



## Meeting of the Hawke's Bay Regional Council Māori Committee

**Date:** Tuesday 15 August 2017  
**Time:** 10.15am  
**Venue:** Council Chamber  
Hawke's Bay Regional Council  
159 Dalton Street  
NAPIER

### Agenda

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10.	Heretaunga Plains Urban Development Strategy 2017 Update	33
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#### Parking

1. Free 2-hour on-road parking is available on Vautier Street adjacent to the HBRC Building & on Raffles Street.
2. There is free all day parking further afield – on Munroe Street or Hastings Street by Briscoes.
3. There are limited parking spaces (3) for visitors in the HBRC car park – entry off Vautier Street – it would be appropriate that the “visitors” parks be available for the members travelling distances from Wairoa and CHB.
4. If you do pay for parking elsewhere, please provide your receipt to the Receptionist for reimbursement – or include with your expenses claim for the meeting.

**NB:** Any carparks that have yellow markings are NOT to be parked in please.



**HAWKE'S BAY REGIONAL COUNCIL**

**MĀORI COMMITTEE**

**Tuesday 15 August 2017**

**SUBJECT: SHORT TERM REPLACEMENTS FOR 15 AUGUST 2017 MEETING**

**Item 3**

**Reason for Report**

1. The Māori Committee Terms of Reference makes allowance for short term replacements (proxy) to be appointed to the Committee where the usual member/s cannot attend.

**Recommendation**

The Māori Committee agrees that \_\_\_\_\_ be appointed as member/s of the Māori Committee of the Hawke's Bay Regional Council for the meeting on Tuesday 15 August 2017 as short term replacements(s) for \_\_\_\_\_

**Authored by:**

**Judy Buttery  
GOVERNANCE ADMINISTRATION  
ASSISTANT**

**Approved by:**

**Liz Lambert  
GROUP MANAGER EXTERNAL  
RELATIONS**

**Attachment/s**

There are no attachments for this report.



# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

### SUBJECT: FOLLOW-UPS FROM PREVIOUS MĀORI COMMITTEE MEETINGS

Item 5

#### Reason for Report

1. **Attachment 1** lists items raised at previous meetings that require follow-up, who is responsible, when it is expected to be completed and a brief status comment. Once the items have been reported to the Committee they will be removed from the list.

#### Decision Making Process

2. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

#### Recommendation

That the Māori Committee receives the "*Follow-up Items from Previous Māori Committee Meetings*" report.

#### Authored by:

Judy Buttery  
GOVERNANCE ADMINISTRATION  
ASSISTANT

#### Approved by:

Liz Lambert  
GROUP MANAGER EXTERNAL  
RELATIONS

#### Attachment/s

- [1](#) August Follow-ups
- [2](#) Māori Committee Memo regarding LTP



## Follow-ups from previous Maori Committee Meetings

### Meeting held 20 June 2017

1	Submissions from locals at Ruawharo Marae	Paul Kelly: The Wairoa River and Bar. The bar moves and blocks causing flooding in the town.	G Hansen	This is an ongoing discussion with Paul and members of the local Wairoa office. Peter Manson, Senior Land Management Advisor advises that Paul is meeting with them to discuss and consider strategies.
2	Submissions from locals at Ruawharo Marae	Spokeswoman from Ruawharo. Self-sown pines behind Opoutama affecting water supply	D Culshaw (WDC) offer to obtain a GIS map of the area	HBRC also forwarded the contact details of DOC Manager- Connie Norgate

### Meeting held 11 April 2017

1	Follow-ups	Marae meeting venues: It was suggested that the meeting start a little later to take into consideration the travelling time, the powhiri and protocols.	J Raihania	Start time for meetings being held at marae will take powhiri and other protocol into consideration – and included in public notices.
2	Follow-ups	2018-28 Long Term Plan Maori Committee to submit to LTP See <b>Attachment 2</b> of follow-ups item.	J Raihania	Agenda item –verbal update by the Chair as to the submission and responses by the Councillors at the meeting held 26 July 2017.
3	Adoption of the Maori Committee Charter and Terms of Reference	Meeting scheduled on 9 May 2017 to meet and further discuss	J Raihania	Agenda item – verbal update at the Māori Committee 20 June 2017





# MEMO

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**To:** Hawke's Bay Regional Council elected representatives  
**From:** Mike Mohi, Chair Māori Committee  
**Date:** 14 July 2017  
**Subject:** **Tangata Whenua Input to the Long Term Plan 2018-28**  
**Cc:** Maori Committee Members

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**E rere kau mai te awa nui mai te Kāhui Maunga ki Tangaroa,  
 ko au te awa, ko te awa ko au.**

The river flows from the mountain to the sea, I am the river, the river is me.  
 The river gives to you and you give to the river by keeping it healthy.

Tēnā koutou katoa

On behalf of the Hawke's Bay Regional Council's (the Council) Māori Committee members (the Committee), we submit this memo subsequent to the discussions had over the last six months regarding the upcoming review of the Council's Long Term Plan (LTP) 2018-28.

## **Kaitiakitanga (Guardianship) and Kaiarahi (Leadership)**

Traditionally, Māori live in harmony with the environment appreciating the need to protect the mauri or the metaphysical life force of the natural environment. The responsibility to live respectfully with the environment is referred to as Kaitiakitanga (Guardianship), the traditional practice of protecting the natural environment.

The arrival of Europeans to Aotearoa in the early 19<sup>th</sup> century, created a binary opposition between themselves and Māori, characterised by an intense rivalry for natural resources, including land which had an adverse effect on Māori identity and health. The confiscation of land alienated many hapū groups rendering them landless.

This action, in itself, could be best described as the commencement of the fragmentation of traditional behaviours and obligations of Māori society.

As tangata whenua, it is the role of our respective committees (Tangata Whenua representatives Regional Planning Committee (RPC) and the Maori Committee) to ensure that we continue to enact Kaitiakitanga by influencing and referencing tangata whenua protocols, including te reo Māori me ona tikanga (the Māori language and its protocols), into key documentation such as the LTP process. This in essence ensures that as Kaiarahi (Leaders) we are actively participating and bringing about positive change for the greater community of the Hawke's Bay Region.

## **Background**

In reviewing the current LTP 2015-25, it is very apparent aspects such as:

- Te Ao Māori (Māori world view) including values and language;
- Inherent obligations that Māori have as the indigenous peoples of this land; and
- true partnership engagements and processes

are lightly 'pepper-potted' throughout the LTP.

We are concerned that the current model does not comprehensively include:

- references to the partnering document 'Te Tiriti o Waitangi' nor its principles
- elements of Te Ao Māori (the Māori world view) within significant documents such as the State of the Environment reports. The opportunity to have both the Western Sciences and Mātauranga Māori (Maori knowledge or wisdom) feature alongside each other
- recognising the relationship between the health and wellbeing of the environment and its people
- clearly defined actions for implementation which we would expect to see in accordance to the legislative obligations, as well as acting in good faith, in which this Council seeks to operate.

Therefore, the Committee would like to provide an outline to illustrate how these issues, may be further addressed and acknowledged within the LTP 2018-28.

### Amendments for Consideration

We submit the following recommendations for consideration. Please note these are not in any particular order nor are they final concepts.

- Within the Introduction of the LTP, a mihi/greeting from both the Co-Chair RPC (tangata whenua member) and Chair of the Māori Committee.
- We would like to see that the first chapter in the LTP lists:
  - how the relationship between the Regional Council's vision and values are incorporated within the framework of relevant legislation including Te Tiriti o Waitangi and kaupapa Māori principles;
  - elements of Te Ao Māori (the Māori world view) within significant documents such as the State of the Environment reports. The opportunity to have both the Western Science and Mātauranga Māori feature alongside each other.
  - recognising the relationship between the health and wellbeing of the environment and its people, as a priority
  - the functions of the Regional Planning Committee, including Tangata Whenua representation and the Māori Committee membership.
  - a table outlining the Treaty Entities and their settlement claims for this region, including specific commitments by the Council.

To employ the context of true partnership and 'mana' it would be beneficial for this chapter to be located at the beginning of the LTP.
- Financial allocation for resourcing key Māori projects including:
  - development and implementation of Mātauranga Māori processes and practises
  - development of Iwi/ Hapū Management Plans
  - further assistance to incorporate activities that align to the LTP Council work programme; that may also compliment the aspirations collated in the Iwi/ Hapū Management Plans
  - developing frameworks and systems in which Iwi/hapu are able to manage Waahi Tapu sites, in conjunction with Council staff and work programmes
  - capacity building of tangata whenua and Council Staff to understand the importance in exchanging Mātauranga and Western Science practice including terminologies
  - training opportunities for members of the Māori Committee.

14 July 2017

### Key Recommendations

In order for the Council to demonstrate its partnership intent, in the context of the Local Government and Resource Management Acts, to follow are two recommendations for consideration.

1. As to previous minutes submitted by this Committee in 2013, a key strategy would be the strengthening of the Council's Executive Team. The inclusion of a Group Manager- Māori role and a dedicated unit with staff, to focus on the rights and responsibilities of Council with tangata whenua in this region, would enable further positive engagement and action, being beneficial for the greater region.
2. The establishment of an external Te Taiao Secretariat. This organisation would provide the Council with the collective Māori worldview of this takiwa (region) for tangata and mana whenua. It would also assist in the capacity building of the Council's staff and also their respective future environmental Māori leaders.

We believe that employing both of these recommendations, would demonstrate true partnership in working together to achieving the mission statement of the Council which reads: **Enhancing our Environment – E whakapakari ana i te taiao.**

It also acts as an acknowledgement that issues pertaining to Māori and their role as Kaitiaki is both valued and adhered to against this nation's founding document, Te Tiriti o Waitangi.

### Conclusion

The proverb that opened this memo states that Tangata Whenua are intrinsically connected to our lands, to our waters and the intent is to keep our environment healthy so we too may find wellbeing from our natural resources.

Therefore, we submit this memo to the Hawke's Bay Regional Council, recognising as the landscape of Māori dynamics begins to change with the onset of Treaty Settlements, so too does the opportunity for this Council to continue its leadership in partnering with the tangata whenua of this region to make a positive difference for all.

Committee members are available to provide further clarity, feedback and engagement if requested.

14 July 2017



# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

**SUBJECT: CALL FOR ANY MINOR ITEMS NOT ON THE AGENDA**

**Item 6**

### Reason for Report

1. Under standing order, 9.13:

*"A meeting may discuss an item that is not on the agenda only if it is a minor matter relating to the general business of the meeting and the Chairperson explains at the beginning of the public part of the meeting that the item will be discussed. However, the meeting may not make a resolution, decision or recommendation about the item, except to refer it to a subsequent meeting for further discussion."*

2. The Chairman will request any items committee members wish to be added for discussion at today's meeting and these will be duly noted, if accepted by resolution, for discussion as Agenda Item 14.

### Recommendations

That the Māori Committee accepts the following minor items not on the agenda, for discussion as item 14.

### Authored by:

**Judy Buttery**  
**GOVERNANCE ADMINISTRATION**  
**ASSISTANT**

### Approved by:

**Liz Lambert**  
**GROUP MANAGER EXTERNAL**  
**RELATIONS**



# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

Item 7

### Subject: ADOPTION OF THE MĀORI COMMITTEE CHARTER AND TERMS OF REFERENCE

#### Reason for Report

1. To provide the 2017 Māori Committee Charter (the Charter), **Attachment 1**, and Terms of Reference (ToR), **Attachment 2**, for adoption by the Committee and recommendation to Council.

#### Background

2. Both the Charter and the ToR have been circulated for feedback from Māori Committee members, on occasion meetings have been held with Council staff, along with Māori Committee Working Party providing pivotal information for both documents.

#### Decision Making Process

3. Council is required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
  - 3.1. The decision does not significantly alter the service provision or affect a strategic asset.
  - 3.2. The use of the special consultative procedure is not prescribed by legislation.
  - 3.3. The decision does not fall within the definition of Council's policy on significance.
  - 3.4. The persons affected by this decision are all ratepayers in the region with an interest in the management of natural resources.
  - 3.5. Options have been considered and explored via the review process with Māori Committee members and the Regional Planning Committee Tangata Whenua membership.
  - 3.6. The decision is not inconsistent with an existing policy or plan.
  - 3.7. Given the nature and significance of the issue to be considered and decided, and also the persons likely to be affected by, or have an interest in the decisions made, Council can exercise its discretion and make a decision without consulting directly with the community or others having an interest in the decision.

#### Recommendations

1. That the Māori Committee receives and considers the "Adoption of the Māori Committee Charter and Terms of Reference" report, and approves the 2017 Charter and Terms of Reference for recommending to Council.
2. The Māori Committee recommends that Council:
  - 2.1. Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted Significance and Engagement Policy, and that Council can exercise its discretion and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.
  - 2.2. Accepts and signs the 2017 Charter between the Māori Committee and Hawke's Bay Regional Council

- 2.3. Adopts the Terms of Reference as agreed by the Māori Committee at its meeting 15 August 2017.

**Authored by:**

**Joyce-Anne Raihania  
SENIOR POLICY AND STRATEGIC  
ADVISOR- MĀORI**

**Approved by:**

**Liz Lambert  
GROUP MANAGER EXTERNAL  
RELATIONS**

**Attachment/s**

- [↓1](#) Proposed Māori Committee Charter
- [↓2](#) Proposed Māori Committee Terms of Reference





**A  
Charter**  
**between the**  
**Hawke's Bay Regional Council**  
**and the**  
**Māori Committee of Council**

Item 7

Attachment 1

April 2017

## Introduction

### He Toa Takitini Strength in Unity

1. This Charter reflects the intent and expectations of both the Hawke's Bay Regional Council (Regional Council) and appointed members of the Māori Committee.
2. The Hawke's Bay Regional Council Māori Committee has been in existence since the 1990s and has served as a valuable network for the Regional Council. This Charter has been updated over the many years and this the fifth version, since the establishment of the Regional Council's Māori Committee.
3. It is important to acknowledge those who have contributed to this Committee over the years and particularly to recognise the prominent work of the late Ngarangimataeo Eru Smith and the Chairman of the Council at that time, Harry Romanes. They are remembered for their vision and commitment to:
  - 3.1. ensuring Māori input to various activities of the Council, including active participation in the decision-making process and the development of sustainable relationships with Māori.
4. The calibre of Committee members over the years, has enabled the Regional Council and Tangata Whenua to engage more effectively on issues that have been both challenging and beneficial.
5. This Charter looks to continue the strengthening the relationship of this Committee with the Regional Council, to ensure that the role of Kaitiakitanga is enacted for the protection and enhancement of the wellbeing of the Hawke's Bay environment and its people.
6. The Treaty of Waitangi is between the Crown, Iwi, Hapū and Whānau. The Regional Council is a statutory body with powers and responsibilities delegated to it by the Crown.
7. Councillors of the Hawke's Bay Regional Council are elected by the regional community and are accountable to that whole community, with the primary focus of the Council being environmental stewardship.
8. Hapū have Mana Whenua and Mana Moana (Tino rangatiratanga – self-determination, control over their own affairs) relating to the land or sea, as established in the Treaty, and the Regional Council exercises its functions as established by legislation.
9. The Māori Committee is a standing committee under clause 30(1)9b) of Schedule 7 of the Local Government Act 2002.

## Purpose

10. The purpose of the Māori Committee is to:
  - 10.1. Contribute to decision-making processes
  - 10.2. Consider ways in which it may foster the development of Māori capacity to contribute to the decision-making process; and
  - 10.3. Provide relevant information to Council regarding matters that require Māori input.

## Work programme

11. The Regional Council will engage with the Māori Committee members in the spirit that reflects authentic partnership.
12. A work programme will be developed to provide an overview of key tasks that require the Māori Committee members input and direction:
  - 12.1. To provide policy advice with respect to the Regional Plan, regarding provisions for Wāhi Tapu, engagement processes and where relevant to Tangata Whenua, any other amendments to the Plan.
  - 12.2. To provide input to the Long Term Plan and Annual Plan with particular reference to those issues of importance to Māori from the region.
  - 12.3. To provide insight into Māori and other strategic community issues with particular reference to the Long Term Plan, the effectiveness of the Regional Plan and the delivery of the Annual Plan.
  - 12.4. To consider and recommend Māori capacity building initiatives within budget and resource constraints of the Regional Council.
  - 12.5. To assist the Regional Council as appropriate in conducting and maintaining effective, good faith working relationships with the Māori community including advice on governance arrangements.
13. In given situations the Regional Council will communicate to and consult with Hapū/Marae/Tangata Whenua via the contact(s) established by the Māori Committee.
14. It is vital where contact is made, or is ongoing between the Regional Council and Hapū/Marae/Tangata Whenua, that the relevant members of the Māori Committee are kept informed of developments.
15. Following is a communication process which reflects the engagement methodology for the Māori Committee and the Regional Council.

### Model of Communication



## Māori Committee

### Membership

16. The Māori Committee will consist of no more than **12 (twelve)** appointed Māori representatives and up to three HBRC councillors.
17. Māori representation will be evenly divided within the Regional Council's boundary, but not limited to the Māori rohe margins that exist.
18. The Chairperson is to be elected at the first meeting of the Committee of each triennium, from among the appointed Māori members of the committee. The Chairperson shall be elected for that term of the Committee but is not be precluded from a subsequent term as Chairperson if so nominated. Two key roles of the Chair will be to:
  - 18.1. preside over meetings of the Committee in accordance with the Regional Council Standing Orders.
  - 18.2. manage the nominations and appointments to the Māori Committee before the beginning of each triennium.
19. The Deputy Chair is to be elected at the first meeting of the Committee of each triennium from among the appointed members of the committee.

### Meeting procedures

20. The Committee will meet on scheduled dates as agreed by Council for the purpose of discussing relevant agenda business put forward by either the Council or Māori Committee.
21. Such meetings will generally be every second month with the ability for the Māori Committee Chair to call extra meeting(s) if required to deal with specific and/or urgent business.
22. The meetings of the Committee shall be conducted in accordance with HBRC's Standing Orders while incorporating tikanga Māori (Māori custom and practice) as appropriate.
23. The Māori members of the Committee may hold a pre-meeting prior to the meeting proper to network and clarify issues to be raised at the meeting proper.
24. When meeting on marae the Standing Orders will be suspended to allow marae kawa.
25. Each rohe may appoint a proxy representative to attend committee meetings on occasions when the appointed representative from their area is unavailable, but this right is to be used as infrequently as is possible to ensure continuity and familiarity by appointed members.

### Quorum

26. As per the Council's Standing Order 10.2:
  - 26.1. A council sets the quorum for its committees and subcommittees, either by resolution or by stating the quorum in the terms of reference.
  - 26.2. In accordance with SO 10.2 the quorum for the Māori Committee, to be stated in the Terms of Reference, will be a majority of members including at least 1 HBRC councillor.

### Delegated Powers

27. In its Advisory role, the Māori Committee is not delegated to exercise Regional Council powers, functions or authorities under the Local Government Act 2002 (LGA), but rather will make recommendations to Council in relation to the matters detailed in the Māori Committee work programme and matters of significance to Māori.

28. The Māori Committee has authority to develop procedures and protocols that assist in its operation, provided that such procedures and protocols meet the statutory requirements of the LGA, the Local Government Official Information and Meetings Act 1987 or HBRC's Standing Orders.
29. The Chairperson does not have a casting vote.

### **Māori Committee Members' Responsibilities**

30. Ensure consultation and feedback to Hapū/marae and other Māori organisations.
31. Put forward appropriate agenda items for discussion by the Committee.
32. Ensure that the work of the Māori Committee is aligned with Hapū aspirations which, in turn, are appropriately promoted for Council consideration when developing the Council Long Term Plan (LTP), LTP review and/or Annual Plan.
33. Liaise with Hapū/Marae/Tangata Whenua when required to assist direct contact with the Council.
34. Provide the Regional Council with appropriate Tangata Whenua contacts as and when necessary
35. When requested by Consents staff, provide appropriate Tangata Whenua contacts for those deemed 'affected' by a notified resource consent application.
36. Promote Tangata Whenua interests in the Council's decision-making processes.
37. Assist Council to avoid disputes involving Tangata Whenua issues.

### **Responsibilities of Councillors on the Māori Committee**

38. Seek an understanding of the issues relevant to the Regional Council that are of importance to Tangata Whenua.
39. Represent and reflect the Council's policies, plans and responsibilities to the Māori Committee.
40. Promote an understanding of the concerns and reflect the resolutions of the Māori Committee to Council.
41. Assist with the promotion and support of hapū aspirations, which have been supported by the Māori Committee, when developing the Council's LTP, LTP review or Annual Plan process.



## Policies

### Te Tiriti O Waitangi (Treaty of Waitangi) Policies

*(The Treaty Article relevant to each Policy is shown in brackets)*

42. The Hawke's Bay Regional Council acknowledges that:
  - 42.1. Major aspects of the Resource Management Act and Local Government Act place particular responsibilities on the Council regarding its involvement with Māori (Article One)
  - 42.2. It is necessary and valuable to have Māori input into decision-making and policy development, where appropriate (Article One & Two)
  - 42.3. There are special requirements of Council to consult with Tangata Whenua over matters of interest to Māori (Article Two).

### Resource Consent Process (Article One & Two)

43. The Council will provide a documented process to enable relevant Tangata Whenua to have a meaningful input into publically notified or limited notified resource consent applications that affect them as either hapū/marae or iwi.
44. Relevant Māori members of the Māori Committee will at times be asked to provide appropriate Tangata Whenua contacts in relation to resource consent application(s) and in particular notified consents.
45. The appropriate contacts will be required to represent Tangata Whenua's views in relation to the proposed activity requiring resource consent and may involve formal submissions either supporting or opposing the application and appearing at consent hearings.
46. The documented process will be reviewed at least every three years with members of the Māori Committee to ensure it is still relevant and effective.

### Consultation/ Communication (Article One & Two)

47. The Council and Māori Committee acknowledge the elements of effective consultation as established through the Courts, being:
  - 47.1. That sufficient information is provided to the consulted party, so that they can make informed decisions
  - 47.2. That sufficient time is given for both the participation of the consulted party and the consideration of the advice given
  - 47.3. That genuine consideration of that advice, including an open mind and a willingness to change, is shown; and
  - 47.4. That consultation must be carried out in good faith by both parties.

### Consultation Policy for Tangata Whenua Issues (Article One & Two)

*Kanohi ki te kanohi – Pokohiwi ki te pokohiwi*

*Face to face – Shoulder to shoulder*

48. In a wide variety of the Council's work there will be a need for effective consultation/communication with Tangata Whenua.
49. The Council will endeavour to identify those with Mana Whenua (authority for that land) through the appropriate members of the Māori Committee on relevant occasions and in particular for resource consent applications.

50. The Council will endeavour to meet kanohi ki te kanohi (face to face) at an appropriate venue, such as marae.
51. The Council will acknowledge the mana (integrity) of the hui (meeting) by sending senior staff and, where appropriate, Councillors. That is, those who can make the decisions.
52. Where there are ongoing meetings required, Council will ensure that the relevant member of the Māori committee is kept informed about developments and involved directly at an early stage if there is a possibility of an impasse.
53. The Council will allow such time as is reasonable for a decision to be made allowing for tikanga Māori (Māori custom and practice) and thereby maximising the chances of a decision where the Council and tangata whenua will be pokohiwi ki te pokohiwi (shoulder to shoulder) on the issue.
54. The Council's commitment is, through a process of pokohiwi ki te pokohiwi, to achieve a result where all parties are confident that their voice has been heard and respected and that the outcome has their support. It is accepted, however, that on rare occasions the Council may have to use its statutory powers or to refer issues to the legal system as a measure of last resort.
55. The Council will, within its statutory responsibilities, exercise its duty to protect Māori taonga (treasures) to the fullest extent practicable. (Article Two & One)
56. The Council will resource Tangata Whenua, where appropriate, to ensure adequate consultation at a meaningful level is achieved on relevant issues. (Article Two & Three)
57. The Council, in making any decision, will ensure that the results of any consultation with Tangata Whenua are fully considered. (Article Two & Three)

### **Wāhi Tapu (Article Two)**

58. The Council will exercise its responsibility to assist Tangata Whenua to protect and preserve wāhi tapu sites in the coastal marine area, on the beds of lakes and rivers and on Council owned or administered land.
59. Council acknowledges that only Tangata Whenua can identify wāhi tapu and decide on the importance of any particular wāhi tapu.
60. Council will provide a facility to allow the registering of wāhi tapu sites.
61. Council will take all practical measures to protect the sanctity of wāhi tapu sites within the reasonable bounds of budgetary allocation.
62. Council will respect the wishes of hapū/marae who wish to keep the actual site of a particular wāhi tapu secret by recording a general locality indicator, or by operating a 'silent file' for limited access.
63. Council will give the utmost respect to information given by hapū /marae in confidence.
64. The Council will investigate which powers could be transferred to recognised ngā hapū. (Article Two)
65. The Council will lift the general awareness within Council of the significance of Māori issues. (Article Three)
66. The Council will provide training, particularly of Officers and Councillors of the Council, in relation to bi-cultural awareness and issues. (Article Three)
67. The Council will provide relevant training to members of the Māori Committee. (Article Three)

## Regional Council's Commitment to the Māori Committee

68. The Regional Council, in acknowledging the necessity and value of Māori involvement in decision-making and policy development, will:
  - 68.1. Appropriately resource the Māori Committee.
  - 68.2. Resource Māori Committee meetings on marae when appropriate and also relevant consultation hui.
  - 68.3. Maintain **one** position on each of the Regional Council's Environment & Services, Corporate & Strategic and Regional Transport committees for representatives from the Māori Committee.
  - 68.4. Maintain up to four positions on the Hearings Committee for RMA Making Good Decisions qualified representatives from the Māori Committee.
  - 68.5. Where a new Māori Committee has not been established after a local body election, Regional Council will support previous Māori Committee representatives attending, with voting rights, relevant initial Council committee meetings. This will maintain continuity until the Māori Committee nominates its new representatives. This will also include the Māori Committee representative(s) on any Hearing Panel that transverses the election process. Maintain one position on other Regional Council committees/working groups to provide Māori input where the focus of the Committee has a direct impact on Māori
  - 68.6. Have the Māori Committee Chairperson as a participant at Hawke's Bay Regional Council meetings.
  - 68.7. Councillors and appropriate staff will hold a wānanga (seminar) with kaumātua from throughout the rohe (area) to listen to the issues that are of importance for these iwi leaders at times when it is considered appropriate by either party.
  - 68.8. Maintain a strong working relationship with the Post Settlement Governance Entities (PSGE) and Ngāti Kahungunu Iwi Incorporated.
  - 68.9. As and when relevant, source appropriately experienced Māori to undertake specific work for the Council.
  - 68.10. Ensure the Chair (and through him/her the members) of the Māori Committee is provided with the background information relating to Council's meeting agendas.
  - 68.11. Be particularly mindful that Tangata Whenua are not adversely affected in the decision-making process when applying Council's policy on significance when the outcome has a clear impact on Tangata Whenua.



## Hawke's Bay Regional Planning Committee Act (2015)<sup>1</sup>

69. The purpose of the Hawke's Bay Regional Planning Committee Act is to:
- 69.1. Improve Tāngata Whenua involvement in the development and review of documents prepared in accordance with the Resource Management Act 1991<sup>2</sup> for the Hawke's Bay region.
70. To that end, the Act establishes the Hawke's Bay Regional Planning Committee (RPC) as a joint committee of the Hawke's Bay Regional Council.<sup>3</sup>
71. The function of the RPC is to oversee the development and review of the RMA documents prepared in accordance with the RMA for the RPC region.
72. The construct of the Tangata Whenua membership to the RPC is formed from the nine Treaty Entities within the Hawke's Bay region.
73. Relationship between the Māori Committee and the RPC Tangata Whenua members:
- 73.1. Whilst the Local Government Act provides the backdrop for engagement, the fundamental composition of the Māori Committee focuses on Hapū, Iwi and Marae. With the establishment of the RPC Act and the role of the Treaty Partners; the unfolding relationship still sits in the commitment to Whānau, Hapū, Iwi and Marae, to which this Committee has performed competently over the years.
  - 73.2. The Māori Committee members have developed a communication process for engaging with the RPC Tangata Whenua membership. This is to strengthen the relationship between both respective committees in providing governance, oversight and engagement for the wider Tangata Whenua of this region.
  - 73.3. *Appendix A* provides a *draft* diagram, which illustrates the communication process between the Māori Committee and the RPC Tangata Whenua members.
  - 73.4. The Māori Committee recognises the steps of evolution that will emerge from this relationship with the RPC and offer their commitment to working together for the benefit and wellbeing of the environment, the Hapū, Iwi and Marae.

## Evaluation

74. To provide an evaluation of the effectiveness of the Māori Committee, the Māori Committee may request that an evaluation of its role, functions and performance be arranged by Council. Council may also indicate its intention to evaluate the role, functions and performance of the Māori Committee. Notwithstanding this process, the Māori Committee will provide an opportunity for a discussion of its performance at the last committee meeting each calendar year.
75. The Charter will be reviewed at least once every three years.

<sup>1</sup> Hawke's Bay Regional Planning Committee Act (2015)

<http://legislation.govt.nz/act/public/2015/0065/latest/DLM6059509.html?src=qs>

<sup>2</sup> Resource Management Act 1991

<http://www.legislation.govt.nz/act/public/1991/0069/latest/DLM230265.html#DLM230264>

<sup>3</sup> Part 1- s3 Preliminary provisions – Purpose

## Summary

76. This Charter is a statement of the agreed principles of participation between the Hawke's Bay Regional Council and the Māori Committee of Council.
77. It sets out the broad parameters under which the parties will interact.
78. The creation of the Māori Committee of Council has been an important step in the process of strengthening Tino Rangatiratanga within the Hawke's Bay.
79. While it is not intended to be a legally binding document, the Charter is entered into by both parties with the utmost good faith.
80. The Charter is a continuation of the process to enable Tangata Whenua to have a meaningful voice in local government, and is based on the trust that has been established between the two groups.

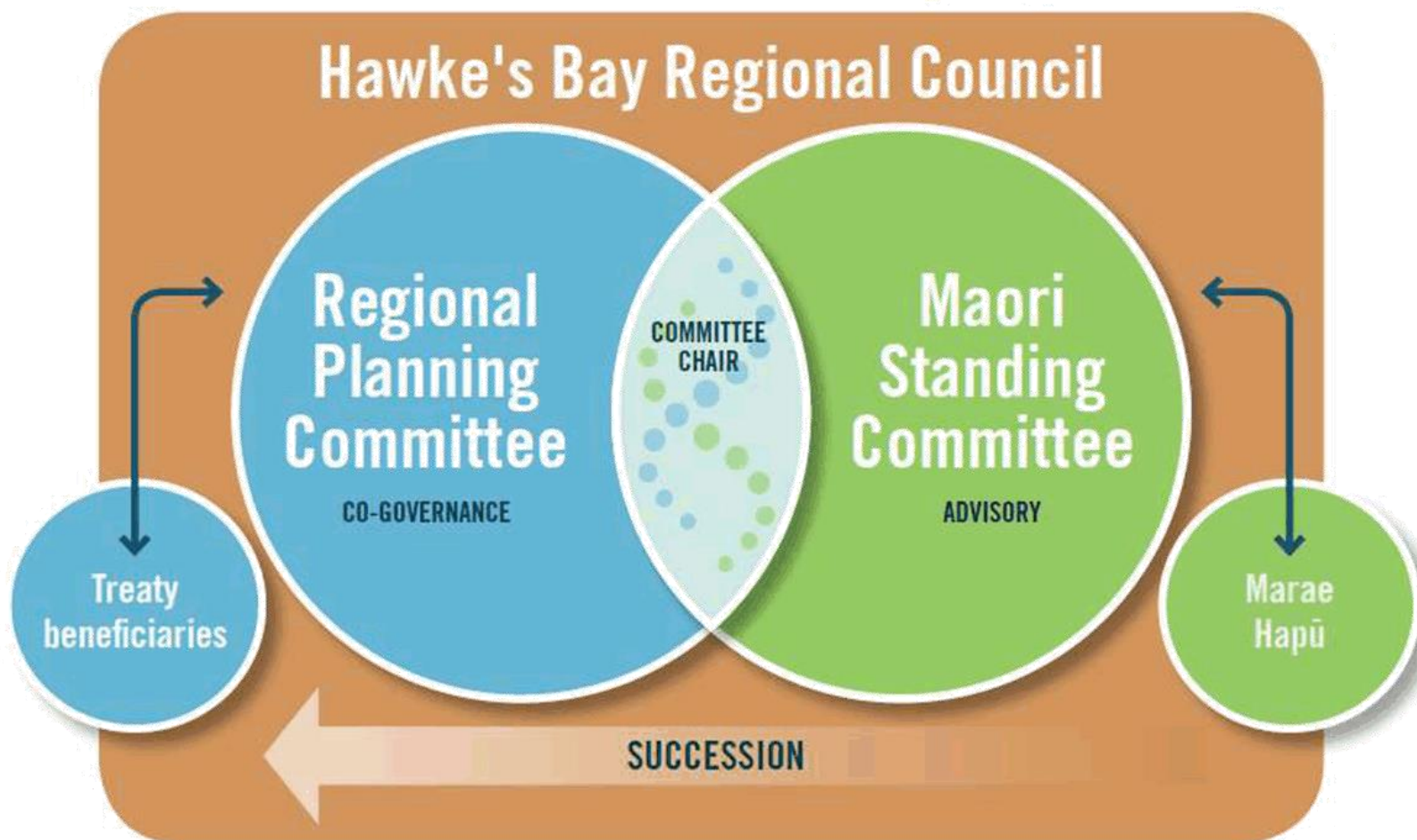
Signed.....  
**Rex Graham**  
 Chairman  
 Hawke's Bay Regional Council

Signed.....  
**Mike Mohi**  
 Chairman  
 Hawke's Bay Regional Council  
 Māori Committee

Date..... Date.....

Appendix A

# Te Ao Hurihuri / The Changing World



April 2017

Item 7

Attachment 1



## Māori Committee Terms of Reference 2016-2019

(Adopted by Hawke's Bay Regional Council by resolution **26 April 2017**)

1. To make recommendations to the Council on matters of relevance affecting the tangata whenua of the Region, and to help fulfil the Māori consultative requirements of the Council particularly with regard to the principles of the Treaty of Waitangi and the Local Government Act 2002.
2. The Māori Committee construct for this triennium are those representatives nominated by each of the four Ngāti Kahungunu Taiwhenua in this region; with the exception of Te Taiwhenua o Whanganui A Orotū /Ahuriri roopu having also appointed two representatives from the Treaty Entities, namely Mana Ahuriri Trust and Maungaharuru Tangitu Trust, onto this committee.
3. Within the first year of the Committee's establishment, a work plan for the Committee will be developed to set out, in general terms, what the Committee aims to achieve over its three-year term.
4. The expectation of the membership is that each Taiwhenua collective will engage with their respective constituents.

**Members** **Twelve** representatives nominated by the Tangata Whenua, appointed at the first meeting of the Māori Committee each triennium; plus one Proxy representative nominated to attend in an appointee's absence; being:

Bill Blake	Kaumatua (Wairoa)
Duane Culshaw	Kahungunu Executive (Wairoa)
Adrian Manuel	Wairoa Taiwhenua
Teresa Smith	Proxy (Kahungunu Executive - Wairoa)
Haami Hilton	Kaumatua (Hastings)
Michael Paku	Heretaunga Executive (Hastings)
Marei Apatu	Heretaunga Taiwhenua (Hastings)
Joella Brown	Proxy (Heretaunga Taiwhenua)
Paora Sciascia	Te Taiwhenua o Tamatea (Central Hawke's Bay)
Mike Mohi	Kaumatua (Central Hawke's Bay)
Brian Gregory	Tamatea Taiwhenua (Central Hawke's Bay)
Marge Hape	Proxy (Tamatea)
Peter Eden	Te Taiwhenua O Te Whanganui-a-Orotū (Napier)
Rangi Puna	Mana Ahuriri Trust
<i>Interim appointment</i>	Maungaharuru Tangitū Trust
tbc	Proxy

Up to **three** elected members of the Council being:

- Councillors Rick Barker, Rex Graham and Fenton Wilson

**Chairman** A Tangata Whenua appointed member of the Committee as elected by the Committee; being Mike Mohi

**Meeting Frequency** Bi-monthly, but with the Chairman of the Committee authorised to arrange additional meetings should the need arise, with Tuesday being the normal meeting day.

**Staff Executive** Group Manager External Relations, Liz Lambert



# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

### Subject: MĀORI COMMITTEE REPRESENTATIVES ON HBRC HEARINGS COMMITTEE

Item 8

#### Reason for Report

1. To seek nominations from the Māori Committee, of two suitably qualified tangata whenua representatives to the HBRC Hearings Committee.

#### Hearings Committee

2. Interested nominees will either have "Making Good Decisions" RMA certification or be willing to go through the training to achieve certification. Members of the Committee are eligible to then be appointed to a Hearing Panel, which is appointed to hear and decide on specific Resource Consent applications.
3. The Hearings Committee meets as required, usually when the need to appoint a Hearing Panel arises.

#### Decision Making Process

4. Council is required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
  - 4.1. The decision does not significantly alter the service provision or affect a strategic asset.
  - 4.2. The use of the special consultative procedure is not prescribed by legislation.
  - 4.3. The decision is not inconsistent with an existing policy or plan.
  - 4.4. Given the nature and significance of the issue to be considered and decided, and also the persons likely to be affected by, or have an interest in the decisions made, Council can exercise its discretion and make a decision without consulting directly with the community or others having an interest in the decision.

#### Recommendations

1. That the Māori Committee receives and notes the "Māori Committee Representatives on HBRC Hearings Committee" staff report.
2. The Māori Committee recommends that Council:
  - 2.1. Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted Significance and Engagement Policy, and that Council can exercise its discretion and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.
  - 2.2. Confirms the appointment of \_\_\_\_\_ and \_\_\_\_\_ as the Māori Committee representatives on the Hearings Committee.

#### Authored by:

**Leeanne Hooper**  
**GOVERNANCE MANAGER**

#### Approved by:

**Malcolm Miller  
MANAGER CONSENTS**

**Attachment/s**

There are no attachments for this report.



# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

### Subject: HERETAUNGA PLAINS URBAN DEVELOPMENT STRATEGY 2017 UPDATE

Item 10

#### Reason for Report

1. This report provides an information update on the newly adopted 2017 version of the Heretaunga Plains Urban Development Strategy ('HPUDS'). No decision is sought from the Māori Committee.
2. Each of the three partner councils (Hastings District Council, Hawke's Bay Regional Council and Napier City Council) adopted the updated 2017 Strategy at respective council meetings in the past few months.
3. Key parts of this report are replicas of similar advice that was presented to each of the respective three partner councils (i.e. HDC, HBRC and NCC) over the past few months.

#### Summary

4. The three HPUDS Partner councils recently adopted a revised Strategy for managing urban development (residential, commercial and industrial, plus associated infrastructure) within the Heretaunga Plains sub-region. The first joint Strategy was adopted in 2010. During 2016, that 2010 Strategy was reviewed, overseen by a joint working group.
5. The 2017 Strategy is a refresh of the earlier 2010 version. Overarching principles and vision of the original 2010 Strategy remain unaltered. The 2017 Strategy takes into account revised population projections and a range of information which has emerged since 2010.
6. Over the 2015-2045 planning period, projected growth would require over 10,000 extra dwellings – in a variety of forms (i.e. infill, greenfields, apartments, medium density, rural residential, etc). Over the same thirty year period, current projections for commercial and industrial development is anticipated to be accommodated within existing land already zoned for business.
7. The HPUDS Implementation Working Group is charged with overseeing the next steps of implementing HPUDS2017, including meeting obligations arising from the Government's new National Policy Statement on Urban Development Capacity.

#### Further Background

##### **HPUDS2010**

8. HPUDS was first adopted in August 2010 by the Hastings District, Napier City and Hawke's Bay Regional councils (the partner councils). The purpose of HPUDS2010 is to provide a comprehensive, integrated and effective growth management strategy for the Heretaunga Plains sub-region (refer Figure 1). HPUDS 2010 brought together the separate urban development strategies that both Hastings and Napier had in place covering the period from the 1990s through to 2015.

Figure 1 - Location Map of Heretaunga Plains sub-region



9. HPUDS takes a long-term view of land use and infrastructure and how growth will be managed in the Heretaunga Plains sub-region for the period 2015-2045. Other strategies and plans that will influence and be influenced by HPUDS include the Regional Land Transport Strategy, the Regional Land Transport Programme, each of the partner councils' growth strategies; Long Term Plans (LTPs), district plans and the Regional Policy Statement.
10. HPUDS 2010 stated vision is:

*"In 2045, the Heretaunga Plains is a place where there are thriving communities, quality living environments with high levels of amenity, and where mana whenua values and aspirations are recognised and provided for, and where:*

  - *There is a growing and resilient economy which promotes opportunities to live, work, play and invest.*
  - *The productive value of its soil and water resources are recognised and provided for, and sustainable use is promoted.*
  - *The urban centres of Napier and Hastings have distinct identities and provide complementary living, working and learning opportunities.*
  - *Community and physical infrastructure is integrated, sustainable and affordable."*
- 11.

HPUDS 2010 is also founded on a series of guiding principles as depicted in Figure 2.

Figure 2 - HPUDS2010 guiding principles



12. In implementing these principles, HPUDS 2010 seeks to achieve a compact development form that was settled on by the partner councils after an initial round of public consultation. At that time, the approach to achieve compact development was explained as:

*“In the move towards more compact urban form for the Heretaunga Plains sub-region, an increasing proportion of the residential growth will need to take place through intensification, by redevelopment within existing residential and rural residential areas, development is expected to transition from current development allocation levels to the following by 2045:*

- 60% intensification
- 35% greenfield
- 5% of population in rural areas.

*The Strategy was also developed on the basis of achieving balanced supply between Napier and Hastings.”*

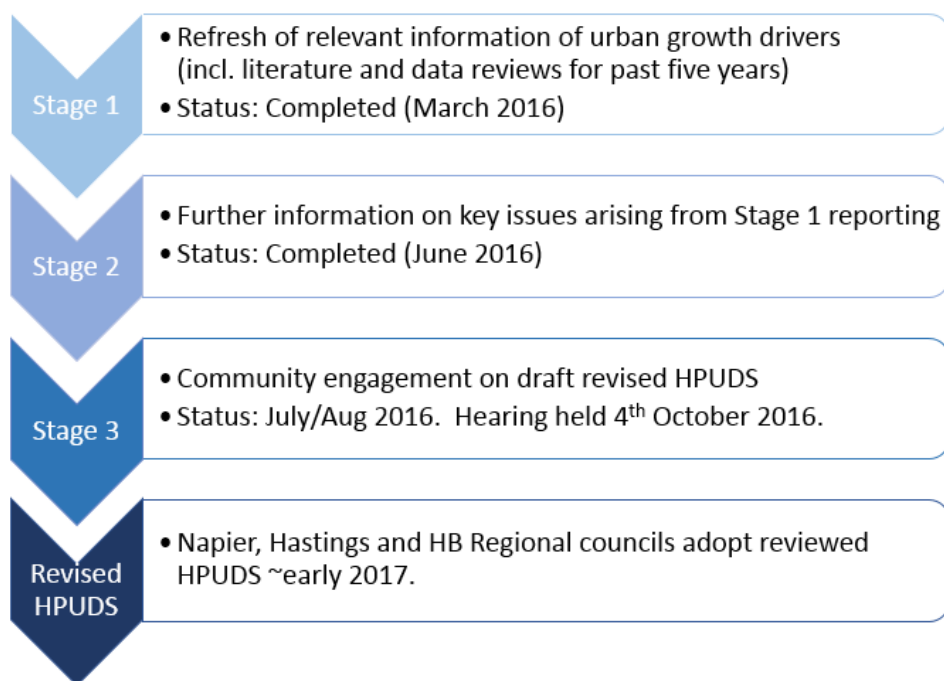
13. This change to a more compact form was envisaged to take the form of a transition from largely greenfields development to intensification over time. HPUDS therefore identifies specific areas for greenfields development out to 2045 and seeks to limit development largely to these areas.
14. Defined growth areas in conjunction with intensification are:
- 14.1. more efficient and cost effective from an infrastructure and servicing point of view than an ad-hoc market led approach.
  - 14.2. ensures land use and infrastructure can be coordinated, development well planned, and

- 14.3. growth on the versatile land of the Heretaunga Plains avoided as much as possible.

### ***HPUDS Implementation and Review***

15. Following adoption of the final HPUDS in August 2010, a working group (IWG) was formed to oversee its implementation. The IWG has no direct decision-making powers, but can make recommendations to the partner councils. The IWG consisted of:
  - 15.1. Two elected members from each partner council
  - 15.2. Mayors of Napier and Hastings councils
  - 15.3. Chairperson of the Hawke's Bay Regional Council
  - 15.4. Chief Executives from each partner council
  - 15.5. Two mana whenua members (Robin Hape and Barry Wilson).
16. A small Technical Advisory Group (TAG) comprising senior planning staff from each of the three partner councils supports the Working Group.
17. HPUDS specifically anticipated it ought to be reviewed every five years after the results of the national census are available. In that way the Strategy can be kept up to date and relevant. Due to the Canterbury earthquakes delaying the last census, this first five-year review programmed for 2015 was delayed until 2016.
18. The IWG was charged with undertaking the first regular 5-year review and recommending any changes to HPUDS back to the partner councils. The IWG split the review into three stages as set out in Figure 3. The Review was not a wholesale rewrite of the 2010 document.

*Figure 3 - Representation of the HPUDS Review's key stages*



19. The 'stocktake' reports completed as part of the HPUDS Review Stage 1 generally confirmed that the HPUDS 2010 assumptions and directions around urban growth remain sound despite there being a slightly larger than projected increase in population during the period 2009 - 2015.
20. The updated projections result in a slight population increase over the 30 year period to 2045 and a more significant increase in dwelling growth (based on adopting the medium-high growth projections). Nevertheless this increase would still be able to be

accommodated within the HPUDS identified greenfield growth areas and the infill growth projections over the long term, with some amendments (i.e. there is a sufficient buffer).

21. After considering matters arising from the initial reporting 'stock take', the IWG agreed that the scope of this first 5-yearly review (i.e. remaining review Stages 2 and 3) would be to:
  - 21.1. consider councils' requests for alternative sites to include in the strategy and make any required or requested changes to the settlement pattern (including reconsideration of inappropriate areas for development)
  - 21.2. further investigate the rural residential land supply and regulatory responses
  - 21.3. evaluate the retirement sector and options for accommodating retirement villages
  - 21.4. update natural hazard information
  - 21.5. remove redundant or low value recommended actions from the strategy, and correct omissions and errors.

### **Public Consultation (Stage 3)**

22. The third stage featuring public consultation, involved refreshing the long-established website ([www.hpuds.co.nz](http://www.hpuds.co.nz)) with the content updated in July 2016. All the 2015 – 2016 Review information, including new maps and information regarding the making of submissions was posted on that website. Full page advertisement/explanations were included in the community newspapers on 3 August 2016 and articles were also included in the Hawke's Bay Today to advise the opportunity to make submissions on a reviewed HPUDS document.
23. The most notable amendments arising from the IWG's recommendations were:
  - 23.1. Add Romanes Drive as Greenfields Growth Area back to Thompson Road in addition to Brookvale Road, with a yield of around 350 sites.
  - 23.2. Remove south Clive from the list of areas classified as inappropriate for growth and identify the 4 hectares at the end of Read Crescent as being appropriate for growth (approximately 40 sites).
  - 23.3. Make reference to assessment of Raymond Road as part of Cape Coast master planning following the Clifton to Tangoio Coastal Hazards Strategy.
  - 23.4. Expand Western Hills (Taradale Hills/Mission Heights) area and increase indicative yield from 350 to 600 sites.
  - 23.5. Reclassify Arataki Extension as a Reserve Area and clarify the restricted circumstances for utilising "reserve areas" for development.
  - 23.6. Not identify any extra new industrial/business greenfield growth areas.
24. Table 1 presents a revised split of residential intensification v greenfields v lifestyle housing over the 30 year planning period.

**Table 1: revised allocation of additional residential households 2015-2045**

Type of Development	2015 (%) Development	Proposed of Additional Households [No.]			
		2015-2025	2025-2035	2035-2045	TOTAL 2015-2045
<b>Intensification</b>	[35]	40% [2138]	51% [1706]	60% [1152]	<b>47% [4996]</b>
<b>Greenfields</b>	[40]	50% [2673]	42% [1405]	35% [672]	<b>45% [4749]</b>
<b>Rural Residential</b>	[25]	10% [534]	7% [234]	5% [96]	<b>8% [875]</b>
<b>Total</b>	<b>[100]</b>	<b>5345</b>	<b>3345</b>	<b>1920</b>	<b>10610</b>

25. Marae-based settlements or papakainga housing are not included within the quantified of projected housing demands and housing needs so those types of developments are

not limited by HPUDS. District plans may need to consider Māori aspirations in this regard. Indeed in the period 2010 to 2015, multiple unit papakainga developments have been constructed in the Waipatu and Waiohiki areas.

### **National Legislative Developments**

26. In recommending increases in the greenfield growth areas available and adding 'Reserve Areas' to HPUDS, the IWG gave consideration to the then impending 'National Policy Statement on Urban Development Capacity 2016' (NPSUDC), which came into effect on 1 December 2016. In short this NPS places an obligation on councils to meet demand for residential development in the following timeframes:
  - 26.1. short term 1-3 years (which must be zoned and serviced)
  - 26.2. medium term 3-10 years (which must be zoned and either serviced or allocated to be serviced in the LTP and
  - 26.3. long term 10-30 years (identified in plans and strategies).
27. There is a potential tension between HPUDS and the NPSUDC. HPUDS seeks to influence the nature of future urban growth (towards greater intensification of existing urban areas) while the NPSUDC seeks that current and future demand is satisfied (with current demand being for greenfield land). Just how far reaching that is will become clearer once the Ministry for the Environment publishes further implementation guidance. Examination of this issue is likely to be a focus of some further work overseen by the new HPUDS Implementation Working Group.

### **Decision Making Process**

28. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

### **Recommendations**

That the Māori Committee receives and notes the "Heretaunga Plains Urban Development Strategy update" staff report.

#### **Authored by:**

**Gavin Ide**  
**MANAGER, STRATEGY AND POLICY**

#### **Approved by:**

**Tom Skerman**  
**ACTING STRATEGIC DEVELOPMENT**  
**GROUP MANAGER**

### **Attachment/s**

There are no attachments for this report.

# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

### Subject: MĀORI REPRESENTATION

Item 11

#### Reason for Report

1. To provide tangata whenua representatives with the information relating to Māori representation on the Hawke's Bay Regional Council to enable a recommendation to inform Council's decision on whether or not to establish Māori Constituencies for the 2019 and 2022 local government elections.

#### Background

2. As part of its Representation Review, the Hawke's Bay Regional Council must first consider whether to establish Māori constituencies in the Hawke's Bay region.
3. The Local Electoral Act 2001 (the Act) provides that Māori wards or constituencies may be established for territorial authorities. This can be achieved either by way of a local authority resolution or as the outcome of a poll of electors. Such a poll may either be demanded by electors or be the result of a local authority resolution. The statutory provisions for establishing Māori wards or constituencies are set out in sections 19Z to 19ZH of the Act.
4. A local authority resolution or a demand for a poll by 5% of electors may be made at any time. However, the Act provides that if a resolution or valid poll demand is to apply for the next triennial election, they must be made within a particular timeframe. This timeframe is designed to follow that applying to the choice of electoral system. This is because the choice of electoral system may influence a decision on the establishment of Māori wards or constituencies.
5. If the local authority does make a resolution to establish Māori wards or constituencies it must give public notice of this resolution. The public notice must include a statement that a poll will be required to countermand the local authority resolution.

#### Calculating the number of members

6. The process for determining the number of members to be elected from both Māori and general wards/constituencies is set out in clauses 2 and 4 of Schedule 1A) and involves:
  - 6.1. determining the total number of members of the local authority
  - 6.2. multiplying the total number of members by the ratio of the Māori electoral population to the total (Māori and general) electoral population.
7. For territorial authorities the following formula is applied:

$$\text{nm} = \frac{\text{mepd}}{\text{mepd} + \text{gedp}} \times \text{nm}$$

**nm** is the number of Māori ward members

**mepd** is the Māori electoral population of the district

**gedp** is the general electoral population of the district

**nm** is the proposed number of members of the territorial authority (other than the mayor).

*Fractions are rounded up or down to the nearest whole number.*

8. The general electoral population and the Māori electoral population are defined in section 3 of the Electoral Act 1993. The general electoral population is the total ordinarily resident population at the last census less the Māori electoral population. The

Māori electoral population is a calculation based on the number of electors on the Māori roll and proportions of those of Māori descent not registered and those under 18 years of age.

9. Table 1, shows that by implementing this formula for the Hawke's Bay Region, the outcome would be **two** Māori Constituency Members.

**Table 1**

Region	Maori Electoral Population	General Electoral Population	Total Population	Total Members	Maori Constituency Members	Maori Constituency Members (Rounded)
Northland Region	41,000	130,400	171,400	9	2.15	2
Waikato Region	68,000	381,200	449,200	14	2.12	2
Bay of Plenty Region	55,100	238,400	293,500	14	2.63	3
Hawke's Bay Region	28,200	133,400	161,600	9	1.57	2
Taranaki Region	13,000	103,700	116,700	11	1.23	1
Manawatu-Wanganui Region	32,100	204,800	236,900	12	1.63	2
Wellington Region	40,200	464,600	504,800	13	1.04	1
West Coast Region	2,100	30,400	32,500	7	0.45	0
Canterbury Region	28,500	571,300	599,800	13	0.62	1
Otago Region	9,400	209,800	219,200	12	0.51	1
Southland Region	7,100	90,900	98,000	12	0.87	1

### Key dates

10. As part of this process, detailed timeframes are found within the statutory provisions of the Act. These relevant provisions relating to the establishment of Māori wards or constituencies are:
- 10.1. a local authority may resolve to establish Māori wards or constituencies and, if made no later than 23 November two years before the next triennial local election, the resolution takes effect for the next triennial local election (section 19Z)
  - 10.2. if a local authority makes such a resolution to establish Māori wards or constituencies it must give public notice of this fact by 30 November two years before the next triennial local election including a statement that a poll is required to countermand that resolution (section 19ZA)
  - 10.3. 5% of electors may demand a poll at any time on whether a district or region should be divided into one or more Māori wards or constituencies (section 19ZB)
  - 10.4. a local authority may resolve at any time to conduct a poll on whether the district or region should be divided into Māori wards or constituencies (section 19ZD)
  - 10.5. if, prior to 28 February in the year before the next triennial local election, either a valid demand for a poll is received (under section 19ZB) or the local authority resolves to hold a poll (under section 19ZD) this is notified to the electoral officer and the poll must be held not later than 82 days after the notification i.e. not later than 21 May in that year, and the result of the poll takes effect for the next two triennial local elections (section 19ZF)
  - 10.6. if a valid demand for a poll is received after 28 February in the year before the next triennial local election, the poll must be held after 21 May in that year and takes effect for the next but one triennial local election and the subsequent election (section 19ZC)



- 10.7. sections 19Z to 19ZD do not apply if the result of a poll took effect at the previous triennial local election or takes effect at the next triennial local election (section 19ZE).

### Options Assessment

11. The options for Council are to either:
- 11.1. establish Māori Constituencies for Hawke's Bay
  - 11.2. not establish Māori Constituencies
  - 11.3. resolve to hold a poll to ask the communities of Hawke's Bay whether or not to establish Māori constituencies.
12. If Council's decision is to establish Māori Constituencies then that must be resolved by 23 November, and that resolution publicly notified by 30 November 2017.

### Considerations of Tangata Whenua

13. The following legislative references are provided for information.
- 13.1. A principle of the Local Electoral Act 2001 is to implement '(a) fair and effective representation for individuals and communities' (Section 4(1)(a) Local Electoral Act 2001).
  - 13.2. The purpose of local government is – (a) to enable democratic local decision-making and action by, and on behalf of, communities; and (b) to meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses.' (section 10 Local Government Act 2002).
  - 13.3. A local authority must – (a) establish and maintain processes to provide opportunities for Māori to contribute to the decision-making processes of the local authority; and (b) consider ways in which it may foster the development of Māori capacity to contribute to the decision-making processes of the local authority' (section 81 (1) (a)(b) Local Government Act 2002).
14. In considering these Council Māori membership positions, it is important to remember that this will not affect the Tangata Whenua Representative appointments to the Regional Planning Committee.

### Decision Making Process

15. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

### Recommendations

That the Māori Committee:

- 1. Receives and considers the Māori Representation staff report
  - 2. Puts forward an agreed view for Council to consider as part of its decision making process on whether to establish Māori Constituencies in Hawke's Bay
- Or
- 3. Agrees to seek feedback from iwi/hapu and brings that back to the 17 October Māori Committee to enable a formal recommendation to be made to Council's 25 October 2017 meeting.

**Authored by:**

**Leeanne Hooper  
GOVERNANCE MANAGER**

**Joyce-Anne Raihania  
SENIOR POLICY AND STRATEGIC  
ADVISOR- MĀORI**

**Approved by:**

**James Palmer  
CHIEF EXECUTIVE**

**Attachment/s**

There are no attachments for this report.

# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

### SUBJECT: AUGUST 2017 STATUTORY ADVOCACY UPDATE

Item 13

#### Reason for Report

1. To report on proposals forwarded to the Regional Council and assessed by staff acting under delegated authority as part of the Council's Statutory Advocacy project since the last update in June 2017.
2. The Statutory Advocacy project (Project 196) centres on resource management-related proposals upon which the Regional Council has an opportunity to make comments or to lodge a submission. These include, but are not limited to:
  - 2.1. resource consent applications publicly notified by a territorial authority,
  - 2.2. district plan reviews or district plan changes released by a territorial authority,
  - 2.3. private plan change requests publicly notified by a territorial authority,
  - 2.4. notices of requirements for designations in district plans,
  - 2.5. non-statutory strategies, structure plans, registrations, etc prepared by territorial authorities, government ministries or other agencies involved in resource management.
3. In all cases, the Regional Council is **not** the decision-maker, applicant nor proponent. In the Statutory Advocacy project, the Regional Council is purely an agency with an opportunity to make comments or lodge submissions on others' proposals. The Council's position in relation to such proposals is informed by the Council's own Plans, Policies and Strategies, plus its land ownership or asset management interests.
4. The attached summary plus accompanying map outlines those proposals that the Council's Statutory Advocacy project is currently actively engaged in.

#### Decision Making Process

5. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

#### Recommendation

That the Māori Committee receives and notes the August 2017 Statutory Advocacy Update staff report.

#### Authored by:

**Gavin Ide**  
**MANAGER, STRATEGY AND POLICY**

#### Approved by:

**Tom Skerman**  
**ACTING STRATEGIC DEVELOPMENT**  
**GROUP MANAGER**

#### Attachment/s

- [!\[\]\(a16a19bbc0e991a431a3f945e52ea4ee\_img.jpg\) 1](#) Statutory Advocacy Report



## Summary of MACAA applications in the Hawke's Bay Region

- High Court applications 16 (one of which has been discontinued, one which has been determined is not in the region)
- Direct engagement through the Crown 15 (one of which the Minister has declined to engage)

We are aware of four other applications (which are assumed to have been made directly via the Crown) but have not received any supporting information. The Office of Treaty Settlements (OTS) website states that there are approximately 20 applications in Hawkes Bay via direct engagement with the Crown, so potentially there are another 6 applications for which we have not received maps or application documentation.

Many of the applicants have submitted to both the High Court and the Crown, so essentially doubling their chances at having their applications agreed.

To date in New Zealand there is only one applicant group who has received a decision from the Minister regarding their application for Customary Marine Title (CMT), Protected Customary Rights (PCR) and Wāhi Tapu – this is Ngāti Pāhauwera. The Minister has agreed that only part of the CMT area which was applied for meets the evidential criteria, and has determined that the PCR and Wāhi tapu tests have not been met. This decision is currently being considered by Ngāti Pāhauwera, who are voting to determine whether to ratify the Ministers Recognition Agreement (20<sup>th</sup>-30<sup>th</sup> July).

**TABLE 1** - Update of applications lodged under Marine and Coastal Area (Takutai Moana) Act 2011 relevant to Hawke's Bay.

Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
<b>Anita Broughton - on behalf of Te Hika o Papauma</b>	Yes  CIV-2017- 404-481		Yes	Yes	Yes 29.06.2017		Landward side by the line of MHWS at the mouth of Whareama River, seaward side by 12nm, Whareama river mouth (south point) up to Poroporo (north, to 12NM east and westward)
<b>Cletus Maanu Paul On behalf of all Maori</b>	Yes	Crown Engagement	Yes	Yes	TBC	Others challenged legitimacy of appl'n	"Entire area of Aotearoa New Zealand, including ... surrounding all islands and reefs..."

Attachment 1

Item 13

Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
	CIV-2017- ? Rotorua registry	declined April 2017				timing. HC agreed valid.	
<b>Heretaunga Tamatea</b>		Yes	Yes	Yes		On OTS website	From just south of Napier Bluff Hill to 4 KM north of Cape Turnagain
<b>Mana Ahuriri</b>		Yes	Yes	Yes	n/a	On OTS website.	Panepaua (near Tangoio) in the north to Ngaruroro rivermouth in the south, including the Ahuriri Estuary, out to 12 NM limit.
<b>Maungaharuru- Tangitu Hapu</b>	Yes  CIV-2017- 485-241		Yes	Yes	Yes  18.05.17	Application lodged in Wellington High Court 3/4/2017.	Waitaha Stream in the north to Keteketerau (Bay View) in the south out to 12NM limit.
<b>Maungaharuru- Tangitu Hapu</b>		Yes	Yes (Minister declined engagement Feb 2014)	Yes (pending)	n/a	On OTS website	Pōnui Stream in the north to Keteketerau (Bay View) in the south out to 12NM limit.
<i>Nga Hapu Kairakau me Pourerere</i>						<i>Copy not yet received by HBRC</i>	

Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
<b>Nga Hapu o Iwitea Marae</b>		Yes	Yes	Yes		On OTS website	From Hikakawa Bluff in the west to Hereheretau B1 Block to the east
<i>Nga hapu o Te Whakaki (Ngati Hine, Ngati Hinepua, Ngai Te Ipu)</i>						<i>Copy not yet received by HBRC</i>	
<b>Ngai Tahu o Mohaka-Waikare</b>	Yes  CIV-2017-485-235		Yes	Yes	Yes  18.05.17	Application lodged in Wellington High Court.	Mohaka Rivermouth in the north to mouth of Waiohinga River or Esk River in the south, out to 12 Nautical Mile (NM) limit.
<b>Ngati Kaahu and others (Representative Group: Te Rauhinu Marae Trustees)</b>		Yes	Yes	Yes		On OTS website	The area from Hika Kawa on the east to Pilot Hill just before Whakamahi/Whakamahia Lagoon and 12NM to sea. Also boundaries in Ngamotu Lagoon and 1km up Wairoa River. Area stretches from the mouth entrance of the sea to Kaimango Pa at Spooners point
<b>Ngati Kahukura and Ngati Rakaipaka (Kahukura Whanau Trust)</b>		Yes	Yes	Yes	n/a	On OTS website.	Nuhaka River mouth in the north to Wairoa River mouth in the south, out to 12NM limit. (from the Wairoa River to Waikokopu OTS 07.07.17)

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Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
<i>Ngati Kahungunu ki Wairarapa Tamaki nui a rua Settlement Trust</i>	<i>Yes CIV-2017-485-221</i>		<i>Yes</i>	<i>Yes</i>	<i>No</i>	<i>NOT IN REGION</i>	<i>Just north of Poroporo lat 40.44568 long 176.62323 south lat -41.43767 long 174.91848 (note: email Simpson Grierson 29.06.17 GPS coordinates show appl'n not in HBRC region)</i>
<b>Ngati Kere</b>	Yes  CIV-2017-485-193		Yes	Yes	Yes  18.05.17	Application lodged in Wellington High Court.	Oueptoto Stream in the north to Akitio River [in Horizons region] in the south, out to 12NM limit
<b>Ngati Kere hapu incl. Ngati Manuhiri, Ngati Pihere &amp; Ngati Hinetewai (Ngati Kere MACA working party)</b>		Yes	Yes	Yes	n/a		CMT - The Wainui stream mouth to the Ouepoto stream mouth out 12NM or 22.2km offshore. PCT - Ouepoto stream in the north to Akitio river in the south
<b>Ngati Kirituna (Archie Fabiam Waikawa)</b>		Yes	Yes	Yes	n/a	On OTS website	The area from Nuhaka River mouth to the Wairoa River mouth. This area extends 12NM offshore between these two points
<b>Ngati Pahauwera</b>	Yes  CIV-2011-485-821		Yes (amending earlier appl'n)	Yes (amending earlier appl'n)	Yes  10.05.17	Also applied for wahi tapu protection in area. Amended appl'n lodged in Wellington High Court 15/3/2017.	Poututu Stream in the north to Esk River in the south, out to 12NM limit.



Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
<b>Ngati Pahauwera (1 of 2) Ngati Pahauwera Development Trust</b>		Yes	Yes Ministers decision 23 Aug 2016 (received by HBRC 28 June)	Yes Minister determined not PCR or wāhi tapu	n/a	Iwi voting end of July whether to ratify Ministers decision on CMT.	From Poututu Stream in the north to Pōnui Stream in the south out to 12NM limit.
<b>Ngati Pahauwera (2 of 2) Ngati Phauwera Development and Tiaki Trusts</b>		Yes	Yes Ministers decision 23 Aug 2016 (received by HBRC 28 June)	Yes Minister determined not PCR or wāhi tapu	n/a	Iwi voting end of July whether to ratify Ministers decision on CMT.	Pōnui Stream in the north to Esk River in the south, out to 12NM limit.
<b>Ngati Parau Hapu (Waiohiki Marae Board of Trustees)</b>	Yes  CIV-2017-85-246		Yes	Yes	Yes  10.07.17	Notice initially published with incorrect CIV	The area from the Ahuriri Harbour entrance including the inner harbour and Pandora area. Ends approx 11km south of the old harbour entrance at the southern end of the Tutae o Mahu block. Extends 12NM out incl. Pania Reef
<b>Ngati Parau Hapu (Waiohiki Marae Board of Trustees)</b>		Yes	Yes	Yes	n/a	On OTS website	The area from the Ahuriri Harbour entrance including the inner harbour and Pandora area. Ends approx 11km south of the old harbour entrance just north of an estuary called Waitangi. Extends 12NM out incl. Pania Reef

Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
Ngati Rahui , Ngai te Apatu (Ngai te Apatu Trust)		Yes	Yes	Yes		On OTS website	From Poututu Stream to the Wairoa River mouth
Peter Riki Mihaere - on behalf of Ngati Kurupakiaka, Te Aitanga a Puata & Ngati Tauira (see Crown appln' filed under Te Aitanga a Puta also)	Yes  CIV-2017-485-230		Yes	Yes	Yes (29.06.17)		NE side of Wairoa River bar to Hikakawa Bluff extends to Waikokopu stream, SW side from the river mouth to Poututu stream by a line extending from coast abutting the SW side of Poututu stream to Cape Kidnappers to 12NM
Poronia Hineana Te Rangi Whanau (C.Clarkson)	Yes  CIV-2011-485-789		Yes (pending)	No	No		Whangaehu in the north to Poroporo [in Horizons region] in the south, including Cape Turnagain out to 12NM limit.
R.Dargaville for NZ Maori Council	Yes  CIV-2017-404-538		Yes	Yes	Yes (18.05.17)	Application lodged in Wellington High Court.	"All the coastline of New Zealand including off shore islands from to [sic] including adjacent islands"
<i>Rangitane o Wairarapa me Tamaki nui-a-Rua</i>						<i>Same application as Rangitane Tu Mai Ra</i>	

Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
<b>Rangitane Tu Mai Ra Trust</b>	Yes  CIV-2017-485-224		Yes	Yes	Yes (18.05.17)	Application lodged in Wellington High Court 31/3/17	Arataua (Poroporo) in the north to Turakirae Point [in Wellington Region] in the south out to 12NM limit.
<i>Rongomaipapa marae</i>						<i>Copy not yet received by HBRC</i>	
<b>Rongomaiwahine</b>	Yes  CIV-2011-485-794		Yes on hold at applicants request	Yes on hold at applicants request	Yes	On OTS website. (On hold at applicant's request pending Crown engagement application process).	Between Paritū [in Gisborne district] in the north and the mouth of the Nūhaka River in the south, including areas surrounding Te Māhia Peninsula out to 12NM limit.
<b>Rongomaiwahine (Pauline Tangiora)</b>		Yes	Yes	Yes	n/a		Between Paritū [in Gisborne district] in the north and the mouth of the Nūhaka River in the south, including areas surrounding Te Māhia Peninsula out to 12NM limit.
<b>Tamanuhiri Tutu Poroporo Trust</b>	Yes  CIV-2017-485-314		Yes	Yes	Yes 18.05.17	Application lodged in Gisborne High Court 3/4/2017.	Kopututea in the north [in Gisborne District] to Paritu in the south, out to 12NM limit

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Iwi/Hapu/Whanau (updated 14.07.17)	High Court	Crown Engagement	Customary Marine Title	Protected Customary Right	HBRC to join & date	Other Notes	Area description
<b>Te Aitanga a Puta, Ngati Kurupakia e Ngai Tauira</b> (see High Court Appln' filed under Peter Riki Mihaere also)		Yes	Yes	Yes			The area from Cape Kidnappers stretching around to Waikokopu Stream. This area extends out to Lachlan banks out to 12NM between the two points
<b>Te Rauhinu Marae &amp; Hapu (Ngati Kahu, Te Uri o Te O, Nga Huka o Tai, Aitanga a Puata, Ngai Te Rangituanui, Ngai Matua, Ngati Koropi)</b>	Yes  CIV-2017- 485-288		Yes	Yes	Yes  29.06.17		Hika Kawa on east side where Iwitea boundary ends to Pilot Hill before Whakamahia Lagoon, out to 12NM. Boundaries in Ngamotu Lagoon, 1km up Wairoa River.
<i>Te Rauhinu Marae &amp; Hapu (Ngati Kahu, Te Uri o Te O, Nga Huka o Tai, Aitanga a Puata, Ngai Te Rangituanui, Ngai Matua, Ngati Koropi)</i>		<i>Yes (not received at 30.06.17)</i>				<i>High Court appl'n states seeking Crown Engagement first. Not seen</i>	
<b>Wayne Taylor - Moeangiangi</b>	Yes  CIV-2011- 485-799		Yes (discontinued)	Yes (discontinued)	No	Discontinued 11.06.15	Waikari River mouth in the north to Waipapa Stream in the south out to 12NM limit.

TABLE 2 - Statutory Advocacy Update (as at 28 July 2017)

Received	TLA	Map Ref	Activity	Applicant/ Agency	Status	Current Situation
13 July 2016	HDC	1	<b>Howard Street Rezoning Variation 3</b>  Variation to rezone 21.2 hectares of land from its current Plains zone to General Residential zone in between Howard Street and Havelock Road.	Hastings District Council	HDC Decisions issued  Appeals closed 10 May 2017	<p><b>Current...</b></p> <ul style="list-style-type: none"> <li>Initial meeting to be held with HBRC, HDC and Karen Cooper et al August 3<sup>rd</sup>, as a “prelude” to any expert conferencing and/or mediation that might take place on the principal issue raised in the appeal.</li> </ul> <p><b>Previously...</b></p> <ul style="list-style-type: none"> <li>HDC issued its decisions on 25<sup>th</sup> March. Decisions adopt recommendations made by Hearings panel. Staff have assessed merits of decisions on HBRC’s submissions and concluded appeal was not warranted.</li> <li>Meanwhile an appeal has been lodged by Karen Cooper (a landholder in the Howard Street rezoning area). Key matters raised in that appeal relate to methods of stormwater collection, treatment and disposal from new development in the rezoned area, so staff have applied to Environment Court to join those appeal proceedings as an interested party (28<sup>th</sup> May 2017).</li> <li>HBRC had lodged a further submission on four submissions in relation to Chapter 3.1B of the Regional Policy Statement and stormwater management. Further submission can be found at <a href="#">HBRC Submissions</a>.</li> <li>HBRC staff considered that a submission was not required as the site is identified in the Regional Policy Statement as an appropriate Greenfield growth area and the proposal is consistent with RPS Policy UD12 and Policy UD10.4 and the relevant RPS Anticipated Environmental Outcomes UD1 – UD13.</li> </ul>

Received	TLA	Map Ref	Activity	Applicant/ Agency	Status	Current Situation
13 July 2016	HDC	2	<b>Irongate Industrial Variation 2</b> Variation to rezone 118 hectares of land from current Deferred Industrial (70 hectares) and Plains zone to a General Industrial zone.	Hastings District Council	HDC Decisions issued Appeals closed 10 May 2017	<b>Current...</b> <ul style="list-style-type: none"> <li>HDC issued its decisions on 25<sup>th</sup> March. Decisions adopt recommendations made by Hearings Commissioners. Staff have assessed merits of decisions on HBRC's submissions and concluded appeal was not warranted.</li> <li>Meanwhile, an appeal has been lodged by Navilluso Holdings Ltd et al (several landholders in the Irongate industrial area). Some matters raised in that appeal relates to HBRC's interests in the Irongate area, so staff have applied to Environment Court to join those appeal proceedings as an interested party (28<sup>th</sup> May 2017).</li> </ul> <b>Previously...</b> <ul style="list-style-type: none"> <li>HBRC opposed the Variation in its [then] proposed form primarily because on balance HBRC was not satisfied that the Variation gives effect to Chapter 3.1B of the Regional Policy Statement (RPS) and the proposed stormwater solution does not give effect to other policies in the RPS particularly Objectives 21 and 22. A copy of the submission can be found at <a href="#">HBRC Submissions</a></li> </ul>
18 May 2016	HDC	3	<b>Omahu Industrial Variation 1 and Notice of Requirement</b> Variation to rezone 63 hectares of land from Plains zone to General Industrial zone on the northern side of Omahu Road, Hastings.	Hastings District Council	HDC Decisions issued Appeals closed	<b>Current...</b> <ul style="list-style-type: none"> <li>No further action or involvement from HBRC.</li> </ul> <b>Previously...</b> <ul style="list-style-type: none"> <li>HBRC supported the Variation in part, principally because HDC has worked closely with HBRC engineers to resolve asset management concerns. However the location of the subject area is in part over the Heretaunga Plains unconfined aquifer and triggers Chapter 3.8 of the Regional Policy Statement.</li> <li>On balance council staff are satisfied that the Variation gives effect to the RPS, however staff have some concern regarding the discharge of stormwater from the proposed industrial sites over the Heretaunga Plains unconfined aquifer. Submission can be found at <a href="#">HBRC Submissions</a>.</li> </ul>
18 January 2016	WDC	4	<b>Resource Consent Application</b> Consent is sought to clear 248 hectares of Manuka and Kanuka on Part Umumanfo 2 Block on Kopuawhara Road, Mahia.	Applicant R & L Thompson  Agent Insight Gisborne Ltd	Limited Notified  WDC hearing pending	<b>Previously...</b> <ul style="list-style-type: none"> <li>HBRC has opposed the application based on concerns relating to the loss and degradation of soil (erosion) and water quality. A copy of the submission can be found at <a href="#">HBRC Submissions</a></li> <li>HBRC staff and applicants have held discussions about potential alternative clearance proposals.</li> </ul>

Received	TLA	Map Ref	Activity	Applicant/ Agency	Status	Current Situation
8 November 2013	HDC	5	<b>Proposed Hastings District Plan</b>  Review of the Hastings District Plan in its entirety. Includes the harmonisation of district wide provisions between the Napier District Plan with the Hastings District Plan where relevant.	Hastings District Council	Notified  HDC decisions issued, subject to appeals	<b>Previously...</b> <ul style="list-style-type: none"> <li>Over 40 separate appeals were lodged against HDC's decisions by other groups and individuals. HBRC has joined as a section 274 interested party to proceedings on eleven (11) of those appeals. To date seven (7) appeals to which HBRC is a s274 party to proceedings have been resolved. It is anticipated that any final mediation of appeals will occur during 2017 – many following completion of the 2016 HPUDS Review process.</li> <li>HDC issued its decisions on 12 September 2015. Council staff have reviewed the decisions and are satisfied that HBRC's submission has been appropriately reflected.</li> </ul>
1 August 2013	NA	6	<b>Application under Coastal and Marine (Takutai Moana) Act 2011</b>  Rongomaiwahine has made an application for a Protected Customary Rights Order and a Customary Marine Title Order in the general Mahia Peninsular area under section 100 of the Marine and Coastal Area (Takutai Moana) Act 2011.	Rongomaiwahine (Pauline Tangiora)	Notified  High Court proceedings on-hold at applicant's request	<b>Current:</b> <ul style="list-style-type: none"> <li>Refer to separate table above – Table 1 Update of applications lodged under Marine and Coastal Area (Takutai Moana) Act 2011 relevant to Hawke's Bay.</li> </ul>
9 June 2015	NCC	7	<b>Resource Consent Application</b>  Consent is sought to create four additional lots (total 5) to subdivide Lots 7-10 Deeds Plan 96 (1.8919 ha) into five (5) lots at 258 Meeanee Road.	Applicant A & F Partnership  Agent OPUS	Notified  NCC hearing pending	<b>Previously...</b> <ul style="list-style-type: none"> <li>HBRC opposed the application principally because the application site is in an area that has been determined as inappropriate for development in both the RPS and the 2010 Heretaunga Plains Urban Development Strategy and it is in an area with limiting physical characteristics and limited infrastructure and servicing</li> <li>A copy of the submission can be found at <a href="#">HBRC Submissions</a></li> </ul>





# HAWKE'S BAY REGIONAL COUNCIL

## MĀORI COMMITTEE

Tuesday 15 August 2017

**SUBJECT: MINOR ITEMS NOT ON THE AGENDA**

**Item 14**

### Reason for Report

This document has been prepared to assist Committee members note the Minor Items Not on the Agenda to be discussed as determined earlier in the Agenda.

Item	Topic	Councillor/Committee member / Staff
1.		
2.		
3.		
4.		
5.		