



## **Meeting of the Regional Planning Committee**

**Date:** Wednesday 2 May 2018  
**Time:** 10.15am  
**Venue:** Council Chamber  
Hawke's Bay Regional Council  
159 Dalton Street  
NAPIER

### **Supplementary Report from RPC Tāngata Whenua**

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ITEM	SUBJECT	PAGE
8.	<b>List of Candidate Outstanding Water Bodies in Hawke's Bay – Cultural and Spiritual Value Set</b>	
	Attachment 1: Candidate Outstanding Water Bodies - Cultural and Spiritual Value Set	2

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## HAWKE'S BAY REGIONAL COUNCIL

## REGIONAL PLANNING COMMITTEE

Wednesday 2 March 2018

**Subject: CANDIDATE WATER BODIES IN THE HAWKE'S BAY REGION WITH SIGNIFICANT CULTURAL AND SPIRITUAL VALUES**

**Reason for Report**

1. This report is supplementary to a report being considered by the Regional Planning Committee (the RPC) to conclude the selection of candidate water bodies that may be outstanding and to progress the Outstanding Water Bodies (OWB) plan change (refer item RPC2018/##).

**Background**

2. In June 2017, the Hawke's Bay Regional Council (HBRC) endorsed an approach that was co-designed with the tāngata whenua representatives of the Regional Planning Committee (RPC) to identify outstanding water bodies (OWB) in the Hawke's Bay region.
3. In November 2017, the HBRC provided a draft table of information to the tāngata whenua representatives to assist with the process of selecting waterbodies that have significant cultural and spiritual values.
4. At the 21 March 2018 meeting, the RPC agreed to select candidate OWB for the recreation, landscape and ecology value sets based on HBRC numerical assessment criteria:

**Table 1: Candidate outstanding water bodies for recreation, landscape & ecology values**

Te Whanganui ā Orotu (Ahuriri Estuary)

Upper Mōhaka River

Lake Waikaremoana

Upper Ngaruroro River

Taruarau River

Ruakituri River

Lake Whakakī

Mangahouanga Stream

Wairoa River

Heretaunga aquifer

Ruataniwha aquifer

Lake Whatuma

Tukituki River




Waipawa River

5. The RPC also agreed to defer a decision on the final list of candidate waterbodies until the RPC tāngata whenua representatives had an opportunity to kōrero and nominate waterbodies that have significant cultural and spiritual values.

6. On 24 April 2018 the RPC tāngata whenua representatives convened a hui to further explore the identification of a list of candidate OWB for the cultural and spiritual value set.

#### Process to identify significant cultural and spiritual values

7. Numerical assessment criteria was proposed by HBRC to generate a list of candidate water bodies with significant cultural and spiritual values. At the 21 March RPC meeting, tāngata whenua representatives proposed an alternate pathway to select candidate waterbodies.

Option C1			
		<ul style="list-style-type: none"> <li>- Strength of value to TW</li> <li>- Intactness of value</li> <li>- Best example of value</li> <li>- Widely recognised by TW</li> <li>- More than one value</li> <li>- The "protect" what test</li> </ul>	
Draft table of information collated by HBRC	Traditional knowledge of Tāngata whenua representatives	Draft criteria considered by Tāngata Whenua representatives	Potential list of waterbodies that may be outstanding

8. The approach in Option C1 focuses on using tāngata whenua traditional knowledge of the cultural and spiritual values associated with their water bodies, in conjunction with the HBRC draft table of information and assisted by the criteria developed by the independent technical advisors to the tāngata whenua representatives.
9. Ngāti Pāhauwera have made a decided not to nominate any waterbody from within their rohe for the OWB plan change, and will also not oppose any other group from nominating waterbodies.
10. At the 23 April hui, the tāngata whenua representatives discussed waterbodies using their traditional knowledge of those values which were deemed to be significant. The robust korero was based on waterbodies within the respective rohe of each group and was shaped by the knowledge that identifying and protecting OWB was one part of improving the overall management of waterbodies through catchment-based plan changes.

#### List of candidate waterbodies that have significant cultural and spiritual values

11. At the 23 April hui, the tāngata whenua representatives agreed to nominate the following waterbodies and their tributaries:

Table 2: Water bodies that have significant cultural and spiritual values
Te Whanganui ā Orotu (Ahuriri Estuary)
Porangahau River
Upper Mōhaka River
Karamu River
Lake Waikaremoana
Lake Waikareiti
Ngaruroro River
Taruarau River

Ruakituri River
Lake Whakakī
Mangahauanga Stream
Wairoa River
Heretaunga aquifer
Ruataniwha aquifer
Lake Whatuma
Tukituki River
Waipawa River
Lake Tūtira (including Papakiri and Waikōau/Arapawani streams)
Makirikiri River
Waipunga River
Aropaoanui River

### Next Steps

12. Report RPC2018/## sets out the next steps of undertaking a secondary analysis of the candidate waterbodies identified as having significant values.
13. The tāngata whenua representatives will need to work with HBRC staff to articulate the significant cultural and spiritual values that are associated with each of the waterbodies in their rohe. Tangata whenua representatives will take a keen interest in the secondary analysis that is undertaken by HBRC.
14. A key matter for consideration is *how* the significant values that make a waterbody outstanding are to be “protected and provided for in the future”<sup>1</sup> through the plan change.

### Implications for tāngata whenua

15. Tāngata whenua have special cultural, spiritual, historical and traditional associations with freshwater. The relationship between Tāngata whenua and freshwater is founded in whakapapa, which is the foundation for an inalienable relationship between Māori and freshwater that is recorded, celebrated and perpetuated across generations. Freshwater is recognised by Māori as a taonga of paramount importance, and as such, all waterbodies have important spiritual, physical and customary value.
16. The OWB plan change will not lessen the importance of any waterbody that is not identified as being ‘outstanding’ for the purpose of the National Policy Statement for Freshwater Management (NPS-FM). Instead, the OWB plan change is one of two key mechanisms that will improve the way freshwater is managed in Hawke’s Bay. The other mechanism is catchment based plan changes that will improve the management of freshwater and, seek to protect the life supporting capacity of our rivers, lakes, streams, wetlands and aquifers.

### Decision Making Process

17. 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:

<sup>1</sup> Para 8 of HBRC RPC report June 2017, “Framework for Outstanding water Bodies in Hawke’s Bay”

- 17.1. The decision does not significantly alter the service provision or affect a strategic asset.
- 17.2. The decision does not significantly alter the service provision or affect a strategic asset.
- 17.3. The use of the special consultative procedure is not prescribed by legislation.
- 17.4. The decision does not fall within the definition of Council's policy on significance.
- 17.5. The persons affected by this decision are all persons with an interest in the region's management of natural and physical resources under the RMA.
- 17.6. The decision is not inconsistent with an existing policy or plan.
- 18. 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. In any event, there will be an opportunity for any person to make a submission on a proposed plan change once it is adopted and publicly notified.

### Recommendations

- 1. That the Regional Planning Committee recommends that Council:
  - 1.1. 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.
  - 1.2. Agrees that the candidate water bodies with significant cultural and spiritual values that may be outstanding are:
    - 1.2.1. Te Whanganui ā Orotu (Ahuriri Estuary)
    - 1.2.2. Porangahau River
    - 1.2.3. Upper Mōhaka River
    - 1.2.4. Karamu River
    - 1.2.5. Lake Waikaremoana
    - 1.2.6. Lake Waikareiti
    - 1.2.7. Ngaruroro River
    - 1.2.8. Taruarau River
    - 1.2.9. Ruakituri River
    - 1.2.10. Lake Whakakī
    - 1.2.11. Mangahauanga Stream
    - 1.2.12. Wairoa River
    - 1.2.13. Heretaunga aquifer
    - 1.2.14. Ruataniwha aquifer
    - 1.2.15. Lake Whatuma

- 1.2.16. Tukituki River
- 1.2.17. Waipawa River
- 1.2.18. Lake Tūtira (including Papakiri and Waikōau/Arapawani streams)
- 1.2.19. Makirikiri River
- 1.2.20. Waipunga River
- 1.2.21. Aropaoanui River
- 1.3. Agrees that the candidate water bodies listed in 1.2 will be subject to a secondary analysis for potential incorporation in the outstanding water body plan change

**Item 8****Attachment 1**