canterbury owned land; and
 - d) applicants where Environment Canterbury or its staff would have a conflict of interest or perceived conflict of interest; and
2. following any notification decision made under paragraph (1):
 - 2.1 if that decision is not to notify the consent application, to consider and decide that consent application; and
 - 2.2 if that decision is to limited notify or to publicly notify that consent application, to sit as sole commissioner; or as Chair or member of a hearing panel in conjunction with other Hearing Commissioners to be appointed at a later date; to consider and decide that consent application; and
 3. Delegates to each of the people named in paragraphs 1.1 to 1.5, the function, powers and duties required to: deal with any preliminary matters; consider and, subject to the appointment of additional Hearing Commissioners set out in paragraph 2.2, to decide any such applications.

Cr Nicole Marshall/Cr Grant Edge
CARRIED

7.3. Appointment of Hearing Commissioner - Waimakariri District Council

Resolved RHC/2022/15

Staff recommendations adopted without change.

That the Regulation Hearing Committee:

1. In regard to resource consent applications CRC221240, CRC221241, CRC221242, CRC221243, and CRC221244 made by Waimakariri District Council (the 'Applications')
 - 1.1. appoints Michael Freeman as a Hearings Commissioner under s34A of the Resource Management Act 1991; and
 - 1.2. delegates to Michael Freeman 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 Grant Edge/Tumu Taiao Yvette Couch-Lewis
CARRIED

7.4. Appointment of Hearing Commissioners - Objections

Resolved RHC/2022/16

Staff recommendations adopted without change.

That the Regulation Hearing Committee:

1. Acting under Section 34A of the Resource Management Act 1991 and for a period of time to expire on 23 May 2022:
 - 1.1. Appoints Sharon McGarry as a Hearings Commissioner;
 - 1.2. Appoints Bianca Sullivan as a Hearings Commissioner;
 - 1.3. Appoints Graham Taylor as a Hearings Commissioner,each of them severally, to consider, and hear and decide an objection to costs; and an objection to a decision to a resource consent application received from:
 - (a) sections within Environment Canterbury
 - (b) Environment Canterbury staff members, Environment Canterbury Councillors and Tumu Taiao, and family members of those people;
 - (c) Occupiers of Environment Canterbury owned land; and
 - (d) Objectors where Environment Canterbury or its staff would have a conflict of interest or perceived conflict of interest; and
 - (e) Objectors to a decision who request an independent hearing commissioner
2. Delegates to each of the people named in paragraphs 1.1 to 1.3, the function, powers and duties required to: deal with any preliminary matters; consider, and decide any such objections.

Cr Lan Pham/Cr Elizabeth McKenzie
CARRIED

8. Next Meeting

The next meeting will be advised.

9. Mihi / Karakia Whakamutunga - Closing

Meeting concluded at 8.42am.

CONFIRMED:

Chair Cr Nicole Marshall
Councillor, Environment Canterbury

Date