



MINUTES OF A MEETING OF THE REGIONAL PLANNING COMMITTEE

Date: Wednesday 15 May 2019

Time: 1.00pm

Venue: Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER

Present: T Hopmans – Deputy Co Chair - *Maungaharuru Tangitū Trust* **Chair**
Cr P Bailey
Cr R Barker – Deputy Co Chair
Cr P Beaven
Cr T Belford
K Brown – *Te Kopere o te Iwi Hineuru*
Cr D Hewitt
N Kirikiri – *Te Toi Kura O Waikaremoana*
Cr N Kirton (*until 2.43pm*)
J Maihi-Carroll – *Mana Ahuriri Trust*
M Mohi – *Ngati Tuwharetoa Hapu Forum*
J Nelson-Smith – *Heretaunga Tamatea Settlement Trust*
P Paku – *Heretaunga Tamatea Settlement Trust*
A Tapine – *Tātau Tātau o Te Wairoa Trust*
Cr F Wilson

In Attendance: J Palmer – Chief Executive
T Skerman – Group Manager Strategic Planning
P Munro – Te Pou Whakarae Māori Partnerships
M-A Baker – Senior Planner
C Edmonds – Manager Policy and Planning
B Riley – Senior Planner
R Ellison – Independent Advisor
A Roets – Governance Administration Assistant

1. Welcome/Apologies/Notices

Pieri Munro, Te Pou Whakarae, introduced and welcomed Amy Minster, Senior Advisor Māori Partnerships and Joella Brown, Māori Engagement Coordinator to the Māori Partnerships Team.

The Chair welcomed everyone to the meeting and confirmed that a quorum is established with 14 members present.

RPC14/19 Resolution

That the apologies for absence from Mr Toro Waaka, Councillors Rex Graham and Alan Dick be accepted.

Ms Nicki Kirikiri, Mr Karauna Brown and Councillor Neil Kirton advised that they have to leave the meeting at 3.30pm

**Bailey/Barker
CARRIED**

The Chair tabled notice from Tā Tumu Te Heuheu on behalf of Ngāti Tūwharetoa dated 15 May 2019 advising the temporary appointment of Mr Mike Mohi as the Ngāti Tūwharetoa representative, replacing Matiu Heperi-Northcroft.

2. Conflict of Interest Declarations

There were no Conflict of Interest Declarations.

3. Confirmation of Minutes of the Regional Planning Committee meeting held on 17 April 2019

RPC15/19 Resolution

Minutes of the Regional Planning Committee held on Wednesday, 17 April 2019, a copy having been circulated prior to the meeting, were taken as read and confirmed.

**Bailey/Beaven
CARRIED**

4. Follow-ups from Previous Regional Planning Committee Meetings

The item was taken as read, with all items having been addressed.

RPC16/19 Resolution

That the Regional Planning Committee receives the report "Follow-up Items from Previous Meetings".

**Wilson/Beaven
CARRIED**

5. Call for Items of Business Not on the Agenda

Recommendation

That the Regional Planning Committee accepts the following "Minor Items of Business Not on the Agenda" for discussion as Item 10.

Topic	Raised by
Request for a 'Summary and actions' from the tangata whenua hui yesterday	Cr Beaven
Ministry of Environment forum with iwi and tangata whenua on Friday and request for members to note items they would like to put forward for discussion to Api as he will attend	Api Tapine

The Chair, Tania Hopmans, invited Riki Ellison to provide a verbal summary of yesterday's tangata whenua hui.

Mr Ellison advised that main discussions focussed on the Outstanding Water Bodies plan change, with a key outcome of the session being the proposed amended recommendations noting that Ngāti Pahauwera and Te Uru Taumata o Tūhoe have excluded themselves from the Outstanding Water Bodies process. A written summary of the hui discussions will be distributed to committee members via email.

The Chair further invited tangata whenua to add to the discussion, and advised that in terms of the volume of material for this meeting tangata whenua would prefer that the TANK decision item be deferred to the next meeting so that they have time to fully consider and absorb the information to be able to make good decisions.

Because staff are still incorporating the amendments resulting from the Workshop activity held prior to the meeting into the **Outstanding Water Bodies Plan Change** item, item 7 **TANK Plan Change - Feedback and Recommendations Following Pre-Notification Consultation** will be considered first.

7. **TANK Plan Change - Feedback and Recommendations Following Pre-Notification Consultation**

Members agreed to defer the decisions on the item to the 3 July RPC meeting, and to use this time to advise staff of areas where more information is required, for discussion in a workshop prior. Mary-Anne Baker (via Skype) summarised the item before seeking members' requests for areas of focus for the workshop.

- Focus on the outcomes of the collaborative process rather than the process itself
- Permitted small scale water use allocated 5 m³/day (down from 20 m³/day)
- What additional burden will the Plan Change put on commercial water users and what behaviour changes will be triggered as a result, over the next 10 years?
- High Flow Water allocations – policy and rules must provide sufficient clarity and direction as to the specific activities that provide for Māori well-being
- Application for 20% of total water available at high flow in Ngaruroro and Tutaekuri catchments with a percentage of the value of that water paid by the applicants to the Post Settlement Governance Entity whose land the take is located on – needs full explanation including how the value of the water is determined, and how it was determined to be the PSGE receiving proceeds
- Management options for allocation shortfalls including transferring water permits from one site to another, and from one user to another – consider applicant's compliance history
- More discussions required about water storage, water use efficiency as well as consideration of domestic water meter usage
- Hierarchy of priority values and whether the view is comprehensive enough
- future of spring-fed streams, specifically around augmentation
- consider contaminant limits for discharges onto land in source protection zones
- The inclusion of iwi in the designing of the stream enhancement schemes – what is the precise nature of the engagement including how the appropriate iwi is identified
- High Flow allocations – need to understand more about this whole provision and how it is intended to work
- Urban infrastructure and substantial changes to stormwater discharges by local authorities to meet water quality standards
- drafting items/questions and concerns to be forwarded to staff in advance of the workshop to give staff the opportunity to prepare appropriately

RPC17/19 **Resolution**

That the Regional Planning Committee defers the item for decision at the 3 July 2019 meeting.

**Tapine/Bailey
CARRIED**

6. Outstanding Water Bodies Plan Change

Tom Skerman introduced the item, highlighting that this Plan Change has proved to be very challenging in some respects. Queries and discussions traversed:

- The proposed recommendations effectively incorporate the tangata whenua request for modification to capture the Ngāti Pahauwera and Te Uru Taumatua o Tūhoe decisions to not participate in the Outstanding Water Bodies process
- Recommendations for the committee to adopt the proposed list of water bodies for the pre-notification consultation process with proviso that staff will work with tangata whenua to flesh out any cultural/spiritual values information gaps
- Water bodies with Ecological, Wildlife and other values to be agreed based on values listed as “green” and “blue” only or green, blue and pink
- Agreed that all the aquifers be included on the list

Cr Neil Kirton left the meeting at 2.43pm

- Staff suggest identify water bodies for values that clearly “stand out” and are “superior” when compared to the other water bodies and are consistently identified as “outstanding” in published literature – which doesn’t include those highlighted pink
- The framework is to identify water bodies that are to be protected for specific values
- The Committee agrees that the list for pre-notification consultation is to include all those listed as having cultural and spiritual values, plus those highlighted “green” and “blue” for other values, plus the aquifers.

RPC18/19 Resolutions

1. That the Regional Planning Committee:
 - 1.1. Receives and notes the report SD 19-18 *Outstanding Water Bodies Plan Change: Selecting a list of outstanding water bodies in Hawke’s Bay.*
 - 1.2. Receives and notes the report SD 19-19 *Outstanding Water Bodies in Hawke’s Bay: Report of the Expert Panel* (April 2019).
 - 1.2a Notes that Ngāti Pahauwera and Te Uru Taumatua o Tūhoe have elected not to participate in the Outstanding Water Bodies process and consequently their values for the waterways with which they are associated are not reflected in Draft Plan Change 7.
 - 1.3. Agrees the draft list of Outstanding Water Bodies for inclusion in Draft Proposed Plan Change 7 as follows.

ID	Name of outstanding water body	Description	Outstanding value(s)
1	Boundary Stream, including Shine Falls	TBC	Cultural, spiritual
2	Hautapu River	TBC	Cultural, spiritual
3	Heretaunga Aquifer	TBC	Cultural, spiritual, geology
4	Karamu River	TBC	Cultural, spiritual
5	Kaweka and Ruahine Ranges wetlands	TBC	Cultural, spiritual
6	Lake Rotoroa and Lake Rototuna (Kaweka Lakes)	TBC	Cultural, spiritual, native fish, native plants, natural character
7	Lake Poukawa and Pekapeka Swamp	TBC	Cultural, spiritual, wildlife
8	Lake Tūtira (including Aropaoanui River + Papakiri Stream)	TBC	Cultural, spiritual
9	Lake Waikareiti	TBC	Cultural, spiritual

10	Lake Waikaremoana	TBC	Cultural, spiritual, native plants, natural character, landscape & geology, recreation
11	Lake Whakakī - Te Paeroa Lagoon - Wairau Lagoon and wetlands	TBC	Cultural, spiritual, wildlife
12	Lake Whatumā	TBC	Cultural, spiritual, wildlife
13	Makirikiri River	TBC	Cultural, spiritual
14	Mangahouanga Stream	TBC	Cultural, spiritual, geology
15	Maungawhio Lagoon, lower Kopuawhara River, Pukenui Dune Wetlands	TBC	Cultural, spiritual, wildlife
16	Mohaka River (Lower - below Willowflat)	TBC	Cultural, spiritual, macroinvertebrates
17	Mohaka River (Upper - above Willowflat)	TBC	Cultural, spiritual, macroinvertebrates, natural character, landscape & geology, recreation
18	Morere Springs	TBC	Cultural, spiritual
19	Ngamatea East Swamp	TBC	Cultural, spiritual, native plants, natural character
20	Ngaruroro River (Lower) and Waitangi Estuary	TBC	Cultural, spiritual, wildlife, native fish, recreation
21	Ngaruroro River (Upper)	TBC	Cultural, spiritual, wildlife, native fish, macroinvertebrates, natural character, landscape & geology, recreation
22	Nuhaka River	TBC	Cultural, spiritual
23	Opoutama Swamp	TBC	Cultural, spiritual
24	Porangahau Estuary	TBC	Cultural, spiritual, wildlife, native fish, native plants, landscape & geology
25	Porangahau/Tāurekaitai River	TBC	Cultural, spiritual, wildlife
26	Putere Lakes	TBC	Cultural, spiritual
27	Ripia River	TBC	Cultural, spiritual
28	Ruakituri River	TBC	Cultural, spiritual, macroinvertebrates natural character, landscape & geology, recreation
29	Ruataniwha Aquifer	TBC	Cultural, spiritual, geology
30	Tarawera Hot Springs	TBC	Cultural, spiritual
31	Taruarau River	TBC	Cultural, spiritual, macroinvertebrates, natural character, landscape and geology, recreation
32	Te Hoe River	TBC	Cultural, spiritual, wildlife
33	Te Paerahi River	TBC	Cultural, spiritual
34	Te Whanganui a Orotū (Ahuriri Estuary)	TBC	Cultural, spiritual, wildlife, native fish, landscape and geology
35	Tukituki River and Estuary	TBC	Cultural, spiritual, wildlife, landscape & geology

36	Tūtaekurī River	TBC	Cultural, spiritual, macroinvertebrates
37	Waiau River	TBC	Cultural, spiritual, wildlife
38	Waihua River	TBC	Cultural, spiritual
39	Waikaretaheke River	TBC	Cultural, spiritual
40	Waikoau River/ Aropaoanui River	TBC	Cultural, spiritual
41	Waipawa River	TBC	Cultural, spiritual
42	Waipunga River	TBC	Cultural, spiritual, macroinvertebrates
43	Wairoa River	TBC	Cultural, spiritual

- 1.4. Agrees that Draft Proposed Plan Change 7 be released for pre-notification consultation.
- 1.5. Requests that staff assist iwi authorities to provide information and commit funding, within existing associated budgets, for iwi to undertake the analysis of information gaps in cultural and spiritual values for the outstanding water bodies in Draft Proposed Plan Change 7.
2. The Regional Planning Committee recommends that Hawke's Bay Regional Council:
 - 2.1. Releases the Draft Proposed Outstanding Water Bodies Plan Change 7 for pre-notification consultation with relevant Ministers of the Crown, local authorities, iwi authorities and stakeholders in accordance with Schedule 1 of the Resource Management Act.
 - 2.2. Provides for a period of four weeks for pre-notification consultation with those parties identified in 2.1.

**Barker/Wilson
CARRIED**

8. Resource Management Policy Project May 2019 Updates

The item was taken as read.

RPC19/19 Resolution

That the Regional Planning Committee receives and notes the "**Resource Management Policy Project May 2019 Updates**" staff report.

**Bailey/Nelson-Smith
CARRIED**

9. Statutory Advocacy May 2019 Update

The item was taken as read.

RPC20/19 Resolution

That the Regional Planning Committee receives and notes the **Statutory Advocacy May 2019 Update** staff report.

**Bailey/Nelson-Smith
CARRIED**

10. Discussion of Minor Items of Business Not on the Agenda

Discussed as item 5.

Pieri Munro closed the meeting with a karakia.

Closure:

There being no further business the Chair declared the meeting closed at 3.31pm on Wednesday 15 May 2019.

Signed as a true and correct record.

DATE:

CHAIR: