

Council Agenda 28 August 2024

Meeting will be held at ORC Chambers, Philip Laing House, Lvl 2, 144 Rattray Street, Dunedin, and live streamed to the [ORC YouTube Channel](#)



Members:

Cr Gretchen Robertson, Chairperson
Cr Lloyd McCall, Deputy Chairperson
Cr Alexa Forbes
Cr Gary Kelliher
Cr Michael Laws
Cr Tim Mepham
Cr Kevin Malcolm
Cr Andrew Noone
Cr Bryan Scott
Cr Alan Somerville
Cr Elliot Weir
Cr Kate Wilson

Senior Officer: Richard Saunders, Chief Executive
Meeting Support: Kylie Darragh, Governance Support Officer

28 August 2024 01:00 PM

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1. WELCOME	
2. APOLOGIES	
3. PUBLIC FORUM Pierre Marasti will speak on behalf of Extinction Rebellion.	
4. CONFIRMATION OF AGENDA The agenda to be confirmed as published, with the later addition of matter 10.7 OPS2434 Regional Infrastructure Fund Flood Protection Programme Tranche 1, due to central government approval time frames.	
5. DECLARATIONS OF INTEREST Members are reminded of the need to stand aside from decision-making when a conflict arises between their role as an elected representative and any private or other external interest they might have. The Register of Pecuniary Interests can be found on the ORC Website	
6. PRESENTATIONS	
6.1 Port Otago Annual Report Kevin Winders, Stephen Connolly and Jodi Taylor will be present.	

6.2	Southern Wood Council Rebecca Shepherd will be present.	
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10.	MATTERS FOR CONSIDERATION	40
10.1	Annual Returns of Inactive Subsidiaries To pass resolutions in lieu of holding annual general meetings for Council's three wholly owned inactive subsidiaries. The resolutions are to not hold an annual general meeting and to not appoint an auditor for each company.	40
10.2	Waitaki River Update To provide Council with an update on the investigation into whether a partnership approach could allow the Waitaki River catchment to be managed holistically as a single connected catchment.	43
10.3	Correspondence Received from the Minister for the Environment concerning the LWRP To provide Council with an update on a response to the recent letters received from the Minister for the Environment.	48

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10.4	Identification of Potential Commissioners to Hear the Draft Land and Water Regional Plan	55
	For Council to note the process for appointing a Freshwater Hearing Panel to receive submissions, hear evidence and make decisions on a freshwater instrument, ahead of the request for notification of the draft Land and Water Regional Plan (dLWRP).	
10.5	Progress Update on pORPs 2021	58
	This paper provides an overview of appeals received on the proposed Otago Regional Policy Statement 2021 (pORPS) and progress to resolve the appeals.	
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10.6	Delegations Report	140
	To confirm proposed amendments to the Otago Regional Council Delegations Manual that require approval by Council resolution.	
10.6.1	Delegations Final Version	144
10.7	Regional Infrastructure Fund Flood Protection Programme Tranche 1	
	To seek Council approval to enter into a Regional Infrastructure Fund (RIF), Grant Funding Agreement with the Ministry of Business, Innovation and Employment (Ministry).	
	This late paper will be circulated separately and made publicly available on the ORC website when it is complete.	
11.	RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS	228
11.1	Recommendations of the Public and Active Transport Committee 7 August	228
11.2	Recommendations of the Safety & Resilience Committee 8 May 2024	229
12.	Resolution to Exclude the Public	230
	That the Council excludes the public from the following part of the proceedings of this meeting (pursuant to the provisions of the Local Government Official Information and Meetings Act 1987), namely:	
	Confirmation of the Public Excluded Minutes of Council 24 July 2024 OPS2433 Award of Unit 5 Tender	
12.1	Public Exclusion Table	230
13.	CLOSURE	



Council MINUTES

Minutes of an ordinary meeting of the Otago Regional Council held at The Gate, 6 Barry Avenue, Cromwell, Central Otago, Wednesday 24 July 2024, commencing at 1:00 PM.

[YouTube Livestream Link](#)

PRESENT

Cr Gretchen Robertson *(Chairperson)*

Cr Alexa Forbes

Cr Gary Kelliher *(online)*

Cr Kevin Malcolm

Cr Tim Mephram

Cr Andrew Noone

Cr Bryan Scott

Cr Alan Somerville

Cr Elliot Weir

Cr Kate Wilson

1. WELCOME

Chairperson Robertson welcomed Councillors, members of the public and staff to the meeting at 1:00 pm with a karakia. Staff present included Richard Saunders (Chief Executive), Nick Donnelly (GM Finance), Anita Dawe (GM Planning and Transport), Tom Dyer (GM Science and Resilience) Joanna Gilroy (GM Environmental Delivery), Tami Sargeant (GM People & Corporate) Amanda Vercoe (GM Strategy & Customer -Deputy CEO), Kylie Darragh (Governance Support), Lorraine Cheyne (Manager Transport).

The Chair also extended a special welcome to Parliamentary Commissioner for the Environment Simon Upton, Mayor Tim Cadogan and councillors attending from the Central Otago District Council.

2. APOLOGIES

Resolution: Cr Wilson Moved, Cr Somerville Seconded:

That the apologies for Cr Lloyd McCall and Cr Michael Laws be accepted.

MOTION CARRIED

3. PUBLIC FORUM

Pierre Marasti was present to speak on behalf of Extinction Rebellion. Following an opportunity for questions Chair Robertson thanked Pierre for attending.

Jack Davis from Lowburn Valley spoke on his consent application for off grid electricity generation. Following an opportunity for questions Chair Robertson thanked Jack for attending.

Philip Murray Chair of the Central Otago Environmental Society spoke on the notification of the Regional Land and Water Plan. Following an opportunity for questions, Chair Robertson thanked Philip for attending.

4. CONFIRMATION OF AGENDA

The agenda was confirmed as published.

5. DECLARATIONS OF INTERESTS

No changes to Councillor Declarations of Interests were noted.

6. PRESENTATIONS

Parliamentary Commissioner for the Environment Simon Upton and Geoff Simmons (Chief Economist for the Parliamentary Commissioner for the Environment) spoke on the Going with the Grain Report and addressing the changing of land use to help mitigate future national and global climate change. There was an opportunity for questions and Chair Robertson thanked both for their attendance.

7. CONFIRMATION OF MINUTES

Resolution: Cr Mephram Moved, Cr Wilson Seconded

That the minutes of the (public portion of the) Council meeting held on 26 June 2024 be received and confirmed as a true and accurate record.

MOTION CARRIED

8. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

Open actions from resolutions of the Committee were reviewed. The Chair noted that the first three listed were showing clear progress, but due dates will not be met so would need extending but otherwise all tracking well.

9. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

9.1. Chairperson's Report

Chair Robertson mentioned some highlights, including Libby Caldwell's (Manager Environmental Implementation) presentation on National Wilding Conifers Programme funding at Minister Hoggard's site visit in Twizel and the work with DCC and Youth Voice post the Dunedin Bus Hub tragedy. There was an opportunity for questions on the report.

Resolution: Cr Forbes Moved, Cr Noone Seconded

That the report be noted.

MOTION CARRIED

9.2. Chief Executive's Report

Chief Executive Richard Saunders took the opportunity to formally welcome to the new Executive Leadership Team to Council for their first meeting. There was an opportunity for questions on the report.

Resolution: Cr Weir Moved, Cr Somerville Seconded

That the report be noted.

MOTION CARRIED

10. MATTERS FOR CONSIDERATION

10.1. Upper Lakes ICG appointment

[YouTube 02:14:22] This paper provided an update to Council on the progress on the Integrated Catchment Management (ICM) Programme in the Upper Lakes including the nomination of a Councillor for the group and endorsement of: a. the community's preference for the scope (boundary) of the Catchment Action Plan (CAP); b. proposed members to be appointed to the Upper Lakes Integrated Catchment Group (ICG); and c. the proposed Terms of Reference for the Upper Lakes ICG. Anna Molloy (Principal Advisor Environmental Implementation) and Simone Langhans (Catchment Action Planner) introduced the paper and were available via zoom to respond to questions.

Cr Forbes left the meeting at 3:16pm during the nomination discussion.

Resolution CM24-152 It was moved by Cr Mephram, seconded by Cr Scott:

That the Council nominates Cr Forbes to represent ORC on the Upper Lakes ICG.

MOTION CARRIED

Cr Forbes rejoined the meeting at 3:31pm.

Resolution CM24-153: Cr Scott Moved, Cr Mepham Seconded:

That the Council:

- a) Endorses the scope (boundary) for the Upper Lakes CAP as the QLDC boundary.*
- b) Appoints the recommended list of members to the Upper Lakes ICG.*
- c) Endorses the draft Terms of Reference for the Upper Lakes ICG with minor changes.*

MOTION CARRIED

10.2. Adoption of Draft Otago Southland Regional Land Transport Plan 2021-2031

[YouTube 02:35:10] This paper sought Council approval to submit the mid-term review of the Otago Southland Regional Land Transport Plan 2021-2031 to the New Zealand Transport Agency (NZTA).

Lorraine Cheyne (Manager Transport) spoke on the progress of the draft plan including an extended consultation. The next steps is adoption and submit it to the New Zealand Land Transport Authority for inclusion in their funding programme.

Cr Wilson as co-Chair on the RLTP Committee, added that the substantial inflationary issues for all councils were an enormous challenge. Overall, the paper is more understandable at a community level which is a positive for better engagement.

Cr Forbes, also co-Chair on the RLTP Committee, acknowledged Environment Southland, thanking Russell Hawkes and Lorraine Cheyne for their help in creating the document which represents the agreement between the two regions.

Resolution CM24-154: Cr Wilson Moved, Cr Forbes Seconded:

That the Council:

- a) Notes this report.*
- b) Notes the Otago Regional Transport Committee endorsed the Regional Land Transport Plan in June 2024;*
- c) Approves the mid-term review of the Otago Southland Regional Land Transport Plan 2021-2031 (being those parts of the Otago Southland Regional Land Transport Plans 2021-2031 that apply in Otago).*
- d) Forwards the approved Plan to the New Zealand Transport Agency by 1 August 2024.*

MOTION CARRIED

10.3. South Dunedin Future - Programme Update (July 2024)

[YouTube 03:07:56] This report provided an update on the South Dunedin Future (SDF) programme. It included a summary of the activities completed during January to June 2024, foreshadowing key upcoming activities, and signalled potential implications of this work. Jonathan Rowe (Programme Manager, South Dunedin Future) was available by zoom respond to questions.

Resolution CM24-155: Cr Scott Moved, Cr Weir Seconded:

That the Council:

- 1) Notes** activities undertaken as part of the South Dunedin Future (SDF) programme since the previous report to both Councils in December 2023.
- 2) Notes** the pending completion of two key assessments, including the Risk Assessment for South Dunedin and Spatial Adaptation Options for South Dunedin.
- 3) Notes** the delivery of these reports will move the programme into the next phase and require decisions on management and mitigation of risk, selection of adaptation options, and transition times for implementation.

MOTION CARRIED

10.4 Efficiency Review – Progress Update

[YouTube 03:20:57] This paper provided Council with an update on implementing the Efficiency Review recommendations following the review undertaken by Morrison Low in 2023. Richard Saunders (Chief Executive) was available to respond to questions.

Resolution CM24-156: Cr Scott Moved, Cr Malcolm Seconded

That the Council:

- a) Notes** this report.
- b) Notes** that the recommendations of the Efficiency Review will be implemented as part of a broader programme of business transformation encompassing ‘point in time’ reviews, alongside ongoing feedback mechanisms from staff, Councillors, community, partners, and stakeholders.
- c) Notes** that six monthly progress updates will be provided to Council.

MOTION CARRIED

10.5 Remuneration Authority Determination 2024/2025

[YouTube 03:35:40] The Remuneration Authority has undertaken its annual review of elected members’ remuneration and allowances and issued its determination for local government elected members which applies from 1 July 2024 until 30 June 2025. Amanda Vercoe (GM Strategy and Customer, Deputy CEO) was available to respond to questions.

Resolution CM24-157: Cr Weir Moved, Cr Robertson Seconded:

That the Council:

- 1) Receives** this report.
- 2) Notes** the updated remuneration rates for local authority members.
- 3) Approves** the 2024 ORC Councillor Expenses, Reimbursements and Allowances Policy.

MOTION CARRIED

10.6. Documents Signed Under Council Seal

[YouTube 03:42:24] This paper was brought to inform the Council of delegations which have been exercised requiring application of the Council Seal during the period of 31 July 2023 to 30 June 2024.

Resolution CM24-158: Cr Wilson Moved, Cr Mepham Seconded

That the Council:

- 1) Notes** this report.

MOTION CARRIED

11. RESOLUTION TO EXCLUDE THE PUBLIC

Resolution: Cr Wilson Moved, Cr Forbes Seconded:

I move that the public be excluded from the following parts of this meeting, namely:

1.1 Chief Executive Performance Review for 2024/25 KPIs

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under [section 48\(1\)](#) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
Chief Executive Annual Performance Review and KPIs for 2024/2025	To protect the privacy of natural persons, including that of deceased natural persons – Section 7(2)(a)	Section 48(1)(a); Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.

This resolution is made in reliance on [section 48\(1\)\(a\)](#) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by [section 6](#) or [section 7](#) of that Act or [section 6](#) or [section 7](#) or [section 9](#) of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public.

The Chair also move that Doug Craig be permitted to remain at this meeting, after the public has been excluded, because of knowledge of CE Performance Review 2024/25 KPIs This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of ongoing consultation.

MOTION CARRIED

14. CLOSURE

The public part of the meeting closed at 4:44 pm.

Council Agenda 28 August 2024 - ACTIONS (Status of Council Resolutions)

Meeting Date	Document	Item	Status	Action Required	Assignee/s	Action Taken	Due Date
22/03/2023	Council Meeting 2023.03.22	GOV2306 Proposal to participate in CouncilMARK programme	In Progress	The Chief Executive will execute an agreement with CouncilMARK to undertake an independent assessment in 2024. Res CM23-130	Chief Executive	<p>13/09/2023 Governance Support Officer</p> <p>Underway. Assessment likely to take place February 2024</p> <p>15/05/2024 Governance Support Officer</p> <p>Te Korowai (formerly CouncilMARK) is underway and due to be completed in September 2024. The main data gathering exercise takes place between May and June. A Councillor Workshop for input into our assessment is due to take place by July.</p> <p>19/07/2024 Governance Support Officer</p> <p>Workshop took place on 3 July. Next workshop takes place on 7 August.</p> <p>21/08/2024 General Manager Strategy and Customer</p> <p>Workshop took place on 7 August. Te Korowai assessors onsite 3/4 September 2024.</p>	16/12/2024
22/03/2023	Council Meeting 2023.03.22	Recommendations of the Finance Committee	In Progress	Chief Executive directs staff to undertake further work towards development of an annual awards programme including detailed costs AND provide a report to Council for consideration during the upcoming LTP process (Res FIN23-103). Res CM23-136	Chief Executive, General Manager Strategy and Customer	<p>13/09/2023 Governance Support Officer</p> <p>Underway.</p> <p>08/03/2024 Governance Support Officer</p> <p>The team will be preparing a paper based on the previous direction, to be included in the final meeting to sign off 2025 LTP.</p>	26/07/2024

Council Agenda 28 August 2024 - ACTIONS (Status of Council Resolutions)

Meeting Date	Document	Item	Status	Action Required	Assignee/s	Action Taken	Due Date
20/03/2024	Council Meeting - 20 March 2024	Chairperson's Report	In Progress	A summary review on the Wanaka Show 2024 is to be completed covering the topics of general interest, to be submitted to the Regional Leadership Committee before a firm decision is made whether to commit again next year for the Committee's consideration.	Chief Executive, Manager Communications and Marketing	<p>22/04/2024 Governance Support Officer</p> <p>Summary review of Wanaka Show effectiveness and efficiency to be submitted to the Regional Leadership Committee before a firm decision made as to whether to commit again next year.</p> <p>16/05/2024 Governance Support Officer</p> <p>An engagement workshop will be organised where development of an engagement calendar for general use and then for whole organisation attendance will be discussed</p> <p>18/07/2024 Governance Support Officer</p> <p>Engagement workshop confirmed for 26/06/24. Paper for Regional Leadership Committee will be prepared for November Regional Leadership Committee meeting.</p>	01/11/2024
20/03/2024	Council Meeting - 20 March 2024	ENV2402 Future Management of the Waitaki River catchment	In Progress	Progress Report back to Council on the Future Management of the Waitaki River catchment by August 2024 meeting.	General Manager Regional Planning and Transport	<p>29/04/2024 Governance Support Officer</p> <p>Progress on track</p> <p>11/07/2024 Governance Support Officer</p> <p>Working group continuing to meet. Will provide update to August Council meeting</p>	28/08/2024
20/03/2024	Council Meeting - 20 March 2024	ENV2402 Future Management of the Waitaki River catchment	In Progress	Staff to work with Environment Canterbury, the Moeraki Councillor from ORC and the three iwi groups to develop the next steps and report back to Council	General Manager Regional Planning and Transport	<p>29/04/2024 Governance Support Officer</p> <p>Progress on track</p>	28/08/2024

Council Agenda 28 August 2024 - ACTIONS (Status of Council Resolutions)

Meeting Date	Document	Item	Status	Action Required	Assignee/s	Action Taken	Due Date
20/03/2024	Council Meeting - 20 March 2024	REG2404 Update to Delegations Manual to Include Delegations to staff for Freshwater Farm Plan Regulations 2022	Assigned	Update to Delegations Manual to include delegations to staff for Freshwater Farm Plan Regulations 2022 as outlined in the report.	Chief Executive	16/05/2024 Governance Support Officer Workplan on pause due to changes at Central Government. An update will be provided.	16/12/2024
24/07/2024	Council Meeting - 24 July 2024	PPT2408 Adoption of Draft Otago Southland Regional Land Transport Plan 2021-2031	In Progress	Forwards the approved Otago Southland Regional Land Transport Plan 2021-2031 to the New Zealand Transport Agency	Executive Assistant - Regional Planning and Transport, Manager Transport		15/07/2024

9.1. Chief Executive's Report

Prepared for: Council
Activity: Governance Report
Author: Richard Saunders, Chief Executive
Date: 16 August 2024

PURPOSE

- [1] This report provides Council with an overview of Otago Regional Council's key projects, financial performance and progress against our levels of service

EXECUTIVE SUMMARY

- [2] The Land and Water Plan remains on track to meet the new direction of Council to prepare a draft Land and Water Regional Plan (LWRP) for notification by 31 October 2024 however recent requests for additional legal advice has placed pressure on the programme.
- [3] Planning is underway for the Annual Plan for 2025/26 process (Year 2 of the LTP). A project plan will be presented to Council in October for consideration.

RECOMMENDATION

That the Council:

- a) **Notes** this report.

DISCUSSION

Land and Water Regional Plan

- [4] Key milestones remain largely on track. The project plan is included as Attachment 1. Recent requests for additional legal advice have placed pressure on the overall programme. Staff continue to assess the schedule and will report to the LWRP Governance Group and Council should there be an increased risk of not meeting the programme.
- [5] Staff's current focus is on preparing the Section 32 report for presentation to Council. This is a significant part of the process and care is being taken to ensure that the report meets the statutory requirements set out in the Resource Management Act.
- [6] Two letters have been received from the Minister for the Environment outlining concerns about Otago's LWRP programme and requesting further information about the plan. These are the subject of a separate report on the Council agenda.

Annual Plan 2025/26

- [7] With the completion of the LTP our focus shifts to the Annual Plan for 2025/26 (Year 2 of the LTP). A project plan will be presented to Council in October for consideration.
-

Efficiency Review Actions

- [8] At the July Council meeting a request was made to include a report on Efficiency review actions as part of the Chief Executives report. An attachment will be included each quarter to monitor progress against the recommendations set out in the report. The next report will be in October.

Financials and Levels of Service

- [9] A list of the non-financial levels of service confirmed through the long term plan are included as attachment 2. Monitoring against these will commence at the end of August and be included in September's report.
- [10] The statement of comprehensive revenue and expenditure is included as attachment 3 and the statement of financial position is included as attachment 4. At the end of July there were no exceptions to report.

OPTIONS

- [11] As this is a report for noting there are no options to consider.

ATTACHMENTS






1. LWRP GG August Meeting - Milestones Status Update - 2024 Milestones [9.1.1 - 2 pages]
2. July Statement of Comprehensive Revenue and Expenses [9.1.2 - 1 page]
3. Statement of Financial Position - July [9.1.3 - 1 page]
4. Summary LOSM Report - July 2024 [9.1.4 - 2 pages]

ORC REPORT ON PROGRESS AGAINST CRITICAL MILESTONES AND TASKS

Project Name	Project Start Date	Project Sponsors	Project Owners	Report Date
Land and Water Regional Plan for Otago	1-Jul-21	Anita Dawe	Fleur Matthews	31/07/24

Progress Summary and Focus for Next Month
<p>This past month the team focused on:</p> <ol style="list-style-type: none"> Briefing the ESP Committee on Draft LWRP Legal and science reviews of Section 32 Report Clause 4A Consultation
<p>Next month the team will focus on:</p> <ol style="list-style-type: none"> Responding to legal and science review of Section 32 Report Responding to Clause 4A Consultation feedback Detailed planning of the steps for the post-notification phase of the LWRP Beginning discussions with potential Hearing Commissioners

Resource Management Act and Critical Tasks
<p>CP 1. Environmental Outcomes, Objectives, Provisions, Rules Developed - July 2023</p> <p>CP 2. Community Consultation Prior to Formal Sedule 1 Process - August-November 2023</p> <p>CP 3. Pre-Notification Consultation (Clause 3 and Clause 4A) - January - August 2024</p> <p>CP 4. Public Notification - 31 October 2024</p>

KEYS		
RMA CRITICAL PATH	HEALTH	STATUS
 Milestone is on the critical path	 Meets or exceeds project expectations	1. Not due to start
	 Issues are being managed within the team and not expected to impact final deadline	2. Not started
	 Issues impacting project and overall timeline and need escalation and action	3. Ready to start
	 Milestone / task finished	4. Start delayed
		5. On hold
		6. In progress
		7. Complete
		8. Withdrawn

Milestone	Critical Path	Baseline		Forecast	End date	Actual End	Previous Status	Current Health & Status	Commentary
		Start date	End date	Revised End Date	Variance	Date			
Preparatory and Plan Writing									
Māori economy report completed by ORC and Iwi			31-Jul-23	9-Aug-24	+12 Months		In progress	In progress	GG agreed that report due date could be aligned with clause 4A feedback of 9 August.
Section 32 Report									
First Draft of Section 32 completed	CP4	1-Dec-23	20-Dec-23	23-Feb-24	+ 2 Months		Complete	Complete	
Second Draft of Section 32 completed	CP4	1-Apr-24	30-Apr-24	30-Jun-24	+ 2 Months		Complete	Complete	Second draft is complete, subject to ESP Committee feedback on draft Plan provisions and Māori economy report. Legal and Science review has commenced.
Final Draft of Section 32 completed	CP4	15-Jul-24	18-Oct-24	30-Aug-24	- 6 weeks		Not due to start	In progress	Independent review of section 32 report will impact on timing.
Pre-Notification Consultation									
Clause 3 Consultation Period		11-Jan-24	23-Feb-24	2-Apr-24	+ 5 Weeks		Complete	Complete	
Collate and Analyse Clause 3 Feedback		26-Feb-24	15-Mar-24	30-Apr-24	+ 6 Weeks		Complete	Complete	
Feedback to Council Committee		15-May-24	15-May-24				Complete	Complete	

Council Agenda 28 August 2024 - CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

Milestone	Critical Path	Baseline		Forecast	End date	Actual End	Previous Status	Current Health & Status	Commentary
		Start date	End date	Revised End Date	Variance	Date			
Clause 3 Consultation Complete	CP3		15-May-24				Complete	Complete	
Clause 4A Consultation Period		15-Jul-24	9-Aug-24				Ready to start	In progress	
Collate and Analyse Clause 4A Feedback		10-Aug-24	23-Aug-24				Not due to start	Ready to start	
Feedback on Clause 4A consultation to Council Committee		29-Aug-24	29-Aug-24				Not due to start	Ready to start	Workshop scheduled for 29 August.
Clause 4A Consultation Complete	CP3		23-Aug-24				Not due to start	In progress	
Pre-Notification Consultation Complete	CP3		23-Aug-24				Not due to start	In progress	
Notification									
LWRP Reviews by Legal and ELT		1-Sep-24	13-Sep-24				Not due to start	Not due to start	
Final Updates to LWRP		26-Aug-24	17-Sep-24				Not due to start	Not due to start	
Council Committee briefings on section 32 report and final draft LWRP		24-Sep-24	2-Oct-24				Not due to start	Not due to start	Briefings scheduled for 24 September and 2 October.
Draft Proposed Land and Water Regional Plan and Draft s32 Report complete	CP4		18-Oct-24				Not due to start	Not due to start	
Council Paper, LWRP and s32 due for Council Meeting	CP4		18-Oct-24				Not due to start	Not due to start	
Otago Regional Council Resolution to Notify Proposed Land and Water Regional Plan for Otago	CP4		23-Oct-24				Not due to start	Not due to start	
Proposed Land and Water Regional Plan for Otago Publicly Notified	CP4		31-Oct-24				Not due to start	Not due to start	

**STATEMENT OF COMPREHENSIVE REVENUE AND EXPENSE - MONTHLY
FOR THE PERIOD ENDING 31 JULY 2024**

	July YTD Actual	July YTD Budget	Variance	2025 Forecast Full Year	2025 Budget Full Year	Variance
Revenue						
Revenue from non-exchange transactions						
Rates Revenue	5,408	5,408	0	64,893	64,893	0
Grant Revenue and subsidies	1,500	1,833	(333)	21,991	21,991	0
Other Revenue non exchange	258	905	(647)	10,856	10,856	0
Revenue from exchange transactions						
Dividends	1,500	1,500	0	18,000	18,000	0
Interest and investment revenue	449	814	(364)	9,765	9,765	0
Other Revenue Exchange	357	304	53	3,644	3,644	0
Total Revenue	9,472	10,762	(1,291)	129,149	129,149	0
Expenditure						
Employee benefits expense	(2,948)	(3,288)	340	(39,454)	(39,454)	0
Depreciation and amortisation	(310)	(275)	(35)	(3,302)	(3,302)	0
Finance Costs	(478)	(785)	308	(9,424)	(9,424)	0
Other Expenses	(4,692)	(6,573)	1,881	(78,879)	(78,879)	0
Total Expenditure	(8,428)	(10,922)	2,494	(131,059)	(131,059)	0
Other Gains/Losses	950	124	826	1,493	1,493	0
Surplus / (Deficit)	1,994	(35)	2,029	(417)	(417)	0
Fair value gain/loss on shares in subsidiary	0	0	0	28,156	28,156	0
Total Comprehensive Revenue and Expense	1,994	(35)	2,029	27,739	27,739	0

STATEMENT OF FINANCIAL POSITION - MONTHLY
AS AT 31 JULY 2024

	July	2024	Variance	2025
	YTD Actual	Prior Year Actual		Year End Budget
	\$000s	\$000s		\$000s
Assets				
CURRENT ASSETS				
Cash and cash equivalents	8,673	13,604	(4,931)	2,455
Trade and other receivables	17,467	17,139	328	18,180
Property held for sale	3,350	3,350	(0)	0
Other financial assets	28,279	27,284	994	29,181
Other Current Assets	1,070	801	269	1,433
Total Current Assets	58,839	62,179	(3,339)	51,248
NON-CURRENT ASSETS				
Shares in subsidiary	723,890	723,890	0	780,239
Property, plant and equipment	95,929	96,161	(232)	109,835
Intangible assets	398	408	(10)	2,025
Non current related party receivable	114,814	114,438	376	150,088
Investment Property	15,700	15,700	0	17,134
Borrower Notes	500	500	0	500
Total Non-current Assets	951,231	951,097	134	1,059,821
Total Assets	1,010,071	1,013,276	(3,205)	1,111,069
Liabilities				
CURRENT LIABILITIES				
Trade and other payables	13,963	19,522	(5,559)	22,594
Employee entitlements	3,278	3,293	(16)	2,716
Borrowings	49,700	49,324	376	69,878
Total Current Liabilities	66,940	72,139	(5,199)	95,188
NON-CURRENT LIABILITIES				
Non current borrowings and other financial liabilities	90,323	90,323	0	110,438
Total Non-current liabilities	90,323	90,323	0	110,438
Total Liabilities	157,263	162,462	(5,199)	205,626
NET ASSETS (Assets minus Liabilities)	852,807	850,814	1,993	905,443
Equity				
Equity & Reverses	852,807	850,814	1,993	905,443
Total Equity	852,807	850,814	1,993	905,443

Service Measures and Targets
REGIONAL LEADERSHIP
Governance & Community Engagement
Biannual survey is conducted to understand and improve community awareness, perceptions and expectations of ORC. Target: Report against the action plan to Council by March 2025.
Customers express high levels of satisfaction with customer service provision. Target: Develop Customer Policy to determine satisfaction levels.
Percentage of council agendas that are publicly available two working days or more before a meeting. Target: 100%
Increase opportunities for engagement with diverse groups across Otago to lift awareness and understanding of the work of the regional council and seek feedback on performance. Target: Create and implement engagement plan and establish engagement data.
Deliver our Long-Term Plan, annual reviews of the LTP, and reporting of performance against plan as per the statutory requirements. Target: Annual Plan [Yr2] adopted by council prior to 30 June 2025. Council financial and activity performance against the Year 3 LTP 2021-31 reported to Council by October 2024.
Percentage of official information requests responded to within 20 working days of being logged. Target: 100%
Regional Planning, Strategy & Urban Development
Support integrated and well managed urban growth across Otago. Target: Joint Queenstown future development strategy completed by 30 June 2025.
Support integrated and well managed urban growth across Otago. Target: Consultation on maps of highly productive land completed by 31 December 2024.
Develop a regional biodiversity strategy and implement ORC actions. Target: Draft regional biodiversity strategy is made available for public consultation by 30 June 2025.
Develop a Regional Climate Change Strategy and implement ORC actions. Target: ORC actions from the Regional Climate Change Strategy are implemented, and the effectiveness of the strategy is monitored and reported to Council annually.
Develop a Regional Air Quality Strategy and implement ORC actions. Target: Draft Regional Air Quality Strategy is made available for public consultation along with the revised Air Plan by 30 June 2025.
Regulatory
Maintain 24-hour/7 day a week response for environmental incidents. Target: Pollution hotline staff available/ on call 24/7.
Percentage of resource consents application processed within Resource Management Act 1991 legislative timeframes. Target: ≥98%
Percentage of public inquiries for consent information responded to within 10 working days. Target: Maintain or increase.
Percentage of programmed inspection/audits completed each year, as per the Compliance Audit and Performance Monitoring Schedule targets. Target: ≥90%
Percentage of significant non-compliance incidents identified where action is taken in accordance with Compliance policy. Target: 100%
Percentage of performance monitoring returns completed each year, as per the Compliance Audit and Performance Monitoring Schedule targets. Target: ≥90%
Maintain 20 appropriately trained responders for maritime oil pollution incidents. Target: 20 responders attend 3 exercises per year.
Maintain compliance with Port and Harbour Marine Safety Code. Target: External review is completed and deemed to be code consistent.
The safety campaign for recreational 'boaters' is delivered. Target: 80% achieved
ENVIRONMENT
Land and Water
Complete the Land and Water Regional Plan (LWRP). Target: Freshwater hearing panel nominations and required documents submitted to Chief Freshwater Commissioner by 30 June 2025.
Report the results of environmental monitoring for freshwater, land use, estuarine, and regional coastal environments. Target: Annual report for each of the 4 environments to Council prior to 30 June 2025. [4 reports = achieved]
ORC led and community/landowner supported workshops and events are delivered which promote best practice land management for soil conservation, water quality and/or the efficient use of water. Target: At least 12 ORC led workshops or events are delivered annually.
Site specific projects are developed for selected degraded waterbodies. Target: New projects and associated milestones are developed and reported to Council.
Site specific projects are developed for selected degraded waterbodies. Target: Project actions have been progressed as scheduled. Note: [>80% = achieved]
Catchment Action Plans (CAPs) give effect to the ICM programme and are developed in partnership with iwi and in collaboration with the community. Target: One Catchment Action Plan (CAP) to be presented to Council for approval by 30 June 2025.
Biodiversity & Biosecurity
Actions within the Biosecurity Operational Plan (BOP) are progressed. Target: 90% of actions progressed within time frames specified. 100% of targets for priority pests are delivered.
Externally funded biosecurity projects/programmes are implemented as per their agreements. Target: 90% of deliverables in the agreements with Central Government are progressing as scheduled.
Biodiversity Forum-based joint projects to enhance indigenous biodiversity are developed. Target: New projects and associated milestones are developed and reported to Council and forum partners.

Joint projects are implemented against milestones. Target: Project actions have been progressed as scheduled. [>80%= achieved]
Alignment between initiatives and deliverables receiving Council funding, and Council's strategic biodiversity strategic objectives. Target: 80% alignment. [80-100% = achieved]
Externally funded freshwater projects/programmes are delivered as per their agreements. Target: 90% of deliverables in the agreements with Central Government are progressing as scheduled.
Report the results of environmental monitoring for regional indigenous biodiversity ecosystems. Target: Annual report completed prior to 30 June 2025. Note: at the time of Council reporting underlying data capture; 95-100%= fully achieved; 85 - 95% =partial; <85 = not achieved]
Air
Implement regional air monitoring programme. Target: Annual report on monitoring programme completed and reported to Council.
Report the results of environmental monitoring for air. Target: Annual report for air monitoring for previous financial year reported to Council by 30 Sept 2024. Note: >95% = achieved
Complete the review of the Regional Plan - Air. Target: Council approves Regional Plan Air for notification by 30 June 2025.
SAFETY AND RESILIENCE
Natural Hazards & Climate Change Adaptation
Natural hazards information is available via the web-based Otago Natural Hazards Database. Target: Database is accessible and up-to-date 100% of the time.
Implement the findings of the regional natural hazards risk assessment and inform adaptation planning and implementation. Target: Implementation and additional assessments of natural hazards and risks based on the findings of the Otago Natural Hazards Risk Assessment. Phased delivery Yr 1 to 10.
Implement prioritised natural hazard risks adaptation works. Target: The first Head of Lake Whakatipu natural hazards adaptation strategy completed by 31 December 2024; Actions developed, implemented and reviewed, as per Head of Lake Whakatipu natural hazard adaptation strategy.
Implement prioritised natural hazard risks adaptation works. Target: Support the South Dunedin Future Programme - South Dunedin Future natural hazards adaptation plan progresses as per annual work plan.
Percentage of flood warnings that are issued in accordance with the flood warning manual. Target: 100%
Flood protection & River Management
Percentage of scheme maintenance programme: Major flood protection drainage and control works are maintained, repaired, and renewed to the key standards defined in relevant planning documents. Target: > 85% of planned maintenance programme completed.
Percentage of scheme renewals programme: Major flood protection and control works are maintained, repaired, and renewed to the key standards defined in relevant planning documents. Target: > 85% of renewal programmes completed.
Respond within defined timelines for reported issues and to flood events in a timely manner. Target: Flood repair programme: Damage identified, prioritised and a repair programme is made available to affected communities within 3 months of the event/100%. Reported issues that have been investigated and appropriate action determined and communicated to affected landholders within 20 working days.
Percentage of planned maintenance programme: Channel works are maintained, repaired, and renewed to the key standards defined in relevant planning documents. Target: > 85% of planned maintenance programme completed.
Emergency Management
Support is provided to Emergency Management Otago to fulfil Otago CDEM Group requirements as defined in the CDEM Act and CDEM. Target: Fulfil all requirements as the administering authority and the Otago CDEM Partnership Agreement.
Provide a regional coordination facility (ECC) capable of coordinating a region-wide emergency. Target: An appropriate facility as defined in the CDEM Partnership Agreement is available for immediate activation. Adequate staff (as defined in the Group Training and Capability Strategy) are trained and capable to coordinate a region wide response.
Emergency Management Otago staff are available to respond 24/7 to a Civil Defence emergency. Target: Maintain a duty roster for 24/7 365 coverage for initial responses to Civil Defence emergencies.
TRANSPORT
Transport
Annual public transport boardings in Dunedin. Target: Increase
Overall passenger satisfaction with Dunedin Public Transport system at annual survey. Target: Maintain or increase 3 yr rolling average >=90%
Annual public transport boardings in Queenstown. Target: Increase
Overall passenger satisfaction with Whakatipu public transport system at annual survey. Target: Maintain or increase 3 yr rolling average >=90%
Percentage of scheduled services delivered (reliability). Target: 95%
Percentage of scheduled services on-time (punctuality – to five minutes). Target: 95%
Percentage of users who are satisfied with the provision of timetable and services information. Target: Maintain or increase 3 yr rolling average >=90%
Percentage of users who are satisfied with the overall service of the Total Mobility scheme. Target: Maintain or increase 3 yr rolling average >=90%

9.2. Chairperson's Report

Prepared for: Council
Activity: Governance Report
Author: Cr Gretchen Robertson, Chairperson
Date: 22 August 2024

This reporting period started with a Council meeting in Cromwell (24 July). This is part of our ongoing commitment to being accessible and present throughout Otago in both staff and Councillor work. It was useful to meet with Central Otago District Council midday, and to host a diverse public forum covering climate change, hydroelectric power, and water plan process. Additionally, we had the privilege of hosting the Parliamentary Commissioner for the Environment, Simon Upton, who shared insights from his recent report, 'Going with the Grain'. This report highlighted pressing issues facing New Zealand (including water quality) and underscored the importance of strategic thinking at a catchment scale. Understanding the role of effective land use knowledge and planning in exploring the opportunities it presents are crucial as communities plan for a sustainable future.

Many of the issues and opportunities presented in 'Going with the Grain' are relevant to Otago and utilised science from a nearby Southland catchment model. The application of land/water interface science and modelling strongly illustrated the value of work ORC is also investing in. This will bring information about soil, land use, and water together to support communities with even stronger tools for local and catchment-scale decision making. It also spoke strongly of the value of catchment approaches and groupings.

We have a proud history and ever-increasing strength in Otago catchment initiatives. ORC initiated and provides funding support for Otago Catchment Communities. We are proud to support this initiative and see it go from strength to strength. We welcome and acknowledge the commencement of Craig Simpson to OCC in the role of Regional Manager. I note the recent Government funding allocation of \$1.9m to the Manuherikia Exemplar project through the 'At Risk Catchments Fund'. Manuherikia Catchment Group manage this contract with MfE on behalf of the Exemplar Group (ORC is a partner in the Exemplar Group). Thanks to central government for their support of this initiative. The first Upper Lakes Integrated Catchment Group was held, and we received very positive feedback on the value ORC has brought to the table through this initiative. There have been several other meetings recently in the catchment space including the Te Mana o Taiari Hui in Middlemarch. This was a co-hosted event run by Te Mana o te Taiari (a DoC funded Nga Awa river restoration initiative) and ORC's Integrated Catchment Management Team. The project recognises the significant efforts of multiple Taiari catchment initiatives and aims for synergy through collaboration.

Councillors recently participated in a Central Otago field day. I extend our thanks to all who shared their knowledge and ideas with us on some really relevant issues such as threatened species decline, energy futures, aquatic biosecurity risk, and recreation/environmental wins.

Significant work has also been carried out by the submissions working group, and I extend my thanks to all members for their ongoing contributions. The collaboration between the Dunedin City Council and the Otago Regional Council on the Dunedin Future Development Strategy has been fruitful, strengthening our connection and input on matters relating to this strategy. Recent examples being ORC submissions on biodiversity, reserves and urban housing principles. National policy inputs continue too. Deputy Chair, Lloyd McCall, represented ORC at a select committee hearing on the Climate Change Response (Emissions Trading Scheme Agricultural Obligations) Amendment Bill.

Regional Air Plan community engagements have commenced, with drop-in sessions across the region facilitating discussions on issues related to air quality, domestic and outdoor burning, and industrial discharges.

The recent attendance of Cr Alan Sommerville, Cr Lloyd McCall, and Richard Saunders at the Local Government Conference will undoubtedly provide valuable reflection on themes such as current community goals and aspirations, value to ratepayers, and the place of localism. Across the sector, Councils are asking healthy questions about what is broken and needs to be fixed, but also what is going well and presents a strong opportunity.

Land and Water Regional Plan development remains front of mind. The Land and Water Governance Group met most recently on 5 August. A Council decision on notification is scheduled for 23 October. I note the correspondence of Hon Penny Simmonds (attached) and the separate agenda paper discussing this.

Attendance at events and meetings

22 July, DCC/ORC Joint Public and Active Transport Group Meeting

Lorraine presented the PT operational reporting information included in the upcoming ORC PAT Committee papers. This forum has strengthened relationships and synergy through regular communication, shared data, and early issue and opportunity identification between the Dunedin City Council and Otago Regional Council.

24 July, Regional Sector Meeting (online)

Shared information on known and predicted timelines for legislation change. Farm planning framework expectations are likely to be signalled this year and the wider NPSFM review will likely commence early next year.

Department of Prime Minister and Cabinet spoke about the Civil Defence and Emergency Management reviews underway. They are looking at the 14 recommendations of recent review and ways these could be translated into solutions.

Taumata Arowai presented on possible introduction of wastewater performance standards and the intended flow-on effects of simpler consenting processes.

MfE spoke about development of an Adaptation Framework. This is focussed on info and data, cost sharing, investment, and roles and responsibilities. The work is not focussed on actions at this stage and seems to be more focussed on establishing a framework and principles.

25 July Central Otago Councillor Visit

Forest Lodge Orchard (Mike Casey and Euan White), Fish and Game's restoration site at Bendigo (EcoFund), Scott Jarvie, ORC, spoke to us at the Mahana Katia Scientific Reserve saline pan vegetation (Pisa Flats), and Duncan Campbell ORC on the aquatic biosecurity work at Lake Dunstan.

29 July, Community Air Engagement, Mosgiel

Community drop-in sessions began in Mosgiel before heading throughout Otago as community Air Plan community engagement commences.

2 August, Joint Mayoral Forum (Otago and Southland): Water service collaboration (online)

This was an opportunity to continue to meet as a collective to share ideas and keep connected. There is some City Council staff-led work currently underway to look at any possible collaborative efficiency wins Councils could consider.

2 August, CDEM preparedness meeting QLDC/ORC (online)

Meeting with Mayor Lewers, Mike Theelen, Richard Saunders, Matt Alley (CDEM Group Manager) and myself. Matt led a presentation on emergency management initiatives and preparedness in this district. A similar workshop is planned with Councillors.

5 August, LWRP GG meeting

8 August, Port Otago Directors & Councillor Workshop on Port Statement of Corporate Intent

12 August, Otago Rescue Helicopter Trust Supporter Event

16 August, Inner City Safety oversight group meeting

A meeting of DCC, ORC and Police leadership approximately quarterly to provide oversight to the newly established Inner City Safety Advisory Group. Insp. Sam Ramsey of the Police presented on progress and plans following the first meeting of the Inner-City Safety Advisory Group. This group has representation from a wide variety of community organisations. There has been early focus on issue identification, action on safety operations, bus hub and routes and planning for wider long-term solutions. Great engagement from a broad range of organisations with a real willingness to be involved.

Letters Sent/Received

Incoming:

- **Hon Andrew Hoggard - Biosecurity Operational Plan 2024-2025**
- **Hon Penny Simmonds – Re: Report to the Minister under section 27 of the Resource Management Act 1991**
- **Hon Penny Simmonds – Follow up request under section 27 of the Resource Management Act 1991**
- **Hon Simeon Brown – Enduring settings for Local Water Done Well**
- **Hon Matt Doocey – Weather radar for the Central Otago and Queenstown-Lakes districts**
- **Hon Simeon Brown - Strategic Framework for Regional Deals**

Outgoing

- **Hon Simmonds (2)**

RECOMMENDATION

That the Council:

- 1) **Notes this report.**

ATTACHMENTS

1. MI N 24-0559 Gretchen Robertson [9.2.1 - 1 page]
2. P S- CO R 0579 - Letter from Minister Simmonds [9.2.2 - 1 page]
3. P S- CO R 0635 - Letter from Minister Simmonds [9.2.3 - 1 page]
4. Minister of Local Government to Mayors and chair [9.2.4 - 5 pages]
5. Hon Matt Doocey [9.2.5 - 1 page]
6. 20240822 Minister of Local Government to Mayors and Chairs (002) [9.2.6 - 3 pages]
7. ORC Letter to Min Penny Simmonds - 2 August 2024 [9.2.7 - 1 page]
8. ORC Letter to Min Penny Simmonds - 19 August 2024 [9.2.8 - 1 page]

Hon Andrew Hoggard

Minister for Biosecurity
Minister for Food Safety
Associate Minister of Agriculture (Animal Welfare, Skills)
Associate Minister for the Environment



MIN24-0559

Gretchen Robertson
Chairperson, Otago Regional Council
By email: Kim.Wainscott@orc.govt.nz

Dear Gretchen,

Thank you for your correspondence of 10 July regarding the Otago Regional Council Biosecurity Operational Plan 2024-2025, and the insight that this has provided me into pest management in your region.

I would like to congratulate you on the progress that Otago Regional Council is making on your Regional Pest Management Plan. It is particularly pleasing to see your engagement with, and progress in, the wallaby and wilding conifer control programmes.

I note your comments on the impacts of feral deer, pigs, and goats on landowners in the Otago regions and have passed these on to Biosecurity New Zealand. Although there are no plans currently to develop a national programme for these pests, I appreciate your willingness to engage if one is considered in the future.

Thank you again for writing to me, and it was good to meet with you and other stakeholders on my recent visit to view the wilding conifer and wallaby challenges in the Mackenzie Basin.

Yours sincerely,

A handwritten signature in blue ink, appearing to be 'A. Hoggard', written over a light blue circular watermark.

Hon Andrew Hoggard
Minister for Biosecurity

Hon Andrew Hoggard

Minister for Biosecurity
Minister for Food Safety
Associate Minister of Agriculture (Animal Welfare, Skills)
Associate Minister for the Environment



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Hon Andrew Hoggard
Minister for Biosecurity

Hon Penny Simmonds

Minister for the Environment
Minister for Tertiary Education and Skills
Associate Minister for Social Development and Employment



31 JUL 2024

Cr Gretchen Robertson
Chairperson
Otago Regional Council
Gretchen.Robertson@orc.govt.nz

Dear Gretchen,

Report to the Minister under section 27 of the Resource Management Act 1991

I have received and reviewed the Otago Regional Council's report which I requested under s27 of the Resource Management Act 1991 (RMA).

The report outlines the costs, benefits, and implications of notifying the proposed Land and Water Regional Plan (pLWRP) ahead of the review the coalition government has committed to of the National Policy Statement for Freshwater Management 2020 (NPS-FM). Alongside committing to review the NPS-FM, the Government extended the deadline for notification of freshwater planning instruments until 2027.

I expect councillors to have carefully weighed the costs and benefits of when to notify freshwater planning instruments. Having reviewed your report, I remain concerned that notifying the Otago Regional Council's pLWRP will impose additional costs on ratepayers due to changes your council may need to make to the Land and Water Plan once the NPS-FM has been reviewed and replaced.

My concern has been intensified by recent media including estimates as to the amount the pLWRP would cost Otago ratepayers. Media articles reference a case study Federated Farmers and Beef + Lamb have seen and there is some indication that this has come from information that may be held by your council. Given I specifically requested information on the costs I would have expected such information to have been made available to me. I also expect it to be made available to Otago ratepayers. Can you, as a matter of urgency, confirm if recent media is a result of information that your council held? And if so, please provide it as part of my original s27 RMA request.

In addition, I expect to see specific information on the costs of proposals for our productive sectors, and specifically the forestry and farming sectors, included in the required evaluation report under section 32 of the RMA.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Penny Simmonds'.

Hon Penny Simmonds
Minister for the Environment

Hon Penny Simmonds

Minister for the Environment
Minister for Tertiary Education and Skills
Associate Minister for Social Development and Employment



08 AUG 2024

Cr Gretchen Robertson
Chairperson
Otago Regional Council
Gretchen.Robertson@orc.govt.nz

Dear Gretchen,

Follow up request under section 27 of the Resource Management Act 1991

I have now had the opportunity to discuss the Otago Regional Council's response to my request under s27 of the Resource Management Act 1991 (RMA) with my ministerial colleagues.

My colleagues and I have all heard concerns from a range of Otago ratepayers that there will be an astronomical cost associated with the achievement of Te Mana o te Wai through your soon to be notified Land and Water Regional Plan (LWRP). As you know we have committed to a review and replacement of the National Policy Statement for Freshwater Management and, as earlier expressed, remain concerned that notifying a plan ahead of this may lead to duplication and additional costs on ratepayers.

To help us understand what the impacts of your plan will be, we request, under s27 of the RMA, that you provide us an outline of any change of direction on key issues raised during consultation, and any estimate of costs you have that are associated with your current proposals. Please include:

- Any information on the costs and implications the plan will have on specific industries (e.g. farming, forestry, mining)
- Any information on the costs that will be imposed on end users (including district councils) in implementing Te Mana o Te Wai provisions of the LWRP
- Any modelling or costing done on the economic impact on end users of new rules
- Any information you have on the potential for the plan to make the provision of infrastructure more difficult, particularly stormwater and wastewater infrastructure.

If you would like an opportunity to present this information, we are open to further discussions or a meeting in future.

Yours sincerely

A handwritten signature in blue ink that reads 'Penny Simmonds'.

Hon Penny Simmonds
Minister for the Environment

Hon Simeon Brown

Minister for Energy
Minister of Local Government
Minister of Transport
Minister for Auckland
Deputy Leader of the House



Dear Mayor / Chair

Enduring settings for Local Water Done Well

Today I announced key details of New Zealand's future water services delivery system under Local Water Done Well.

Given the significance of this information for you and your role in the management and delivery of water services for your communities, I want to provide you with an overview of this information.

The changes I am announcing today follow recent Cabinet decisions on the enduring components of Local Water Done Well.

They are firmly grounded in the Coalition Government's view that councils face differing circumstances and are best placed to make decisions for themselves about how water services are delivered sustainably and affordably to their communities in future.

We're committed to keeping water assets in local control and giving you flexibility to choose water services delivery models that suit your circumstances and communities' preferences. Meeting economic, environmental and water quality regulatory requirements is a bottom line.

Central government will be providing new models for water organisations, confirming financing arrangements that support financial sustainability, and setting out a new regulatory regime that protects consumers while avoiding undue costs.

I want to emphasise the Government's expectation is that councils will lead the development of their future water services delivery arrangements.

It is also important to note that the current fiscal environment means there will not be any central Government funding provided to support the delivery of water services. However, councils may use remaining Council Transition Support funding, or any unspent Better Off funding to support the development of plans for future water services.

These changes follow the progress we have already made towards delivering on Local Water Done Well.

With our first Local Water Done Well Bill, the Coalition Government quickly shifted responsibility for water services and ownership of water assets back to local councils.

Page 1 of 5

Private Bag 18041, Parliament Buildings, Wellington 6160, New Zealand | +64 4 817 6804 | s.brown@ministers.govt.nz

Our second Local Water Done Well Bill is currently before Parliament and is expected to be enacted later this month. This Bill provides the framework and preliminary arrangements for councils to lead the way in making changes to the delivery of water services for your communities.

It provides the foundation for Local Water Done Well, with the requirement for councils to develop Water Services Delivery Plans. We're intentional in ensuring that councils are in control of how they will deliver high-quality, financially sustainable water services in the long run.

Importantly, the Plans require councils to provide a bottom-up assessment of their local situation, needs and preferences – and what that means for how you move forward. We know it's not going to be a one-size-fits-all approach because the needs and local circumstances of different councils aren't the same.

The information I am sharing with you today is critical to the development of these Plans, providing options and flexibility for you to determine future delivery arrangements.

New water services delivery models

Our third Local Water Done Well Bill – the Local Government Water Services Bill – will add significantly to the range of water services delivery models for councils to choose from as you develop your Water Services Delivery Plans.

The new models that will be provided for in the Bill are intended to underpin the financial sustainability of water services. They are designed to allow increased long-term borrowing for investment in water infrastructure. This in turn spreads the cost of this investment over a longer period easing upward pressure on rates.

The new water organisations can be owned by multiple councils and/or consumer trusts. They are intended to have the flexibility to be financially independent from their council owners from a credit rating perspective.

These new options are in addition to existing service delivery models – including 'in house' services operated directly by councils and the council-controlled organisation model available under the Local Government Act – which councils can choose from for their future water services delivery.

All of the options are voluntary and councils can choose to use them or not, depending on their local circumstances as long whichever model they choose meets new minimum legislative requirements.

Financing arrangements

I'm also pleased to confirm the Local Government Funding Agency (LGFA) has confirmed that it will provide financing to support water council-controlled organisations (CCOs) established under Local Water Done Well and look to assist high growth councils with additional financing.

LGFA will extend its existing lending to CCOs to new water organisations¹ that are CCOs and are financially supported by their parent council or councils. LGFA will support leverage for water organisations up to a level equivalent to 500 percent of operating revenues² (around twice that of existing councils), subject to water organisations meeting prudent credit criteria.

Importantly, LGFA will treat borrowing by water organisations as separate from borrowing by their supporting parent council or councils.

Councils will also retain the ability to borrow through LGFA should they choose to keep water services 'in house' rather than establish a water organisation.

LGFA is also reviewing whether it can prudently provide additional flexibility to councils to meet the future challenges faced by the sector.

This is about providing choice and flexibility to councils to achieve financial sustainability, not just simply telling them what to do or mandating them, like the former government did.

Hence, the importance of starting with Water Services Delivery Plans to determine local investment requirements and appropriate solutions.

I am confident there will be solutions to suit every council's needs and preferences. I'd also emphasise that the Department is willing to work with councils that are concerned about their ability to achieve financially sustainable water services.

New economic regulation regime

Cabinet has also agreed to a new regulatory regime as part of Local Water Done Well, to drive change and performance improvements across the sector.

This includes a new economic regulation regime. This has been led by my colleague, Commerce and Consumer Affairs Minister Andrew Bayly. It will be administered by the Commerce Commission from mid-2025.

The regime will give New Zealanders peace of mind that revenue collected through rates or water charges is being spent on the right level of water infrastructure needed. The Commerce Commission will monitor water services providers so that water services are invested in, maintained, and delivered at a quality that communities expect.

Wider regulatory changes to reduce compliance costs

¹ 'Water organisation' means the separate organisations that councils may establish to provide water services – and does not include councils. There will be various types of water organisation under Local Water Done Well, and LGFA will only be lending to water organisations that meet the qualifying criteria for LGFA membership as a CCO. In particular, financially independent water organisations will not meet the qualifying criteria.

² Note that this metric is being used for comparative purposes only and a more appropriate metric for water organisations will ultimately be used.

The Government is also proposing several changes to the drinking water quality regulatory regime, to reduce the cost and burden for drinking water suppliers.

Changes include:

- Ensuring Taumata Arowai considers the cost of compliance on suppliers when performing its functions
- Reducing the regulatory burden on very small drinking water supplies by excluding 'shared domestic supplies' serving 25 consumers or fewer from regulation
- Enabling Taumata Arowai to proactively issue exemptions from certain regulatory requirements, where compliance with the Water Services Act is impractical, inefficient, unduly costly or burdensome
- Removing the requirement for Taumata Arowai and suppliers to give effect to Te Mana o te Wai.

The proposed changes provide regulatory certainty to Taumata Arowai and to suppliers and will remove barriers to Taumata Arowai taking a proportionate, cost effective and efficient approach in its functions and duties.

While regulation is a central feature of Local Water Done Well, it will be applied in a way that incentivises councils to invest in fit-for-purpose infrastructure and find efficiencies, but not be so burdensome that funding growth and upgrading assets is out of reach.

Further information and next steps

The information about key Local Water Done Well Cabinet decisions that I've shared today will be reflected in the proposed Local Government Water Services Bill which is expected to be introduced to Parliament in December 2024.

Further information about these changes can be found on the Department of Internal Affairs' website at www.dia.govt.nz/Water-Services-Policy-Future-Delivery-System. This includes a range of factsheets and an 'implementation roadmap' that sets out key activities and milestones for the implementation of Local Water Done Well.

More detailed information can also be found in the associated Cabinet papers that have been proactively released on the Department of Internal Affairs' website.

I have asked the Department to engage directly with mayors to provide further information about these proposals. Officials will be in touch directly to arrange these meetings.

This initial information will assist you in the development of your Water Services Delivery Plans.

Once the Local Government (Water Services Preliminary Arrangements) Bill has been enacted, more detailed information, guidance and support will be available to assist you further in developing your Water Services Delivery Plans.

I encourage you to get in touch with the Department if you have further questions at this stage, or to seek assistance with any initial discussions your council may be having. Please contact waterservices@dia.govt.nz.

Thank you for your continued engagement and support.

Yours sincerely,

A handwritten signature in blue ink, appearing to read "Simeon Brown".

Hon Simeon Brown
Minister of Local Government

Hon Matt Doocey

Minister for ACC
Minister for Mental Health
Minister for Tourism and Hospitality
Minister for Youth
Associate Minister of Health
Associate Minister of Transport



Cr Gretchen Robertson
Gretchen.Robertson@orc.govt.nz

M240608

Dear Gretchen,

Thank you for your email of 12 July 2024 to Hon Simeon Brown requesting investigation of weather radar coverage for the Central Otago and Queenstown-Lakes Districts. As Associate Minister of Transport, I have delegated responsibility for services provided by the MetService. I acknowledge your concerns about the lack of weather radar in Central Otago and Queenstown-Lakes Districts and the impact this has on Emergency Management preparedness and response to weather-related events.

The Ministry of Transport administers a contract for weather forecasting services with the MetService on my behalf. For the contract period 1 July 2023 to 30 June 2027, MetService is focusing on completing the radar upgrade programme in Wellington, Canterbury, and Auckland. Discussions on services post-2027 between my officials and MetService are expected to occur later this year. The MetService is aware of the lack of coverage in a number of areas across the country and has advised that it has started a market review of in-fill radar solutions. These in-fill solutions will be suitable to augment the existing radar network.

In the interim, the MetService will continue to investigate appropriate radar solutions, including for the specific requirements of the Central Otago and Queenstown-Lakes Districts. I encourage you to continue to engage with the MetService as it works through priorities for future radar upgrade investment decisions.

Thank you again for writing.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Matt Doocey', with a long horizontal flourish extending to the right.

Hon Matt Doocey
Associate Minister of Transport

Private Bag 18041, Parliament Buildings, Wellington 6160, New Zealand | +64 4 817 6812 | matt.doocey@parliament.govt.nz

Office of Hon Simeon Brown

MP for Pakuranga

Minister for Energy
Minister of Local Government
Minister of Transport

Minister for Auckland
Deputy Leader of the House



22 August 2024

By email

Dear Mayor/Chair

The Strategic Framework for Regional Deals has been released

Today at the Local Government New Zealand Conference, I was excited to announce the release of the Strategic Framework for Regional Deals (the Strategic Framework). The Strategic Framework is attached to this letter.

The Strategic Framework sets out how central government, councils, and relevant private sector entities will work together to deliver regional deals. The document provides an overview of the New Zealand regional deals model, as well as our expectations for the deals and the criteria for selecting regions for those deals.

A regional deals model fit for New Zealand

Regional deals will be based on a 30-year vision, with negotiated 10-year strategic plans to deliver shared objectives and outcomes between central and local government. Deals will be long-term commitments, intended to endure. They will promote economic growth and productivity, deliver connected and resilient infrastructure, and improve the supply of affordable, quality housing.

Our intention is that the deals will contribute to a more empowered local government sector that is better able to serve local communities through improved alignment between local needs and national priorities.

Given the current fiscal constraints on central and local government, the regional deal model that has been developed relies on existing funding, financing tools and capacity. My expectation is that future regional deals will be further supported by new financing tools currently under development and by private sector investment.

This means regional deals could include a range of financing tools, regulatory relief, and enabling of coordination between regions and central government.

Private Bag 18041, Parliament Buildings, Wellington 6160 New Zealand +64 4 817 6804 |
s.brown@ministers.govt.nz | www.beehive.govt.nz

Regional deals will progress in waves

With the framework for regional deals now in place, Cabinet has agreed to a staged approach for rolling out regional deals around the country.

For the first wave, the Government will be inviting up to five regions to provide 'light-touch' proposals. Ministers will then recommend one of these proposals as the first deal intended to be finalised in 2025. After this first regional deal, a further two deals per year will be finalised over the following three to five years.

When selecting regions for the first wave of regional deals, focus will be given on New Zealand's geographically and economically diverse regions, including both urban and rural economies, and areas with existing high growth, and with growth potential.

First wave of deals will be by invitation only

The Government will start a process for inviting proposals for the first deals in the coming months. Once the Government has finalised decisions around which regions will be considered for a deal in the first wave, the relevant councils will be directly invited to submit proposals.

There will be a strong emphasis on ensuring these initial proposals are 'light touch'. Councils will likely be invited to submit proposals through a standard editable form, allowing councils to put forward their application without incurring any unnecessary expenditure. Guidance will be provided to councils to support them in crafting these proposals.

Further information

A copy of the Strategic Framework is attached to this letter and are available on the Department of Internal Affairs (DIA) website.

More detailed information can also be found in the associated Cabinet papers that will soon be proactively released on the DIA website.

I have asked DIA to engage directly with mayors to provide further information about the Strategic Framework and the next steps for the first wave of deals. Officials will be in touch directly to arrange further meetings and information sessions.

I encourage you to get in touch with DIA if you have further questions at this stage, or to seek assistance with any initial discussions your council may be having. Please contact councils@dia.govt.nz.

Regional deals provide an exciting opportunity for regions to put forward proposals for how central government can support local government to meet the needs of their community and drive economic development. This new model is about working together to explore ways to do better and to make a difference to our local communities, so we can all benefit from economic growth.

I look forward to working with you in the process ahead.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Simeon Brown'.

Hon Simeon Brown
Minister of Local Government



From the Office of the Chairperson

2 August 2024

Minister for the Environment
Private Bag 18041
Parliament Buildings
Wellington 6160

via EMAIL: p.simmonds@ministers.govt.nz

Dear Minister Simmonds

Acknowledgement of Correspondence: Report to the Minister under section 27 of the Resource Management Act 1991

I am writing to acknowledge receipt of your letter dated 31 July 2024.

We will be discussing the matters raised at our Council meeting on 28 August. A response will be provided following the Council's deliberations.

Should you require any further information in the interim, please feel free to contact me directly.

Thank you for your patience and understanding.

Kā mihi

A handwritten signature in blue ink, appearing to read "Gretchen Robertson".

Cr Gretchen Robertson
Chairperson



From the Office of the Chairperson

19 August 2024

Hon Penny Simmonds
Minister for the Environment
Parliament Buildings
Wellington 6160

via EMAIL: p.simmonds@ministers.govt.nz

Dear Minister Simmonds

Thank you for your invitation to present and discuss recent Section 27 requests. The Otago Regional Council appreciates your commitment to open communication to foster a productive partnership and shared understanding.

As mentioned in our letter of August 2nd, the Council has yet to meet and discuss the recent Section 27 requests. The relevant paper is scheduled for a Council meeting on the 28th of August. In the meantime, we thought it might be useful to extend a timely response to your offer to meet, acknowledging the pre-planning needs of coordinating ministerial commitments.

Thank you once again for your correspondence and please do advise us if there is a suitable time and venue to meet in the coming weeks. We'd appreciate if you could advise our staff whom we are best to liaise with as we look to set a date.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Gretchen Robertson".

Cr Gretchen Robertson
Chairperson

cc: Minister Todd McLay, todd.mcclay@parliament.govt.nz
Minister Andrew Hoggard, a.hoggard@ministers.govt.nz
Minister Chris Bishop, c.bishop@ministers.govt.nz
Nadeine Dommissse, nadeine.dommissse@mfe.govt.nz

10.1. Annual Returns of Inactive Subsidiaries

Prepared for: Council
Report No. CS2424
Activity: Governance Report
Author: Sarah Munro, Finance Manager - Reporting
Endorsed by: Nick Donnelly, General Manager Finance
Date: 28 August 2024

PURPOSE

- [1] To pass resolutions in lieu of holding annual general meetings for Council's three wholly owned inactive subsidiaries. The resolutions are to not hold an annual general meeting and to not appoint an auditor for each company.

EXECUTIVE SUMMARY

- [2] Council is the sole shareholder of three inactive subsidiaries. These shareholdings are retained to ensure the company names cannot be used by anyone other than Council.
- [3] Under the Companies Act each company is required to have either an Annual General Meeting, or under Section 122 of the Companies Act the shareholders may pass a special resolution that it shall not be necessary for a company to hold an annual general meeting if everything required to be done at that meeting is done by resolution.
- [4] At an Annual General Meeting, the company must decide whether to appoint an auditor. A company need not appoint an auditor if a unanimous resolution is passed by all the shareholders.
- [5] Given that the companies are inactive, it is recommended that Council pass two resolutions for each of the companies; the first to not hold an Annual General Meeting, and the second to not appoint an auditor.

RECOMMENDATION

That the Council:

- 1) **Approves the following resolutions:**
 - a. That it shall not be necessary for Regional Services Limited to hold an Annual General Meeting under section 120 of the Companies Act 1993.
 - b. That no auditors be appointed for Regional Services Limited under section 196 (2) of the Companies Act 1993.
 - c. That it shall not be necessary for Regional Pest Services Limited to hold an Annual General Meeting under section 120 of the Companies Act 1993.

- d. That no auditors be appointed for Regional Pest Services Limited under section 196 (2) of the Companies Act 1993.
- e. That it shall not be necessary for Regional Monitoring Services Limited to hold an Annual General Meeting under section 120 of the Companies Act 1993.
- f. That no auditors be appointed for Regional Monitoring Services Limited under section 196 (2) of the Companies Act 1993.

BACKGROUND

- [6] Due to the significance and profile of Council's previous Regional Services Business Unit, the Council, solely for name protection purposes, registered the following companies in April 2006:
- Regional Services Limited;
 - Regional Pest Services Limited;
 - Regional Monitoring Services Limited.
- [7] The companies are inactive, and do not have constitutions. The companies are owned 100% by the Otago Regional Council, with a share issue of 100 shares in each company. It is considered important to retain these companies, as this will ensure that the names cannot be used by any other party. The use of these names would suggest a linkage to the Otago Regional Council.
- [8] Section 214 of the Companies Act 1993 requires that an Annual Return be completed for each of the above companies each year. The Annual Return includes providing information on shareholding, auditors and Annual General Meetings.

CONSIDERATIONS

Strategic Framework and Policy Considerations

- [9] There are no strategic framework and policy considerations.

Financial Considerations

- [10] There are no financial considerations.

Significance and Engagement Considerations

- [11] There are no significance and engagement considerations.

Legislative and Risk Considerations

- [12] There are no legislative or risk considerations.

Climate Change Considerations

- [13] There are no climate change considerations.

Communications Considerations

- [14] There are no communications considerations.

NEXT STEPS

[15] Finance staff will file the Annual Return for the three subsidiary companies.

ATTACHMENTS

Nil

10.2. Waitaki River Update

Prepared for: Council

Report No. POL2419

Activity: Council-wide Communications and Engagement

Author: Anita Dawe, General Manager Regional Planning and Transport

Endorsed by: Richard Saunders, Chief Executive

Date: 9 August 2024

PURPOSE

- [1] To provide Council with an update on the investigation into whether a partnership approach could allow the Waitaki River catchment to be managed holistically as a single connected catchment.

EXECUTIVE SUMMARY

- [2] The investigation into managing the Waitaki River in a holistic manner – to simplify the planning framework and enable management as a single, connected catchment has been progressing through regular working group meetings.
- [3] The working group will be commencing engagement with key stakeholders, including government Ministers and Ministries, Territorial Authorities, irrigation companies and farmers, electricity generators and intend to report back in 2025 following the engagement.

RECOMMENDATION

That the Council:

1. **Notes** this report and the progress being made by the working group;
2. **Notes** a further update will be provided in 2025, after the early engagement has been undertaken;

BACKGROUND

- [4] In March, both the Otago Regional Council (ORC) approved staff working in partnership with Te Rūnanga o Moeraki, Te Rūnanga o Arowhenua and Te Rūnanga o Waihao, and Canterbury Regional Council (ECan) to investigate whether the Waitaki River could be managed holistically, as a single connected catchment.
- [5] ECan, separately, and on the same day, also approved their staff to be involved in the same investigative process.

DISCUSSION

- [6] Since March, the working group comprising Councillor Kevin Malcolm, staff from ORC, staff from ECan and representatives of mana whenua, have met six times - with the last three meetings across July and August including communications staff from ECan,
-

engagement staff from ORC, and latterly also one of the communications team from ORC for the August meeting.

[7] The group has been working toward the next steps outlined in the March paper, which was to be able to share detail around funding, project governance and project commencement. On those matters, we comment as follows:

- a. Funding - Ka Rūnaka submitted to the ORC Long – Term Plan to ensure funding support would be available for ORC and manawhenua to actively engage in this process. Staff recommended no specific Year 1 funding be put aside given the low-level staff involvement and uncertainty about project timelines and ongoing commitment. The current investigation phase is anticipated to run through this calendar year and work can be managed through existing budgets. When a decision of Council to pursue or otherwise the partnership approach is requested, it will include further detail on budget. Similarly, we understand that ECan are also able to absorb the current investigative stage into their budgets and will reassess when a decision on future steps is made.
- b. Project governance – A potential governance structure has been discussed and includes reporting lines directly from each Councils’ relevant committee (likely to be the Science and Policy committee at ORC and the Regional and Strategic Leadership Committee at ECan) as well as a reporting line directly from Rūnaka to the Waitaki River Governance Group.

The draft structure is set out below and the working group anticipate refinement and additions will be made once stakeholder and community engagement has occurred, and that feedback is considered by each of the parties involved. A Governance Group would not be put in place until after a decision is made to progress beyond the investigative stage.

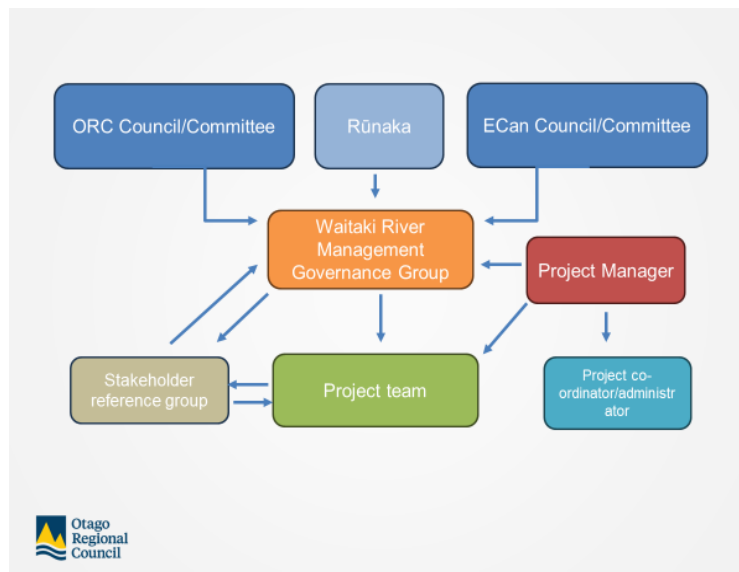


Figure 1: A potential project governance structure

The working group considers that, should the project move beyond this phase, that any Governance Group engage an Independent Chair.

The Governance Group would provide direction to the project team, which is proposed to comprise, as a minimum a policy lead from each of ORC, ECan and Rūnaka and a Senior staff member from the Ministry for the Environment (if they wish to be involved). The project team would also co-opt additional resources as required such as GIS support, mātauraka, and science. The project team would also make recommendations to the Governance Group if external resources were required to be contracted and /or wider central government involvement was needed. The working group is also considering the merits of a stakeholder reference group comprised of key stakeholders within the Waitaki community or impacted by any decisions made.

- c. Communications – The working group is focused on a communications and engagement (C&E) plan to ensure all parties are aware of the investigation, understand the nature and the purpose and scope of the investigation. The C&E Plan will focus on ensuring the views of all impacted stakeholders can be gathered, and used to inform what a future project might look like.

Key stakeholder identification is currently underway and initial communications are being proposed. Engagement and communications staff from both ECan and ORC will remain on the working group until the project reaches a decision point, to facilitate this aspect of the proposal.

The project commencement discussion will be informed by the communications and engagement responses from key stakeholders. It is proposed that this engagement piece will take around 3 – 4 months, with early engagement commencing in August.

- d. Project commencement - At this stage there is no direction in terms of when the project might commence, except that, if both Councils supported the project moving beyond the investigation stage, it would be 2025 at the earliest. The working group is focused on a communications and engagement plan to ensure all parties are aware of the investigation, understand the nature and purpose of the investigation, and can provide input into what a future project might look like.

- [8] The working group is looking to report back on the communications and engagement feedback in 2025, taking into account some statutory processes that ECan are engaged in, and the traditional Christmas holiday break. This report back will include any recommended next steps, including whether the project should move beyond the investigation stage.

OPTIONS

- [9] As this paper is for noting, no options are included at this stage.

CONSIDERATIONS

Strategic Framework and Policy Considerations

- [10] The proposal is consistent with *Environment – Otago has a healthy environment ki uta ki tai, including thriving ecosystems and communities and flourishing biodiversity; Partnership – Otago Regional Council has effective and meaningful partnerships with mana whenua, creating better outcomes for our region; and Communities – Otago has cohesive and engaged communities that are connected to the environment and each other.*

Financial Considerations

- [11] There are no specific financial considerations resulting from this paper. The time and costs associated with the working group can be accommodated within existing budgets.
- [12] If the project moves past the investigation phase, there will be budgetary implications that will need to be factored into Annual Plan discussions.

Significance and Engagement Considerations

- [13] The proposal would likely trigger He Mahi Rau Rika in terms of the significance and the number of people affected. Key to the investigation phase of the project is ensuring credible and accurate information about what, who and why reaches those people likely impacted or able to influence the process.
- [14] In addition, if the project moves beyond the investigation phase, there will be opportunities for public involvement throughout the process albeit these will differ depending on the output that is decided upon. For example, both the Local Government Act and the Resource Management Act have public submissions processes that would satisfy *He Mahi Rau Rika*.

Legislative and Risk Considerations

- [15] There are a number of pieces of legislation and other higher order documents that currently manage the Waitaki River, including the RMA, the RM (Waitaki Amendment) Act, the Canterbury RPS, the Otago RPS, the Otago proposed RPS, and the relevant Regional and District plans. In addition, the NPSFM 2020 is also relevant.

Climate Change Considerations

- [16] The impacts of climate change would be considered as part of this project, if it advances beyond the investigation phase.

Communications Considerations

- [17] This is described in the body of the report and the working group is aware of the fundamental importance of timely, accurate communications and ensuring reach.
- [18] Communications and engagement considerations will be factored into each step of the process.

NEXT STEPS

- [19] The working group will move into early engagement over the next few months and look to report back to each respective Council early in 2025.

ATTACHMENTS

Nil

10.3. Correspondence Received from the Minister for the Environment concerning the LWRP

Prepared for: Council

Report No. POL2421

Activity: Governance Report

Author: Richard Saunders, Chief Executive

Endorsed by: Richard Saunders, Chief Executive

Date: 7 August 2024

PURPOSE

- [1] To provide Council with an update on a response to the recent letters received from the Minister for the Environment.

EXECUTIVE SUMMARY

- [2] The Minister for the Environment has written to the Otago Regional Council (ORC) on 31 July 2024, and again on 8 August 2024, in relation to the timing of notification for the proposed Land and Water Regional Plan (pLWRP).
- [3] Staff are currently completing the preparation of the Section 32 report in accordance with the process set out in the Resource Management Act. On completion of this report information will be available to provide a response to the Minister.
- [4] Staff recommend that Council indicate a willingness to meet with the Minister as offered in the letter dated 8 August 2024.

RECOMMENDATION

That the Council:

1. **Notes** this report.
2. **Directs** staff to prepare a draft response to the Minister for consideration of Council.
3. **Directs** staff to seek a meeting with the Minister for the Environment at the earliest opportunity for the purpose of discussing the matters raised in recent correspondence.

BACKGROUND

- [5] The Otago Regional Council (ORC) has been developing a new framework to manage land and freshwater over a number of years, starting in 2020 with a revision of the proposed Regional Policy Statement. The new framework includes a new Regional Plan to replace the existing Regional Plan: Water, which is outdated.
- [6] The Government has signalled changes to some of the legislation that informs and directs the regional plan and provided Councils time until 2027 to notify new plans.
- [7] The ORC work plan has been designed to achieve notification in 2024 (originally 2023). The Minister, in March, requested information in relation to the costs, benefits and implications of notifying the Plan before changes to the National Policy Statement for Freshwater Management (NPSFM) are signalled.
-

- [8] ORC responded to that letter in May 2024. However, following recent media attention, the Minister has asked for a follow up response, via the two letters, dated 31 July 2024 and 8 August 2024. The letters are included as attachments A and B.

DISCUSSION

- [9] Staff are currently preparing a Section 32 report in accordance with the approved project plan which is reported on monthly as part of the CEO's report to Council. The Section 32 report will be drafted to ensure it meets the requirements of the Resource Management Act.
- [10] At this time staff are unable to draft a complete response to requests contained in the Minister's letters. At the completion of the Section 32 report or at an earlier date as required by the Minister a response will be prepared for the consideration of Council. Drafting of this response has commenced. This response will include all relevant information requested by the Minister provided it is held by ORC.
- [11] In the letter dated 8 August 2024 the Minister extended an invitation to meet and discuss the matters raised in the letter. Staff recommend that Council seeks a meeting as a way to discuss matters raised in the letters from the Minister and provide some clarity on the content of the draft plan.

OPTIONS

- [12] The options available to Council form part of recommendation 3 of this report.
- a. Option A is the preferred option of staff. This option is for Council to formally seek a meeting with the Minister.
 - b. Option B is that the Council do not seek a meeting with the Minister at this time.

CONSIDERATIONS

Strategic Framework and Policy Considerations

- [13] The Strategic Framework is not relevant to this paper, albeit it relates to the wider development of the draft Land and Water Regional Plan.

Financial Considerations

- [14] There are no financial considerations as a result of this paper.

Significance and Engagement

- [15] The subject of this paper does not trigger the Significance and Engagement requirements; however, there is wide public interest in the correspondence between the Minister and ORC, and in the decisions made by the Minister and ORC.

Legislative and Risk Considerations

- [16] The Minister has functions under sections 24A, 25 and 25A of the Resource Management Act that relate to directions and powers, when a Council is not performing its functions under the Act.

Climate Change Considerations

[17] There are no climate change considerations associated with this paper.

Communications Considerations

[18] There are no specific communications considerations associated with this paper.

NEXT STEPS

[19] If Council decides to seek a meeting with the Minister staff will endeavour to make these arrangements.

[20] A draft response to the Ministers requests will be prepared for the consideration of Council using information being collated for the Section 32 report.

ATTACHMENTS

1. P S- CO R 0579 - Letter from Minister Simmonds [**10.3.1** - 1 page]
2. P S- CO R 0635 - Letter from Minister Simmonds [**10.3.2** - 1 page]

Hon Penny Simmonds

Minister for the Environment
Minister for Tertiary Education and Skills
Associate Minister for Social Development and Employment



31 JUL 2024

Cr Gretchen Robertson
Chairperson
Otago Regional Council
Gretchen.Robertson@orc.govt.nz

Dear Gretchen,

Report to the Minister under section 27 of the Resource Management Act 1991

I have received and reviewed the Otago Regional Council's report which I requested under s27 of the Resource Management Act 1991 (RMA).

The report outlines the costs, benefits, and implications of notifying the proposed Land and Water Regional Plan (pLWRP) ahead of the review the coalition government has committed to of the National Policy Statement for Freshwater Management 2020 (NPS-FM). Alongside committing to review the NPS-FM, the Government extended the deadline for notification of freshwater planning instruments until 2027.

I expect councillors to have carefully weighed the costs and benefits of when to notify freshwater planning instruments. Having reviewed your report, I remain concerned that notifying the Otago Regional Council's pLWRP will impose additional costs on ratepayers due to changes your council may need to make to the Land and Water Plan once the NPS-FM has been reviewed and replaced.

My concern has been intensified by recent media including estimates as to the amount the pLWRP would cost Otago ratepayers. Media articles reference a case study Federated Farmers and Beef + Lamb have seen and there is some indication that this has come from information that may be held by your council. Given I specifically requested information on the costs I would have expected such information to have been made available to me. I also expect it to be made available to Otago ratepayers. Can you, as a matter of urgency, confirm if recent media is a result of information that your council held? And if so, please provide it as part of my original s27 RMA request.

In addition, I expect to see specific information on the costs of proposals for our productive sectors, and specifically the forestry and farming sectors, included in the required evaluation report under section 32 of the RMA.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Penny Simmonds'.

Hon Penny Simmonds
Minister for the Environment

Hon Penny Simmonds

Minister for the Environment
Minister for Tertiary Education and Skills
Associate Minister for Social Development and Employment



08 AUG 2024

Cr Gretchen Robertson
Chairperson
Otago Regional Council
Gretchen.Robertson@orc.govt.nz

Dear Gretchen,

Follow up request under section 27 of the Resource Management Act 1991

I have now had the opportunity to discuss the Otago Regional Council's response to my request under s27 of the Resource Management Act 1991 (RMA) with my ministerial colleagues.

My colleagues and I have all heard concerns from a range of Otago ratepayers that there will be an astronomical cost associated with the achievement of Te Mana o te Wai through your soon to be notified Land and Water Regional Plan (LWRP). As you know we have committed to a review and replacement of the National Policy Statement for Freshwater Management and, as earlier expressed, remain concerned that notifying a plan ahead of this may lead to duplication and additional costs on ratepayers.

To help us understand what the impacts of your plan will be, we request, under s27 of the RMA, that you provide us an outline of any change of direction on key issues raised during consultation, and any estimate of costs you have that are associated with your current proposals. Please include:

- Any information on the costs and implications the plan will have on specific industries (e.g. farming, forestry, mining)
- Any information on the costs that will be imposed on end users (including district councils) in implementing Te Mana o Te Wai provisions of the LWRP
- Any modelling or costing done on the economic impact on end users of new rules
- Any information you have on the potential for the plan to make the provision of infrastructure more difficult, particularly stormwater and wastewater infrastructure.

If you would like an opportunity to present this information, we are open to further discussions or a meeting in future.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Penny Simmonds'.

Hon Penny Simmonds
Minister for the Environment

Hon Penny Simmonds

Minister for the Environment
Minister for Tertiary Education and Skills
Associate Minister for Social Development and Employment



31 JUL 2024

Cr Gretchen Robertson
Chairperson
Otago Regional Council
Gretchen.Robertson@orc.govt.nz

Dear Gretchen,

Report to the Minister under section 27 of the Resource Management Act 1991

I have received and reviewed the Otago Regional Council's report which I requested under s27 of the Resource Management Act 1991 (RMA).

The report outlines the costs, benefits, and implications of notifying the proposed Land and Water Regional Plan (pLWRP) ahead of the review the coalition government has committed to of the National Policy Statement for Freshwater Management 2020 (NPS-FM). Alongside committing to review the NPS-FM, the Government extended the deadline for notification of freshwater planning instruments until 2027.

I expect councillors to have carefully weighed the costs and benefits of when to notify freshwater planning instruments. Having reviewed your report, I remain concerned that notifying the Otago Regional Council's pLWRP will impose additional costs on ratepayers due to changes your council may need to make to the Land and Water Plan once the NPS-FM has been reviewed and replaced.

My concern has been intensified by recent media including estimates as to the amount the pLWRP would cost Otago ratepayers. Media articles reference a case study Federated Farmers and Beef + Lamb have seen and there is some indication that this has come from information that may be held by your council. Given I specifically requested information on the costs I would have expected such information to have been made available to me. I also expect it to be made available to Otago ratepayers. Can you, as a matter of urgency, confirm if recent media is a result of information that your council held? And if so, please provide it as part of my original s27 RMA request.

In addition, I expect to see specific information on the costs of proposals for our productive sectors, and specifically the forestry and farming sectors, included in the required evaluation report under section 32 of the RMA.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Penny Simmonds'.

Hon Penny Simmonds
Minister for the Environment

Hon Penny Simmonds

Minister for the Environment
Minister for Tertiary Education and Skills
Associate Minister for Social Development and Employment



08 AUG 2024

Cr Gretchen Robertson
Chairperson
Otago Regional Council
Gretchen.Robertson@orc.govt.nz

Dear Gretchen,

Follow up request under section 27 of the Resource Management Act 1991

I have now had the opportunity to discuss the Otago Regional Council's response to my request under s27 of the Resource Management Act 1991 (RMA) with my ministerial colleagues.

My colleagues and I have all heard concerns from a range of Otago ratepayers that there will be an astronomical cost associated with the achievement of Te Mana o te Wai through your soon to be notified Land and Water Regional Plan (LWRP). As you know we have committed to a review and replacement of the National Policy Statement for Freshwater Management and, as earlier expressed, remain concerned that notifying a plan ahead of this may lead to duplication and additional costs on ratepayers.

To help us understand what the impacts of your plan will be, we request, under s27 of the RMA, that you provide us an outline of any change of direction on key issues raised during consultation, and any estimate of costs you have that are associated with your current proposals. Please include:

- Any information on the costs and implications the plan will have on specific industries (e.g. farming, forestry, mining)
- Any information on the costs that will be imposed on end users (including district councils) in implementing Te Mana o Te Wai provisions of the LWRP
- Any modelling or costing done on the economic impact on end users of new rules
- Any information you have on the potential for the plan to make the provision of infrastructure more difficult, particularly stormwater and wastewater infrastructure.

If you would like an opportunity to present this information, we are open to further discussions or a meeting in future.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Penny Simmonds'.

Hon Penny Simmonds
Minister for the Environment

10.4. Identification of Potential Commissioners to Hear the Draft Land and Water Regional Plan

Prepared for: Council

Report No. POL2423

Activity: Governance Report

Author: Anita Dawe (General Manager Regional Planning and Transport)

Endorsed by: Richard Saunders, Chief Executive

Date: 28 August 2024

PURPOSE

- [1] For Council to note the process for appointing a Freshwater Hearing Panel to receive submissions, hear evidence and make decisions on a freshwater instrument, ahead of the request for notification of the draft Land and Water Regional Plan (dLWRP).

EXECUTIVE SUMMARY

- [2] Subject to a decision being made to notify the dLWRP Otago Regional Council will be required to nominate two members to sit on the Freshwater Hearings Panel.
- [3] Due to the likely commitments of possible panel members, staff are commencing the identification process now and are seeking direction from Council on who to approach as part of the process to identify possible Commissioners should a decision be made to notify the plan.

RECOMMENDATION

That the Council:

1. **Notes** this report.
2. **Notes** that staff will be working to identify Commissioners that may be suitable to act as Freshwater Commissioners.
3. **Directs** staff to approach the members of the recently completed Freshwater Hearings Panel for the RPS as part of the identification process.

BACKGROUND

- [4] Part 4 of the First Schedule of the Resource Management Act 1991 (RMA) provides for a process to hear and decide freshwater planning instruments, called the Freshwater Planning process (FPP). It requires regional councils to nominate to the Chief Freshwater Commissioner, two members to sit on a Freshwater Hearings Panel that is considering a plan or policy statement. Previous Council direction in association with the Plan Change 6AA hearing, and the Regional Policy Statement hearing was to appoint fully independent hearings panel. This paper has assumed the same policy position applies for the dLWRP.

- [5] Section 59 of Part 4, First Schedule RMA sets out the composition of a Freshwater Hearings Panel to generally be a panel of five people¹. Section 59(1)(b) requires that two (2) persons of the five are to be nominated by the [relevant] regional council, and those 2 persons may or may not be elected regional council members. Generally, the composition is the two nominated by the regional council, one person with an understanding of tikanga Māori and mātauranga Māori who is either nominated by the local tangata whenua, or on the absence of a nomination, appointed by the Chief Freshwater Commissioner, and two other Freshwater Commissioners.
- [6] While we are not required, under s37(2)(b) to advise the Chief Freshwater Commissioner of the nominations until at least 20 working days before the required documents are supplied under s37(1) [and that process under s37(1) is required to occur no later than 6 months after notification], suitable Commissioners are often committed to other hearing processes for months in advance. It is therefore important to get the process underway as soon as possible, to ensure the widest range of Commissioners is available. As an example, if a Plan is notified on 1 March, then twenty working days before 1 September, Council would need to notify the Chief Freshwater Commissioner of the nominations.

DISCUSSION

- [7] Generally, unless there are exceptional circumstances that mean there is not the time or opportunity to get accredited, Commissioners must have completed the Making Good Decisions training run on behalf of the Ministry for the Environment and be accredited Commissioners.²
- [8] The intention is to bring a paper to Council later this year to consider specific nominations for the Freshwater Hearing Panel and in order for that to happen, staff will be making enquiries with suitably qualified Commissioners and have advised the local tangata whenua of the requirements for a commissioner to be nominated by them. The tangata whenua nomination is required to be provided along with the regional council nominations.

OPTIONS

- [9] Council can direct staff to approach particular Commissioners as to availability, noting there may be synergies to having discussions with the Commissioners who sat on the proposed Regional Policy Statement panel.

CONSIDERATIONS

Strategic Framework and Policy Considerations

¹ Section 59(2), Part 4, First Schedule provides for a panel of greater than 5(s59(2)(a)), and for a panel of fewer than 5(s59(2)(b)). If a panel of fewer than 5 were determined to be appropriate, one member of that panel would be nominated by the regional council, and if a panel of more than 5 were determined to be appropriate, they must include the 5 members as set out in section 59(2)(1).

- [10] The Strategic Framework is not directly relevant except to the extent that hearing panels will be making decisions on several functional areas that relate directly.

Financial Considerations

- [11] There are no financial considerations in relation to this paper. All appointed Hearing Commissioners are remunerated for their work.
- [12] The requirements on ORC for funding include funding all costs incurred by a freshwater hearings panel, which includes remuneration and expenses of members, administrative costs including venue hire and public notices, remuneration of any expert, mediator, or other dispute resolution facilitator, or any other person engaged by the panel, the allowances payable to any witness called by the panel, the costs of a special advisor or Friend of the submitter if so appointed, and the provision of administrative and secretarial support services to the panel as requested. The funding of the panel has been set aside in Year 1 of the LTP based on the costs associated with the pRPS as the best estimate.

Significance and Engagement

- [13] This decision is unlikely to trigger the requirements of He Mahi Rau Rika.

Legislative and Risk Considerations

- [14] The Resource Management Act 1991 sets out the requirements for who can be given hearing authority. Section 39B sets out the minimum requirements, and section 34A sets out the delegation of functions. The specific requirements for a Freshwater Hearing Panel are set out above.
- [15] All Commissioners would be required to manage conflicts of interest as part of a hearing panel.

Climate Change Considerations

- [16] Not relevant to this paper.

Communications Considerations

- [17] Not directly relevant to this paper.

NEXT STEPS

- [18] Subject to the outcome of this report staff will commence the identification process in order to prepare a report for Council to make decisions on appointments or recommendations of appointments.

ATTACHMENTS

Nil

10.5. Progress update on pORPS 2021

Prepared for: Council
Report No. POL2424
Activity: Governance Report
Author: Tanith Robb (Senior Policy Analyst)
Endorsed by: Anita Dawe, General Manager Regional Planning and Transport
Date: 28 August 2024

PURPOSE

- [1] This paper provides an overview of appeals received on the proposed Otago Regional Policy Statement 2021 (pORPS) and progress to resolve the appeals.

EXECUTIVE SUMMARY

- [2] In March, the Council notified decisions on the pORPS following the recommendations from the Hearings Panel on the non-freshwater planning instrument parts, and the Freshwater Hearings Panel on the freshwater planning instrument parts.
- [3] Nineteen appeals were lodged with the Environment Court on the non-freshwater planning instrument parts, and the High Court received five appeals on the freshwater planning instrument parts. A number of submitters have joined the appeals as interested parties.
- [4] The parties have agreed to mediation with the aim of resolving appeal points, which would avoid the need for a court hearing. The freshwater mediation, facilitated by a private mediator, commenced on 19 August and will be concluded by the end of August, and the Environment Court-assisted non-freshwater mediation will begin in November 2024 and is programmed to finish in May 2025. Appeal points not resolved through mediation will be heard before the High Court (for freshwater appeals) and the Environment Court (for non-freshwater issues).
- [5] Under the Council's Delegations Manual, the Policy and Planning Manager has authority to act for the Council during Environment Court mediation, and the Chief Executive has delegation to participate in High Court proceedings.

RECOMMENDATION

That the Council:

1. **Notes this report.**

BACKGROUND

- [6] On 27 March 2024, Council adopted the recommendations of the Hearings Panel on the non-freshwater parts of the pORPS as its decision. Council also accepted each recommendation of the Freshwater Hearings Panel on the freshwater planning instrument part of the pORPS.
- [7] On 30 March 2024, the Otago Regional Council notified decisions on the pORPS, for both the freshwater planning instrument and non-freshwater planning instrument parts.
- [8] People who made submissions on the pORPS had rights of appeal, which differed depending on which instrument was submitted on. Appeals on the freshwater planning instrument parts of the pORPS needed to be lodged with the High Court by the 24 April 2024, and were only able to be made on points of law. Appeals on the non-freshwater planning instrument parts of the pORPS needed to be lodged with the Environment Court by 16 May 2024, and include merit-based appeals.

DISCUSSION

The Appeals

- [9] Five appeals on points of law were received by the High Court against ORC's decisions on the freshwater planning instrument parts of the pORPS from:
 - a. Fish and Game
 - b. Forest & Bird
 - c. Kāi Tahu
 - d. Oceana Gold Limited; and
 - e. Queenstown Lakes District Council.
- [10] In total, fifteen interested parties (Section 301 parties) have given notice that they wish to be heard on one or more of the appeals.
- [11] The freshwater matters where parties allege errors of law relate to the following topics:
 - a. Te Mana o te Wai objective and policy
 - b. Long-term visions set for freshwater management units
 - c. Discharges containing contaminants
 - d. Managing land use; and
 - e. Wetlands.
- [12] Attachment One contains a table identifying freshwater provisions appealed, appellants, and interested parties.
- [13] The Environment Court received nineteen appeals against ORC's decisions on the non-freshwater planning instrument parts of the pORPS. In total, 32 interested parties (section 274 parties) have given notice that they wish to be a party to proceedings.

- [14] The non-freshwater matters under appeal cover every topic and chapter of the pORPS. Attachment Two contains a table identifying the non-freshwater provisions appealed, appellants, and interested parties.
- [15] The parties to the freshwater appeals have agreed to private mediation, which commenced on 19 August 2024. A case management conference in the High Court is scheduled to take place on 27 September 2024 to update the Court on the mediation and set out next steps.
- [16] On 12 July 2024, ORC lodged a case management memorandum with the Environment Court that sought Court-assisted mediation on the non-freshwater appeal topics. On 16 August 2024, ORC filed a further memorandum for mediation to occur between November 2024 and May 2025.
- [17] At Environment Court mediation, a court-appointed mediator, Council staff, the appellants, interested parties, and associated lawyers, will meet to try and reach an agreement over the appealed matters. Agreements reached through mediation are final and seen as binding. If mediation does not result in an agreement, the appeal will proceed to be heard by the court.
- [18] As per the Otago Regional Council's Delegations Manual, the Manager Policy and Planning has delegation to settle a dispute or issues at stake at mediation to resolve proceedings directly related to the contents of the Regional Policy Statement, provided that a position paper is run by the relevant committee chair prior to mediation. In this case, there is no relevant committee and therefore the position papers will be run by the Chair and Deputy Chair of Council.
- [19] For High Court proceedings, the delegation for settling a dispute at mediation and approving documents to settle a dispute sit with Chief Executive in consultation with the Chairperson.

CONSIDERATIONS

Strategic Framework and Policy Considerations

- [20] The Resource Management Act 1991 requires that 'There shall at all times be for each region 1 regional policy statement prepared by the Regional Council in the manner set out in Schedule 1' (Section 60(1)).
- [21] Regional policy statements guide the development of regional and district plans and inform consent processes. A regional policy statement is therefore a key part of ORC's strategic framework.
- [22] The Otago Regional Policy Statement 2019 was made fully operative in February 2024. The pORPS was developed following a recommendation from the Minister for the Environment in 2019, and it will become the operative document following the conclusion of the appeals process.

Financial Considerations

- [23] Mediation and Court Hearings on the pORPS was anticipated, and costs of \$600,000 are included within Council's budget.

Significance and Engagement

- [24] Under the ORC's Significance and Engagement Policy, the development of a regional policy statement is significant, because it impacts on both ORC's and TA's plan making and consenting processes and sets high-level direction for resource management in Otago.
- [25] The pORPS has been well canvassed through iwi, public and stakeholder consultation, and the RMA 1991 Schedule 1 process is ongoing.
- [26] Accordingly, it does not require further consideration under the Significance and Engagement Policy.

Legislative and Risk Considerations

- [27] The RMA requires regional councils to have an operational regional policy statement at all times.
- [28] Regional policy statements must give effect to National Policy Statements, the New Zealand Coastal Policy Statement and National Planning Standards (Section 62(3)). In turn, regional plans and district plans must give effect to regional policy statements (Sections 67(3) and 75(3)).
- [29] The operative RPS 2019 is inconsistent with several current National Policy Statements because it was developed before they were in operation. For the same reason, it does not comply with the National Planning Standards. The pORPS will rectify these issues.

Climate Change Considerations

- [30] Climate change is identified in the pORPS as one of the twelve most significant issues impacting the Otago region. The pORPS considers and responds to the issues in a joined-up manner as part of a complex system biophysical limits, inherent uncertainty, potentially irreversible and sometimes catastrophic impacts, and interdependent behaviours.

Communications Considerations

- [31] Full information about the pORPS process is available on ORC's website, which is being kept updated as the process progresses.

NEXT STEPS

- [32] Updates will be provided to Council as required, as the mediation progresses.

ATTACHMENTS

1. porps-2021-hc-appeals-table-of-provisions-002 [10.5.1 - 8 pages]
2. porps-2021-ec-appealed-provisions-incl-interested-parties-16-august [10.5.2 - 70 pages]

[pORPS 2021– High Court appeals](#)

Version dated 29 July 2024

Notes:

1. The tables below are based on an initial analysis of appeals received, and there may be changes following further in-depth analysis.
2. Section 301 parties for each appealed provision have been identified based on their s301 notices and subsequent emails advising refinement of interests. Positions of interested parties may be further refined during the mediation process.
3. Scope issues will be addressed during mediation.
4. The below tables will be updated throughout the appeals process as parties’ interests and positions are refined and appeals are resolved.

The table below shows collective names where these are used in the tables below.

Collective name	Appellants
Forestry Submitters	<ul style="list-style-type: none"> • Rayonier Matariki Forests • City Forests Limited • Ernslaw One Limited • Port Blakely NZ Limited
Fuel Companies	<ul style="list-style-type: none"> • BP Oil New Zealand Limited • Mobil Oil New Zealand Limited • Z Energy Limited
Kāi Tahu	<ul style="list-style-type: none"> • Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga • Te Ao Marama Incorporated on behalf of Waihopai Rūnaka, Te Rūnanga o Ōraka Aparima, and Te Rūnanga o Awarua • Te Rūnanga o Ngāi Tahu

Provisions under appeal

LF - Land and Freshwater

Provision	Appellant(s)	Section 301 Parties
LF-WAI-01 – Te Mana o te Wai	<ul style="list-style-type: none"> • OceanaGold 	<ul style="list-style-type: none"> • Otago Regional Council • Queenstown Lakes District Council • Manawa Energy Limited

		<ul style="list-style-type: none"> • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • NZSki Limited • Otago Fish and Game Council and Central South Island Fish and Game Council • Royal Forest and Bird Protection Society of New Zealand Incorporated • Real Group Limited • Federated Farmers of New Zealand Incorporated
<p>LF-WAI-P1 – Prioritisation</p>	<ul style="list-style-type: none"> • QLDC • OceanaGold 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Queenstown Lakes District Council • Dunedin City Council • Kāi Tahu • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Fish and Game Council and Central South Island Fish and Game Council • Fonterra Limited • Royal Forest and Bird Protection Society of New Zealand Incorporated • Central Otago District Council • Dairy NZ Limited • Otago Water Resource Users Group • Federated Farmers of New Zealand Incorporated • NZSki Limited • Real Group Limited

pORPS 2021– High Court appeals (as of 29 July 2024)

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<p>LF-FW-O1A – Vision set for each FMU and rohe</p>	<ul style="list-style-type: none"> • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • Kāi Tahu • Royal Forest and Bird Protection Society of New Zealand Incorporated • Dairy NZ Limited
<p>LF-VM-O2 – Clutha Mata-au FMU vision</p>	<ul style="list-style-type: none"> • Kāi Tahu • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Kai Tāhu • Dairy NZ Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • NZSki Limited • Contact Energy Limited • Royal Forest and Bird Protection Society of New Zealand Incorporated • Real Group Limited • Federated Farmers of New Zealand Incorporated
<p>LF-VM-O3 – North Otago FMU vision</p>	<ul style="list-style-type: none"> • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • Kāi Tahu • Royal Forest and Bird Protection Society of New Zealand Incorporated

pORPS 2021– High Court appeals (as of 29 July 2024)

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		<ul style="list-style-type: none"> • Dairy NZ Limited
LF-VM-O4 – Taiari FMU vision	<ul style="list-style-type: none"> • Kāi Tahu • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Queenstown Lakes District Council • Kai Tahu • Dairy NZ Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • NZSki Limited • Contact Energy Limited • Royal Forest and Bird Protection Society of New Zealand Incorporated • Real Group Limited • Federated Farmers of New Zealand Incorporated
LF-VM-O5 – Dunedin & Coast FMU vision	<ul style="list-style-type: none"> • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • Kāi Tahu • Royal Forest and Bird Protection Society of New Zealand Incorporated • Dairy NZ Limited
LF-VM-O6 – Catlins FMU vision	<ul style="list-style-type: none"> • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • Kāi Tahu

pORPS 2021– High Court appeals (as of 29 July 2024)

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		<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Incorporated • Dairy NZ Limited
LF-FW-08 – Fresh water	<ul style="list-style-type: none"> • Fish and Game 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • Kāi Tahu • Royal Forest and Bird Protection Society of New Zealand Incorporated • Dairy NZ Limited
LF-FW-09 – Wetlands	<ul style="list-style-type: none"> • Forest and Bird 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Dairy NZ Limited • Otago Water Resource Users Group • Federated Farmers of New Zealand Incorporated • NZSki Limited • Real Group Limited
LF-FW-P10A – Managing wetlands	<ul style="list-style-type: none"> • Forest and Bird • Kāi Tahu • Oceana Gold 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • NZSki Limited • Contact Energy Limited • Royal Forest and Bird Protection Society of New Zealand Incorporated

pORPS 2021– High Court appeals (as of 29 July 2024)

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		<ul style="list-style-type: none"> • Federated Farmers of New Zealand Incorporated • Dairy NZ Limited • Real Group Limited • Queenstown Lakes District Council • Otago Fish and Game Council and Central South Island Fish and Game Council
LF-FW-P16 – Discharges containing animal effluent, sewage, greywater and industrial and trade waste	<ul style="list-style-type: none"> • QLDC • Oceana Gold 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Queenstown Lakes District Council • Dunedin City Council • Kāi Tahu • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Fish and Game Council and Central South Island Fish and Game Council • Fonterra Limited • Royal Forest and Bird Protection Society of New Zealand Incorporated • Central Otago District Council • Dairy NZ Limited • Otago Water Resource Users Group • Federated Farmers of New Zealand Incorporated • NZSki Limited • Real Group Limited
LF-FW-M6	<ul style="list-style-type: none"> • Oceana Gold 	<ul style="list-style-type: none"> • Otago Regional Council • Queenstown Lakes District Council • Manawa Energy Limited • Beef + Lamb New Zealand Limited

		<ul style="list-style-type: none"> • Otago Water Resource Users Group • NZSki Limited • Otago Fish and Game Council and Central South Island Fish and Game Council • Royal Forest and Bird Protection Society of New Zealand Incorporated • Real Group Limited • Federated Farmers of New Zealand Incorporated
LF-FW-M7	<ul style="list-style-type: none"> • Oceana Gold 	<ul style="list-style-type: none"> • Otago Regional Council • Queenstown Lakes District Council • Manawa Energy Limited • Beef + Lamb New Zealand Limited • Otago Water Resource Users Group • NZSki Limited • Otago Fish and Game Council and Central South Island Fish and Game Council • Royal Forest and Bird Protection Society of New Zealand Incorporated • Real Group Limited • Federated Farmers of New Zealand Incorporated

LF-LS – Land and soil

Provision	Appellant(s)	
LF-LS-P21 – Land use and fresh water	<ul style="list-style-type: none"> • Forest and Bird • Kāi Tahu • Oceana Gold 	<ul style="list-style-type: none"> • Otago Regional Council • Oceana Gold (New Zealand) Limited • Manawa Energy Limited • Beef + Lamb New Zealand Limited

pORPS 2021– High Court appeals (as of 29 July 2024)

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		<ul style="list-style-type: none">• Otago Water Resource Users Group• NZSki Limited• Contact Energy Limited• Royal Forest and Bird Protection Society of New Zealand Incorporated• Federated Farmers of New Zealand Incorporated• Dairy NZ Limited• Real Group Limited• Queenstown Lakes District Council• Otago Fish and Game Council and Central South Island Fish and Game Council
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pORPS 2021– High Court appeals (as of 29 July 2024)

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pORPS 2021– Environment Court appeals

Version dated 16 August 2024

Notes:

1. The tables below are based on an initial analysis of appeals received, and there may be changes following further in-depth analysis.
2. Section 274 parties for each appealed provision have been identified based on their s274 notices and subsequent emails advising refinement of interests. Positions of interested parties may be further refined during the mediation process.
3. Scope issues will be addressed during mediation.
4. The below tables will be updated throughout the appeals process as parties' interests and positions are refined and appeals are resolved.

The table below shows collective names where these are used in the tables below.

Collective name	Appellants
Forestry Appellants	<ul style="list-style-type: none"> • Rayonier Matariki Forests • City Forests Limited • Ernslaw One Limited • Port Blakely NZ Limited
The Fuel Companies	<ul style="list-style-type: none"> • BP Oil New Zealand Limited • Mobil Oil New Zealand Limited • Z Energy Limited
Kāi Tahu	<ul style="list-style-type: none"> • Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga • Te Ao Marama Incorporated on behalf of Waihopai Rūnaka, Te Rūnanga o Ōraka Aparima, and Te Rūnanga o Awarua • Te Rūnanga o Ngāi Tahu

Provisions under appeal

PART 1 – INTRODUCTION AND GENERAL PROVISIONS

Foreword or mihi

Provision	Appellant(s)	Interested Parties
Paragraphs 3, 5 and 7	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower

Purpose

Provision	Appellant(s)	Interested Parties
Paragraph 2	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower

Description of the Region

Provision	Appellant(s)	Interested Parties
Page 6 [change in wording sought: Renewable energy <u>electricity</u> generation facilities...]	<ul style="list-style-type: none"> Manawa Energy 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Director General of Conservation Fish & Game Forest & Bird QLDC EDS

How the policy statement works

Provision	Appellant(s)	Interested Parties
Figure 2 - Position of the Regional Policy Statement within the resource management planning framework	<ul style="list-style-type: none"> Forestry Appellants 	<ul style="list-style-type: none"> DCC Fish & Game Forest & Bird Director General of Conservation EDS
Partnership, Te Tiriti o Waitangi and Kāi Tahu [paragraph 2]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower

Interpretation

Provision	Appellant(s)	Interested Parties
Coastal hazard	<ul style="list-style-type: none"> Port Otago 	<ul style="list-style-type: none"> DCC Cain Whānau Fish & Game Forest & Bird

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forestry Appellants • QLDC • Queenstown Airport • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited
Commercial port activity	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • Forest & Bird • Director General of Conservation • Meridian Energy • The Fuel Companies
Effects management hierarchy (in relation to indigenous biodiversity)	<ul style="list-style-type: none"> • Transpower • Meridian Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • Manawa Energy • Oceana Gold • EDS
Environmental compensation [new definition sought]	<ul style="list-style-type: none"> • Oceana Gold 	<ul style="list-style-type: none"> • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • Meridian • OWRUG • Queenstown Airport • EDS
Highly valued natural features and landscapes [deleted in Decisions version]	<ul style="list-style-type: none"> • QLDC • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • Meridian • Oceana Gold • RealNZ • Transpower • Waterfall Park Developments • Federated Farmers • QLDC • DCC • Queenstown Airport • Forestry Appellants • Kāi Tahu

pORPS 2021– Environment Court appeals (as at 16 August 2024)

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> Manawa Energy
Māori land	<ul style="list-style-type: none"> DCC Kāi Tahu 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Forestry Appellants Kāi Tahu Transpower Cain Whānau Fish & Game Forest & Bird Oceana Gold QLDC DCC Queenstown Airport
Mana whenua	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
Mining [new definition sought]	<ul style="list-style-type: none"> Oceana Gold 	<ul style="list-style-type: none"> Fish & Game Forest & Bird Forestry Appellants Kāi Tahu OWRUG Queenstown Airport EDS
Natural wetland [deleted in Decision version]	<ul style="list-style-type: none"> Oceana Gold 	<ul style="list-style-type: none"> Fish & Game Forest & Bird Forestry Appellants OWRUG Queenstown Airport EDS
Papakāika	<ul style="list-style-type: none"> Cain Whānau Kāi Tahu 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Cain Whānau Fish & Game Forest & Bird Forestry Appellants Oceana Gold

pORPS 2021– Environment Court appeals (as at 16 August 2024)

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Queenstown Airport • Transpower
Regionally significant infrastructure	<ul style="list-style-type: none"> • Ara Poutama Aotearoa – Department of Corrections • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu 	<ul style="list-style-type: none"> • Kāi Tahu • Queenstown Airport • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Falls Dam Irrigation • Cain Whānau • Manuherikia Catchment Group • OWRUG • QLDC • Waitaki Irrigators Collective • DCC • Queenstown Airport • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • Port Otago • Federated Farmers • Maniototo Irrigation Company • The Fuel Companies
Rural area	<ul style="list-style-type: none"> • Oceana Gold • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Fish & Game • Forest & Bird • Forestry Appellants • OWRUG • Queenstown Airport • Oceana Gold • Port Otago • EDS
Significant electricity distribution infrastructure	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • EDS
Significant natural area	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Federated Farmers • Forest & Bird

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forestry Appellants • Oceana Gold • OWRUG • QLDC • Meridian Energy
Takata whenua or tangata whenua	<ul style="list-style-type: none"> • Cain Whanau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
Urban area	<ul style="list-style-type: none"> • Oceana Gold • Glenpanel Limited 	<ul style="list-style-type: none"> • Fish & Game • Forestry Appellants • Forest & Bird • QLDC • DCC • OWRUG • Queenstown Airport • EDS

National Direction Instruments

Provision	Appellant(s)	Interested Parties
National direction instruments	<ul style="list-style-type: none"> • Forestry Appellants 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • EDS

MW – Mana whenua

Provision	Appellant(s)	Interested Parties
Relationship of Kāi Tahu with their rohe [para 1]	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower
Kāi Tahu values [paragraphs 4, 5, 6]	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower

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Provision	Appellant(s)	Interested Parties
Hauora [paragraph 1]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
Ngāi Tahu Claims Settlement Act 1998 (NTCSA) [paragraph 1]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
Statutory acknowledgement areas [paragraph 3]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
Mana Whenua — local authority relationships	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
Involvement and participation with mana whenua	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
Mana whenua consultancy services	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
MW-O1 - Principles of Te Tiriti o Waitangi	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
MW-P2 – Treaty principles	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forestry Appellants • Kāi Tahu • Transpower
MW-P4 – Sustainable use of Native Reserves and Māori land	<ul style="list-style-type: none"> • Cain Whānau • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Forest & Bird • Queenstown Airport • Forestry Appellants • Kāi Tahu • Meridian Energy • Oceana Gold • OWRUG • Port Otago • QLDC • DCC • Cain Whānau • Fish & Game • Transpower
MW-M1 - Collaboration with Kāi Tahu	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Forestry Appellants • Kāi Tahu • Meridian Energy • QLDC • Transpower
MW-M2 - Mātauraka Māori	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower
MW-M4 – Kāi Tahu rakatirataka	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower
MW-M5 - Regional plans and district plans	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Forest & Bird • Forestry Appellants • Kāi Tahu • QLDC

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Transpower
MW-E1 – Explanation	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower
MW-PR1 – Principal reasons	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower
MW-AER2 – Anticipated environmental results	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC • Kāi Tahu • QLDC • Transpower

PART 2 - RESOURCE MANAGEMENT OVERVIEW

SRMR – Significant resource management issues for the region

Provision	Appellant(s)	Interested Parties
Introduction	<ul style="list-style-type: none"> • Forestry Appellants 	<ul style="list-style-type: none"> • DCC • Fish & Game • Forest & Bird • Director General of Conservation • EDS
Figure 2 - Position of the Regional Policy Statement within the resource management planning framework	<ul style="list-style-type: none"> • Forestry Appellants 	<ul style="list-style-type: none"> • DCC • Fish & Game • Forest & Bird • Director General of Conservation • EDS
SRMR – IX [request for new infrastructure-related issue in chapter]	<ul style="list-style-type: none"> • Transpower 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Manawa Energy Limited • Meridian • NZTA • EDS
SRMR-I2 – Climate change will impact our economy and environment	<ul style="list-style-type: none"> • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish and Game • Forest & Bird • QLDC • EDS
SRMR-I4 – Poorly managed urban and residential growth affects productive land, treasured natural assets, rural industry, infrastructure and community well-being [Impact snapshot - environmental, para 1]	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
SRMR-I10 – Economic and domestic activities in Otago	<ul style="list-style-type: none"> • Oceana Gold • QLDC • Forestry Appellants 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • Oceana Gold • Waterfall Park Developments • RealNZ • Director General of Conservation • DCC • Forest & Bird • Fish & Game • OWRUG • Queenstown Airport • EDS
SRMR-I10A – The social, cultural and economic well-being of Otago’s communities depends on the use and development of natural and physical resources, but that use and development can compromise or conflict with the achievement of environmental outcomes	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • Manawa Energy • NZTA • QLDC • Transpower • Queenstown Airport

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • EDS
SRMR-I11 – Cumulative impacts and resilience	<ul style="list-style-type: none"> • Meridian Energy 	<ul style="list-style-type: none"> • Director General of Conservation • Manawa Energy Limited • EDS

RMIA – Resource management issues of significance to iwi authorities in the region

Provision	Appellant(s)	Interested Parties
Introduction	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
RMIA-WAI-I2 - Current water management does not adequately address Kāi Tahu cultural values and interests	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
RMIA-MKB-I3 – Impacts of climate change on both species/habitat viability and increasing pest (flora/fauna) encroachments	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
RMIA-WTA-I2 – Access to wāhi tapu and wāhi taoka and the ability to undertake customary activities on these sites has been impeded	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower

IM-Integrated Management

Provision	Appellant(s)	Interested Parties
IM-O1 – Long term vision (mō tatou, ā, mō kā uri ā muri ake nei)	<ul style="list-style-type: none"> • Meridian Energy 	<ul style="list-style-type: none"> • Forest & Bird • EDS
IM-O2 –Ki uta ki tai	<ul style="list-style-type: none"> • Meridian Energy 	<ul style="list-style-type: none"> • Forest & Bird • EDS

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Provision	Appellant(s)	Interested Parties
IM-O3 - Sustainable impact	<ul style="list-style-type: none"> • NZTA • Meridian Energy • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Beef + Lamb • Cain Whānau • Director General of Conservation • DCC • Federated Farmers • Fish & Game • Forestry Appellants • Port Otago • Forest & Bird • Maniototo Irrigation Company • Falls Dam Irrigation • Oceana Gold • OWRUG • QLDC • Queenstown Airport • Meridian Energy • EDS
IM-O4 – Climate change	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Meridian Energy 	<ul style="list-style-type: none"> • Beef + Lamb • Forest & Bird • Forestry Appellants • OWRUG • Federated Farmers • Oceana Gold • Meridian Energy • Waitaki Irrigators Collective • EDS
IM-OX [seeking insertion of additional/ new objective]	<ul style="list-style-type: none"> • Meridian Energy • NZTA 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Beef + Lamb • Director General of Conservation • Federated Farmers • Fish and Game • Forest & Bird • Manawa Energy • Meridian Energy • The Fuel Companies • Transpower • Queenstown Airport • EDS

Provision	Appellant(s)	Interested Parties
IM-P1 – Integrated approach to decision-making	<ul style="list-style-type: none"> • Oceana Gold • Transpower • Meridian Energy • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Beef + Lamb • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Forestry Appellants • Kāi Tahu • Meridian Energy • QLDC • Manawa Energy • NZTA • Oceana Gold • OWRUG • Port Otago • Transpower • Waterfall Park Developments • Queenstown Airport • Cain Whānau • Federated Farmers • Maniototo Irrigation Company • Falls Dam Irrigation • EDS
IM-P2 – Decision Priorities [deleted in Decisions version]	<ul style="list-style-type: none"> • Oceana Gold • Kāi Tahu • Transpower 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Manawa Energy • Forestry Appellants • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Meridian Energy • Manawa Energy • QLDC • OWRUG • Queenstown Airport • Cain Whānau • Maniototo Irrigation Company • Falls Dam Irrigation • EDS

Provision	Appellant(s)	Interested Parties
IM- P3 - Providing for mana whenua cultural values in achieving integrated management	<ul style="list-style-type: none"> Meridian Energy Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Manawa Energy Cain Whānau Fish & Game Forest & Bird Forestry Appellants Maniototo Irrigation Company Queenstown Airport EDS Transpower
IM-P4 - Setting a strategic approach to ecosystem health	<ul style="list-style-type: none"> Meridian Energy 	<ul style="list-style-type: none"> EDS
IM-P5 - Managing environmental interconnections	<ul style="list-style-type: none"> Meridian Energy 	<ul style="list-style-type: none"> EDS
IM-P6 - Managing uncertainties	<ul style="list-style-type: none"> Meridian Energy Kāi Tahu 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Beef + Lamb Cain Whānau Director General of Conservation DCC Fish & Game Forest & Bird Forestry Appellants Manawa Energy Maniototo Irrigation Company Falls Dam Irrigation OWRUG QLDC Queenstown Airport Meridian Energy EDS Oceana Gold
IM-P7 - Cross boundary management	<ul style="list-style-type: none"> Meridian Energy 	<ul style="list-style-type: none"> Forest & Bird EDS
IM-P8 - Effects of climate change	<ul style="list-style-type: none"> Meridian Energy Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Kāi Tahu • QLDC • Forest & Bird • EDS • Transpower
IM-P10 – Climate change adaptation and climate change mitigation	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Meridian Energy • Kāi Tahu 	<ul style="list-style-type: none"> • Beef + Lamb • Fish & Game • Forestry Appellants • OWRUG • Federated Farmers • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Director General of Conservation • DCC • Oceana Gold • Falls Dam Irrigation • Forest & Bird • Manawa Energy • Maniototo Irrigation Company • Manuherikia Catchment Group • QLDC • Meridian Energy • Queenstown Airport • Waitaki Irrigators Collective • EDS
IM-P11 [deleted in Decision version]	<ul style="list-style-type: none"> • Meridian Energy 	<ul style="list-style-type: none"> • Forest & Bird • EDS
IM-P12 – Contravening limits for climate change mitigation and climate change adaptation	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Meridian Energy • Kāi Tahu 	<ul style="list-style-type: none"> • Beef + Lamb • Director General of Conservation • Federated Farmers • Fish & Game • Forest & Bird • Forestry Appellants • Kāi Tahu • Manawa Energy Limited • NZTA • Oceana Gold • DCC • OWRUG • Port Otago • QLDC

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Falls Dam Irrigation • Maniototo Irrigation Company • Manuherikia Catchment Group • Queenstown Airport • Meridian Energy • Waitaki Irrigators Collective • EDS
IM-P13 - Managing cumulative effects	<ul style="list-style-type: none"> • Meridian Energy 	<ul style="list-style-type: none"> • Forest & Bird • EDS
IM-P14 – Sustaining resource potential	<ul style="list-style-type: none"> • Transpower • Queenstown Airport • Kāi Tahu • Meridian Energy • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Beef + Lamb • DCC • Director General of Conservation • Fish & Game • Maniototo Irrigation Company • Forest & Bird • Forestry Appellants • Kāi Tahu • Meridian Energy • Manawa Energy • QLDC • Cain Whānau • Federated Farmers • Falls Dam Irrigation • OWRUG • Queenstown Airport • EDS
IM-P15 -Renewable electricity generation [new policy sought]	<ul style="list-style-type: none"> • Meridian Energy 	<ul style="list-style-type: none"> • Fish & Game • Forest & Bird • Manawa Energy • Kāi Tahu
IM-M2 - Relationships	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower

Provision	Appellant(s)	Interested Parties
IM-PR1 - Principal reasons [paragraph 1]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower

PART 3 – DOMAINS AND TOPICS

AIR-Air

Provision	Appellant(s)	Interested Parties
AIR-O1 - Ambient air quality	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
AIR-O2-Discharge to Air	<ul style="list-style-type: none"> Queenstown Airport Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Fish & Game Transpower
AIR-P3 - Providing for discharges to air	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
AIR – P4 – Maintaining certain discharges	<ul style="list-style-type: none"> Oceana Gold DCC 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Forestry Appellants Kāi Tahu Oceana Gold Queenstown Airport Fish & Game Forest & Bird OWRUG EDS

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Provision	Appellant(s)	Interested Parties
AIR-P6 – Impacts on mana whenua values	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
AIR-M2 - Regional plans	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
AIR-PR1 – Principal reasons [paragraph 2]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower

CE – Coastal Environment

Provision	Appellant(s)	Interested Parties
CE-O1A – Te Mauri o te Moana	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> Director General of Conservation Forestry Appellants Kāi Tahu
CE-O1-Safeguarding the coastal environment (Te Hauora o Te Tai o Arai Te Uru)	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Director General of Conservation Cain Whānau Forestry Appellants Fish & Game Forest & Bird Port Otago Transpower Queenstown Airport

Provision	Appellant(s)	Interested Parties
CE-O3- Natural character, features and landscapes	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Queenstown Airport • Meridian Energy • QLDC • Cain Whānau • Forestry Appellants • Transpower • Fish & Game • Forest & Bird
CE-O4 - Mana moana	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Cain Whānau • Fish & Game • Forest & Bird • Forestry Appellants • Port Otago • Queenstown Airport
CE-O5 – Activities in the coastal environment	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Environmental Defence Society • Transpower • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Kāi Tahu 	<ul style="list-style-type: none"> • Director General of Conservation • Fish & Game • Forest & Bird • Kāi Tahu • Port Otago • QLDC • DCC • The Fuel Companies • Cain Whānau • Forestry Appellants • NZTA • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Beef + Lamb • Meridian Energy • Transpower • Federated Farmers • Queenstown Airport • Meridian Energy

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • EDS
CE-P1A – Integrated management/ ki uta ki tai	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Queenstown Airport • Fish & Game • Forest & Bird • Forestry Appellants • QLDC
CE-P1 - Links with other chapters	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Transpower • Port Otago • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • Meridian Energy • NZTA • Port Otago • QLDC • Transpower • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Forestry Appellants • Cain Whānau • Queenstown Airport • EDS
CE-P2 - Identification	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • DCC • Forest & Bird • Forestry Appellants • QLDC • Queenstown Airport
CE-P3 – Coastal water quality	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu • Forestry Appellants • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Kāi Tahu • QLDC • Beef + Lamb

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Director General of Conservation • Federated Farmers • DCC • Fish & Game • Forest & Bird • Cain Whānau • Forestry Appellants • Port Otago • Queenstown Airport • Meridian Energy • EDS
CE-P4 – Natural character	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Transpower • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Forestry Appellants • Meridian Energy • Cain Whānau • Transpower • Queenstown Airport • EDS
CE – P5 - Coastal indigenous biodiversity	<ul style="list-style-type: none"> • Transpower • NZTA • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • Kāi Tahu • Meridian Energy • QLDC • Cain Whānau • Transpower • Queenstown Airport • EDS

Provision	Appellant(s)	Interested Parties
CE-P6 - Natural features and landscapes (including seascapes)	<ul style="list-style-type: none"> • Transpower • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Director General of Conservation • Forest & Bird • Fish & Game • Forestry Appellants • Kāi Tahu • Meridian Energy • Queenstown Airport • QLDC • Cain Whānau • Transpower • EDS
CE-P7 – Surf breaks	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Fish & Game • Forest & Bird • Forestry Appellants • QLDC • Queenstown Airport
CE-P8 – Public access	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Director General of Conservation • Cain Whānau • NZTA • Fish & Game • Forest & Bird • Forestry Appellants • Transpower • Queenstown Airport
CE-P9 – Activities on land within the coastal environment	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Environmental Defence Society 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird

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Provision	Appellant(s)	Interested Parties
	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Kāi Tahu • QLDC • Cain Whanau • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • The Fuel Companies • Transpower • NZTA • Beef + Lamb • Meridian Energy • Queenstown Airport • Forestry Appellants • EDS
CE-P10 – Activities within the coastal marine area	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Kāi Tahu • Director General of Conservation • DCC • Meridian Energy • Cain Whanau • Forest & Bird • Forestry Appellants • The Fuel Companies • Transpower • QLDC • NZTA • Fish & Game • Queenstown Airport • Meridian Energy
CE-P11 – Aquaculture	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Forestry Appellants • Port Otago • QLDC • Queenstown Airport • Meridian Energy

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Provision	Appellant(s)	Interested Parties
CE-P12 – Reclamation and de-reclamation	<ul style="list-style-type: none"> • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC • Cain Whānau • Director General of Conservation • Queenstown Airport • Fish & Game • Forest & Bird • Forestry Appellants • Port Otago
CE-P13 – Rakatirataka and kaitiakitaka	<ul style="list-style-type: none"> • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Cain Whānau • Fish & Game • Forest & Bird • Forestry Appellants • Queenstown Airport
CE-PX [new policy sought relating to discharges to coastal environment]	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Director General of Conservation • Beef + Lamb • QLDC • The Fuel Companies • DCC • Queenstown Airport • Meridian Energy • Federated Farmers • Port Otago
CE-M1A – Mana whenua/ mana moana involvement	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Cain Whānau • Fish & Game • Forest & Bird • Forestry Appellants

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> Queenstown Airport
CE-M2 – Identifying other areas	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Cain Whānau Fish & Game Forest & Bird Forestry Appellants Queenstown Airport
CE-M3 – Regional plans	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc Dunedin City Council Forestry Appellants Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Forest & Bird Kāi Tahu The Fuel Companies Meridian Energy QLDC Director General of Conservation Fish & Game Cain Whānau Forestry Appellants Queenstown Airport EDS
CE-M4 - District plans	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc Forestry Appellants Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy Queenstown Airport QLDC Director General of Conservation Fish & Game Forest & Bird Cain Whānau Forestry Appellants EDS

Provision	Appellant(s)	Interested Parties
CE-E1 - Explanation	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Cain Whānau Fish & Game Queenstown Airport Forest & Bird Forestry Appellants
CE-PR1 – Principal reasons	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Cain Whānau Fish & Game Forest & Bird Forestry Appellants Queenstown Airport
CE-AER1	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> Director General of Conservation Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau Forestry Appellants DCC Fish & Game Forest & Bird QLDC Queenstown Airport
CE-AER9	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Forestry Appellants Cain Whānau Fish & Game Forest & Bird Queenstown Airport

LF - Land and Freshwater

Provision	Appellant(s)	Interested Parties
LF-WAI-P2 - Mana whakahaere	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
LF-WAI-M1 – Kāi Tahu rakatirataka	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
LF-WAI-E1 – Explanation [paragraphs 2 and 3]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC
LF-FW-O10 - Natural character	<ul style="list-style-type: none"> Oceana Gold 	<ul style="list-style-type: none"> Fish & Game Forest & Bird Forestry Appellants Kāi Tahu OWRUG Queenstown Airport EDS
LF-FW-P12 - Identifying and managing outstanding water bodies	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited Transpower Queenstown Airport 	<ul style="list-style-type: none"> Director General of Conservation DCC Fish & Game Forest & Bird Kāi Tahu QLDC Transpower Queenstown Airport Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Forestry Appellants EDS
LF-FW-P13 – Preserving natural character and instream values	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited 	<ul style="list-style-type: none"> Director General of Conservation DCC Fish & Game

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Provision	Appellant(s)	Interested Parties
	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc Cain Whānau 	<ul style="list-style-type: none"> Forest & Bird Kāi Tahu Oceana Gold QLDC Transpower Queenstown Airport Beef + Lamb Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Meridian Energy Darby Asset Management LP Federated Farmers Forestry Appellants NZTA Port Otago RealNZ EDS Manawa Energy
LF-FW-P14 – Restoring natural character and instream values	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> Beef + Lamb Darby Asset Management LP Federated Farmers Fish & Game Forestry Appellants NZTA Port Otago RealNZ Manawa Energy

LF-LS – Land and soil

Provision	Appellant(s)	Interested Parties
LF-LS-O11 – Land and soil	<ul style="list-style-type: none"> Oceana Gold 	<ul style="list-style-type: none"> Director General of Conservation Fish & Game Forest & Bird Forestry Appellants Kāi Tahu OWRUG Queenstown Airport EDS
LF-LS-O12 – Use, development, and protection	<ul style="list-style-type: none"> Oceana Gold 	<ul style="list-style-type: none"> Fish & Game Forest & Bird Forestry Appellants Kāi Tahu OWRUG

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Queenstown Airport • EDS
UFD-O4- Development in rural areas	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Federated Farmers • Fish & Game • Forest & Bird • QLDC • DCC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Forestry Appellants • Oceana Gold • Falls Dam Irrigation • Queenstown Airport
LF-LS-P16A – Managing pests	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Forestry Appellants • Environmental Defence Society 	<ul style="list-style-type: none"> • Beef + Lamb • Director General of Conservation • Federated Farmers • Forest & Bird • Forestry Appellants • Port Otago • DCC • Fish & Game • Kāi Tahu • Meridian Energy • EDS
LF-LS-P19 – Highly productive land	<ul style="list-style-type: none"> • Oceana Gold 	<ul style="list-style-type: none"> • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • Kāi Tahu • OWRUG • Queenstown Airport • EDS
UFD-P7 – Rural areas	<ul style="list-style-type: none"> • Oceana Gold • QLDC • Royal Forest and Bird Protection Society of New Zealand Inc • Glenpanel Limited 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • Oceana Gold • Kāi Tahu • RealNZ • Queenstown Airport • Waterfall Park Developments • Federated Farmers

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Director General of Conservation • Forest & Bird • Fish & Game • QLDC • DCC • OWRUG • EDS
UFD-P8 – Rural lifestyle development	<ul style="list-style-type: none"> • QLDC 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • RealNZ • Waterfall Park Developments • Kāi Tahu
LF-LS-P22 – Public access	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
LF-LS-M11A - Identification of highly productive land	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
LF-LS -M12 – District plans	<ul style="list-style-type: none"> • Oceana Gold • Forestry Appellants • Royal Forest and Bird Protection Society of New Zealand Inc • Environmental Defence Society 	<ul style="list-style-type: none"> • Port Otago • Beef + Lamb • Director General of Conservation • Queenstown Airport • Federated Farmers • DCC • Fish & Game • Forest & Bird • Kāi Tahu • Forestry Appellants • OWRUG • NZTA • Oceana Gold • Meridian Energy • EDS
LF-LS-M13 – Management of beds and riparian margins	<ul style="list-style-type: none"> • Forestry Appellants 	<ul style="list-style-type: none"> • Director General of Conservation

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • DCC • Fish & Game • Forest & Bird • Kāi Tahu • EDS
LF-LS-E4 – Explanation	<ul style="list-style-type: none"> • QLDC 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • RealNZ • Waterfall Park Developments • Kāi Tahu

ECO – Ecosystems and indigenous biodiversity

Provision	Appellant(s)	Interested Parties
ECO-01 – Indigenous biodiversity	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • Oceana Gold • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS
ECO-02 – Restoring and enhancing	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Oceana Gold • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • EDS
ECO-03 – Kaitiakitaka and stewardship	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Meridian Energy • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS • Transpower
ECO-P1 - Kaitiakitaka	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants • Environmental Defence Society 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Director General of Conservation • Federated Farmers • Forest & Bird • Meridian Energy • Oceana Gold • QLDC • Fish & Game • EDS • Transpower
ECO-P2 – Identifying significant natural areas and taoka	<ul style="list-style-type: none"> • Oceana Gold • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Cain Whānau • Environmental Defence Society • Forestry Appellants 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • Meridian Energy • Oceana Gold • QLDC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Federated Farmers • Queenstown Airport • Forestry Appellants • OWRUG • EDS • Transpower
ECO-P3 – Protecting significant natural areas and taoka	<ul style="list-style-type: none"> • Oceana Gold • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Cain Whānau 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird

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Provision	Appellant(s)	Interested Parties
	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Forestry Appellants 	<ul style="list-style-type: none"> • Kāi Tahu • Meridian Energy • Oceana Gold • QLDC • Transpower • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Forestry Appellants • OWRUG • Queenstown Airport • NZTA • EDS
ECO-P4 – Provision for new activities	<ul style="list-style-type: none"> • Oceana Gold • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Cain Whānau • Transpower • Royal Forest and Bird Protection Society of New Zealand Inc • Meridian Energy • Manawa Energy • Forestry Appellants 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • Meridian Energy • Oceana Gold • QLDC • EDS • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Forestry Appellants • OWRUG • Queenstown Airport • NZTA • Director General of Conservation • EDS • Transpower
ECO-P5 – Existing activities in significant natural areas [Deleted in Decision Version]	<ul style="list-style-type: none"> • Oceana Gold • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Cain Whānau • Transpower • Forestry Appellants 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Forestry Appellants • Kāi Tahu • Meridian Energy • Oceana Gold • QLDC

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • OWRUG • Queenstown Airport • EDS
ECO-P5A – Managing adverse effects of established activities on significant natural areas	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Manawa Energy • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Oceana Gold • QLDC • Meridian Energy • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • NZTA • EDS
ECO-P6 – Maintaining indigenous biodiversity	<ul style="list-style-type: none"> • Oceana Gold • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Cain Whānau • Transpower • Royal Forest and Bird Protection Society of New Zealand Inc • Meridian Energy • Manawa Energy • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • Meridian Energy • Oceana Gold • QLDC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Forestry Appellants • OWRUG • Queenstown Airport • NZTA • Director General of Conservation • EDS
ECO-P7 – Coastal Indigenous biodiversity	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • DCC • Kāi Tahu • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS
ECO-P8 – Restoration and enhancement	<ul style="list-style-type: none"> • Cain Whānau • Royal Forest and Bird Protection Society of New Zealand Inc • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Oceana Gold • QLDC • Director General of Conservation • Federated Farmers • Fish & Game • Forest & Bird • Forestry Appellants • EDS
ECO-P9 – Wilding conifers [deleted in Decisions version]	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS
ECO-P10 – Integrated approach	<ul style="list-style-type: none"> • Cain Whānau • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Director General of Conservation • Federated Farmers • Forestry Appellants • Oceana Gold • QLDC • Beef + Lamb • Fish & Game

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forest & Bird • Meridian Energy • EDS
ECO-P11 – Resilience to climate change	<ul style="list-style-type: none"> • Cain Whānau • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • Director General of Conservation • Federated Farmers • QLDC • Fish & Game • Forest & Bird • EDS
ECO-P12 – Plantation forestry activities	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS
ECO-PXX - Managing indigenous biodiversity on Native reserves and Māori land [New Policy sought]	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Oceana Gold • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS
ECO-M1 – Statement of responsibilities	<ul style="list-style-type: none"> • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • EDS
ECO-M2 – Identification of significant natural areas	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Forestry Appellants • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Oceana Gold • Federated Farmers • Director General of Conservation • Forest & Bird • Forestry Appellants • Queenstown Airport • QLDC • Fish & Game • EDS
ECO-M3 – Identification of taoka	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Kāi Tahu • QLDC • Transpower
ECO-M4 – Regional plans	<ul style="list-style-type: none"> • Oceana Gold • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Forestry Appellants 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Director General of Conservation • Federated Farmers • Fish & Game • Forest & Bird • Forestry Appellants • Queenstown Airport • NZTA • Oceana Gold • Transpower • EDS

Provision	Appellant(s)	Interested Parties
ECO-M4A – Increasing indigenous vegetation cover	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
ECO-M4B - Specified highly mobile fauna	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC
ECO-M4C - Maintenance of improved pasture for farming	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC
ECO-M4D - Native reserves and Māori land	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower
ECO-M5 – District plans	<ul style="list-style-type: none"> Environmental Defence Society Royal Forest and Bird Protection Society of New Zealand Inc Forestry Appellants Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Director General of Conservation Forest & Bird Forestry Appellants QLDC Federated Farmers Fish & Game NZTA Oceana Gold Transpower Meridian Energy EDS
ECO-M6 - Engagement	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • DCC • Kāi Tahu • QLDC
ECO-M7A - Kāi Tahu kaitiakitaka	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
ECO-M7B – Information requirements	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC
ECO-M7 – Monitoring	<ul style="list-style-type: none"> • Environmental Defence Society • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Federated Farmers • Kāi Tahu • Director General of Conservation • Forest & Bird • QLDC • Meridian Energy
ECO-M8 – Other incentives and mechanisms	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC
ECO-M9 – Regional Biodiversity Strategy	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC
ECO-E1 – Explanation	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> Forestry Appellants
ECO-PR1 – Principal reasons	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Forestry Appellants Transpower
ECO-AER1	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC
ECO-AER2	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC
ECO-AER3	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC
ECO-AER4 [deleted in Decisions version]	<ul style="list-style-type: none"> Environmental Defence Society Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Director General of Conservation Federated Farmers Forest & Bird Forestry Appellants QLDC Meridian Energy

EIT- Energy, infrastructure and transport

Provision	Appellant(s)	Interested Parties
EIT-INF-O4-Provision of Infrastructure	<ul style="list-style-type: none"> Environmental Defence Society Queenstown Airport 	<ul style="list-style-type: none"> Ara Poutama

Provision	Appellant(s)	Interested Parties
	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Chorus NZ Limited, One NZ group Limited, and Spark NZ Trading Limited. • Forest & Bird • Director General of Conservation • Fish & Game • NZTA • Port Otago • Transpower • Queenstown Airport • Kāi Tahu • QLDC • DCC • Cain Whānau • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Queenstown Airport • Meridian Energy • Waitaki Irrigators Collective • EDS • Manawa Energy
EIT-INF-05 - Integration	<ul style="list-style-type: none"> • Transpower • Queenstown Airport • Royal Forest and Bird Protection Society of New Zealand Inc • Environmental Defence Society 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forest & Bird • Port Otago • Forestry Appellants • Ara Poutama • Kāi Tahu • QLDC • Transpower • DCC • Queenstown Airport • Cain Whānau • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • EDS
EIT-INF-O6 Long-term planning for electricity transmission infrastructure [deleted in Decisions version]	<ul style="list-style-type: none"> • Transpower 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish and Game • Royal Forest and Bird Protection Society of New Zealand Inc • QLDC • Kāi Tahu • DCC • Forestry Appellants • Cain Whānau • Maniototo Irrigation Company • Manuherikia Catchment Group • Queenstown Airport • Waitaki Irrigators Collective • EDS
EIT-INF-OX [new objective sought]	<ul style="list-style-type: none"> • Queenstown Airport 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • The Fuel Companies • Transpower • DCC • Meridian Energy
EIT-INF-OXX [new objective sought]	<ul style="list-style-type: none"> • Queenstown Airport 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Kāi Tahu • QLDC • DCC • Meridian Energy

Provision	Appellant(s)	Interested Parties
EIT-INF-P12 – Upgrades and development	<ul style="list-style-type: none"> • Environmental Defence Society • Queenstown Airport • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Kāi Tahu • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Ara Poutama • Director General of Conservation • Fish & Game • Manawa Energy • Meridian Energy • NZTA • Port Otago • Transpower • Queenstown Airport • QLDC • Forest & Bird • Cain Whānau • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-INF-P13 – Locating and managing effects of infrastructure, nationally significant infrastructure and regionally significant infrastructure outside the coastal environment	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Cain Whānau • Environmental Defence Society • Kāi Tahu • Royal Forest and Bird Protection Society of New Zealand Inc • Transpower • QLDC • Queenstown Airport • NZTA • Meridian Energy • Manawa Energy 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Kāi Tahu • QLDC • Queenstown Airport • Ara Poutama • Falls Dam Irrigation • Port Otago • Forest & Bird • The Fuel Companies • Transpower NZ • Queenstown Airport • Maniototo Irrigation Company • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Chorus NZ Limited, One NZ group Limited, and Spark NZ Trading Limited • Forestry Appellants • Meridian Energy

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forest & Bird • Kāi Tahu • Darby Asset Management LP • NZTA • RealNZ • Cain Whānau • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
<p>EIT-INF-P13A - Managing the effects of infrastructure, nationally significant infrastructure and regionally significant infrastructure within the coastal environment</p>	<ul style="list-style-type: none"> • Transpower • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Director General of Conservation • Fish & Game • Forest & Bird • Kāi Tahu • Maniototo Irrigation Company • QLDC • Forestry Appellants • Cain Whānau • Falls Dam Irrigation • Manawa Energy • Manuherikia Catchment Group • OWRUG • Port Otago • Transpower • Queenstown Airport • Meridian Energy • Waitaki Irrigators Collective • EDS
<p>EIT-INF-P14 -Decision making considerations</p>	<ul style="list-style-type: none"> • Queenstown Airport • Cain Whānau • Kāi Tahu 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC • Manawa Energy • Maniototo Irrigation Company • Director General of Conservation • Fish & Game • Forestry Appellants

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forest & Bird • The Fuel Companies • Cain Whānau • Queenstown Airport • Waitaki Irrigators Collective • EDS
<p>EIT-INF-P15 - Protecting nationally significantly infrastructure and regionally significant infrastructure</p>	<ul style="list-style-type: none"> • Transpower • Queenstown Airport • Manawa Energy • Cain Whānau 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Manawa Energy • Director General of Conservation • Fish & Game • Forestry Appellants • Forest & Bird • Kāi Tahu • Meridian Energy • The Fuel Companies • QLDC • Transpower • Maniototo Irrigation Company • Cain Whānau • Queenstown Airport • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
<p>EIT-INF-P16 [deleted in Decisions version]</p>	<ul style="list-style-type: none"> • Cain Whānau • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Fish and Game • Kāi Tahu • Meridian Energy • QLDC • Director General of Conservation • Forest & Bird • EDS
<p>EIT-INF-P17 - Urban growth and infrastructure</p>	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • QLDC • Maniototo Irrigation Company • Cain Whānau • Fish & Game • Forest & Bird • Queenstown Airport • Waitaki Irrigators Collective
EIT-INV[sic]-Px	<ul style="list-style-type: none"> • Transpower 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forestry Appellants • Forest & Bird • QLDC • EDS
EIT-INF-M4 - Regional plans	<ul style="list-style-type: none"> • Transpower 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • DCC • Fish & Game • Kāi Tahu • Maniototo Irrigation Company • Manawa Energy • Forestry Appellants • Forest & Bird • Cain Whānau • QLDC • Queenstown Airport • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-INF-M5 - District plans	<ul style="list-style-type: none"> • Transpower 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • DCC • Fish & Game • Maniototo Irrigation Company • Manawa Energy • Forestry Appellants • Forest & Bird

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • QLDC • Kāi Tahu • Queenstown Airport • Cain Whānau • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-O1 – Energy and social and economic wellbeing	<ul style="list-style-type: none"> • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Director General of Conservation • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • Manawa Energy • Queenstown Airport • Maniototo Irrigation Company • Forestry Appellants • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-O2A – Greenhouse gas emissions and renewable energy targets	<ul style="list-style-type: none"> • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Director General of Conservation • Fish & Game • Kāi Tahu • Forest & Bird • Maniototo Irrigation Company • Forestry Appellants • QLDC • Manawa Energy • Queenstown Airport • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-O2 – Renewable electricity generation	<ul style="list-style-type: none"> • Environmental Defence Society 	<ul style="list-style-type: none"> • Director General of Conservation

Provision	Appellant(s)	Interested Parties
	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu 	<ul style="list-style-type: none"> • DCC • Director General of Conservation • Forest & Bird • Manawa Energy • Fish & Game • Kāi Tahu • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • QLDC • Queenstown Airport • Maniototo Irrigation Company • Forestry Appellants • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective • EDS
<p>EIT-INF-O6 - Long-term planning for the National Grid and distribution infrastructure</p>	<ul style="list-style-type: none"> • Kāi Tahu • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Director General of Conservation • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • Manawa Energy • Queenstown Airport • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
<p>EIT-EN-P1 – Operation, maintenance and upgrade</p>	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Manawa Energy • Director General of Conservation

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • QLDC • Kāi Tahu • Queenstown Airport • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective • EDS
<p>EIT-EN-P2 – Recognising renewable electricity generation activities in decision making</p>	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Fish & Game • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Director General of Conservation • Forest & Bird • QLDC • Kāi Tahu • Manawa Energy • Queenstown Airport • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
<p>EIT-EN-P4 – Identifying new sites or resources</p>	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Queenstown Airport • Forest & Bird • Kāi Tahu • Manawa Energy • QLDC • Kāi Tahu • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Forestry Appellants

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective • EDS
EIT-EN-P5 – Non-renewable energy generation	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Manawa Energy 	<ul style="list-style-type: none"> • Director General of Conservation • Forest & Bird • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Kāi Tahu • Queenstown Airport • Fish & Game • QLDC • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective • EDS
EIT-EN-P6 – Managing effects	<ul style="list-style-type: none"> • Environmental Defence Society • Meridian Energy • Manawa Energy • Kāi Tahu 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Queenstown Airport • Fish & Game • Forest & Bird • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Kāi Tahu • Meridian Energy • Forestry Appellants • Manuherikia Catchment Group • Maniototo Irrigation Company • Falls Dam Irrigation • OWRUG • QLDC • Waitaki Irrigators Collective • EDS
EIT-EN-P7 – Reverse sensitivity	<ul style="list-style-type: none"> • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Cain Whānau • Queenstown Airport • DCC • Director General of Conservation • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • Forestry Appellants • Meridian Energy • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
<p>EIT-EN-P8 – Small and community scale distributed electricity generation</p>	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Kāi Tahu • QLDC • Kāi Tahu • Queenstown Airport • Maniototo Irrigation Company • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Forest & Bird • Forestry Appellants • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
<p>EIT-EN-P16 - Providing for the National Grid</p>	<ul style="list-style-type: none"> • Transpower • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Queenstown Airport • DCC • Kāi Tahu • Fish & Game • Forestry Appellants • Cain Whānau • Forest & Bird • QLDC

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-P9A – Providing for electricity distribution	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Director General of Conservation • Kāi Tahu • Fish & Game • Maniototo Irrigation Company • Forest & Bird • Queenstown Airport • Manuherikia Catchment Group • Forestry Appellants • Falls Dam Irrigation • OWRUG • QLDC • Waitaki Irrigators Collective • EDS
EIT-EN-M1 – Regional plans	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • DCC • Kāi Tahu • Queenstown Airport • Forestry Appellants • Director General of Conservation • Forest & Bird • Meridian Energy • Maniototo Irrigation Company • QLDC • Fish & Game • Cain Whānau • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-M2 – District plans	<ul style="list-style-type: none"> • Environmental Defence Society 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited

Provision	Appellant(s)	Interested Parties
	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau • Manawa Energy 	<ul style="list-style-type: none"> • DCC • Kāi Tahu • Director General of Conservation • Queenstown Airport • Forestry Appellants • Forest & Bird • Maniototo Irrigation Company • Meridian Energy • QLDC • Fish & Game • Cain Whānau • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-PR1 – Principal reasons	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • DCC • Kāi Tahu • QLDC • Manawa Energy • Cain Whānau • Fish & Game • Queenstown Airport • Forest & Bird • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-AER1	<ul style="list-style-type: none"> • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Director General of Conservation • DCC • Fish & Game • Kāi Tahu • Forest & Bird • QLDC • Queenstown Airport • Forestry Appellants

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Maniototo Irrigation Company • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-EN-AER3	<ul style="list-style-type: none"> • Manawa Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Director General of Conservation • DCC • Kāi Tahu • Fish & Game • Maniototo Irrigation Company • Forest & Bird • QLDC • Queenstown Airport • Forestry Appellants • Manuherikia Catchment Group • Waitaki Irrigators Collective • EDS
EIT-TRAN-O10 – Commercial port activities	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • Forest & Bird • Kāi Tahu • DCC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • QLDC • Queenstown Airport • Forestry Appellants • Fish & Game • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective
EIT-TRAN-P23 – Commercial port activities	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • Forest & Bird • Kāi Tahu • DCC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Cain Whānau • Fish & Game • QLDC • Queenstown Airport • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective • Port Otago
EIT-TRAN-M7 – Regional plans	<ul style="list-style-type: none"> • Environmental Defence Society • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Forest & Bird • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • QLDC • Queenstown Airport • Forestry Appellants • Maniototo Irrigation Company • Manuherikia Catchment Group • Meridian Energy • Waitaki Irrigators Collective

HAZ – Natural Hazards

Provision	Appellant(s)	Interested Parties
HAZ-NH-O1- Natural Hazards	<ul style="list-style-type: none"> • Oceana Gold • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • OWRUG • QLDC • Queenstown Airport • Kāi Tahu • Oceana Gold • EDS
HAZ-NH-O2 - Adaptation	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Director General of Conservation • Kāi Tahu

Provision	Appellant(s)	Interested Parties
HAZ-NH-P1 – Identifying areas subject to natural hazards	<ul style="list-style-type: none"> • QLDC • Royal Forest and Bird Protection Society of New Zealand Inc • Kāi Tahu 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Darby Asset Management LP • Forestry Appellants • Oceana Gold • Port Otago • QLDC • RealNZ • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Queenstown Airport • Fish & Game • Forest & Bird • Maniototo Irrigation Company
HAZ-NH-P1A Identifying areas subject to coastal hazards	<ul style="list-style-type: none"> • Port Otago • Kāi Tahu 	<ul style="list-style-type: none"> • QLDC • DCC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • Queenstown Airport • Forest & Bird • Manawa Energy • Forestry Appellants • Port Otago
HAZ-NH-P2 – Risk assessments	<ul style="list-style-type: none"> • Oceana Gold • QLDC • Port Otago • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Forestry Appellants • Meridian Energy • QLDC • Darby Asset Management LP • Forestry Appellants • Oceana Gold • Port Otago • RealNZ • Fish & Game • Forest & Bird • OWRUG • Queenstown Airport

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Cain Whānau • Maniototo Irrigation Company • EDS
HAZ-NH-P3 - New activities	<ul style="list-style-type: none"> • Oceana Gold • QLDC • Port Otago • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC • Darby Asset Management LP • Forestry Appellants • Oceana Gold • Port Otago • RealNZ • Fish & Game • Forest & Bird • OWRUG • Queenstown Airport • EDS
HAZ-NH-P4 – Existing natural hazard risk	<ul style="list-style-type: none"> • QLDC • Port Otago 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • Port Otago • RealNZ • QLDC • Oceana Gold • DCC
HAZ-NH-P6 – Protecting features and systems that provide hazard mitigation	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Forestry Appellants
HAZ-NH-P7 – Mitigating natural hazards	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC • Director General of Conservation
HAZ-NH-P10 - Coastal hazards	<ul style="list-style-type: none"> • Port Otago • Kāi Tahu • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • QLDC • Cain Whānau • Fish & Game • Forest & Bird • Port Otago • Queenstown Airport • Forestry Appellants • Maniototo Irrigation Company
HAZ-NH-P11 - Kāi Tahu rakatirataka	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
HAZ-NH-PXX [New Policy requested]	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited 	<ul style="list-style-type: none"> • Director General of Conservation • DCC • Fish & Game • Forest & Bird • Kāi Tahu • QLDC • EDS
HAZ-NH-M1 – Statement of responsibilities	<ul style="list-style-type: none"> • QLDC • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Meridian Energy • QLDC • Forestry Appellants • Darby Asset Management LP • Port Otago • RealNZ
HAZ-NH-M2 – Local authorities	<ul style="list-style-type: none"> • QLDC • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Forestry Appellants • Darby Asset Management LP • Port Otago • RealNZ

Provision	Appellant(s)	Interested Parties
HAZ-NH-M3- Regional plans	<ul style="list-style-type: none"> Port Otago Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Oceana Gold
HAZ-NH-M4 - District plans	<ul style="list-style-type: none"> Port Otago QLDC Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Darby Asset Management LP Forestry Appellants Port Otago Oceana Gold
HAZ-CL-P14 Managing contaminated land	<ul style="list-style-type: none"> The Fuel Companies 	<ul style="list-style-type: none"> Port Otago Queenstown Airport
HAZ- CL-P15 – New contaminated land	<ul style="list-style-type: none"> Oceana Gold The Fuel Companies 	<ul style="list-style-type: none"> Fish & Game Forest & Bird Forestry Appellants OWRUG QLDC Queenstown Airport EDS
HAZ-CL-P18 – Waste facilities and services	<ul style="list-style-type: none"> Royal Forest and Bird Protection Society of New Zealand Inc Kāi Tahu 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited Cain Whānau DCC Fish & Game Forest & Bird QLDC Queenstown Airport Forestry Appellants

HCV - Historical and cultural values

Provision	Appellant(s)	Interested Parties
HCV-WT-O2 - Rakatirataka	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • QLDC • Transpower
HCV-WT-P1 - Recognise and identify wāhi tūpuna	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
HCV-WT-M1 - Identification	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
HCV – WT – P2 - Management of effects on wāhi tupuna	<ul style="list-style-type: none"> • Transpower • Meridian Energy 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • EDS
HCV-WT-M2	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • DCC • Fish & Game • Forestry Appellants • Maniototo Irrigation Company • Port Otago • QLDC • Queenstown Airport
HCV – HH – P5 - Managing historic heritage	<ul style="list-style-type: none"> • Oceana Gold • Transpower 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • OWRUG • Queenstown Airport

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • EDS
HCV-HH-M4 - Regional plans	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
HCV-HH-M5 - District Plans	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
HCV-HH-M6 - Incentives and education	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower

NFL- Natural features and landscapes

Provision	Appellant(s)	Interested Parties
NFL-O1 – Outstanding natural features and landscapes	<ul style="list-style-type: none"> • QLDC • Royal Forest and Bird Protection Society of New Zealand Inc • Glenpanel Limited 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Darby Asset Management LP • Forestry Appellants • Meridian Energy • Oceana Gold • RealNZ • Waterfall Park Developments • Federated Farmers • QLDC • DCC • Mount Cardrona Station Village • Transpower • Kāi Tahu • Manawa Energy
NFL-P1 – Identification	<ul style="list-style-type: none"> • Cain Whānau • RealNZ • Glenpanel Limited 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Kāi Tahu • Forestry Appellants • Meridian Energy • QLDC • Darby Asset Management LP • Mount Cardrona Station Village • NZSki • Waterfall Park Developments • Forest & Bird
NFL-P2 – Protection of outstanding natural features and landscapes	<ul style="list-style-type: none"> • Transpower • RealNZ • Royal Forest and Bird Protection Society of New Zealand Inc • Glenpanel Limited • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • Fish & Game • Forestry Appellants • Kāi Tahu • Meridian Energy • QLDC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Chorus NZ Limited, One NZ group Limited, and Spark NZ Trading Limited. • Darby Asset Management LP • Forest & Bird • NZTA • NZSki • Waterfall Park Developments • DCC • RealNZ • Transpower • EDS • Manawa Energy
NFL-P3 [deleted in Decisions version]	<ul style="list-style-type: none"> • QLDC 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • Meridian Energy • NZTA • RealNZ • Waterfall Park Developments
NFL-P4 – Restoration [deleted in Decisions version]	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc 	<ul style="list-style-type: none"> • Darby Asset Management LP • Federated Farmers • Mount Cardrona Station Village Limited • RealNZ.

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> DCC
NFL-M1 – Identification	<ul style="list-style-type: none"> Glenpanel Limited Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Forest & Bird Transpower
NFL-M2 – Regional plans	<ul style="list-style-type: none"> Glenpanel Limited Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Forest & Bird
NFL-M3 – District plans	<ul style="list-style-type: none"> Glenpanel Limited Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu Meridian Energy QLDC Forest & Bird
NFL-M4 – Other incentives and mechanisms	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
NFL-E1 – Explanation	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
NFL-PR1 – Principal reasons	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
NFL-AER1	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
NFL-AER2	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC

UFD – Urban form and development

Provision	Appellant(s)	Interested Parties
UFD-O1 – Development of urban areas	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • QLDC • Queenstown Airport • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • DCC • QLDC • Fish & Game • Kāi Tahu • QLDC • The Fuel Companies • Transpower • Queenstown Airport • Darby Asset Management LP • Forestry Appellants • RealNZ • Forest & Bird • Cain Whānau • EDS
UFD-O2-Development of urban areas [deleted in Decisions version]	<ul style="list-style-type: none"> • Queenstown Airport 	<ul style="list-style-type: none"> • Fish & Game • Forest & Bird • QLDC • DCC
UFD-O3 – Strategic planning [deleted in Decisions version]	<ul style="list-style-type: none"> • Kāi Tahu • Queenstown Airport 	<ul style="list-style-type: none"> • Fish & Game • Forest & Bird • QLDC • Forestry Appellants • DCC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Queenstown Airport
UFD-P1 – Strategic planning	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Director General of Conservation • QLDC • DCC • Fish & Game • Kāi Tahu • Transpower • Queenstown Airport • Forest & Bird

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • EDS
UFD-P2 - Sufficiency of development capacity	<ul style="list-style-type: none"> • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Royal Forest and Bird Protection Society of New Zealand Inc • QLDC • Forestry Appellants • DCC • Queenstown Airport • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish and Game
UFD-P3 – Urban intensification	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Transpower • Queenstown Airport • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Ara Poutama • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • QLDC • DCC • Forestry Appellants • Fish & Game • Kāi Tahu • Transpower • Forest & Bird • Queenstown Airport • The Fuel Companies • Cain Whānau • EDS
UFD-P4 – Urban expansion	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited, PowerNet Limited • Dunedin City Council • Cain Whānau • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Director General of Conservation • QLDC • DCC • Forestry Appellants • Fish & Game • QLDC • Transpower • Queenstown Airport

Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Kāi Tahu • Meridian Energy • Forest & Bird • Beef + Lamb • Cain Whānau • EDS
UFD-P5 – Commercial activities	<ul style="list-style-type: none"> • Dunedin City Council • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Queenstown Airport • Forest & Bird • QLDC • DCC • Forestry Appellants • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • Queenstown Airport
UFD - P6 – Industrial activities	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • Forestry Appellants • Forest & Bird • QLDC • DCC • Queenstown Airport
UFD-P10 – Criteria for significant development capacity	<ul style="list-style-type: none"> • Dunedin City Council • Kāi Tahu • Glenpanel Limited 	<ul style="list-style-type: none"> • Forest & Bird • QLDC • Forestry Appellants • DCC • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • Oceana Gold • Queenstown Airport
UFD–M1 – Strategic planning	<ul style="list-style-type: none"> • Kāi Tahu • Glenpanel Limited • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • Queenstown Airport • Forest & Bird • QLDC

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forestry Appellants • Cain Whānau • Fish & Game • Transpower
UFD-M2 – District plans	<ul style="list-style-type: none"> • Kāi Tahu • Glenpanel Limited • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Forestry Appellants • Fish & Game • Forest & Bird • Cain Whānau • Queenstown Airport • Transpower
UFD-M3 – Design of public spaces and surrounds	<ul style="list-style-type: none"> • Kāi Tahu 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Cain Whānau • Fish & Game • Forest & Bird • Forestry Appellants • QLDC • DCC • Queenstown Airport
UFD-E1 – Explanation	<ul style="list-style-type: none"> • Glenpanel Limited 	<ul style="list-style-type: none"> • Forest & Bird • QLDC • DCC
UFD-PR1 – Principal reasons	<ul style="list-style-type: none"> • Glenpanel Limited • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Forest & Bird • Transpower
UFD-AER1	<ul style="list-style-type: none"> • Glenpanel Limited 	<ul style="list-style-type: none"> • Forest & Bird • QLDC • DCC
UFD-AER2	<ul style="list-style-type: none"> • Glenpanel Limited 	<ul style="list-style-type: none"> • Forest & Bird • QLDC • DCC
UFD-AER3	<ul style="list-style-type: none"> • Glenpanel Limited 	<ul style="list-style-type: none"> • Forest & Bird • QLDC

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> DCC
UFD-AER4	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER5	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER6	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER9	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER10	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER11	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER12	<ul style="list-style-type: none"> Glenpanel Limited 	<ul style="list-style-type: none"> Forest & Bird QLDC DCC
UFD-AER13	<ul style="list-style-type: none"> Glenpanel Limited Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Forest & Bird Transpower

Part 4 – Evaluation and Monitoring

Provision	Appellant(s)	Interested parties
Existing monitoring procedure [para 4]	<ul style="list-style-type: none"> Cain Whānau 	<ul style="list-style-type: none"> Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited DCC Kāi Tahu QLDC Transpower

Part 5 – APPENDICES AND MAPS

Provision	Appellant(s)	Interested Parties
APP2 - Criteria for Identifying areas that qualify as indigenous natural areas (SNAs)	<ul style="list-style-type: none"> • NZTA • Oceana Gold • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Director General of Conservation • Fish & Game • Forest & Bird • Forestry Appellants • Meridian Energy • OWRUG • Queenstown Airport • Oceana Gold • EDS • Transpower
APP3 - Principles for biodiversity offsetting	<ul style="list-style-type: none"> • NZTA • Oceana Gold • Forestry Appellants • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Fish & Game • Forest & Bird • Director General of Conservation • Forestry Appellants • Meridian Energy • OWRUG • Queenstown Airport • Oceana Gold • EDS • Transpower
APP4 - Principles for biodiversity compensation	<ul style="list-style-type: none"> • NZTA • Oceana Gold • Forestry Appellants • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Fish & Game • Forest & Bird • Director General of Conservation

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Provision	Appellant(s)	Interested Parties
		<ul style="list-style-type: none"> • Forestry Appellants • Meridian Energy • OWRUG • Queenstown Airport • Oceana Gold • EDS • Transpower
APP5 - Species prone to wilding conifer spread	<ul style="list-style-type: none"> • Forestry Appellants 	<ul style="list-style-type: none"> • DCC • Fish & Game • Forest & Bird • EDS
APP6 – Methodology for natural hazard risk assessment	<ul style="list-style-type: none"> • Oceana Gold • Port Otago • QLDC 	<ul style="list-style-type: none"> • Darby Asset Management LP • Forestry Appellants • Oceana Gold • Port Otago • RealNZ • DCC • Fish & Game • Forest & Bird • OWRUG • QLDC • Queenstown Airport • EDS
APP7 - Identifying wāhi tūpuna	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • Kāi Tahu • QLDC • Transpower
APP8 – Identification criteria for places and areas of historic heritage	<ul style="list-style-type: none"> • Cain Whānau 	<ul style="list-style-type: none"> • Aurora Energy Limited, Network Waitaki Limited and PowerNet Limited • DCC • Kāi Tahu • QLDC • Transpower
MAP2-EIT-TRAN-M7 Port Activities	<ul style="list-style-type: none"> • Port Otago 	<ul style="list-style-type: none"> • DCC

10.7. Delegations Report

Prepared for: Council

Report No. CS2429

Activity: Governance Report – Delegations Manual Revision

Author: Janet Ashcroft, Legal Counsel

Endorsed by: Tami Sargeant, General Manager People and Corporate

Date: 28 August 2024

PURPOSE

- [1] To confirm proposed amendments to the Otago Regional Council Delegations Manual that require approval by Council resolution.

EXECUTIVE SUMMARY

- [2] The Otago Regional Council Delegations Manual is a combination of delegations:
- Held by Council;
 - Delegated by Council to its Committees;
 - Delegated by Council to the Chief Executive;
 - Delegated by Council to staff; and
 - Delegations from the Chief Executive to staff.
- [3] On 9 November 2022, version 1.5 (the most recent version) of the Delegations Manual was approved by Council.
- [4] Council is asked to approve the amendments to its delegations in Chapter 2, Part A and B of the “Delegations Manual Effective 1 July 2024” which are included with this report at **Attachment 1**. The amendments:
- Record resolutions made by Council since 9 November 2022; and
 - Relate to amendments to Chapter 2 being Council Committee Terms of Reference and specific Resource Management Act 1991 (**RMA**) and Local Government Act 2002 (**LGA**) delegations that cannot be sub-delegated that arise as a result of the restructure of the Executive Leadership Team (**ELT**) which was effective 1 July 2024.
- [5] Council is not required to review administrative changes that do not affect the delegations they hold, or amendments to delegations from the Chief Executive to Staff.

RECOMMENDATION

That the Council:

- a) **Receives** this report.
- b) **Resolves to approve** the proposed amendments to the Otago Regional Council Delegations Manual detailed in Attachment 1.
- c) **Authorises** the Chief Executive to update the Council's Delegations Manual accordingly.

BACKGROUND

- [6] The Delegations Manual is a living document, and so amendments may be made from time to time, as necessary.
- [7] The changes proposed to be made to the Delegations Manual are summarised in this report.

DISCUSSION

Delegations held by Council

- [8] There are no changes to the powers that Council holds which it does not delegate.

Council Resolutions since 9 November 2022

- [9] Since 9 November 2022 Council has resolved to approve:
- The terms of reference and delegations for the committee structures (Committees) adopted on 9 November 2022.
[Resolution CM22-287 – 295; 7 December 2022]
 - Delegations to the Regional Leadership Committee for Future Development Strategies.
[Resolution CM23-116; 22 February 2023]
 - Fresh Water Farm Plan delegations to staff under Part 9A of the Resource Management Act 1991 (RMA).
[Resolution CM24-120; 20 March 2024]
 - Delegations to staff for Building (Dam Safety) Regulations 2022.
[Resolution CM24-130]
- [10] These changes are recorded in the Delegations Manual at **1.3.7: Reviews and Updates of the Delegations Manual**. Part 1.3.7 of the Delegations Manual also provides that changes in position names must be approved by the Chief Executive and that this Delegations Manual will be updated accordingly.

Chapter 2 Council, Committees and Direct to Council Staff

- [11] **Part A: 3 Council Committees** as noted above are provided for from 3.1 to 3.10; which sets out the correct names for the renamed Committees and each of those Committee's Terms of Reference.
- [12] **Part B: Delegations from Council to Specific ORC staff.** This Part of the Delegations Manual provides for Council delegations (to the extent authorised) under the RMA, which are delegations which cannot be sub-delegated and for those LGA delegations that similarly cannot be sub-delegated:
- **Part B: RMA 4 - 16** these delegations have been updated to reflect the new ELT Structure and Council resolutions since 9 November 2022.
 - **Part B: LGA 17** these delegations have been updated to reflect the new ELT Structure.

Chapter 3 Delegations from Chief Executive to ORC staff

- [13] Amendments to these delegations do not require Council approval or resolution. They are noted here only for completeness.
- [14] **Part C: 18 – 22** Administrative Delegations (18 Human Resources, 19 Requests for release of information (LGOIMA, Privacy and Public Records), 20 Submissions, 21 Authorisation to use the Common Seal, and 21 Professional Advice and Legal Proceedings, and 22 Court Proceedings; which have been updated to reflect the new ELT Structure.
- [15] **Part D: 23 - 25** Contracting, Financial Rating and Property Delegations which have been updated to reflect the new ELT Structure.
- [16] **Part E: 26 - 34** Regulatory Non-RMA Delegations that can be delegated (in contrast to Part B) and which have been updated to reflect the new ELT structure and Council resolutions since 9 November 2022.

CONSIDERATIONS

Strategic Framework and Policy Considerations

- [17] This paper proposes a continuation of current Council policy of providing delegation to Council staff.

Financial Considerations

- [18] There is no cost to updating the Delegations Manual.

Significance and Engagement Considerations

- [19] No external consultation is required for the proposed amendments.

Legislative and Risk Considerations

- [20] The Council is required to administer legislation under the Resource Management Act 1991, and other Acts, Regulations, and bylaws. To ensure that this requirement is

performed efficiently and lawfully, Council officers need to have delegated authority from the Council to make decisions.

- [21] Having up-to-date delegations for Council functions reduces the risk of decisions that affect Council being made at the wrong levels or wrong areas of the organisation. It is therefore prudent to ensure Council's delegations remain current.

Climate Change Considerations

- [22] There are no climate change considerations regarding the proposed delegations.

Communications Considerations

- [23] If approved, a copy of the updated Delegations Manual Effective 1 July 2024 will be uploaded to Council's website.

ATTACHMENTS

1. Delegations Final Version [10.7.1 - 84 pages]



OTAGO REGIONAL COUNCIL

DELEGATIONS MANUAL

EFFECTIVE 1 July 2024

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1. Delegations Policy Framework

Chapter 1 of the Delegations Manual outlines the structure and policy framework of how delegations are managed at the Otago Regional Council.

Of particular note are the principles and general terms and conditions that apply to all Otago Regional Council delegations.

1. Introduction

1.1 Purpose

This document is the Delegations Manual for the Otago Regional Council (**Delegations Manual**).

The primary purpose of the Delegations Manual is to set out the delegations the Otago Regional **Council (ORC)** has given to its officers/staff, and to its elected members (**Council**). The delegations relate to administrative and financial matters as well as the ORC's statutory duties, responsibilities and powers.

To assist staff to understand the responsibilities of the ORC and Council committees, this Delegations Manual also records specified duties, functions, and powers which cannot be delegated and includes associated delegations.

1.2 Structure

The Delegations Manual is structured into three chapters.

Chapter 1 of the Delegations Manual presents **introductory and background information** for the Delegations Manual including the principles for making delegations and establishing the Council's legal powers for making delegations.

Chapter 2 of the Delegations Manual records:

- **Part A-** the **governance delegations** made by the Council to Committees of the Council; and
- **Part B-** the specific delegations Council makes to ORC staff under the RMA and LGA 2002 which are not legally able to be further sub-delegated .

Chapter 3 of the Delegations Manual contains the delegations which sit with the Chief Executive and have been sub-delegated to staff. The delegations are divided into the following parts:

- **Part C** contains general **administrative delegations** relating to human resources matters, the release of information, submissions and funding, the use of the Common Seal, obtaining professional advice and legal proceedings.
- **Part D** contains **contracting, financial, rating and property delegations**, including financial delegations relating to expenditure (including financial delegation limits), contingency expenditure and other authority and procedures relating to other financial and accounting matters and delegations in respect of rating and property matters.
- **Part E** contains **regulatory non-RMA delegations** relating to the ORC's regulatory functions, duties and powers under other legislation including the Biosecurity Act 1993, the Building Act 2004, the Maritime Transport Act 1994, the Civil Defence Emergency Management Act 2002, the Land Drainage Act 1908 and the Soil Conservation and Rivers Control Act 1941.

1.3 Background

1.3.1 DEFINITION OF DELEGATION

A delegation is the conveying of a duty of power to act to another person, including the authority that the person making the decision would themselves have had in carrying out that duty or exercising that power.

For the purposes of administrative efficiency and expediency when conducting its day-to-day business, the Council delegate certain statutory duties, responsibilities and powers to committees, elected members, and/or officers/staff. Where permitted by statute, the Chief Executive delegates certain duties and responsibilities to a subordinate level. These delegations are a necessary operational requirement to promote effective and expeditious decision-making. Delegations avoid administrative delays and inefficiencies that might otherwise occur if all matters had to be referred to the Chief Executive or to Council every time a decision needed to be made.

1.3.2 THE LEGAL BASIS

In most cases, Council's elected members have the primary power of delegation as it is the body that is specified as the delegate in the empowering legislation. In some specific instances the legislation empowers the Chief Executive directly to have the power of delegation.

The Council's authority to delegate to its standing committees, subcommittees, members, to the Chief Executive or officers/staff is principally derived from Clause 32 of Schedule 7 of the Local Government Act 2002 (LGA 2002) which reads:

(1) Unless expressly provided otherwise in this Act, or in any other Act, for the purposes of efficiency and effectiveness in the conduct of the local authority's business, a local authority may delegate to a committee or other subordinate decision-making body,

community board, or member or officer of the local authority any of its responsibilities, duties, or powers except

(a) the power to make a rate; or

(b) the power to make a bylaw; or

(c) the power to borrow money, or purchase or dispose of assets, other than in accordance with the long-term plan; or

(d) the power to adopt a long-term plan, annual plan, or annual report; or

(e) the power to appoint a chief executive; or

(f) the power to adopt policies required to be adopted and consulted on under this Act in association with the long-term plan or developed for the purpose of the local governance statement; or

(g) [repealed]

(h) the power to adopt a remuneration and employment policy.

(2) Nothing in this clause restricts the power of a local authority to delegate to a committee or other subordinate decision-making body, community board, or member or officer of the local authority the power to do anything precedent to the exercise by the local authority (after consultation with the committee or body or person) of any power or duty specified in subclause (1).

(3) A committee or other subordinate decision-making body, community board, or member or officer of the local authority may delegate any of its responsibilities, duties, or powers to a subcommittee or person, subject to any conditions, limitations, or prohibitions imposed by the local authority or by the committee or body or person that makes the original delegation.

(4) A committee, subcommittee, other subordinate decision-making body, community board, or member or officer of the local authority to which or to whom any responsibilities, powers, or duties are delegated may, without confirmation by the local authority or committee or body or person that made the delegation, exercise or perform them in the like manner and with the same effect as the local authority could itself have exercised or performed them.

(5) A local authority may delegate to any other local authority, organisation, or person the enforcement, inspection, licensing, and administration related to bylaws and other regulatory matters.

(6) A territorial authority must consider whether or not to delegate to a community board if the delegation would enable the community board to best achieve its role.

(7) To avoid doubt, no delegation relieves the local authority, member, or officer of the liability or legal responsibility to perform or ensure performance of any function or duty.

(8) The delegation powers in this clause are in addition to any power of delegation a local authority has under any other enactment.

Other statutes also confer or limit the ability for the Council to delegate decision-making powers and duties. Of note are:

Section 34 (Delegation of functions, etc, by local authorities) of the Resource Management Act 1991

Section 105 (Delegation to authorised persons) of the Biosecurity Act 1993

Sections 42 (Delegation of powers by local authority) and 43 (Delegation of powers by officers) of the Local Government Official Information and Meetings Act 1987

Sections 124 (Delegation of powers by local authority) and 125 (Delegation of powers by officers or local authority) of the Privacy Act 1993

Except as provided for elsewhere in this Delegations Manual, the delegation of a power, function or duty is made under Clause 32 of Schedule 7 of the LGA

1.3.3 PRINCIPLES, TERMS AND CONDITIONS

The delegations are derived from the Council and the Chief Executive.

When deciding to delegate any duties, responsibilities, and powers, the Council or Chief Executive will have regard to the principles outlined in Table 1.

In the exercise of any delegation, the delegate (i.e. the person given the delegation) must comply with the general terms and conditions, which are also outlined in Table 1. In addition to the general terms and conditions, the delegate must also comply with any additional terms and conditions that might apply to specific delegations.

Table 1: Principles, terms and conditions

Principles
<ol style="list-style-type: none"> 1. Wherever possible, delegations to staff have been made on a wide basis to promote the most effective and efficient implementation and delivery of ORC's policies and objectives. 2. Delegations have generally been made to the lowest level of competence, commensurate with the degree of responsibility, difficulty and risk involved in the undertaking of the task delegated. 3. In deciding what is the lowest level of competence for each delegation, particular attention has been paid to the responsibilities and accountability for its correct and effective implementation and any reporting requirements. 4. In exercising delegations which are outside ORC's day-to-day business, staff will report back on the exercise of that delegation to the next relevant Council or Council Committee meeting. 5. Where ORC is expressly prevented from delegating some or all of its powers by a particular statute, it may delegate the power to do anything precedent to the exercise by the Council of that particular power or authority.
Terms and conditions

1. No delegations shall limit the power of ORC or Council or other delegator to exercise a function, duty or power in substitution for a delegate.
2. In the exercise of any delegation, the delegate will ensure they act in accordance with:
 - a. any binding statutory authority (in relation to each delegation, relevant sections of the Act will be identified); and
 - b. any relevant ORC policy or procedural documents (including reporting and recording) requirements.
3. In relation to delegations to officer level, every delegation will be to a stated officer and will be exercised in relation to the duties of their position as identified in their Position Description or when an officer has been appointed in an acting capacity.
4. Decisions, other than on minor or routine matters, made under delegated authority will be reported to Council or a relevant Committee.
5. For the avoidance of doubt, line managers shall have the same delegated powers as subordinate staff, unless the exercise of such delegation requires, by law, a particular qualification or registration. The delegations in this Manual are expressed as the lowest level in the organisation which can exercise the function, duty or power.
6. An officer who is delegated a responsibility, duty or power is also delegated any ancillary responsibilities, duties or powers necessary to give effect to that delegation.
7. Where a delegation refers to repealed legislation, the reference is to be read as a reference to the legislation that, with or without modification, replaces or corresponds to the repealed legislation.
8. A delegation once made cannot be further sub-delegated, unless the authority to sub-delegate is specified in the delegation.
9. Any power to appoint a person or approve an action or document includes the power to revoke any appointment or approval.
10. The Council may, at any time, revoke, suspend for a period, or amend the terms or conditions in relation to any delegation it has made. Where this occurs, it will be recorded by resolution of Council.
11. The Chief Executive may revoke or suspend for a period, or amend the terms and conditions, in any delegation to subordinates that they have made. Where this occurs, it will be recorded in writing to the relevant staff member and in relevant ORC procedures.
12. The Chief Executive may revoke, or limit, or suspend for a period, or reduce the extent of delegations made to named officers such that some or all of the function, duty or power must be exercised by a line manager of the person holding the delegation. This would be appropriate during the training or development of new staff, or where, in the view of the Chief Executive, particular types of decision may need greater scrutiny. Where this occurs, it will be recorded in writing to the relevant staff member and in relevant ORC procedures.
13. Unless expressed otherwise, where a delegation is to more than one officer, that power of delegation is to each officer separately.

1.3.4 SUB-DELEGATION

At times, it will be necessary for the performance of assigned duties for a staff member to have delegated authority additional to those specifically mentioned in the Delegations Manual. These situations may include staff acting temporarily in a role (such as acting Chief Executive or acting Manager) where they need to exercise the delegations of that higher

role. Such sub-delegations will be recorded in writing in the form of a memo signed by the person granting the delegation, and a copy kept on the delegation file. A person exercising functions, powers or duties under a sub-delegation shall not have the authority to further delegate those functions, powers or duties.

Staff with delegated authority under this manual are empowered to delegate (in the above manner) to the appropriate staff member any authority, which has been delegated to them except the power to delegate, unless otherwise constrained by legislation or the terms of their delegation.

1.3.5 DECISION MAKING AND SIGNIFICANCE AND ENGAGEMENT

The decision-making requirements under the LGA 2002, including those in sections 76 and 79 must be complied with, including making decisions on what responsibilities should be delegated to staff in accordance with this Delegations Manual and also making decisions under delegated authority.

The degree to which compliance with the decision-making requirements in the LGA 2002 is required is proportional to the significance of the delegated decision or power and the resources available.

In every case, the delegate needs to determine the significance of the decision they are making or the power they are exercising, notwithstanding that they have the delegated authority to make the decision or take the action. The Council's [Significance and Engagement Policy](#) is relevant to this assessment.

Where the delegate determines that the decision to be made or power to be exercised may be significant, they should consider whether to refer the decision or exercise of the power back to the delegator before final action is taken. In considering this issue, the delegate needs to balance the delegated authority they have with the potential consequences. While a precautionary approach should be taken, delegates must not be averse to making decisions or taking action as required.

1.3.6 AUTHORITY

Unless stated otherwise in this Delegations Manual, delegations are made under Clause 32 of Schedule 7 of the LGA 2002.

1.3.7 REVIEWS AND UPDATES OF THE DELEGATIONS MANUAL

The Delegations Manual is a living document, and it will be reviewed periodically and when legislative change requires amendments. The Delegations Manual has been developed to record current delegations made by the Council or Chief Executive.

Certain delegations that have been made to the Chief Executive have been made so that they can be further sub-delegated by the Chief Executive. Delegations under the Resource Management Act 1991 and the Local Government (Ratings) Act 2002 are legally not able to be further sub-delegated and may only be approved by a Council resolution.

The general terms and conditions of this Delegations Manual provides that a responsibility, duty or power delegated to an officer holding a named position is also delegated to any officer who performs or exercises the same or a substantially similar role or function, whatever the name of his or her position. Any changes in position names must be approved by the Chief Executive and this Delegations Manual will be updated accordingly.

The Chief Executive may authorise changes and updates to any Chief Executive delegations or matters which he or she has sub-delegated, other than delegations under the Resource Management Act 1991 and the Local Government (Rating) Act 2002 as these two statutes prohibit sub-delegation.

The following amendments to ORC delegations have been approved by Council for the period 10 November 2022 to 1 July 2024

Date Amended	Amendment	Council Paper
9 November 2022	Version 1.5 of Delegations Manual Approved	Resolution CM22-281
22 February 2023	Regional Leadership Committee: Future Development Strategies.	Resolution CM23-116
22 May 2024	Delegations to staff for Building (Dam Safety) Regulations 2022	Resolution CM24-130
20 March 2024	Fresh Water Farm Plans to amend Council's Delegation Manual to provide delegations to staff under Part 9A of the Resource Management Act 1991 (RMA).	Resolution CM24-120

1.4 COUNCIL RESOLUTION

[On XX August 2024 Council adopted the delegations contained in this manual.]

2. DELEGATIONS RELATING TO COUNCIL, COMMITTEES AND DIRECT TO COUNCIL STAFF

PART A: COUNCIL AND COMMITTEES

Part A sets out those delegations that remain with the Council and the delegations given to the Council's Committees.

2. Council

In accordance with Clause 32 of Schedule 7 of the LGA 2002, the Council is required by legislation to make decisions on the following matters:

- a. The power to make a rate; or
- b. The power to make a bylaw; or
- c. The power to borrow money, or purchase or dispose of assets, other than in accordance with the long-term plan; or
- d. The power to appoint a chief executive; or

- e. The power to adopt policies required to be adopted and consulted on under this Act in association with the long-term plan or developed for the purpose of the local governance statement; or
- f. The power to adopt a remuneration and employment policy.

Other legislation, including the Resource Management Act 1991, the Biosecurity Act 1993 and the Land Transport Management Act 2003, provide that certain matters cannot be delegated and that certain decisions must be made by the Council.

3. Council committees

3.1 Introduction

The Council has the following committees:

- Finance Committee
- Environmental Science and Policy Committee
- Environmental Implementation Committee
- Public and Active Transport Committee
- Regional Leadership Committee
- Safety and Resilience Committee
- Audit and Risk Subcommittee
- Civil Defence and Emergency Management Joint Committee
- Regional Transport Committee (established by the Land Transport Management Act 2003)

The delegations in this section reflect the delegations provided in the Committee Structure, Membership and Terms of Reference 2022 - 2025 Triennium.

3.2 Finance Committee

The Finance Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Finance Committee is authorised by Council to:

- Receive information for noting.
- Award or approve contracts and tenders in excess of staff delegations and to a maximum of \$2million.
- Consider and make recommendations to Council on matters of financial impact other than as provided for in the Annual Plan.
- Carry out any other function or duty delegated to it by Council.
- Appoint subcommittees or working parties as appropriate, provided they are limited to a time duration consistent with performance of their specified tasks, and receive reports from those subcommittees or working groups.

3.3 Environmental Science and Policy Committee

The Environmental Science and Policy Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Environmental Science and Policy Committee is authorised by Council to:

- Receive information for noting.
- Receive reports from the Land and Water Regional Plan Governance Group.
- Make recommendations to Council on the matters within its responsibility.
- Appoint working parties as appropriate, provided they are limited to a time duration consistent with performance of their specified tasks, and receive reports from those working groups. .
- Carry out any other function or duty delegated to it by Council.

The Environmental Science and Policy Committee has no general decision-making or financial delegations.

3.4 Environmental Implementation Committee

The Environmental Implementation Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Environmental Implementation Committee is authorised by Council to:

Receive information for noting.

Make recommendations to Council when decisions are needed.

Appoint working parties as appropriate, provided they are limited to a time duration consistent with performance of their specified tasks, and receive reports from those working groups. .

Carry out any other function or duty delegated to it by Council.

The Environmental Implementation Committee has no general decision-making or financial delegations.

3.5 Public and Active Transport Committee

The Public and Active Transport Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Public and Active Transport Committee is authorised by Council to:

- Receive information for noting.
- Make recommendations to Council when decisions are needed.
- Appoint working groups with representatives from territorial authorities and other agencies as appropriate, provided they are limited to a time duration consistent with performance of their specified tasks, and receive reports from those working groups.
- Carry out any other function or duty delegated to it by Council.

The Public and Active Transport Committee has no general decision-making or financial delegations.

3.6 Regional Leadership Committee

The Regional Leadership Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Regional Leadership Committee is authorised by Council to:

- Receive information for noting.
- Make recommendations to Council on the matters within its responsibility.
Appoint working parties as appropriate, provided they are limited to a time duration consistent with performance of their specified tasks, and receive reports from them.
- Carry out any other function or duty delegated to it by the Council.

The Regional Leadership Committee has no general decision-making or financial delegations.

Through resolution CM23-116, 22 February 2023, Council provided delegation to the Committee to enable the Committee to consider and make decisions concerning the Future Development Strategies (FDS) work with the Dunedin City Council

3.7 Safety and Resilience Committee

The Safety and Resilience Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Safety and Resilience Committee is authorised by Council to:

- Receive information for noting.
- Make recommendations to Council on the matters within its responsibility.
- Appoint working parties as appropriate, provided they are limited to a time duration consistent with performance of their specified tasks, and receive reports from them.
- Carry out any other function or duty delegated to it by the Council.

The Safety and Resilience Committee has no general decision-making or financial delegations.

3.8 Audit and Risk Subcommittee

The Audit and Risk Subcommittee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Audit and Risk Subcommittee is authorised by Council to:

- Receive information for noting.
- Receive the external audit engagement letters and letters of undertaking for audit functions and additional services provided by the external auditor.
- Review matters within its areas of responsibility and make recommendations to Council on those matters.
- Seek information it requires from the Chief Executive. The Chief Executive is required to cooperate with any requests unless excused by the Chairperson of the Council.
- Request access to outside legal or independent professional advice should it consider this necessary.

The Audit and Risk Subcommittee has no general decision-making or financial delegations.

3.9 Otago Civil Defence Emergency Management Group (Joint Committee)

The Otago Civil Defence Emergency Management Group (Joint Committee) Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Otago Civil Defence Emergency Management Group (Joint Committee) is authorised by Council to:

- have all the delegated authorities that may be given as appropriate the powers, obligations and functions of the Group as specified in the Civil Defence Emergency Management Act 2002.
- have, authority to appoint subcommittees as appropriate.

Have authority to sub-delegate any authority able by law to be delegated.

The Otago Civil Defence Emergency Management Group (Joint Committee) has no general decision-making or financial delegations.

3.10 Otago Regional Council Transport Committee

The Otago Regional Council Transport Committee Terms of Reference (including delegations) were adopted by Council on 7 December 2022.

The Otago Regional Council Transport Committee is authorised by the Council to undertake the following:

Delegated Authority – Power to Act:

have authority to appoint a panel to hear RLTP, submissions.

- have authority to appoint, working parties, advisory groups and, where appropriate – where there is urgency or special circumstances; to appoint a sub-committee to deal with any matters of responsibility within its Terms of Reference and areas of responsibility, and to make recommendations on such matters, provided that a sub-committee so appointed shall not have the authority to act except by a resolution of the Otago Regional Council Transport Committee with specific limitations;
 - have authority to make decisions in accordance with the Terms of Reference and the Land Transport Management Act 2003.
- Power to Act (for the information of Council):
 - monitor transport activities in order to report on progress on the Regional Land Transport Plan;
 - prepare and recommend variations to the Regional Land Transport Plan that trigger the Otago Regional Transport Committee's significance policy;
 - consider and make recommendations on transport planning studies and associated outcomes;
 - provide recommendations to relevant government agencies on transport priorities for the region and the allocation of national or regional transport funds.

PART B: DELEGATIONS FROM COUNCIL TO SPECIFIC ORC STAFF

Part B of this chapter sets out the delegations which Council authorises to specific ORC staff.

RESOURCE MANAGEMENT ACT 1991 DELEGATIONS

[a] This section sets out the functions under the RMA which are delegated;

[b] The Council delegates (to the extent authorised under the RMA) its powers, duties, and functions in respect of resource management matters to the Chief Executive and council officers as set out below;

[c] The delegations are made under and must be acted on in accordance with the requirements of ss 34 and 34A of the RMA as well as the general delegation provision of clause 32 of schedule 7 of the LGA. This includes the limitations set out in those sections and the prohibition on sub-delegation;

[d] The powers have been delegated to specific office holders through their title as set out in the 'delegated to' column of the schedule;

[e] Any limitation on the power delegated has been specified in the 'function' column of the schedule below; and

[f] The ‘function’ column is a summary of the power delegated only. The complete provision of the RMA (set out in the ‘section’ column of the schedule) should be referred to as appropriate.

4. RMA General Matters

4.1 RMA Information and Reports

Section	Function	Delegated to
35(2A)	Prepare and make available to the public a report on monitoring activities undertaken by ORC in the course of exercising its functions under the RMA	GM Regional Planning and Transport GM Science and Resilience

4.2 RMA Administrative charges

Section	Function	Delegated to
36(5)	Require payment of additional charges over and above any fixed charges to enable the recovery of actual and reasonable costs.	Manager Policy and Planning Manager Consents Manager Compliance
36(6)	Approve an estimate of any additional charges likely to be imposed where requested by a person liable to pay an additional charge	Manager Policy and Planning Manager Consents Manager Compliance
36AAB(1)	Waive or remit the whole or any part of any charge referred to in s36 which would otherwise be payable.	Manager Policy and Planning Manager Consents Manager Compliance
36AAB(2)	Where a charge of a kind referred to in s 36 is payable, cease performing the action to which the charge relates until the charge has been paid in full.	Manager Policy and Planning Manager Consents Manager Compliance
36AA	Determine any discount under s 36AA on an administrative charge imposed under s 36.	Manager Policy and Planning Manager Consents Manager Compliance

4.3 RMA Power to waive or extend time limits or waive requirements

Section	Function	Delegated to
37(1)(a)	Extend time periods associated with a resource consent process, if the applicant has agreed to the extension.	Senior Consents Planner Team Leader Consents except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and co-Chairs of the Regional Leadership Committee
	Extend time periods associated with a resource consent process, where the applicant has not agreed to the extension.	Manager Consents except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of Regional Leadership Committee
	Extend any other time period not associated with a resource consent process.	GM Regional Planning and Transport GM Environmental Delivery
37(1)(b)	In relation to resource consent processes, waive a failure to comply with a requirement regarding the time or method of services of documents.	Manager Consents except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
	In relation to any process other than a resource consent process, waive a failure to comply with a requirement regarding the time or method of service of documents.	GM Regional Planning and Transport GM Environmental Delivery
37(2)	In relation to a resource consent process, waive compliance with a requirement (including a procedural requirement) to provide information or direct that the omission or inaccuracy be rectified, and the manner of the correction.	Manager Consents except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and

		Co-Chairs of the Regional Leadership Committee
	In relation to any process other than a resource consent process, waive compliance with a requirement (including a procedural requirement) to provide information or direct that the omission or inaccuracy be rectified, and the manner of the correction.	GM Regional Planning and Transport GM Environmental Delivery Manager Compliance Manager Regulatory Data and Systems Manager Policy and Planning

4.4 RMA Commissioning reports

Section	Function	Delegated to
42A	Require an officer or commission a consultant or other person to prepare a report.	Principal Consents Planner Senior Consents Planner Team Leader Consents Team Leader RPS, Air and Coast Team Leader Freshwater and Land except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
42A(3) 42A(4)(b) 42A(5)	Waive compliance with the requirements in ss 42A(3) and 42A(4)(b).	GM Regional Planning and Transport or GM Environmental Delivery

4.5 RMA Protection of sensitive information

Section	Function	Delegated to
42	<p>Make an order under this section to avoid:</p> <p>serious offence to tikanga Māori, or to avoid the disclosure of the location of wahi tapu;</p> <p>the disclosure of a trade secret or unreasonable prejudice to the commercial position of the person who supplied, or is the subject of, the information;</p> <p>and, in the circumstances of the particular case, the importance of avoiding such offence, disclosure, or prejudice outweighs the public interest in making that information available.</p>	<p>GM Regional Planning and Transport</p> <p>GM Environmental Delivery</p>

5. RMA Policy and Planning

5.1 RMA Evaluation reports

Section	Function	Delegated to
32 Schedule 1, clause 5	Direct the preparation of an evaluation report for a proposed policy statement or plan in accordance with section 32.	<p>Team Leader RPS, Air and Coast</p> <p>Team Leader Freshwater and Land</p>
32AA Schedule 1, clause 5	This is a report to be prepared or commissioned by the hearing panel making recommendations on the planning document.	
165H(1A)	Prepare a report summarising the matters required by section 165H(1) and make it available for inspection.	Manager Policy and Planning

5.2 RMA Consultation

Section	Function	Delegated to
Schedule 1, clause 3	Determine affected Ministers of the Crown, local authorities and other persons to consult with during the preparation of a proposed policy statement or plan	Manager Policy and Planning
Schedule 1, clause 4A	Consult with iwi and provide documents on any proposed RPS or Regional Plan	Manager Policy and Planning

5.3 RMA Notification

Section	Function	Delegated to
Schedule 1, clause 5(1C)	Determine whether persons are likely to be directly affected by the proposed policy statement or plan and determine what information to provide those persons.	Team Leader RPS, Air and Coast Team Leader Freshwater and Land
Schedule 1, clause 5(5)	Determine appropriate locations in the region to make any proposed policy statement or plan available.	Team Leader RPS, Air and Coast Team Leader Freshwater and Land

5.4 RMA Summary of decisions requested

Section	Function	Delegated to
Schedule 1, clause 7	Publicly notify a summary of decisions requested by persons making submissions on a proposed policy statement, plan, or plan change and/or serve notice on relevant persons where a decision was made to have limited notification of a RPS or Regional Plan	Team Leader RPS, Air and Coast Team Leader Freshwater and Land

5.5 RMA Resolution of disputes

Section	Function	Delegated to
Schedule 1, clause 8AA(1)	Invite persons to a meeting for the purpose of clarifying or facilitating the resolution of any matter relating to a proposed policy statement or plan.	GM Regional Planning & Transport
82	Resolution of disputes relating to inconsistencies between instruments by referral to the Environment Court (relates to inconsistency between water conservation orders and the Regional Policy Statement, or Regional Policy Statement or Plans and a District Plan, or between Regional Policy Statement or Plan and a national direction)	GM Regional Planning & Transport

5.6 RMA Amendments to policy statements or plans without using Schedule 1

Section	Function	Delegated to
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Schedule 1, clause 16(1) and (2) Schedule 1, clause 20A	Amend a proposed or operative policy statement or plan in accordance with clauses 16(1), 16(2) (to give effect to national direction or a direction from the Environment Court) and 20A (to correct a minor error) without using the Schedule 1 process.	Manager Policy and Planning
292	Amend a plan without using the process in Schedule 1 of the RMA to remedy a mistake, defect, or uncertainty or to give full effect to a plan as directed by the Environment Court.	Team Leader RPS, Air and Coast Team Leader Freshwater and Land
85(3) 293	Make an amendment directed by the Environment Court under ss 85(3) and 293 without using the process in Schedule 1.	Manager Policy and Planning

5.7 RMA Notification of operative dates

Section	Function	Delegated to
Schedule 1, clause 20	Publicly notify a date on which a policy statement or plan becomes operative.	Manager Policy and Planning

5.8 RMA Private plan changes

Section	Function	Delegated to
Schedule 1, clause 23(1) and (2)	Require, by written notice, further or additional information in accordance with clause 23.	Manager Policy and Planning
Schedule 1, clause 23(3)	Commission a report in relation to a request made under clause 21 and notify the person who made the request.	Manager Policy and Planning
Schedule 1, clause 24	Modify a request made under clause 21 with the agreement of the person who made the request.	Manager Policy and Planning
Schedule 1, clause 28	Give notice that request made under clause 21 will be deemed to be withdrawn if not advised of wish to continue with request.	Manager Policy and Planning

5.9 RMA Incorporation of documents by reference

Section	Function	Delegated to
Schedule 1, clause 34	Consult on proposal to incorporate material by reference in a proposed plan, variation, or change in accordance with Schedule 1, clause 34.	Team Leader RPS, Air and Coast Team Leader Freshwater and Land

5.10 RMA Written approval on behalf of the ORC

Section	Function	Delegated to
104(3)(ii) 104(4)	Where ORC is an affected party, give or decline to give written approval on behalf of the ORC to a resource consent application, and withdraw any written approval given.	GM Regional Planning & Transport -for policy interests GM Science and Resilience – for operational matters GM People and Corporate – for property matters GM Environmental Delivery - for maritime interests

6. RMA Submissions

Council is responsible for setting the region’s policy direction through its regional policy statement (RPS) which territorial authorities must give effect to. An important part of implementing the RPS is through making submissions on District or City Councils’ proposed plans, plan changes, and resource consent applications. These submissions seek to implement Council’s previous decisions so generally will not require further approval from Council.

Where Council has no relevant policy, but the issues raised in a plan change or consent application are significant the matter should be referred to Council for consideration. Where this is not possible within the time that is available a submission should be lodged subject to Council endorsement and the matter brought to the next Council or relevant Committee meeting.

Section	Function	Delegated to
96	Lodge or withdraw a submission on a resource consent application on behalf of Council.	GM Regional Planning and Transport– for policy interests or on behalf of GM Science and Resilience GM Environmental Delivery for maritime interests GM Science and Resilience – for operational matters GM People and Corporate – for property matters
149E 149F 149O	Make a submission to the EPA on a matter that has been called in or referred to it	GM Environmental Delivery GM Regional Planning and Transport

Schedule 1, clause 6 Schedule 1, clause 8	Lodge or withdraw a submission or further submission on a proposed plan or plan change on behalf of ORC.	Manager Policy and Planning
Part 5	Make a submission in relation to a proposed National Policy Statement, National Environmental Standard, NZ Coastal Policy Statement	Not delegated

7. RMA Resource consents and certificates of compliance

7.1 RMA Application for resource consents

Section	Function	Delegated to
88(3)	Determine that an application is incomplete.	Consents Planner
88(3A)	If an application is determined to be incomplete, return the application to the applicant with written reasons for the determination.	Consents Planner
91C(2)	Following a period of suspended processing, decide whether to return the application to the applicant with a written explanation as to why it is being returned or continue to process the application.	Team Leader Consents Principal Consents Planner
91C(3)	If a decision is made under section 91C(2) to return an application, return the application with a written explanation as to why it is being returned.	Team Leader Consents Principal Consents Planner
165D	Refuse to receive and application for a coastal permit where consent for a similar activity has been refused within the previous 12 months	Manager Consents

7.2 RMA Further Information requests

Section	Function	Delegated to
92(1)	Request further information relating to a resource consent application.	Senior Consents Planner
92(2)	Commission a person to prepare a report on any matter relating to a resource consent application.	Team Leader Consents Principal Consents Planner
92A(2)	When requesting further information under section 92, set a reasonable time within which the applicant must provide the information and tell the applicant in a written notice.	Senior Consents Planner

7.3 RMA Notification

Section	Function	Delegated to
91(1)	Defer the notification or hearing of an application for resource consent where it is considered other resource consents will also be required and it is appropriate that applications for one or more of those other resource consents be made before proceeding further.	Senior Consents Planner
91D	Decide to suspend the processing of a non-notified application when a request is received from an applicant under section 91D.	Senior Consents Planner
95(1)	Decide whether to give public or limited notification of a resource consent application in accordance with sections 95A and 95B and notify the application as determined appropriate.	Team Leader Consents; or Principal Consents Planner except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
95E 95F 95G 127(4)	Determine if a person is an affected person.	Team Leader Consents; or Principal Consents Planner except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
95D	For the purposes of deciding whether to publicly notify an application, determine whether the effects of the activity will be more than minor.	Team Leader Consents; or Principal Consents Planner except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee

7.4 RMA Submissions

Section	Function	Delegated to
97	Adopt an earlier closing date for submissions.	Manager Consents; except where ORC is the applicant

		then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
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7.5 RMA Pre-hearing meetings and mediation

Section	Function	Delegated to
99(1)	Invite the applicant and submitters to attend a pre-hearing meeting.	Manager Consents; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
99(1)	Require the applicant and submitters to attend a pre-hearing meeting.	Manager Consents; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
99	Decide who will chair a pre-hearing meeting	Manager Consents; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
99(2)	Invite a person or persons to attend a pre-hearing meeting.	Manager Consents; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee

99(2)	With the consent of the applicant, require a person or persons to attend a pre-hearing meeting.	Manager Consents; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
99(8)	Decline to process a person's application or consider a person's submission if they were required but failed to attend a pre- hearing meeting.	GM Environmental Delivery; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
99A	Refer an applicant and submitters to mediation.	GM Environmental Delivery; except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
99A	Appoint mediators for consent applications	Any two of the following: GM Environmental Delivery and co-chairs of the Regional Leadership Committee except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee

7.6 RMA Hearings

Section	Function	Delegated to
34A(1) 34A(1A)	Appoint a hearing commissioner(s) to hear and decide resource consent applications and delegate to that person or persons all the necessary powers, functions, and duties in the RMA.	Manager Policy and Planning for plan hearings

		Any two of the following for a resource consent hearing: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
39 40 41A 41B 41C	To determine the procedures for the conduct of a hearing	The Hearings panel or Commissioners, or Commissioner sole appointed to hear and determine the particular plan proposal or consent application
41D	To strike out all of part of a submission in accordance with the section	Manager Consents The Hearings panel or Commissioners, or Commissioner sole appointed to hear and determine the particular plan proposal or consent application
100	Determine that a hearing of an application is necessary.	Manager Consents
100A(4)	Where an applicant or submitter has made a request under s 100A, appoint a hearing commissioner(s) to hear and decide the application.	Any two of the following: GM Environmental Delivery and Co-Chairs of the Regional Leadership Committee
101(1) 101(3)	Fix and give notice of the commencement date, time and place of a hearing.	Senior Consents Support Planner; or Consents Support Co-ordinator
102(1)	In relation to joint hearings, agree that applications are sufficiently unrelated that a joint hearing is unnecessary.	Manager Consents
102(2)	Instead of the ORC, agree that for a joint hearing another authority should be responsible for notifying the hearing, setting the procedure, and providing administrative services.	Manager Consents
103(1)	Determine that applications for resource consents for the same proposal are sufficiently unrelated that it is unnecessary to hear and decide the applications together.	Manager Consents

7.7 RMA Decision-making on applications

Section	Function	Delegated to
104A 104B 104C 104D 104F 105 107 108 108AA 217	Determine applications and impose conditions for the following activities or types of application: Applications for a non-complying activity Determine applications and impose conditions for any activity where: the application was notified or limited notified but no hearing is required (subject to s 100) the recommended consent term is greater than 25 years. the recommended consent conditions are not consistent with the Council's standard consent conditions.	Manager Consents; Team Leader Consents; or Principal Consents Planner The Hearings panel or Commissioners, or Commissioner sole appointed to hear and determine a consent application including where the ORC is the applicant for consent.
104A 104B 104C 104D 104F 105 107 108 108AA 217	Determine applications and impose conditions for any other activity, where the recommended conditions are consistent with the Council's standard consent conditions and the recommended consent term is less or equal to 25 years.	Manager Consents; Team Leader Consents; or Principal Consents Planner The Hearings panel or Commissioners, or Commissioner sole appointed to hear and determine the particular consent application including where the ORC is the applicant for consent.
104A 104B 104C 104D	Authority to decide non-notified resource consent applications to install or alter a bore.	Senior Consent Planner. The Hearings panel or Commissioners, or

104F 105 107 108 108AA 217		Commissioner sole appointed to hear and determine the particular a consent application including where the ORC is the applicant for consent.
108A 109	Implementation of requirement in a resource consent for a bond to secure the performance of consent conditions Note: If a bond or covenant is considered as a possible consent requirement than all matters relating to consent conditions under ss 104A, 104B, 104C, 104D, 104F, 105, 107, 108, 108AA and 217 must be considered together with delegation exercised by the GM Regulatory.	GM Environmental Delivery
110(1)	Refund or return the whole of a financial contribution or land in accordance with s 110.	GM Environmental Delivery
110(2)	Determine the portion of a financial contribution or land to retain to cover the costs incurred by the Council in relation to the activity and its discontinuance.	GM Environmental Delivery
114(2)	Determine what other authorities and persons are considered appropriate to be notified of a decision on a resource consent application.	Manager Consents
n/a – internal policy	Determine whether an application for financial support for resource consent processing fees for environmental enhancement projects is to be accepted or rejected, upto a maximum value of \$10,000 taking into account budget availability and other factors. See ORC policy 'Financial Support for Resource Consent Processing Fees - Environmental Enhancement Projects' dated July 2021.	GM Environmental Delivery

7.8 RMA Duration of consent

Section	Function	Delegated to
124	Allow a resource consent holder to operate under an expired resource consent while the application for a new consent and any references (appeals) to the Environment Court are determined in accordance with s 124.	Team Leader Consents Principal Consents Planner Senior Consents Planner
125(1A)(b)	Determine an application for extension of the lapse date of a consent.	Manager Consents

7.9 RMA Cancellation and change of consents

Section	Function	Delegated to
126(1)	Cancel a resource consent by written notice in accordance with s 126.	Manager Compliance

126(2)	Revoke the notice of cancellation of a resource consent and determine a new period after which a new notice of cancellation may be issued in accordance with s 126.	GM Environmental Delivery
127	Change or cancel consent condition on application by the consent holder	Principal Consents Planner Manager Consents

7.10 RMA Review of consent conditions by consent authority

Section	Function	Delegated to
128 129	Determine whether to review the conditions of a resource consent, serve notice on a consent holder of the intention to review the conditions, and propose new conditions.	Manager Consents Manager Compliance
130	Determine whether notification of a review is required and whether a hearing be held.	Manager Consents
131 132	Change the conditions of a resource consent on a review under s 128.	Manager Consents

7.11 RMA Determining activities are permitted activities

Section	Function	Delegated to
87BB(1)(d)	Determine that an activity is a permitted activity in accordance with s 87BB(1)(a) to (c) and advise the person proposing to undertake the activity.	Team Leader Consents Principal Consents Planner

7.12 RMA Minor corrections

Section	Function	Delegated to
133A	Issue an amended consent that corrects minor mistakes or defects in the consent in accordance with s 133A.	Team Leader Consents Principal Consents Planner Senior Consents Planner

7.13 RMA Transfer and surrender

Section	Function	Delegated to
136(2)(b)(ii)	Approve the transfer of a water permit in whole or in part to another person on another site or to another site in accordance with s 136.	Manager Consents or Manager Regulatory Data and Systems; or Team Leader Compliance Support
137(3)(b)	Approve the transfer of a discharge permit in whole or in part to another person or another site in accordance with s 137.	Manager Consents or Manager Regulatory Data and Systems; or Team Leader Compliance Support
138(2)	Refuse to accept the surrender of part of a resource consent	Manager Consents Manager Consents or Manager

		Regulatory Data and Systems; or Team Leader Compliance Support
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7.14 RMA Certificates of compliance or existing use

Section	Function	Delegated to
139(4)	Require further information to be provided in relation to a request for a certificate of compliance.	Consents Planner
139(5)	Issue a certificate of compliance.	Principal Consents Planner Team Leader Consents Senior Consents Planner
139A(3)	Require further information to be provided in relation to a request for an existing use certificate.	Consents Planner
139A(5)	Issue an existing use certificate.	Manager Consents
139A(8)	Revoke an existing use certificate in accordance with s 139A(7) and (8).	Manager Consents

7.15 RMA Permits over land other than that of the holders

Section	Function	Delegated to
417	To sign a certificate that defines a water race on land, as authorised by a mining privilege.	Not delegated by Council (Common Seal Required)

7.16 RMA Direct referral

Section	Function	Delegated to
87E	Decide whether to agree to an applicant's request for direct referral of a resource consent application to the Environment Court.	GM Environmental Delivery
87F	Approve the content of a report prepared under section 87F on an application that has been directly referred to the Environment Court.	Manager Consents

7.17 RMA Objections

Section	Function	Delegated to
357C	Hear and decide objections against certain decisions under ss 357, 357A and 357B – except where the objector has requested that the matter be resolved by a hearing commissioner.	Manager Consents Manager Compliance Except that if they made the decision that is the subject of the objection the objection must be determined by their General Manager, or the CE

357AB(2)	If requested by an applicant with a right of objection under s 357A(1)(f) or (g), appoint a hearing commissioner to consider the objection in accordance with s 357AB.	Environmental Delivery and Co-Chairs of the Regional Leadership Committee
357C(4)	Hear and decide objections against additional charges collected under s 36(3).	GM Environmental Delivery Manager Compliance

7.18 RMA Consents where the ORC is the applicant

Section	Function	Delegated to
88(1)	Authority to apply for a resource consent on behalf of the ORC	GM Science and Resilience Any Harbourmaster GM Environmental Delivery
	For all delegations covered in sections 16.1 to 16.16 of this Manual decision making will be delegated to an external, independent and appropriately qualified commissioner appointed by two of the three: GM Regulatory and the co-chairs of the Regulatory Committee of Council. All analysis, processing, report writing and support for the Independent Commissioner will be provided by an independent consultant appointed by the Manager Consents from an approved panel of consultants.	Independent Commissioner Independent Consultant

7.19 RMA Consent applications where the ORC may be an affected party

Section	Function	Delegated to
95B	Authority to make submissions, or provide written approval of a resource consent application on behalf of Council where it is an affected party	GM Science and Resilience GM Regional Planning and Transport

8. RMA Enforcement and compliance

8.1 RMA Enforcement officers

Section	Function	Delegated to
38(1)	Authorise staff to act as enforcement officers.	Chief Executive
38(5)	Supply enforcement officers with warrants.	Chief Executive

8.2 RMA Requirement to supply information

Section	Function	Delegated to
388	Require information to be supplied by a person exercising a resource consent as to the nature and extent of activities carried out under the consent and the effects of the activities on the environment.	Environmental Officer

8.3 RMA Powers of entry or search

Section	Function	Delegated to
332	Use powers of entry for inspection in accordance with s 332.	Warranted Officer where specified on warrant
333	Use powers of entry for survey in accordance with s 333.	Warranted Officer where specified on warrant
334	Authority to apply to an issuing officer for a warrant for entry to search where there are reasonable grounds to believe an offence against the RMA has been or is suspected of having been committed that is punishable by imprisonment.	Manager Compliance

8.4 RMA Infringement notices

Section	Function	Delegated to
343B	To decide to proceed by way of filing a charging document or serving an infringement notice	GM Environmental Delivery
343B/C	To decide to withdraw an infringement notice.	Manager Compliance
343C	Where an enforcement officer observes a person committing an infringement offence or has reasonable cause to believe such an offence is being or has been committed by that person, authority to serve an infringement notice in respect of that offence.	Team Leader Compliance Monitoring Team Leader Investigations
343C	To commence proceedings for a defended infringement notice	GM Environmental Delivery

8.5 RMA Abatement notices

Section	Function	Delegated to
322	To decide to serve an abatement notice	Team Leader Compliance Monitoring Team Leader Investigations
325A	Determine that an abatement notice be cancelled, changed, or confirmed.	Manager Compliance

8.6 RMA Enforcement orders

Section	Function	Delegated to
316	Apply to the Environment Court for an enforcement order.	Manager Compliance
317	Where an application for an enforcement order is made, serve notice on every person directly affected by the application.	Team Leader Investigations
318	Give and withdraw notice of wish to be heard on an application for an enforcement order.	Team Leader Investigations
320	Apply to the Environment Court for an interim enforcement order.	Manager Compliance
321	If directly affected by an enforcement order, apply to the Environment Court to change or cancel the order.	Manager Compliance

8.7 RMA Offences

Section	Function	Delegated to
338	To initiate and/or withdraw a prosecution for an offence against the RMA.	GM Environmental Delivery
338	If a decision has been made to prosecute, authority to file a charging document on decisions to prosecute for offences.	GM Environmental Delivery

8.8 RMA Water shortage direction

Section	Function	Delegated to
329	Issue, amend or revoke a water shortage direction	GM Science and Resilience GM Regional Planning and Transport GM Environmental Delivery

8.9 RMA Reclamations

Section	Function	Delegated to
355B	Authority to act against unlawful reclamations.	GM Environmental Delivery

8.10 RMA Emergency works

Section	Function	Delegated to
330	Power to undertake emergency works for ORC and/or other preventative measures to contain or minimise adverse effects on the environment.	Manager Engineering GM Environmental Delivery

330A	Apply for a retrospective consent for emergency works	Manager Engineering
331(1)	Require reimbursement or seek compensation for any emergency action undertaken by the Council.	GM Environmental Delivery GM Science and Resilience
331(1A)	Apply for enforcement order under s 314(1)(d) to recover costs.	GM Environmental Delivery

9. RMA Court proceedings

9.1 RMA Environment court

Section	Function	Delegated to
120 174 192 195 Schedule 1, clause 14 Schedule 1, clause 27	Lodge, withdraw, or oppose an appeal to the Environment Court in relation to a resource consent, a designation, or a heritage order, plan reviews, policy statements, plan changes and new plans where the ORC is an applicant or has made a submission as an affected party. This delegation includes authority to enter into mediation, approve Consent Memoranda, draft Consent orders and side agreements, appear at hearings, present evidence, deal with costs, where these arrangements or activities protect ORC's interest as either the applicant or an affected party.	Manager Consents Manager Policy and Planning
174 179 192 195 Schedule 1, clause 14 Schedule 1, clause 27	Lodge, withdraw, or oppose an appeal to the Environment Court in relation to a resource consent where the ORC not an applicant or a decision maker.	GM Environmental Delivery GM Regional Planning and Transport
267	Participate and make decisions in Environment Court conferencing and/or appoint a representative who has authority (on behalf of Council) to participate and make decisions	Manager Consents Manager Compliance Manager Policy and Planning
268A	For RMA planning matters, settle a dispute or issues at stake at mediation or other alternative dispute resolution sessions to resolve proceedings directly relating to the contents of Otago Regional Council Regional Policy Statements and Plans, including approving Consent Memoranda, draft Consent Orders and side agreements, provided that a position paper is run by the relevant committee chair prior to the officer attending mediation or other alternative dispute resolution sessions	Manager Consents Manager Compliance Manager Policy and Planning

	For other RMA planning matters, settle a dispute or issues at stake at mediation or other alternative dispute resolution sessions, including approving Consent Memoranda, draft Consent Orders and side agreements	
	For RMA resource consent and other RMA matters, approve Consent Memoranda, draft Consent Orders and side agreements.	Manager Consents Manager Compliance Manager Policy and Planning
272 275 277A	Decide to appear at proceedings before the Environment Court and call evidence, or new evidence for the ORC.	Manager Consents Manager Compliance Manager Policy and Planning
274	Lodge, withdraw, or oppose a notice of intention to become an interested party to Environment Court proceedings.	GM Regional Planning and Transport
278 279 280	Seek, withdraw, or oppose orders in accordance with ss 278, 279 and 280.	Manager Consents Manager Compliance Manager Policy and Planning
281	Lodge, withdraw, or oppose an application for a waiver or direction in accordance with section 281.	GM Regional Planning and Transport GM Environmental Delivery
285	Authority to approve an application for costs, respond to an application for costs, or waive the pursuit of costs in Court proceedings.	GM Regional Planning and Transport GM Environmental Delivery
291	Lodge, oppose, or withdraw a Notice of Motion (or originating application) with the Environment Court seeking an order and give or withdraw notice of a wish to be heard on an application.	GM Regional Planning and Transport GM Environmental Delivery
294	Apply to the Environment Court for a rehearing of its proceedings where new and important evidence has become available after the Court's decisions	GM Regional Planning and Transport
308G 311	Lodge, withdraw, join, or oppose an application for declaration with the Environment Court.	GM Regional Planning and Transport GM Environmental Delivery
356	Apply to the Environment Court for a matter to be determined by arbitration	Any General Manager

9.2 RMA High Court

Section	Function	Delegated to
149V 299	Lodge, withdraw, oppose, or join an appeal to the High Court and any related applications or proceedings.	Chief Executive

300	Settle a dispute or issues at stake at mediation or other dispute resolution sessions.	
	Approve Consent Memoranda, draft Consent Orders, side agreements, or other documents required to settle a matter.	
301	Give or withdraw notice of intention to appear and be heard on appeal in High Court proceedings.	Chief Executive
305	Lodge, withdraw, oppose, or join an appeal to the High Court.	Chief Executive
306	Lodge, withdraw, or respond to an application for an extension of time.	Chief Executive

9.3 RMA Court of Appeal and Supreme Court

Section	Function	Delegated to
308 RMA	Lodge, withdraw, join, or otherwise respond to an application for leave to appeal to the Court of Appeal, a Notice of Appeal to the Court of Appeal, or any related applications or proceedings and be heard in relation to any application or proceedings.	Chief Executive
Subpart 8 of Part 6 of Criminal Procedure Act 2011	Settle a dispute or issues at stake at mediation or other dispute resolution sessions.	
	Approve Consent Memoranda, draft Consent Orders, side agreements, or other documents required to settle a matter.	

10. RMA Proposals of national significance

Section	Function	Delegated to
142(1)	Request that the Minister for the Environment call in a resource consent application as a matter is of national significance.	GM Environmental Delivery
142(2) 147(4)	Provide the Council's view on a direction to be made by the Minister for the Environment.	GM Environmental Delivery GM Regional Planning and Transport
149	Prepare a report requested by the EPA	Manager Consents
149B	Provide information to the EPA	Manager Consents Manager Policy and Planning Manager Compliance
149K	Provide suggestions to the Minister on the members of a Board of Inquiry	GM Environmental Delivery

149G 149M 149N	Prepare a report for the EPA on key planning matters relating to a called in application and provide information or comments to the EPA on proposed plans or plan changes	Manager Consents Manager Policy and Planning
149Q(4) 149Q(5)	Provide comments to the EPA on minor or technical aspects of a draft Board of Inquiry report.	Manager Consents GM Regional Planning and Transport
149W(2)(a)	Amend a proposed plan, change, or variation under clause 16(1) of Schedule 1 as if the decision were a direction of the Environment Court under s 293.	GM Regional Planning and Transport
149(ZD)	Recover actual and reasonable costs of a process involving a matter of national significance.	GM Environmental Delivery GM Regional Planning and Transport

11. RMA Water conservation orders

Section	Function	Delegated to
205 209 211	To make a submission to a special tribunal on a water conservation order, appeal to the Environment Court and power to be heard in person or be represented by another person at an inquiry conducted by the Environment Court under s 210.	GM Environmental Delivery GM Regional Planning and Transport

12. RMA Designations

Section	Function	Delegated to
168	Authority to give notice of a requirement for a designation to a territorial authority.	GM Science and Resilience, GM Regional Planning and Transport
172	Authority to make a decision on a recommendation on a notice of requirement for a designation	GM Science and Resilience, GM Regional Planning and Transport
174	Authority to appeal a decision of the territorial authority relating to a designation	GM Science and Resilience, GM Regional Planning and Transport
176 178	Authority to approve activities on land affected by a designation	GM Science and Resilience, GM Regional Planning and Transport
176A	Prepare an outline plan to be constructed on designated land	Manager Engineering

181 182	Authority to amend or remove a designation	GM Science and Resilience, GM Regional Planning and Transport
184	Authority to seek extension of a designation before lapsing	GM Science and Resilience, GM Regional Planning and Transport
195	Authority to appeal a matter subject to a heritage order	GM Science and Resilience, GM Regional Planning and Transport

13. Other RMA matters

Section	Function	Delegated to
80 186	Power to acquire land	Chief Executive
237D	Transfer of land to the Crown or ORC	Chief Executive
245	To approve or decline a plan of survey of a reclamation, or make a submission to a special tribunal on a water conservation order appeal to the Environment Court, and power to be heard in person or be represented by another person at an inquiry conducted by the Environment Court under s 210 to approve or decline a plan	Not delegated

14. RMA Regulations

14.1 RMA Measurement and Reporting of Water Takes

Regulation	Function	Delegated to
6(5)	Approving format of records	Manager Consents or Manager Regulatory Data and Systems
7(4)	Determining whether the certifier is suitably qualified	Manager Consents; or Manager Compliance; or Manager Regulatory Data and Systems
7A(5)	Approval to grant a later deadline for providing water meter records	Manager Consents; or Manager Compliance; or Manager Regulatory Data and Systems
8(4) 8(6)	Authority to request evidence from the consent holder	Consents Planner
9	Approval to measure water taken each week (instead of each day).	Team Leader Consents; or Team Leader Compliance Monitoring; or

		Manager Regulatory Data and Systems
10	Approval to use device or system installed near (instead of at) location from which water is taken.	Manager Consents; or Manager Compliance; or Manager Regulatory Data and Systems
11	Authority to revoke approval granted under regs 9 or 10.	Manager Consents; or Manager Compliance; or Manager Regulatory Data and Systems

14.2 Resource Management (Forms, Fees, and Procedure) Regulations 2003

Section	Function	Delegated to
clause 10A(2) Regulations	Require a notice to be affixed in a conspicuous place.	Manager Consents

15. RMA Regional Plan: Water for Otago

Section	Function	Delegated to
Rules: 12.1.2.4, 12.1.1.5, 12.2.2.2, 12.2.2.5 and 12.2.2.6	To suspend permitted activity takes of water as provided for in the Regional Plan: Water for Otago.	GM Regional Planning and Transport, GM Science and Resilience

16. RMA Fresh Water Farm Plans (FWFP)

Section of the Part 9A of the RMA	Function	Delegated to	Commencement
Part 217K	Appointment of certifiers for FWFPs in Otago.	GM Environmental Delivery	Commenced 1 February 2024
Part 217K	Appointment of auditors for FWFPs in Otago.	GM Environmental Delivery	Commenced 1 February 2024
217KA (1)	Appointment of an industry organisation to provide certification and audit services in Otago.	GM Environmental Delivery	Commenced 1 February 2024
217M Schedule 2 Part 2	Discontinue appointment of a certifier in Otago.	GM Environmental Delivery	Commenced 1 February 2024

217M Schedule 2 Part 3	Discontinue appointment of an auditor in Otago	GM Environmental Delivery	Commenced 1 February 2024
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ADMINISTRATIVE DELEGATIONS- LGA

17. The Local Government Act 2002

- [a] This section sets out the functions under the Local Government Act 2002 (LGA) which are delegated;
- [b] The Council delegates (to the extent authorised under the LGA) specified responsibilities, duties, and powers to the Chief Executive and council offices as set out below;
- [c] The delegations are made under and must be acted on in accordance with the requirements of clause 32A of Schedule 7 of the LGA as well as the general delegation provision of clause 32 of Schedule 7 of the LGA. This includes the limitations set out in those sections and the prohibition on sub-delegation;
- [d] The powers have been delegated to specific office holders through their title as set out in the 'delegated to' column of the schedule;
- [e] Any limitation on the power delegated has been specified in the 'function' column of the schedule below; and
- [f] The 'function' column is a summary of the power delegated only. The complete provision of the LGA (set out in the 'section' column of the schedule) should be referred to as appropriate.

Section	Function	Delegated to
162	Apply for injunction restraining a person committing a breach of a Bylaw or an offence against this Act	GM Environmental Delivery GM Science and Resilience Harbourmaster
163	Removal or alteration of work or thing that is or has been constructed in breach of a bylaw and recovery of costs.	GM Environmental Delivery GM Science and Resilience Harbourmaster
164	To seize and impound property not on private land	Warranted officer where specified on warrant
165	To seek a search warrant	GM Environmental Delivery GM Science and Resilience Harbourmaster
168	To dispose of property seized and impounded	GM Environmental Delivery GM Science and Resilience Harbourmaster

171	Power of entry.	Warranted officer where specified on warrant
172	Power of entry for enforcement purposes.	Warranted officer where specified on warrant
173	Powers of entry in cases of emergency.	Warranted officer where specified on warrant
174	Authority to appoint an authorised person and issue warrants for the purposes of: Local Government Act 2002 Building Act 2004 Otago Regional Council Bylaws Soil Conservation and Rivers Control Act 1941 Land Drainage Act 1908	After considering whether or not to apply any limitation to the power before delegating it, as well as the limitations (if any) it will place on that power Chief Executive
174	Authority to act.	Warranted officer where specified on warrant
175	Power to recover costs of damage.	GM Science and Resilience GM Environmental Delivery
176	Power to recover costs of remedying damage arising from breach of bylaw.	GM Science and Resilience GM Environmental Delivery
177	Authority to appoint enforcement officers and issue warrants.	Chief Executive
181	Authorise construction of works on or under private land, or under a building on private land, considered necessary for land drainage and rivers clearance.	Manager Engineering
181(4)	Enter land to inspect, alter, renew, repair, or clean any work constructed under s 181.	Manager Engineering
182	Power of entry to check utility services.	Warranted officer where specified on warrant
185	Grant approval for occupier to undertake work	Manager Engineering
186	To approve works if owner or occupier defaults	GM Science and Resilience GM Environmental Delivery
187	To approve the recovery of costs	GM Science and Resilience GM Environmental Delivery
189	Power to acquire land	Chief Executive
190		
224-236 238-239	To initiate or withdraw a prosecution for an offence against this Act.	GM Science and Resilience GM Environmental Delivery
241	Authority to file charging document.	GM Science and Resilience GM Environmental Delivery

3. DELEGATIONS From CE to ORC staff

PART C: ADMINISTRATIVE DELEGATIONS

18. Human Resources delegations

18.1 Legislative delegation to the Chief Executive

Pursuant to section 42(2) of the LGA 2002, the Chief Executive is responsible, on behalf of the Council, for ensuring the effective and efficient management of the ORC employing staff and negotiating the terms of employment of staff.

The Chief Executive has absolute control over all employment-related matters concerning staff.

Further specific delegations made by the Chief Executive in relation to human resources under section 42(2) are prescribed below (the Human Resources Delegations).

Explanatory Note: The Chief Executive may appoint in writing, in consultation with the Chairperson *of the Council*, any person to be acting Chief Executive during temporary periods of absence from duties together with such of the Chief Executive's powers as he or she considers *appropriate*.

18.2 Principles of Human Resources delegations

In support of, and in addition to, the principles, terms and conditions outlined in Section 1.2.3 of this Delegations Manual, the following principles, terms and conditions are applied to the delegation of employment or people management activities:

- (a) Human Resources Delegations are standardised across management roles (i.e. if a delegation is granted to General Managers, then everyone in a General Manager role holds that delegation).
- (b) Human Resources Delegations automatically apply to the person appointed to that role (i.e. no additional documentation is required beyond acceptance of the employment agreement for the role).
- (c) Human Resources Delegations are granted to the lowest appropriate tier (with demonstrated competence to execute the delegation) to empower and enable our people managers; this authority may also be executed by all managers in a direct line above that position.
- (d) No Human Resources Delegations may be used to self-approve – the one up rule applies.
- (e) Human Resources Delegations must be exercised in accordance with Staff Policies.
- (f) The People and Safety Manager may sub-delegate their authority to a member(s) of the People and Safety team as appropriate.

18.3 Human Resources delegations

The Chief Executive retains the responsibility for all human resources matters. The Chief Executive retains the delegation for the following activities specified in Table 2 below.

Other delegations have been made by the Chief Executive to the General Managers, Managers and Team Leaders.

Explanatory Note: For the purpose of these human resources delegations: General Managers are defined as Tier 2 management roles with responsibility for a Group, reporting directly to the Chief executive. Managers are defined as Tier 3 management roles with responsibility for a department of ORC. Team Leaders are defined as any management roles below Managers (with or without the Team Leader title) which hold formal staff management responsibilities as outlined in the position description.

Table 2: Human Resources delegations

Chief Executive	General Managers (T2)	Managers (T3)	Team Leaders (T4)
Recruitment Requisitions			
<ul style="list-style-type: none"> ▫ approve recruitment of additional Full Time Equivalent (FTE) permanent employee numbers (unbudgeted recruitment) 	<ul style="list-style-type: none"> ▫ approve like-for-like recruitment (permanent, fixed term and casual) 	<ul style="list-style-type: none"> ▫ make recommendations on recruitment (like for like and unbudgeted) to the appropriate approving manager ▫ engage the services of a recruitment agency with People and Safety 	<ul style="list-style-type: none"> ▫ make recommendations on recruitment (like for like) to the appropriate approving manager

<ul style="list-style-type: none"> ▫ approve recruitment where significant change has been made to a role 		<p>agreement (provided Procurement Policy obligations have been met)</p>	
Candidate Appointments			
<ul style="list-style-type: none"> ▫ approve candidate offers which fall outside market range (above 100% of the assessed salary grade for the position) ▫ approve candidate offers for 2nd tier managers 	<ul style="list-style-type: none"> ▫ approve candidate offers within market range (up to 100% of the assessed salary grade for the position) ▫ sign offers of employment ▫ approve non-standard terms and conditions with the Manager People and Safety's agreement ▫ offer relocation expenses with the Manager People and Safety agreement 	<ul style="list-style-type: none"> ▫ make recommendations on candidate appointment, including salary recommendation, to the appropriate approving manager 	<ul style="list-style-type: none"> ▫ make recommendations on candidate appointment, including salary recommendation, to the appropriate approving manager
Employment Conditions			
<ul style="list-style-type: none"> ▫ require and set dates for an annual shutdown period ▫ sign (on behalf of ORC) Collective Employment Agreements and bargaining Terms of Settlement 	<ul style="list-style-type: none"> ▫ determine actions to address conflict of interest situations ▫ approve staff entering into secondary employment ▫ deliver a Final warning with Manager People and Safety agreement ▫ second staff to other organisations subject to consultation with CE ▫ approve staff to present a paper or publication referencing Otago Regional Council ▫ approve requests for flexible working arrangements (formal, change to employment terms and conditions), and other standard 	<ul style="list-style-type: none"> ▫ determine the course of action following an external complaint against a staff member subject to consultation with General Manager/Manager People and Safety ▫ approve requests for flexible working arrangements (informal) ▫ second staff to other teams within the Group ▫ deliver a Verbal or First warning with People and Safety agreement ▫ make verbal employment offer subject to approval of request to appoint 	<ul style="list-style-type: none"> ▫ approve timesheets ▫ approve one-off or occasional work from home ▫ initiate a performance improvement process with Manager/People and Safety agreement

	employment agreement adjustments (i.e. changes to reporting line)		
Termination			
<ul style="list-style-type: none"> ∪ approve termination of an employment agreement ∪ approve the outcome of change proposals and position disestablishments resulting in a triggering of redundancy clause in employment agreement ∪ ∪ approve payments under section s123(1)(c)(i) of the Employment Relations Act 2000 	<ul style="list-style-type: none"> ∪ attend employment mediations on behalf of ORC alongside the Chief Executive and/or Manager People and Safety ∪ 	∪	∪
Leave			
<ul style="list-style-type: none"> ∪ approve corporate-wide paid leave for staff unable to work due to an emergency or severe weather situation ∪ approve the cash-out of annual leave ∪ grant paid and unpaid compassionate leave ∪ approve requests for leave without pay for greater than 5 days ∪ approve study leave 	<ul style="list-style-type: none"> ∪ approve requests for leave without pay for up to 5 days ∪ approve use of special leave subject to consultation with CE ∪ grant additional bereavement/tangi leave subject to consultation with CE ∪ sign off parental leave ∪ grant additional paid sick leave in situations of prolonged illness or injury (Discretionary Wellbeing Leave) 	<ul style="list-style-type: none"> ∪ provide a request for exemption from jury service ∪ approve use of partner/paternity leave ∪ approve use of domestic violence leave (in consultation with the Manager People and Safety) ∪ grant additional paid sick leave (fair and reasonable sick leave only), in accordance with the Fair and Reasonable Sick and Wellbeing Leave Policy 	<ul style="list-style-type: none"> ∪ approve sick, annual, bereavement or jury service leave ∪ approve utilisation of flexitime
Performance and Development			
	<ul style="list-style-type: none"> ∪ approve attendance of overseas learning events ∪ approve study applications 	<ul style="list-style-type: none"> ∪ approve attendance at internal or external learning events with People and Safety agreement 	

	<ul style="list-style-type: none"> ▫ approve individual performance and development objectives and review outcomes 		
Policies and Procedures			
<ul style="list-style-type: none"> ▫ approve new policies, changes to existing and disestablishment of redundant/superseded policies 	<ul style="list-style-type: none"> ▫ policy ownership for cross-organisational policies within sphere of responsibility ▫ approval for divergence from existing policy 	<ul style="list-style-type: none"> ▫ policy expert (Legal Counsel or delegate) ▫ approve operational procedures and guidelines within sphere of responsibility 	<ul style="list-style-type: none"> ▫ approve standard operating procedures (SOPs)
Health, Safety and Wellbeing			
<ul style="list-style-type: none"> ▫ approving requests for the consumption of alcohol at work-related functions ▫ duties as required of the primary Officer of the PCBU ▫ final approval of the Health and Safety Organisational Risk Register ▫ determine the resolution on any matters escalated by the Health and Safety Committee 	<ul style="list-style-type: none"> ▫ decide actions following harassment or bullying investigations unless delegated to a manager ▫ duties as required as Officers of the PCBU in matters relevant to their work groups ▫ approve Permit(s) to Work for work deemed 'high risk' (e.g. Asbestos removal, accessing a confined space) ▫ determine any corrective actions required on safety matters (e.g. following an audit, incident investigation, matters raised at the Health and Safety Committee) ▫ determine the resolution on any matters escalated by the Health and Safety Committee ▫ issuing a trespass notice 	<ul style="list-style-type: none"> ▫ approve catering for meetings and functions ▫ approve new and replacement garments and Personal Protective Equipment (PPE) for field work ▫ approval of safety training requirements for employees ▫ approval of ergonomic workstation assessments ▫ approval of Return to Work (RTW) Plans for injured or ill employees ▫ final sign off/closing out of incident investigations ▫ determine any corrective actions required on safety matters (e.g. following an audit, incident investigation, matters raised at the Health and Safety Committee) 	<ul style="list-style-type: none"> ▫ approve new and replacement garments and Personal Protective Equipment (PPE) for field work ▫ approval of safety training requirements for employees ▫ approval of ergonomic workstation assessments ▫ approval of Return to Work (RTW) Plans for injured or ill employees ▫
Recognition, Reward and Remuneration			
<ul style="list-style-type: none"> ▫ approve overall salary increase following annual review (within governance-set budget) 	<ul style="list-style-type: none"> ▫ decide appointment and amount of higher duties payments ▫ approve out of cycle remuneration increases (up to 	<ul style="list-style-type: none"> ▫ approve overtime and accumulation of flexitime 	

	100% of the assessed grade for the position)		
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19. Requests and the release of information, correspondence, and public records

19.1 Local Government Official Information and Meetings Act 1987

The Council has certain obligations under the Local Government Official Information and Meetings Act 1987 (LGOIMA), relating to public (and public-excluded) Council meetings, with respect to the availability to the Public of reports and papers being presented by ORC staff to Council and in response to requests for information under the LGOIMA.

Section	Description	Delegated to
8	Information concerning existence of certain information	General Managers Any member of the Legal Team
10	Requests for official information	All staff
11	Assistance with requesting information	All staff
12	Transfer of requests	Any member of the Legal Team
13	Decisions on requests (including the decision to impose a charge for providing official information and consulting on release)	General Managers Any member of the Legal Team
14	Extension of time to provide official information	General Managers Any member of the Legal Team
15	Power to determine manner of presenting information	General Managers Any member of the Legal Team
16	Power to determine deletions of some information from documents	General Managers Any member of the Legal Team Consents Support Co-ordinators, Investigators,

		Team Leader Investigations
17, 17A, 17B, 18	Refusal of requests for information	General Managers Any member of the Legal Team
21, 22, 23	Right of access to internal rules affecting decisions / personal information	General Managers Any member of the Legal Team
24	Precautions regarding access to personal information	All staff
25	Correction of personal information	All staff
26	Refusal to supply personal information	General Managers Any member of the Legal Team
29	To comply with the requirements of an Ombudsman	General Managers Any member of the Legal Team
33	Requirement to notify decision of Ombudsman	General Managers
39	Publication of summary of report	General Managers Any member of the Legal Team
46	Public notification of meetings	GM Strategy and Customer Governance Support Officer
46A, 46B, 49, 51, 51AA	Availability of agendas, reports and minutes	GM Strategy and Customer Governance Support Officers
51A	Public notification of resolution at emergency meeting	GM Strategy and Customer Governance Support Officers

19.2. Privacy Act 2020

The Council has obligations to meet under the Privacy Act 2020.

Section/s	Description	Delegated to
201	Power to appoint Privacy Officers	Chief Executive
47, 49, 50, 51, 52, 53	Decision to refuse access to personal information	General Managers Privacy Officers
41, 43, 45, 46, 48, 55, 56, 60, 62, 63, 64, 65, 66	To treat the requests with urgency; To decide to transfer a request to another agency; To decide whether the request can be granted (including the decision to impose a charge); Where a request has been granted, whether any information should be withheld; Decision to extend the time limits; Deciding the way information is to be provided; Providing the reasons for refusal.	General Managers Privacy Officers
	All other powers and duties under the Privacy Act 2020.	Chief Executive This delegation may be sub-delegated.

19.3. Public Records Act 2005

The Council has certain obligations under the Public Records Act 2005, including in relation to the disposal of Council records.

Section	Description	Delegated to
17	To provide for the creation and maintenance of local authority records	Team Leader Records and Information
40	To comply with the requirements in relation to protected records	Team Leader Records and Information
45, 46	To classify the access status of the Council's local authority records	Team Leader Records and Information

47	To provide for the public inspection of open access records	Team Leader Records and Information
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19.4 Other

This Delegations Manual does not contain formal delegations in relation to the authorisation to sign correspondence (including email correspondence), media statements (including social media) and placement of public notices. Staff should refer to the relevant Staff Policies in relation to these matters.

20. Submissions

20.1. General

The authority to make a submission on any matters of general interest or concern to the Council (including proposed Government policies, discussion documents and legislation but **excluding** proposed plans and plan changes and resource consent applications under the RMA and any other policy or standard not delegated in this manual, where it is not possible within the available time to refer the matter to the Council or where there is no other delegation, is delegated to the Chief Executive or, in the Chief Executive's absence, the Acting Chief Executive.

NOTE: When this delegation is exercised, it must be reported to the next Council meeting.

21. Authorisation to use the Common Seal

The Council has the authority to impress on any document the Common Seal of the ORC.

Where the Common Seal is affixed to any document it shall be attested by any two Councillors.

The Common Seal will be affixed to any document that is required to be executed under the Seal, including:

- Certain warrants to carry out statutory functions, including warrants made under the Biosecurity Act 1993, the Building Act 2004, and the LGA 2002.
- When executing any Memorandum of Transfer pursuant to section 80 of the Local Government (Rating) Act 2002.
- Regional Policy Statements and Regional Plans prepared under the Resource Management Act 1991.
- Bylaws prepared under the LGA2002 or other relevant statutes.

- Any documents (e.g. covenants, caveats, deed of agreement, s417 certificates or consent notices) which otherwise require the use of the Council’s Common Seal.

The Common Seal is held by the Governance Support Officers.

22. Professional advice and legal proceedings

22.1 Authorisation to obtain professional advice

The authority to obtain professional advice, including but not limited to legal, engineering, financial, accounting and resource management, advice on Council’s behalf is delegated to:

- Chief Executive
- General Managers
- Managers
- Legal Counsel
- Team Leaders

Explanatory note: In accordance with the general terms and conditions this delegation may only be exercised in accordance with financial delegations.

Any advice must also be sought in accordance with any arrangements that the Council has regarding the provision of services (i.e. if there is a preferred or agreed service provider). Legal Counsel should be advised of any external legal services engaged.

This delegation does not prohibit other staff members from liaising with professional advisors as part of the Council obtaining advice. Instead, it is intended to operate to ensure that the engagement of the advisor has been approved by one of the above staff members.

22.2 Court proceedings

Unless provided for elsewhere in this Delegation Manual, the following delegations for Court Proceedings apply.

Reference	Function	Delegated to
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<p>General Clause 32, Schedule 7 of LGA 2002</p>	<p>The authority to decide whether to commence or defend any action before a Court, tribunal, arbitral panel or other such body subject to, at the delegate's discretion, discussion with the Chairperson, discussion with Legal Counsel, discussion with officers involved, discussion with the Council's insurers and reports being made to the relevant Committee of the Council</p>	<p>Chief Executive</p>
<p>General Clause 32, Schedule 7 of LGA 2002</p>	<p>In the event the Chief Executive is unavailable or in exceptional circumstances where time does not permit consideration by the Chief Executive and where such action is necessary to protect or further Council's interests, the authority to commence or defend any action before a Court, tribunal, arbitral panel or other such body</p>	<p>GM Environmental Delivery GM People and Corporate GM Regional Planning and Transport</p>
<p>General Clause 32, Schedule 7 of LGA 2002</p>	<p>The authority to settle a dispute or issues at stake at mediation or other dispute resolution sessions in relation to any matter before any Court, tribunal, arbitral panel, or other such body subject to, at the delegate's discretion, discussion with Legal Counsel, discussion with officers involved, discussion with the Council's insurers and reports being made to the Council or appropriate Committee.</p>	<p>All Managers</p>
<p>General Clause 32, Schedule 7 of LGA 2002</p>	<p>The authority to: Initiate to have Court costs awarded; and Initiate legal proceedings to collect Court costs awarded</p>	<p>All General Managers</p>
<p>General Clause 32, Schedule 7 of LGA 2002</p>	<p>The authority to take appropriate action within Council policy to recover debts, including, but not limited to Court and Tribunal proceedings and debt collection agencies</p>	<p>GM Finance</p>
<p>General Clause 32, Schedule 7 of LGA 2002</p>	<p>The authority to initiate, prosecute, withdraw and do all things necessary to conduct appeals as follows:</p> <ul style="list-style-type: none"> ▫ Environment Court to the High Court ▫ District Court to the High Court ▫ High Court to the Court of Appeal or Supreme Court ▫ Court of Appeal to the Supreme Court. 	<p>Chief Executive</p>
<p>Judicial Review High Court Rule 30.3,</p>	<p>Lodge, withdraw, oppose or join an application for Judicial Review with the High Court and any related applications or proceedings and be heard in relation to any application or proceedings subject to, at the delegate's discretion, discussion with the Chairperson, discussion with Legal</p>	<p>Chief Executive</p>

<p>Clause 32, Schedule 7 of LGA 2002</p>	<p>Counsel, discussion with officers involved, discussion with the Council's insurers and reports being made to the relevant Committee of the Council</p>	
<p>Judicial Review High Court Rule 30.3, Clause 32, Schedule 7 of LGA 2002</p>	<p>The authority to settle a dispute or issues at stake at mediation or other dispute resolution sessions in relation to judicial review proceedings subject to, at the delegate's discretion, discussion with Legal Counsel, discussion with officers involved, discussion with the Council's insurers and reports being made to the Council or appropriate Committee. This delegation includes the authority to approve Consent Memoranda, draft Consent Orders, side agreements or other documents required to settle a matter</p>	<p>Chief Executive</p>

Specific terms and conditions:

- *The authority to settle any matter against the Council must be exercised in accordance with any financial delegations.*
- *The Chief Executive may sub-delegate these delegations.*

Explanatory Note:

- *Further delegations in relation to Court proceedings on property matters are listed in the property delegations.*
- *Further delegations in respect of specific statutory proceedings are listed in the regulatory delegations (e.g. under the Resource Management Act 1991 and Biosecurity Act 1993).*

PART D: CONTRACTING, FINANCIAL, RATING AND PROPERTY DELEGATIONS

Part D of the Delegations Manual sets out delegations relating to contracting and agreements, financial matters (including rating) and property delegations.

23. Contracting, Agreements and Memorandum of Understanding

23.1 Introduction

ORC enters into a range of different contracts and agreements as part of undertaking its day-to-day business. These range from non-binding memoranda of understanding (but which may have significant reputational impact), contracts and agreements of low financial value, to high financial value contracts and agreements.

This section of the Delegations Manual contains delegations in relation to these matters and should be read alongside the financial delegations.

23.2 Memorandum of Understanding

The authority to sign on Council's behalf any memorandum of understanding is delegated to all Managers.

This delegation may be sub-delegated.

23.3 Authorisation to sign Deeds

The Property Law Act 2007 requires Deeds to be signed by "two directors" in the case of a body corporate. "Directors" equates to Councillors (that is persons holding a governance as opposed to management role).

Attorneys may be appointed to execute a Deed on behalf of Council. The attorneys must be appointed by Deed, and that Deed of appointment must be executed by two "directors."

23.4 Authorisation to sign contracts and other agreements (other than Deeds)

By resolution of Council, the Chief Executive has the power to authorise expenditure limited by the amount set in the Annual Plan, Long-term Plan or other specific authorisation by Council. The Chief Executive may, in turn, sub-delegate this authority to staff, and limit, suspend or withdraw said delegation at their discretion.

The exercise of delegation is on the total expenditure commitment, excluding GST and attention must be given to approved delegation levels. Staff must be aware of their delegations, and if necessary, obtain approval from appropriate staff with a higher delegation level if the procurement will exceed their own delegation limit.

Staff can only use their delegations within their area; delegations are not to be used elsewhere in Council.

Splitting procurement costs to bring the pricing under delegation or procurement level limits, while knowing that the total expenditure exceeds those limits, is prohibited.

Authority to sign off contracts and other agreements (excluding Deeds) rests with the relevant staff who have a level of delegation consistent with the total expenditure expected over the life of the contract (refer Financial Delegations Authority table). Once in place, individual invoices under that contract may be authorised by relevant staff with the level of delegation appropriate to each invoice.

If contract modification, extension or amendment is required, it is treated as being part of the original contract and can only be approved by the staff member of same or higher delegation level of that which approved the original contract, regardless of the size or value of the modification, extension or amendment

23.4.1 PROCUREMENT PRINCIPLES¹

Council staff are guided by the following principles when procuring goods and/or services on behalf of ORC:

1. Council has a responsibility to manage its resources in an effective and efficient manner, and in doing so will consider best value for money over the whole of life cycle when procuring goods and services
2. Council may procure goods and services as sole procurer or in conjunction with other Councils or entities
3. Council will ensure open and effective competition as a competitive procurement process, as this is likely to result in a better procurement outcome
4. Council will provide a full and fair opportunity for both local and national suppliers
5. Council will comply with all relevant legislation, policies and procedures when engaging in the procurement process

¹ Otago Regional Council Procurement Policy

6. Council will require sustainably produced goods and services whenever possible, having regard to economic, environmental, social, and cultural impacts over their life cycle

Delegations by the Chief Executive set out in the Financial Delegations Register/Authority (refer Table 3 below) attach to the position.

Sub-delegations may be made without the approval of the Chief Executive but are subject to approval by the relevant Manager and General Manager. No further delegation is permitted.

Table 3: Financial Delegations Register/Authority

Position	Exp per contract \$	Conditions/Additional Authority
Chief Executive		Limited by amount set in Annual Plan, Long Term Plan, or other specific authorisation by Council
GM Finance/CFO	150,000	Delegated amounts extended to \$250,000 where payment is part of an approved contract; accept public tenders up to \$250,000 on recommendation of appropriate General Manager.
GM Environmental Delivery	100,000	
GM People and Corporate	100,000	
GM Regional Planning and Transport	100,000	Should this be higher when it is for public transport contracts?
GM Science and Resilience	100,000	Delegated amount increased to \$250,000 where payment is part of an approved contract.
GM Strategy and Customer	100,000	
Chief Information Officer	50,000	
Legal Counsel	50,000	
Manager Engineering	50,000	
Manager Executive Advice	50,000	
Manager Transport	50,000	
Finance Manager	25,000	Delegated amount of \$5,000 for Rates Refund; Authority to approve remission of rates penalties in accordance with

		agreed procedures; Authority to make supplier payments as required.
Harbourmaster	25,000	
Management Accountant	25,000	Authority to make supplier payments as required.
Manager Communications and Marketing	25,000	
Manager Compliance	25,000	
Manager Consents	25,000	
Manager Corporate Planning	25,000	
Manager Customer Experience	25,000	
Manager Emergency Management Otago	25,000	
Manager Environmental Implementation	25,000	
Manager Environmental Monitoring	25,000	
Manager Natural Hazards	25,000	
Manager People and Safety	25,000	
Manager Policy and Planning	25,000	
Manager Regulatory Data and Systems	25,000	
Manager Science	25000	
Manager Strategy	25,000	
Manager Support Services	25,000	
Principal Advisor - Environmental Implementation	10,000	
Project Delivery Specialist	10,000	
Team Leader Projects	10,000	Added role and delegation
Coordinator Records and Information	5,000	
EA to CE and Chair	5,000	

Engineering Officer - Taieri	5,000	
Environmental Resource Scientist	5,000	
Fleet and Facilities Advisor	5,000	
Health, Safety and Wellbeing Partner	5,000	
Network Infrastructure Lead	5,000	
People Services Coordinator	5,000	
People Services Lead	5,000	Added role and delegation
Principal Consents Planner	5,000	Added role and delegation
Procurement and Contracts Coordinator	5,000	
Safety and Training Coordinator	5,000	
Senior Engineering Officer Taieri	5,000	
Senior Field Officer Alexandra	5,000	
Team Leader Biodiversity	5,000	
Team Leader Biosecurity	5,000	Added role and delegation
Team Leader Brand and Marketing	5,000	
Team Leader Catchments	5,000	
Team Leader Commercial and Regulatory	5,000	
Team Leader Commercial and Regulatory	5,000	
Team Leader Compliance (Coastal)	5,000	
Team Leader Compliance Monitoring	5,000	
Team Leader Compliance Support	5,000	
Team Leader Consents	5,000	
Team Leader Consents Business Support	5,000	Added role and delegation
Team Leader Data Systems	5,000	

Team Leader Environmental Monitoring	5,000	
Team Leader Fleet and Facilities	5,000	
Team Leader Freshwater and Land	5,000	
Team Leader Health, Safety and Wellbeing	5,000	Added role and delegation
Team Leader Investigations	5,000	
Team Leader Land	5,000	
Team Leader Media and Communications	5,000	Added role and delegation
Team Leader Public Transport Dunedin	5,000	
Team Leader RPS, Air and Coast	5,000	
Team Leader Urban Growth and Development	5,000	
Team Leader Water	5,000	
Senior Environmental Officer	1,000	
Delivery Lead - Biosecurity	500	
Delivery Lead - Catchments	500	
RITS Contract Lead - Public Transport Ticketing	-	No financial delegation, but has ability to approve timesheets and leave requests.

* = bank signatories

23.5 Contingency Expenditure

23.5.1 EMERGENCY PROCUREMENT

An emergency procurement situation can arise from natural disasters such as flooding and earthquakes. Emergency procurement is not available to compensate for poor planning or to procure without a purchase order. In an emergency, the following procedure is to be followed by staff²:

- An emergency for procurement purposes must be classified by either the General Manager FinanceCFO, Chief Executive, Chairperson or Group Controller of Emergency Management Otago.

² Otago Regional Council Procurement Policy

The Chief Executive, General Manager Science and Resilience, Manager Engineering, and Group Manager Emergency Management Otago are authorised in emergency circumstances to undertake the necessary remedial or response action (within the same maximum limits as provided in the Financial Delegations Register) and, at the first subsequent meeting of the Council, report on action taken under the delegation.

23.6 Other financial commitments

23.6.1. INVOICE DEBTORS

The authority to approve invoices for revenue to be charged against debtor accounts is delegated to the relevant Manager and may be sub-delegated with approval from the relevant General Manager, where this sub-delegation will facilitate the invoicing process.

23.6.2. DEBT RECOVERY

In a number of areas of the Council's operation it may be necessary on occasion to negotiate a reduction in amounts owing or to write-off debts which cannot be collected.

With the exception of rates write-offs, the authority to approve write-downs and/or write-offs within the financial delegation limits above is delegated to General Manager Finance/CFO.

The authority to take appropriate action within ORC policy to recover debts within the financial delegation limits above, including, but not limited to Court, Tribunal proceedings and debt collection agencies is delegated to General Manager Finance/CFO, which can be subdelegated to Managers.

Explanatory note: See also court proceedings delegations.

23.6.3. RAISE CREDIT NOTES

Credit notes represent a disbursement of a Council asset. Authorisation to raise a credit note is delegated to any General Manager, in accordance with the maximum limits as provided in the Financial Delegations Register/Authority. This authority may be sub-delegated with approval from the relevant General Manager, where this sub-delegation will facilitate the process of raising credit notes.

23.6.4. BANKING AND PAYMENT SIGNATORY

Changes to banking arrangements requires the signature of General Manager Finance/CFO and a Finance Manager.

Specific terms and conditions: *All payments must be authorised by TWO approved signatories signing and countersigning appropriate documentation. Bank signatories are 'person specific'.*

23.6.5. OPERATIONAL EXPENDITURE – PAYROLL, PAYE, ACC AND OTHER TAXES

For payroll, PAYE, ACC and other taxes and deductions - any two authorised bank signatories jointly.

23.7 Specific Financial Delegations

23.7.1 REGIONAL ON-SCENE COMMANDER (MARINE OIL SPILL RESPONSE)

The Regional On-Scene Commander is a person trained and authorised by Maritime New Zealand and appointed by Council under the Maritime Transport Act 1994. Appointment by Council provides financial authorisations within the Tier II Marine Oil Spill Response Plan.

- a. The Regional On-scene Commander is authorised to expend up to \$50,000 of the Council's funds in relation to Marine Oil Spill Response operations.
- b. The expenditure of \$50,000 may be exceeded up to a limit of \$100,000 with prior consultation with the Chief Executive or General Manager Science and Resilience.
- c. Any person authorised by the Council when acting as Regional On-scene Commander, who for the time being is the Acting Regional On-scene Commander, is authorised to spend up to \$50,000 in relation to Marine Oil Spill Response operations.
- d. Regional On-scene Commanders are required as a condition of the delegation to:
 - i. comply with Maritime New Zealand Operational Policy; and
 - ii. comply with Council procedures and subsequently report to the next meeting

24. Rating

24.1 Introduction

The following section of the Delegations Manual describes the delegations given in relation to rating matters.

The Chief Executive is delegated all powers, functions and duties under the Local Government (Rating) Act 2002 that are legally able to be delegated under section 132 of the Local Government (Rating) Act 2002.

The Local Government (Rating) Act 2002 prohibits the delegation of the power of delegation. Accordingly, the following table sets out a range of other delegations made by the Council to specified positions.

In relation to the Rating Valuations Act 1998 and the Rate Rebate Act 1973 the Council delegates to the Chief Executive all powers, functions and duties under these two Acts that are legally able to be delegated. In accordance with Clause 32 of Schedule 7 of the LGA, the Chief Executive has made the following sub-delegations as indicated below in the following tables.

24.2 Local Government (Rating) Act 2002

Section	Function	Delegated to
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40	Power to correct rates	Finance Manager
41	Authority to issue an amended rates assessment if an error is encountered.	Finance Manager
54	Power not to collect rates that are uneconomic to collect	Finance Manager
61,62,63	Powers for recovery of unpaid rates	Finance Manager
85, 86	Power to remit rates pursuant to Council rates remission policy	Finance Manager to approve remission of rates on applications which meet the criteria of Council's policies
87,90	Power to postpone rates pursuant to Council rates postponement policy	Finance Manager to approve postponement of rates on applications which meet the criteria of the Council's policies
91-113	Rating of Māori freehold land including district valuation rolls, land vested in trustees, multiple ownership, using land in multiple ownership	GM Finance/CFO to be exercised in accordance with Council's policies
114-115	Power to remit or postpone rates on Māori Freehold land	GM Finance/CFO to be exercised in accordance with Council's policies

24.3. Rating Valuation Act 1998

Section	Function	Delegated to
43	Obligation to pay annually a share of the costs of any territorial authority in the region in preparing and maintaining is district valuation roll	GM Finance/CFO
43	Resolve any dispute regarding the amount payable, including in arbitration	Finance Manager

25. Property services

25.1 Leases and Licences

Matter	Function	Delegated to
New leases/ Licences	The authority to: (a) as lessor or lessee to sign agreements to lease for residential and commercial property granting leases for periods of no more than eight years (b) grant new leases or licenses for terms not exceeding twenty-one years for all other land (c) execute contracts of guarantee	GM People and Corporate
Assignment and subleasing	The authority as lessee or licensee to approve the sublease and assignment of leases and licenses	GM People and Corporate
Mortgages	The authority to: (a) secure a mortgage over the lessees' interest in the lease (b) vary mortgage terms (c) release a mortgage	Two of Finance Managers or GM People and Corporate or GM Finance / CFO
Rents	The authority to: (a) appoint an officer to set rentals for council property (b) set, review and reduce prices and rents in relation to existing Council leases or licenses	Manager Support Services Legal Counsel
Rents	The authority to: (a) issue rent/fee rebates (b) appoint an arbitrator where rent reviews are appealed	GM People and Corporate
Variation of leases	The authority to: approve variations to commercial, industrial and residential leases; and all licenses	GM People and Corporate Legal Counsel
Termination and surrender of leases	The authority: (a) as lessor or lessee, or licensor or licensee, to terminate leases or licences within the terms and conditions of the contract, including failure to pay rent (b) as property owner, lessor, assignor or licensor, to approve the surrender of leases and licences	GM People and Corporate Legal Counsel
Registration	The authority to sign an authority and instruction form authorising registration of a lease or any surrender, variation or renewal of a currently registered lease approved under the above delegations	GM People and Corporate
Consent	The authority to provide (or withhold) any consent required under a lease	Manager Support Services Legal Counsel

25.2 Otago Regional Council (Kuriwao Endowment Lands) Act 1994

Section	Function	Delegated to
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9, 10	To exercise all rights, powers, and obligations of the lessor under leases	Legal Counsel
13	Authority to sign an authority and instruction form for the sale of land authorised by Council resolution	GM People and Corporate

25.3 General and miscellaneous

Matter	Function	Delegated to
Access	Authority to enter into, vary, revoke, or cancel an access agreement.	Any Manager
Land acquisition	Authority to approve minor land purchases or sales by agreement, for public works, subject to the transaction being in accordance with the Long-term Plan and to sign an authority and instruction form for the above purpose.	GM Science and Resilience
Affected party approvals For further delegations on affected party approvals see: 14.10	Providing approval, consents and make submissions or objections as adjoining landowner or potentially affected party in relation to property owned, leased or managed by Council This delegation maybe sub-delegated.	GM People and Corporate
Land Interests	Power to register, approve amendments to or withdrawals or discharges of caveats, easement certificates and releases of bonds or encumbrances Specific terms and conditions: This delegation will only be exercised upon confirmation that all obligations have been satisfied	GM People and Corporate GM Finance / CFO Legal Counsel
Signing Issues	Sign any other applications, documents, agreements or instruments or certify any documents or instrument in relation to any interest in land, on behalf of Council not otherwise provided in these property delegations. This delegation maybe sub-delegated.	GM People and Corporate
Emergency	Power to close a premises / facility in an emergency situation	Any General Manager
Use of Council Property and land	Authorise the use of any Council building, land, facility or equipment by an outside person or organisation in accordance with established guidelines	GM People and Corporate
Disposal	Dispose (whether by tender or otherwise) of any motor vehicle or item of plant or surplus Council asset in accordance with the policy	GM People and Corporate Manager Support Services

Statutory Land Charge	The authority to release a statutory land charge	GM People and Corporate
Easements and other interests	The authority to (a) create, vary and surrender, easements and covenants over Council land. (b) request removal of easements, covenants and profits à prendre from LINZ register and removal of fencing covenants from title; (c) to sign an authority and instruction form for the above purposes	GM People and Corporate

Explanatory note: Land owned by Otago Regional Council is held pursuant to a range of different statutes, often as endowment land. Further, other statutory obligations, including under the Public Bodies Leases Act 1969, may be relevant to how the land may be able to be dealt with.

For the avoidance of doubt, nothing in the above delegations relieves Council or ORC from complying with the statutory obligations that apply in relation to the land.

The exercise of property delegations must also be carried out in accordance with the financial delegations, e.g. the value of the lease may require a higher level of authority to sign the document than provided for in the delegations.

25.4. Trespass Act 1980

Section	Function	Delegated to
3	Power to (verbally) warn a trespasser to leave the property Power to issue (written) trespass notices This delegation maybe sub-delegated.	Any General Manager
4	Power to either at the time of the trespass or within a reasonable time, thereafter, verbally warn a trespasser to stay off the property This delegation maybe sub-delegated.	Any General Manager
4(2), 9(1)	Power to, where there is reasonable cause to suspect that any person is likely to trespass on ORC property, warn that person to stay off ORC property and to require that person to give their name and other particulars This delegation may be sub-delegated.	Any General Manager

PART E: REGULATORY NON-RMA DELEGATIONS

26. Council bylaws

26.1 Navigation Safety Bylaw 2020

The Otago Regional Council Navigation Safety Bylaw 2020 establishes a range of responsibilities, obligations and rules for the purpose of ensuring maritime safety for the waters in the Otago region as defined in the bylaw.

Except as provided below, delegations for the Navigation Safety Bylaw 2020 are provided for in the Maritime Transport Act 1994 and the Bylaw itself.

Clause	Function	Delegated to
Otago Regional Council written approval		
	For issuing or refusing any written approval on behalf of the Council.	GM Environmental Delivery

26.2 Flood Protection Management Bylaw 2022

Clause	Function	Delegated to
Authority to carry out work		
5.1	To approve or refuse authority under the Bylaw, including granting authority on such conditions as are considered appropriate.	Manager Engineering or Team Leader Commercial and Regulatory, except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Science and Resilience and Co-Chairs of the Regional Leadership Committee
5.2	Determining, refunding, remitting or waiving the whole or any part of any fee payable under the Bylaw.	General Manager Science and Resilience except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Science and Resilience and Co-Chairs of the Regional Leadership Committee

5.3	To uphold, amend or rescind a decision or authority under the Bylaw	Manager Engineering or Team Leader Commercial and Regulatory, except where ORC is the applicant then this is delegated to an independent decision maker(s) appointed by any two of the following: GM Science and Resilience and Co-Chairs of the Regional Leadership Committee
Compliance and Enforcement		
6.1	Revocation of an authority granted under the Bylaw. Grant an extension to remedy a breach or failure	Manager Engineering or Team Leader Commercial and Regulatory
6.3	Issue a notice to remedy	GM Environmental Delivery GM Science and Resilience, GM Regional Planning and Transport
6.4	Authorisation of removal of works and cost recovery	Refer Local Government Act 2002 delegations

27. Biosecurity Act 1993

The Biosecurity Act 1993 contains legislative provisions and powers to enable the effective implementation, including enforcement, of a regional pest management plan. The Act provides powers to a Principal Officer (Chief Executive) and Authorised Persons (who are appointed by the Chief Executive under section 105(1) of the Act).

In addition to the functions and powers delegated by the Chief Executive to “authorised persons” this section sets out the functions and powers under the Biosecurity Act which are delegated.

The Council delegates (to the extent authorised under the Biosecurity Act) in respect of biosecurity matters to the Chief Executive and council officers, as set out below.

Section	Function	Delegated to
13(1)(a)	Power to carry out monitoring and surveillance of pests, pest agents, and unwanted organisms for the purposes of Part 5 of the Biosecurity Act	Delivery Lead - Biosecurity
13(1)(b)	Power to provide for the assessment and management or eradication of pests	Delivery Lead - Biosecurity
70-75	Prepare and review a regional pest management plan	GM Environmental Delivery to make recommendations to Council

76,96	Lodge, withdraw or oppose an application to the Environment Court Settle a dispute or issues at stake at mediation or other alternative dispute resolution sessions Approve Consent Memoranda, draft Consent Orders and side agreements Decide to appear at proceedings before the Environment Court and call evidence for the Council	GM Environmental Delivery
78	Exempt a person from a requirement in a rule in a regional pest plan.	Manager Environmental Implementation
90-95	Prepare and review a regional pathways management plan	GM Environmental Delivery to make recommendations to Council
98	Exempt a person from a requirement in a rule in a regional pathways management plan	Manager Environmental Implementation
100M 100N	Recovery of a levy as a debt due	GM Environmental Delivery
100V	Prepare a small scale management programme	GM Environmental Delivery can make recommendations to council
122	Power to issue or withdraw a Notice of Direction	Authorised Person
128	Power to act on default and authorise action for work and recover costs of that action	GM Environmental Delivery
129	Power to put a charge on the property	GM Finance/CFO
130	Power to declare a restricted place	Delivery Lead - Biosecurity
131	Declare a specified area to be a controlled area	GM Environmental Delivery
135	Power to recover costs of administering the Biosecurity Act and performing the functions, powers and duties provided for in the Act in accordance with s 135 and regulations	Manager Environmental Implementation in conjunction GM Finance/CFO as to the methods used
154	Power to issue/withdraw a Compliance Order	Manager Environmental Implementation
154M 154N 154O	To initiate and/or withdraw a prosecution for an offence under this Act Authority to file a charging document that has been laid in relation to a prosecution	GM Environmental Delivery
159	Commence, withdraw or join proceedings in respect of infringement offences	GM Environmental Delivery

28. The Building Act 2004

ORC is a regional authority under the Building Act 2004. Regional authorities have several functions, powers and duties in relation to dams. Under a 2021 Deed of Transfer the Council transferred certain functions powers and duties under the Building Act to the Canterbury Regional Council (ECAN).

The Delegations Manual has been updated to include Delegations to staff under the Building (Dam Safety) Regulations 2022.

The table below lists the delegations for the Building Act functions exercised by ORC. The Building Act requires persons exercising authority to have requisite qualifications and experience and limits the scope of authorities exercised by any individual to the extent of their registrations under the Act.

ORC uses qualified external advisers to ensure the quality and technical proficiency of the advice that it uses in making decisions under the Building Act.

Section	Function	Delegated to
Project Information Memorandum (PIM) functions		
31 34	Issue and re-issue a PIM in certain circumstances and provide a copy of a PIM to the applicant as required.	Senior Consents Planner or Consents Planner with Building Act responsibilities.
33	Determine further information required in relation to a PIM application.	Senior Consents Planner or Consents Planner with Building Act responsibilities
36	Attach development contribution notice.	Senior Consents Planner or Consents Planner with Building Act responsibilities.
37	Issue a certificate if a resource consent is required	Senior Consents Planner or Consents Planner with Building Act responsibilities
38	Provide copy of PIM to network utility operator(s) and/or statutory authority, if required.	Senior Consents Planner or Consents Planner with Building Act responsibilities
39	Advise Heritage New Zealand Pouhere Taonga of PIM application, if required.	Senior Consents Planner or Consents Planner with Building Act responsibilities
83(3)	Deciding to approve the removal of entry on a certificate of title	Senior Consents Planner or Consents Planner with Building Act responsibilities
Certificates of acceptance		
96(1) 98(1)	Deciding whether to issue a certificate of acceptance	Principal Consents Planner, Team Leader

		Consents, or Manager Consents
97(c)	Specifying any additional information that is required to be lodged with an application for a certificate of acceptance	Senior Consents Planner or Consents Planner with Building Act responsibilities
98(2)	Requiring further information in relation to an application for a certificate of acceptance	Senior Consents Planner or Consents Planner with Building Act responsibilities
99(2)	Qualifying a certificate of acceptance to the effect that only parts of the building work were able to be inspected	Manager Consents
Annual Building Warrant of Fitness		
109(c)	Deciding to accept a recommendation to amend a compliance schedule arising from the annual building warrant of fitness	Manager Consents
110(c)	Requirement to produce compliance schedule reports under s 110(a)	Manager Consents
Change of use, extension of life and subdivision of land		
115	Decision to allow the change of use of a building	Principal Consents Planner or Manager Consents
Classification of Dams		
134A(1)	Requiring an owner to classify a referable dam	Environmental Data Officer or Compliance Support Officer or Principal Compliance Specialist
136(1) 136(2)	Decision to approve or refuse a dam classification	Environmental Data Officer or Compliance Support Officer or Principal Compliance Specialist
138(1)	Requiring the re-audit of a classification	Environmental Data Officer or Compliance Support Officer or Principal Compliance Specialist
138(2)	Specifying a period beyond 15 working days for a dam classification re-audit	Manager Regulatory Data and Systems or Manager Compliance
Dam safety assurance programmes		
143(1)	Decision to approve of refuse to approve a dam safety assurance programme	Environmental Data Officer or

		Compliance Support Officer or Principal Compliance Specialist
145(1)	Directing the owner of a dam to have the dam safety assurance programme audited by a recognised engineer	Environmental Data Officer or Compliance Support Officer or Principal Compliance Specialist
145(2)	Requiring a period beyond 15 working days for a dam safety assurance programme to be re-audited	Manager Regulatory Data and Systems or Manager Compliance
146(2)(b)	Requesting a review of the dam safety assurance programme for an earthquake-prone or flood-prone dam	Manager Regulatory Data and Systems or Manager Compliance
148(a)(iii)	Decision on keeping a dam safety assurance programme in a place agreed by the Regional Council and the owner	Environmental Data Officer or Compliance Support Officer or Principal Compliance Specialist
Register of dams		
151	Maintain a register of dams in Otago	Environmental Data Officer or Compliance Support Officer or Principal Compliance Specialist
Dangerous dams		
154(1)	Determine that a dam is dangerous in terms of s153 and take action as set out in s154(1)(a), (b) and (c).	Manager Engineering or Manager Consents or Manager Compliance
155(1)(b)	Determining whether building consent is required in respect of work required by a notice	Manager Engineering or Manager Consents or Manager Compliance
156(1)	Apply to a District Court for an order enabling the Otago Regional Council to carry out building work.	GM Environmental Delivery GM Science and Resilience,
156(3)(b)	Recover costs of carrying out work under s156(1) from the owner.	GM Environmental Delivery GM Science and Resilience,

157(3)(b)	Decision to recover costs of taking action under section 157(2).	GM Environmental Delivery GM Science and Resilience,
158	To make an application to the District Court to confirm warrant for emergency work on a dam	GM Environmental Delivery GM Science and Resilience,
Issuing Notices to Fix		
164	Determination that a notice to fix should be issued, or should be issued by another authority	Manager Engineering; or Manager Consents; or Manager Compliance
165(1)	Determination of the matters relevant to issuing a notice to fix and the scope and nature of a notice to fix.	Manager Engineering; or Manager Consents; or Manager Compliance
167	Inspection of building work carried out in accordance with a notice to fix, a decision to confirmation or refuse to confirm that a notice to fix has been complied with and a decision to issue a further notice to fix if required.	Manager Engineering; or Manager Consents; or Manager Compliance
Determinations		
177 180	Making and withdrawing an application for a determination	GM Environmental Delivery
182(2)	Commencement of proceedings in the High Court where the matter has been the subject of a determination	GM Environmental Delivery
185(2)(b)	Agreeing on a period beyond 60 workings days for making a determination	GM Environmental Delivery
189(b)(ii)	Agreement to amendment of a determination for clarification purposes	GM Environmental Delivery
190(3)	Filing a direction to the District Court as to costs in respect of a determination	GM Environmental Delivery
Registration and Accreditation as Building Consent Authority		
194	Making application for registration as a building consent authority	GM Environmental Delivery
252(4)	Request to change the scope of accreditation	GM Environmental Delivery
253	Application for accreditation to perform Building Consent Authority functions	GM Environmental Delivery
200 202	Make submissions and respond to complaints or to an investigation	GM Environmental Delivery

276(2)(b)	To make submissions on a review of the regional authority	GM Environmental Delivery
Appeals		
208 209	Appealing a decision of the CEO of the Ministry responsible for the administration of the Building Act	Chief Executive
Carrying out building work on default		
220(2)	Making application to the District Court for an order in respect of building work required to be done	GM Environmental Delivery
220(4)(b)	Recovery of costs associated with carrying out building work authorised under s220(2)	GM Environmental Delivery
221	Disposal, sale, etc. of materials that result from carrying out building work authorised under s220(2)	GM Environmental Delivery
222	To authorise persons to carry out inspections under the Act	Chief Executive
Responsibilities of a Building Consent Authority that is not a Territorial Authority		
240(2)	Refusal to perform functions under the Building Act where fees, charges or levies are unpaid	Manager Consents
243	Power to impose fees or charge and recovery of costs and to collect levies	Manager Consents
Fees and charges		
281A 281B 281C 219	Setting fees, imposing fees and charges, charging of a fee for the issue of compliance schedule, increasing the amount of a fee or charge to meet additional costs, and waiving or refunding a fee – consistent with the Council's fees and charges policy	Manager Consents
Other matters		
315(1)	Making a complaint about a licensed building practitioner.	Manager Consents
363A(2)	Deciding whether to issue a certificate for public use	Principal Consents Planner or Manager Consents
363A(5)	Deciding and requesting further reasonable information	Principal Consents Planner or Manager Consents
403(4)(b)	Making submissions as an 'interested person' to proposed Orders in Council or regulations	GM Environmental Delivery
Schedule 1, part 1, clause 2	Deciding whether a building consent is not necessary	Manager Consents
Offences		
371(2)	Commencement of proceedings where an infringement notice has been issued	GM Environmental Delivery

372	Issuing an infringement notice	Warranted Officer where specified on warrant
372B(2)	Authorising officers to issue infringement notices	GM Environmental Delivery
377	Filing a charging document	GM Environmental Delivery
381(1) 381(2)	Making an application to the District Court for an injunction	Chief Executive

29. The COVID-19 Recovery (Fast-Track Consenting) Act 2020

In 2020, Central Government introduced the COVID-19 Recovery (Fast-track Consenting) Act 2020. The purpose of this Act is to fast-track projects that can boost employment and economic recovery. The Environmental Protection Authority (EPA) is the Government Department responsible for this legislation and for administering the process. Decisions on applications that use this process are made by Expert Consenting Panels. Membership of these panels can include those nominated by relevant local authorities.

The COVID-19 Recovery (Fast-track Consenting) Act 2020 was repealed on 8 July 2023 however the delegation below remains relevant until the applications, captured under that legislation, have proceeded through the hearing process.

Section	Function	Delegated to
Clause 3(2) of Schedule 5	Nominate a person to be part of an Expert Consenting Panel set up under the COVID-19 Recovery (Fast-Track Consenting) Act 2020.	Council Chairperson

30. The Crown Minerals Act 1991

The Crown Minerals Act 1991 provided transition provisions for mining licences issued under the Mining Act 1971 which was repealed in 1991. There is now only one residual section left in schedule 1 of the Crown Minerals Act 1991 that refers to Regional Councils.

Section	Function	Delegated to
Schedule 1 clause 16	Require the holder of a coal mining right to increase the amount of bond or deposit.	GM Environmental Delivery
Schedule 1 clause 16	To make a determination whether the holder of an existing mining privilege has complied with the terms and conditions of the privilege.	GM Environmental Delivery

31. Land Transport Management Act 2003

Section	Function	Delegated to
116(2)	Duty of regional council to contract for the provision of every unit on an exclusive basis	GM Regional Planning and Transport
121	Obligations regarding notification and provision of copies of plans	GM Regional Planning and Transport
127	Power to (1) require information from operators of public transport services, including patronage and fare revenue data and (2) disclose other data to a person who is registered by the regional council to tender for the provision of a unit.	Manager Transport
128	Power to make decisions on the release of information and a duty to consult with relevant organisations.	Manager Transport
129	Power to make decisions on release of information and duty to consult with organisation	Manager Transport Legal Counsel
133	Authority to make decisions regarding the notification of a proposal to operate or vary exempt services.	Manager Transport
134	Authority to decide on the grounds in s 134 to decline registration or variation of exempt services.	Manager Transport
136	Authority regarding the registration of exempt services or variations to exempt services	Manager Transport
137	Authority to decide to deregister an exempt service and remove details of variations	Manager Transport
138	Authority to undertake the process for deregistering exempt services or removing details of variations	Manager Transport
139	Authority to make decisions in relation to the withdrawal of exempt services	Manager Transport
146	Authority to require a person to produce and inspect records.	GM Regional Planning and Transport
147	Authority to manage offences, including making decisions to initiate or withdraw a prosecution.	
148		
149		

31A. Transport - Other

Matter	Function	Delegated to
Bus advertising	Approval to approve/decline bus back advertising	Combination of: 1. Manager Communications and Marketing; and 2. Either one of: - Manager Transport or Team Leader Transport

32. Maritime Transport Act 1994

For the purpose of ensuring maritime safety in the Otago region, Council is empowered to regulate (1) ports, harbours, and waters in the region and (2) maritime related activities in the region.

Section	Function	Delegated to
Navigation safety		
33D(1)	Appoint a harbourmaster for any port, harbour or waters in the Otago region.	Chief Executive
33F	To initiate or withdraw a prosecution for an offence for contravening a direction or requirement under s 33F	GM Environmental Delivery
33G	Appoint enforcement officers and honorary enforcement officers for the purpose of ensuring maritime safety or enforcing navigation bylaws, and regulations and rules under this Act	Chief Executive
33I	To undertake harbour works for the purpose of ensuring maritime safety.	Any Harbourmaster
33J	Remove and deal with any wreck within the Otago region that is a hazard to navigation safety.	Any Harbourmaster
33L	Remove, store, sell, or otherwise dispose of an abandoned ship.	Any Harbourmaster
33M	Consult with the Director of Maritime New Zealand in preparing Navigation Safety bylaws.	Any Harbourmaster
33N	To initiate or withdraw a prosecution for an offence for contravening a navigation bylaw.	GM Environmental Delivery
33O	To decide to proceed against a person for an infringement offence under the Summary Proceedings Act 1957 or by serving an infringement notice.	Any Harbourmaster
33O/P	To decide to withdraw an infringement notice	Any Harbourmaster
33P	Where a Harbourmaster or an enforcement officer observes a person committing an infringement offence or has reasonable cause to believe such an offence is being or has been committed by that	Enforcement Officer

	person, authority to serve an infringement notice in respect of that offence.	
33P	To commence proceedings for a defended infringement notice	GM Environmental Delivery
200(3A)	To erect, place, and maintain navigation aids in accordance with section 33I	Any Harbourmaster
Maritime response		
231	Authority to notify the Director of Maritime Safety and process matters relating to the Council's notification responsibilities.	Any Harbourmaster
Appointment of Regional On-scene Commander		
318	Authority to appoint a Regional On-scene Commander for the Otago region.	Chief Executive

33. River Engineering

Council has extensive functions in relation to river engineering which fall under a number of different statutes. These delegations should be read alongside the delegations made under the LGA, and the delegations made under the Flood Protection Management Bylaw 2012.

33.1 Land Drainage Act 1908

Section	Function	Delegated to
17	Authority to construct and maintain drains and watercourses.	Manager Engineering Manager Natural Hazards
18	Entry to lands for inspection, survey, or inquiry.	Warranted Officer where these powers are specified on the warrant
62	Order removal of an obstruction from a watercourse or drain where the obstruction is causing or likely to cause damage to any property. Authority to remove any obstruction from a watercourse or drain	Manager Engineering Manager Natural Hazards Manager Compliance
n/a	Consider and make decisions on taking enforcement action, including cost recovery and registration of a charge	GM Environmental Delivery, GM Science and Resilience

33.2 Public Works Act 1981

Section	Function	Delegated to
18	Prior negotiation required for acquisition of land for essential work	GM Science and Resilience

19	Authority to register, approve amendments to or to withdrawals or discharges of compensation certificates. Authority to sign an authority and instruction form for the above purposes	GM People and Corporate, GM Science and Resilience
110	Power of entry onto private land for the purposes of carrying out any public work or any proposed public work.	Manager Engineering,
111	Power of entry onto private land for survey and investigation purposes.	Manager Engineering
133 134	Provide for the removal of trees and hedges that interfere with public works.	Manager Engineering,
135	Emergency work on trees.	Manager Engineering
233 234	Obligation to provide notice before entry onto private land.	Manager Engineering
237	Approve excavations near public works.	Manager Engineering
238	Power to bring action for damage to public work.	GM Science and Resilience
239	Power to remove and/or dispose of abandoned property from public works land.	GM Science and Resilience
242	Consider and make decisions on taking enforcement action for offences committed.	GM Science and Resilience
242	Authority to file charging document for enforcement action.	GM Science and Resilience

33.3 Water and Soil Conservation Amendment Act 1971 (carried over by S413 RMA)

Section	Function	Delegated to
12	Issue a certificate of priority.	Team Leader Consents
14(1)(d)	Direct a privilege holder to stop water running to waste.	Warranted Enforcement Officer under the RMA
14(1)(g)	Require structures permitting private or public access over water races to be kept in good repair and condition.	Warranted Enforcement Officer under the RMA
14(1)(h)	Require privilege holder to record and report information concerning the exercise of the privilege.	Team Leader Consents Team Leader Compliance

14(2)	Give directions for the repair, strengthening or otherwise of dams	Manager Consents Manager Compliance
16(2)	Determination of what is a reasonable quantity of domestic needs of animals or for firefighting.	Manager Consents Manager Compliance
30	Provide certified copies of privileges	Team Leader Consents

33.4 Soil Conservation and Rivers Control Act 1941

ORC has the functions, duties, and powers of a catchment board and a regional water board under the Soil Conservation and Rivers Control Act 1941 in accordance with the 1989 local government reorganisation *Gazette* notice.

Section	Function	Delegated to
30A	To certify that a land improvement agreement has expired or has been terminated	Legal Counsel
30A	Enforcement in relation to Land Improvement Agreements	GM People and Corporate
30A	To determine requests for consents and approvals as a consequence of the Council having an interest in land by virtue of a land improvement agreement	Legal Counsel
30A	To authorise the release/discharge of a land improvement agreement on behalf of Council	GM People and Corporate
126	To carry out its functions under the Act, including the power to construct, reconstruct, alter, repair, and maintain works to control of regulate water to prevent or lessen the overflow or breaking of the banks of any watercourse	Manager Engineering Manager Natural Hazards
131	To determine to carry out or execute any works that the Council is empowered to undertake under this Act.	Manager Engineering Manager Natural Hazards
132	Power to enter land for survey and investigation	Manager Engineering Manager Natural Hazards
133	Decide to undertake work to maintain and improve watercourses and defences against water and authorise other staff and agents to undertake such works Decide to undertake urgent work to meet an emergency in respect of any watercourse or defences against water and authorise other staff and agents to undertake such works.	Manager Engineering Manager Natural Hazards

134(1)	Approve the planting or sowing and maintenance of trees, shrubs, plants, or grasses.	Manager Engineering Manager Natural Hazards
135	Decide to take any of the actions listed in s 135.	Manager Engineering Manager Natural Hazards
136	Where works may interfere with any road, street, footpath, or any other public work, give one months' notice (in writing) to the body in control of the road, street, footpath, or other public work.	Manager Engineering
137	Approval to give public notice or to undertake works on private land and resolve any objections.	Manager Engineering Manager Natural Hazards
138	To apportion costs with owners of land	GM Science and Resilience
139	To purchase land on a system of time payment (if approved by the Minister)	Chief Executive
153, 154	Consider and take all enforcement action as necessary and appropriate in relation to any person preventing, obstructing, or impeding the Council in carrying out the provisions of this Act, or doing any work or thing authorised by the Act.	GM Science and Resilience
153,154	Consider and take all enforcement action as necessary and appropriate in relation to any person that wilfully destroys any watercourse or defence against water, including all matters set out in Section 154.	GM Science and Resilience
153,154	Authority to file charging document when enforcement action is approved	GM Science and Resilience

34. Civil Defence Emergency Management Act 2002

The Otago CDEM Group is established under section 12 of the Civil Defence Emergency Management Act 2002 and is made up of representatives from each of the local authorities in the Otago region. This Group is responsible for managing civil defence in the region. Every local authority must be a member of a CDEM Group.

Section	Function	Delegated to
13(1)	Authority to represent the Council and act on its behalf on the Civil Defence Emergency Management (CDEM) Group under section 13(1) of the Civil Defence Emergency Management (CDEM) Act 2002	The Chairperson of the Council (or an elected member of Council approved by the Chairperson)

20	Membership of the CDEM Co-ordinating Executive Group	Chief Executive (or a person acting on the Chief Executive's behalf)
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Explanatory Note: The Civil Defence Emergency Management Co-ordinating Executive Group is responsible for:

- a. Providing advice to the CDEM Group (and advisory groups) and implementing its decisions.
- b. Overseeing the development, implementation, monitoring and evaluation of the CDEM Group Plan.

**11.1. Recommendations of the Public and Active Transport Committee
Resolution**

That the Council adopts the recommendations of the 7 August Public and Active Transport Committee.

Report	Resolution	Res#	Mover/ Seconder
POL2417 Regional Public Transport Plan (Scope)	<p><i>That the Committee:</i></p> <ol style="list-style-type: none"> 1. Notes this report. 2. Notes the scope of the review of the 2021 – 31 Regional Passenger Transport Plan. 3. Recommends to Council the development of a new Regional Public Transport Plan. 	PAT24 -114	Cr Wilson Moved, Cr Noone Seconded

Resolution

That the Council resolves to adopt the recommendations of the 8 May 2024 Safety and Resilience Committee.

Report	Resolution	Res#	Mover/ Seconder
<p>9.1. Head of Lake Whakatipu Natural Hazards Adaptation</p>	<p><i>That the Safety and Resilience Committee:</i></p> <ol style="list-style-type: none"> <i>1. Notes this report.</i> <i>2. Notes the report by Beca Ltd; Socio-economic Impact Assessment – Head of Lake Whakatipu Adaptation Strategy - Phase 1, dated 3 April 2024.</i> <i>3. Notes the findings presented in the above report.</i> <i>4. Recommends that Council endorses the use of the information presented in this report to inform natural hazard management and adaptation planning for the Head of Lake Whakatipu area.</i> <i>5. Notes the Head of Lake Whakatipu natural hazards adaptation work programme and community engagement.</i> 	<p>Resolution SRC24-110</p>	<p>Cr Forbes Moved, Cr Weir Seconded</p>

I move that the public be excluded from the following parts of this meeting, namely:

- *Minutes of the 24 July 2024 Confidential Council*
- *OPS2433 Award of Unit 5 Tender*

I further move that Rachel Pinn Director of RS Pinn Consultants Ltd be permitted to remain in the room as they are experienced in the subject matter and leading the tender on behalf of the organisation.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under [section 48\(1\)](#) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
<i>Confidential Minutes of Council for 24 July 2024</i>	To protect the privacy of natural persons, including that of deceased natural persons – Section 7(2)(a)	Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.
<i>OPS2433 Award of Unit 5 Tender</i>	To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities – Section 7(2)(h)	Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good

		reason for withholding would exist.
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This resolution is made in reliance on [section 48\(1\)\(a\)](#) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by [section 6](#) or [section 7](#) of that Act or [section 6](#) or [section 7](#) or [section 9](#) of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public.