



Meeting of the Hawke's Bay Regional Council Maori Committee

Date: Wednesday 7 April 2021
Time: 10.00am
Venue: Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER

Agenda

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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 car parks that have yellow markings are NOT to be parked in please.

HAWKE'S BAY REGIONAL COUNCIL**MĀORI COMMITTEE****Wednesday 07 April 2021****Subject: ALTERNATE MEMBERS FOR 7 APRIL 2021 MEETING****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

That _____ be appointed as member/s of the Māori Committee of the Hawke's Bay Regional Council for the meeting of Wednesday, 07 April 2021 as short term replacements(s) on the Committee for _____.

Authored by:

Annelie Roets
GOVERNANCE ADVISOR

Approved by:

James Palmer
CHIEF EXECUTIVE

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: TAKE RIPOATA Ā TAKIWĀ – TAIWHENUA REPRESENTATIVES' UPDATES

Reason for Report

1. This item provides the opportunity for representatives of the four Taiwhenua (Te Whanganui-a-Orotū, Tamatea, Wairoa/Kahungunu Executive and Heretaunga) to raise current issues of interest in their rohe for discussion as per the reports attached.

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 and notes the *"Take Ripōata ā Takiwā – Taiwhenua reports"*.

Authored by:

Te Wairama Munro
MAORI ENGAGEMENT COORDINATOR

Approved by:

Pieri Munro
TE POU WHAKARAE

Attachment/s

- 1 [↓](#) Kahungunu Taiwhenua Report - Michelle McIlroy
- 2 [↓](#) Te Taiwhenua o Tamatea report - Dr Roger Maaka

Hawke's Bay Regional Council Māori Committee

Take Ripōata ā Takiwā

Name: Michelle McIlroy

Taiwhenua: Kahungunu Executive - Wairoa

Overview:

1. **MAORI CONSTITUENCIES** – first Taiwhenua hui held at the Wairoa Waikaremoana Maori Trust Board on 29 March 2021 @ 6pm.
Scan of attendance revealed that we had representatives from majority Marae from the Wairoa River. Marae represented were as follows:



Erepeti,
Te Reinga,
Rangiahua,
Arimawha,
Pakowhai,
Whetumarama
Whaakirangi,
Tawhiti-a-Maru,
Hurumua,
Hinemihi,
Taihoa,
Kihitu,
Te Huki,
Ruawharo,
Putahi Marae.

The Chair of **Tatau Tatau o Te Wairoa** was also in attendance.

Participants were disappointed at not being able to talk to the other Councillors on the night, considering they wished to know whether Maori wanted Maori constituencies? However, all were happy to see our currently elected Councillor, Charles Lambert. Very pleased with the turnout and myself and Katarina are now working with our community towards lodging submissions. Also made a request to our Governance team to allow submissions to be heard via zoom to save our whanau travelling to Ahuriri – very much appreciated, thank you.

Staff have also agreed to send out a further 200 copies to the Wairoa Taiwhenua office so that we can distribute to our Maori organisations and other businesses to further ensure an increased opportunity for our hapori to engage.

2. NZ MAORI COUNCIL – MAORI COMMITTEE ELECTIONS

Wairoa now have nine Maori Committees within its district. Awaiting the Tairāwhiti District Maori Council hui where the three delegates for the NZ Maori Council will be selected.

The NZ Maori Council have also asked Wairoa to hold a submissions hui with their lawyers on the current RMA reform and Water Commission. Only six hui are scheduled in Aotearoa and we are most fortunate to hold one in Te Wairoa.



3. MATANGIRAU RESERVES BOARD –

Tatau Tatau o Te Wairoa Representation

Katarina and I, along with another wahine Elizabeth Palmer have been selected by Tatau Tatau to sit on the Matangirau Reserves Board. This is a three-year term and was created through the Tatau Tatau settlement.

4. HINEMIHI NURSERY 2021 – Wairoa Awa Restoration Group

Photo left of our native rakau ready for 2021 planting – around 4,000. We are also making application to increase production in our nursery through the Te Mana o Te Wai fund in collaboration with the Wairoa Taiwhenua. If successful will incorporate Kaimahi mauri workers in the environment space around our awa Te Wairoa Hopupu Honengenenge Matangirau. There will be a variety of mahi including nursery work, rakau planting maintenance, pest control and Matauranga Maori monitoring work.

Matauranga Maori Marae ora funding workshops were held in order to support Marae to apply to internal affairs.

Items of Note / for Action

Request has been made to investigate the newly installed toilets at the Freedom

Camping site below a site of significance Rangihoua.

Hawke's Bay Regional Council Māori Committee

Take Ripōata ā Takiwā



TE TAIWHENUA O TAMATEA INC.

Kitchener Street, Waipukurau 4200

P 06 858 7206 | E Tamatea.taiwhenua@xtra.co.nz

Overview

The volume of activities for Tamatea continues to be very high and all involved are settling into their respective and in some cases new roles.

1. **POU MANA WHAKAHAERE (Governance)**
Future planning The Taiwhenua is engaged in an ongoing series future planning hui, which will run throughout the course of the year.

Kahui Tautoko Consultancy Ltd

Over the last two months Patrick Hape has supported the operationalising of the Policies and Procedures with training sessions, and the policies are being progressively implemented.

2. **POU TŪ ŌHANGA (Economic Development)**

Ngā Ara Tipuna

On 6 February the Ngā Ara Tipuna - Storytelling Trail Opening 2021 was held at the Taiwhenua Office to the Community. This will be a cultural and education treasure that the people of Tamatea/Central Hawke's Bay can be proud of. It will showcase our shared history and stories, and provide a place to share these stories with visitors to the district, as well as providing a valuable resource for teachers and students. This project is just the beginning in how we as tangata whenua tell and share our unique and vibrant history. The construction work on Pukekaihai is on track and the this a possibility that an official launch could take place during Matariki 2021.

Tihei Tamatea

Rakei Ora – creating pathways to employment

The marae restoration team has started at Te Whatuiāpiti Marae, which is the third Marae of the five. Due to a lack of supplies (COVID) they have had to split their time ending some of the crew to finish off jobs at Tapairu and Rakautatahi Marae. They are now into week 11 of the 22-week programme.

The Hon Nanaia Mahuta, the Minister for Local Government, will visit the team at Te Whatuiāpiti marae on Friday 26 March. She is coming to see their progress and the work completed to date.

They have also begun the 2nd phase of their training with the assistance from EIT who are helping them through Level 2 BCATS. The Heights Certificate is half way completed and will be finalised by 29 March which is the Falls and Rescue Activity.

He Ringa Ora

Tautoko Ratu and Ngaire Papuni-Pekepo have now settled into their roles since the launch of He Ringa Whānau Ora on 1 March. Te Ao Māori workshops focussing on a historic view to help our Tamatea whānau wellbeing have been undertaken. Networking has begun with Services and Agencies within the Community –hui has been held with Whare Maanaki.

-2-

He Kura Kainga – engaging Māori whānau with the Library

Te Rangimarie Ngarotata has been appointed to this position. She has been very busy in her role and thoroughly enjoying it. Implementing Māori/Pakeha signage around the Waipawa Library with the assistance of a local artist, she is also heading the Matariki celebrations for Tamatea this year.

3. POU Ō MATAORA (Environmental)**Whatūma Management Group**

Received notification the "Jobs for Nature" application has been shortlisted. The Team has been meeting regularly. On Wednesday 10 March held a "Meet and Greet" hui with the landowners around Lake Whatūma. Great bunch of people who are also passionate about the Lake and willing to have ongoing partnerships.

Beehives / Pouaka Pī

Relocation of some beehives to Mataweka Marae and Lake Whatūma by one of the locals. All involved with meet and an onsite visit will take place within the next two days.

Long tailed Bats / Pekapeka tou roa

The bat work is over for this year! The colonies are now starting to split up and roost in much smaller numbers. They will still be out and about at night foraging for insects and being social!

Discovered that the:

- "Makaretu Mob" have quite a large core roosting area focused around the Tukipo and Avoca streams. While many of the roosts were in native trees such as titoki and matai, there were also a significant number in old macrocarpa. 52 communal roosts - at least 55 breeding females, which is considered a healthy population.
- "Tukituki Tribe" have their core roosting area focused on the titoki forest on the river flats - a total 25 known communal roosts. This colony has at least 40 breeding females – again a pretty good-sized colony.
- New colony in Inglis Bush - a smallish colony of less than 20 breeding females, and so far, there are 13 known communal roosts.

The colonies are now starting to split up and will roost in much smaller numbers. They will still be out and about at night foraging for insects and being social!

4. POU MATAURANGA (Education)**Tuia Rangatahi 2021**

This is an innovative kaupapa designed to enhance rangatahi by building on their leadership skills through one-on-one mentorship with the Mayor. With the right support and the right opportunities, these young leaders can become drivers of social and economic change in their respective communities. It is great that Te Aomarama Ngarotata has taken up this challenge for 2021 and has attended her first wānanga in Hamilton.

Onward to Victory 1942-45

CHB Settlers' Museum has the World War Two exhibition, part 2 (1942 -45) presently showing. The focus is on Long Range Desert Group and the Māori Battalion with profiling soldiers from Central Hawkes Bay. Life in Central Hawkes Bay during war years remembered by locals. A war scene from the desert showcasing military vehicles and equipment.

HAWKE'S BAY REGIONAL COUNCIL**MĀORI COMMITTEE****Wednesday 07 April 2021****Subject: FOLLOW-UPS FROM PREVIOUS MĀORI COMMITTEE MEETINGS****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 and notes the "Follow-up Items from Previous Meetings" staff report.

Authored by:

Annelie Roets
GOVERNANCE ADVISOR

Approved by:

James Palmer
CHIEF EXECUTIVE

Attachment/s

- 1 [↓](#) Follow-ups from Previous Meetings

Follow-ups from previous Māori Committee Meetings

10 February 2021

	Agenda Item	Follow-up action required	Responsible	Status
1	Take Ripoata Ā Takiwā – Taiwhenua Representatives' Updates	Investigate putting up signs at popular shellfish gathering sites notifying public not to gather kaimoana for 3 days after heavy rainfall and to visit the LAWA website for the latest water quality information.	A Madarasz-Smith	Work under way
2	Take Ripoata Ā Takiwā – Taiwhenua Representatives' Updates	Schedule a wananga with expert staff, Taiwhenua and Council, tying everything (land, water, coast) together for the Kotahi Plan Change, and requirements for tangata whenua to ensure correct information and advice is provided through engagement	P Munro	Looking for potential dates as soon as possible after 1 June.
3	Take Ripoata Ā Takiwā – Taiwhenua Representatives' Updates	Explore opportunities to look at water allocation provisions for papakainga housing through TANK plan change	C Edmonds	Verbal update to be given on 7 April
4	Māori Representation on Hawke's Bay Regional Council	Submission to the Māori Affairs Select Committee supporting the Local Electoral (Māori wards and Māori constituencies) Amendment Bill on behalf of the Māori Committee	M McIlroy	Submission (Reference 1 following) lodged 11 February 2021
5	Reports from Regional Council and Committee Meetings	Nathan Heath to contact the the Guardians of the Ruakituri River group to discuss mana whenua engagement and partnership in the initiative.	N Heath/ P Munro	Verbal update to be given on 7 April
6	Minor items for discussion	Request for working party to consider requirement for removal of whitebait stands	C Dolley	Verbal update to be given on 7 April
7	Minor items for discussion	Request for Council support to apply to the NZ Geographic Board to change the name of Clive River	J Palmer	Verbal update to be given on 7 April
8	Minor items for discussion	Report on Ahuriri chemical spill and potential impacts on Te Whanganui a Orotu Ahuriri Estuary	K Brunton	Verbal update to be given on 7 April
9	Minor items for discussion	Schedule a water allocation and consents wananga for Tamatea Taiwhenua and marae leaders	K Brunton	Verbal update to be given on 7 April
10	Minor items for discussion	Information on potential impacts of HBRC Economic planning on tangata whenua and how KPIs for Māori employment are being met	J Palmer	Verbal update to be given on 7 April
11	Minor items for discussion	Pakuratahi Awa – enter into discussions about river mouth opening to prevent flooding orchard developments	C Dolley	Verbal update to be given on 7 April

9 September 2020

	Agenda Item	Follow-up action required	Responsible	Status
12	Māori Committee Terms of Reference, Charter and Work Programme	Follow-up with District Councils, through the joint councils Policy Group, about the concerns raised in relation to "failure to identify" wahi tapu adequately, including potential of Te Kupenga as a 'register' of sites of cultural significance and wahi tapu	C Edmonds /P Munro	Verbal update to be given on 7 April

8 July 2020

	Agenda Item	Follow-up action required	Responsible	Status
13	Take Ripoata Ā Takiwā – Taiwhenua Representatives' Updates	Wairoa Taiwhenua Cultural Impact Report funded by HBRC 2019 to be completed and provided to Te Pou Whakarae	K Kawana/ P Munro	Will be distributed once received.

Reference 1

11 February 2021

Māori Affairs Select Committee
Parliament
Aotearoa / New Zealand



Tēnā koe / koutou rānei

SUBMISSION ON LOCAL ELECTORAL (MĀORI WARDS AND MĀORI CONSTITUENCIES) AMENDMENT BILL

Thank you for the opportunity to comment on the above Bill. This submission is made on behalf of the Hawke's Bay Regional Council Māori Committee which consists of mandated leadership from the four Taiwhenua of Ngati Kahungunu.

On Wednesday, 10 February 2021 the following was resolved:

RESOLUTIONS:

That the Māori Committee:

1. Receives and considers the "Māori Representation on Hawke's Bay Regional Council" staff report.
2. Supports the Council taking immediate action to:
 - 2.1. revoke the previous (18 November 2020) resolution to hold a poll on the establishment Māori constituencies at the next (2022) election, and
 - 2.2. resolve to establish Māori constituencies for the next (2022) election

**Eden/Apatu
CARRIED UNANIMOUSLY**

We support the amendments to Local Electoral Act 2001 as proposed.

For matters relating to this submission, please contact Michelle McIlroy at hinemihi316@gmail.com or 027 919 5363

Heoi ano, na

**Michelle McIlroy
Co-Chairperson
Hawke's Bay Regional Council Māori Committee**

Ngā mihi whakamārama ki te kaitiaki Take Kōwhiri o te Taiāwhi

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HAWKE'S BAY REGIONAL COUNCIL**MĀORI COMMITTEE****Wednesday 07 April 2021****Subject: CALL FOR MINOR ITEMS NOT ON THE AGENDA****Reason for Report**

1. This item provides the means for committee members to raise minor matters they wish to bring to the attention of the meeting.
2. Hawke's Bay Regional Council standing order 9.13 states:
 - 2.1 "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."

Recommendation

That the Māori Committee accepts the following "Minor Items Not on the Agenda" for discussion as Item 16:

Topic	Raised by

Authored by:

Leeanne Hooper
TEAM LEADER GOVERNANCE

Approved by:

Desiree Cull
STRATEGY AND GOVERNANCE
MANAGER

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: WHAKAKĪ CATCHMENT PILOT PROJECT CASE STUDIES & FINDINGS

Reason for Report

1. This item provides an update on the key findings of the Whakakī Catchment Pilot Project which concluded in February of this year.

Executive Summary

2. The Whakakī Catchment Pilot Project was initiated in 2017 as a collaboration between Ministry for Primary Industries (MPI), Wairoa District Council (WDC), Hawke's Bay Regional Council (HBRC) and the Whakakī Community. The initial emphasis of the project was to look at afforestation options in a highly eroding catchment with a significant culturally and ecologically iconic wetland as the ultimate destination of sediment.
3. Throughout the duration of the project, the project team has had to iterate and adapt to changes in focus, funding, and ability to work across the catchment community. A series of initiatives were undertaken through the project that provided insight into the challenges of working with communities at a local scale and processes which helped navigate that.

Strategic Fit

4. The project was initiated following on from work by Sean Weaver of EKOS who investigated options for HBRC to reduce greenhouse gas emissions while addressing the significant erosion problem in Northern Hawke's Bay hill country. Whakakī Catchment was identified as an ideal location to case study these options. http://www.carbonpartnership.co.nz/uploads/8/2/1/0/8210062/wairoa_slm_options_paper.pdf
5. Funding was initially provided through HBREDS and MPI to support the Matariki objective to "**Work with primary producers to ensure productivity gains deliver the improved environmental performance required for freshwater reform**". <https://www.hbrc.govt.nz/hawkes-bay/economic-development/matariki-hbreds/>
6. The project emphasis evolved into investigating options for hill country landholders to improve their environmental sustainability, while maintaining productivity and contributing to the social and cultural wellbeing of the Whakakī community.
7. Insights gained through this project reinforce the approach being taken with the Right Tree, Right Place proposal, with broadscale afforestation of *Pinus radiata* not desired by any landholders in the catchment, but most were prepared to continue with their planting programs on a more tactical basis.
8. The benefits of taking a joint collaborative approach with key stakeholders and the community provided multiple benefits, which are discussed in the presentation. HBRC is currently embarking on significant projects at a localised scale via hotspot and catchment scale interventions, and these are likely to increase in the future.

Background

9. Whakakī Lake is a culturally and ecologically significant Intermittently Closed/Open Lake (ICOL). In recent times water quality has deteriorated because of sediment and nutrients entering the lake and toxic levels of cyanobacteria have been measured both in the water and mahinga kai. The management of the lake level has been an ongoing issue for the community, with an opening in the past resulting in the lake level dropping too much over summer killing tuna and creating algal blooms. Conversely a reluctance to open the lake late in the year has resulted in the flooding of septic systems around Iwitea and the loss

of large areas of grazing land around the lake. This continues to be contentious within the community.

10. HBRC has a long history of activity in the Whakakī Catchment. MPI Hill Country Erosion Funding over 8 years enabled significant erosion control planting of hill country and fencing off riparian areas. Hotspot funding was used to fence and retire large areas around the Whakakī Lake. More than 7,000 trees have been planted both native and exotic and over 30km of streams and drains have now been fenced. Over 100 ha around Lake Whakakī has been retired and 18 ha restored.
11. The Whakakī Catchment Pilot Project was initiated in early 2017. Initially with a focus on hill country, the project was expanded to investigate options for bringing multiple strands of work together under a common community vision and aspiration via a coordinated approach. Funding for the Whakakī Freshwater Improvement Fund was approved in mid-2017. A co-design process was employed to build a better understanding of the community's aspirations and opportunities for collective projects and initiatives. Unfortunately, the Whakakī FIF project proved to be contentious within the community and to progress the Catchment Pilot Project the decision was made to refocus efforts into the upper catchment hill country landscape.
12. Commitment from the Whakakī Catchment Pilot project to fund a cultural impact assessment (CIA) in collaboration with the Whakakī FIF project enabled CIA's to be carried out by a nominated representative from both Iwitea and Whakakī Marae, which enabled a cultural audit of the project area and cultural protocols for undertaking work and the discovery of kōiwi tangata.
13. The co-design process was continued with in the upper catchment and in collaboration with landholders the decision was made to undertake farm plans throughout the catchment and later to investigate the financial implications of implementing these farm plans.
14. Farm plans were initially difficult to get wider farmer participation in. Concerns around the ultimate purpose of the plan and a lack of experience with farm plans themselves as a tool for farm management meant it took time to build support for the plans. Through a workshop and significant individual contact, ultimately 9 landholders participated, and 13 separate blocks were soil and land mapped and a detailed farm plan prepared. What proved particularly successful was having the same type of plan, done at the same time, financially supported and the ability to collectively discuss and work through those plans at a farmer workshop held 3 months after plans were completed. Significant enthusiasm by landholders was expressed for support to convert their farm plans to work plans that could be used for the Erosion Control Scheme or the 1 Billion Trees funding.
15. Three farm plans were selected by the group for a more detailed case study looking at the farm business cost of implementing farm plans, meeting new freshwater reform requirements, and offsetting the 5% Greenhouse Gas obligations in 2025. At the same time opportunities for increasing productivity were investigated. While the total cost of implementing plans differed between farms depending on size generally there was a similar impact on the annual EBIT/ha (earnings before interest and tax) at 20%. There were also significant opportunities identified for 2 of the properties for altering farm systems to increase productivity. Discussed further in the presentation.

Discussion

16. Co-design did prove to be a valuable exercise in enabling those participating to build a better understanding of each other's aspirations and values. Large amounts of information were gathered, and common themes were identified. The process of co-design did help build both trust and relationships within the community. It did highlight, however, that projects we as HBRC pre-define and regard as important do not necessarily align with what the community regards as important.
17. One of the challenges we had was in finding common ground with landholders around the purpose of farm plans. Landholders were reluctant to initially undertake farm plans and

were frustrated by the use of SedNET modelled maps being used to define where areas of high erosion risk occurred. This contrasted with their own experiences where erosion was more localised and nuanced in the landscape. This led to an emphasis in the farm plans themselves to identify those areas of greatest priority and obvious need rather than areas that could potentially erode in the future. Significant uncertainty exists for the implications of ultimately Kotahi on the amount of erosion control individual landholders will need to undertake to meet limits and targets.

18. Perhaps the greatest challenge for this project was the need to be highly adaptive and flexible in approach. The project went through multiple iterations in response to different issues including funding, local politics, and changes in emphasis. The flexibility provided by funders and HBRC was critical to the success of the project. It does highlight that just because an area is ecologically significant does not necessarily mean that the community is willing to work together on it. The transactional cost of building relationships to undertake work in these areas can be large and time consuming.

Next Steps

19. Several future opportunities were identified through the project:
 - 19.1. The reformation of the Whakakī Catchment Group, which has widespread support within the community
 - 19.2. Extending out from the Catchment Pilot other localised farm planning processes and workshops
 - 19.3. Following up with landholders to support the implementation of their plans and access to funding.
20. Further opportunity exists for linking farm plans to broader community aspirations including the potential for local employment and building a relationship between landholders and the local nursery for the supply of trees and labour.

Decision Making Process

21. 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 “Whakakī *Catchment Pilot Project Case Studies and Findings*” staff report.

Authored by:

Nathan Heath
AREA MANAGER NORTHERN HAWKE'S
BAY

Approved by:

Pieri Munro
TE POU WHAKARAE

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: VERBAL EDNA WATER SAMPLING PRESENTATION

Recommendation

That the Māori Committee receives the verbal "eDNA Water Sampling Presentation".

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: CDEM TANGATA WHENUA ENGAGEMENT

Reason for Report

1. The purpose of this report is to receive advice from the Committee on the engagement of the Hawke's Bay Civil Defence Emergency Management (CDEM) Group with tangata whenua on the review of the 5 year Group Plan and to provide an opportunity for a wider discussion of how Hawke's Bay CDEM can better engage and partner with tangata whenua into the future.
2. Staff will give a short presentation at the meeting and will be available for questions.

Executive Summary

3. The Committee is asked to note that the outcomes sought with regard to engagement and partnership with tangata whenua in CDEM have not been formally considered by both parties in the past.
4. The CDEM Group, as a shared service across the five councils, has the responsibility to consider and put into effect the principles of the Te Tiriti o Waitangi.
5. It is recommended to the Committee that in providing for engagement and partnership that this be considered as two interrelated workstreams being governance/strategy and operational readiness and response.
6. It is asked that the Committee confirm an approach to engaging and partnering with tangata whenua with regards to governance and strategic planning.

Background

7. The current CDEM Act 2002 is silent on Te Tiriti and engagement with tangata whenua. As a result, past conversations with tangata whenua on CDEM have been at a very operational level usually with individual hapū on preparedness and the use of marae during an emergency. There are, however, pockets of good practice across the Hawke's Bay region and this needs to be built on moving forward.
8. In 2018 the Government announced a programme of Emergency Management System Reforms. One of these reforms was to provide greater recognition, understanding and integration of iwi/Māori perspectives and tikanga in emergency management. This is across the system before, during and after an event. This is likely to include a requirement that tangata whenua are represented on the Joint Committee and the Coordinating Executives Group.
9. These reforms have been delayed due to the restructure of the National Emergency Management Agency and recent events including the ongoing response to COVID-19. Work has resumed on these reforms and amendments to the CDEM Act are expected in the latter half of 2021.
10. The Group Plan is the strategic plan for the CDEM Group which sets the strategic goals and objectives for CDEM to achieve its vision of *He Aumangea Hapori ki Te Matau a Māui* across the communities in Hawke's Bay.
11. The current Hawke's Bay CDEM Group Plan was completed in 2014 and is reflective of the current approach in the CDEM Act and as such is silent on engagement with tangata whenua. A review of this Plan will commence shortly, and officers can see no reason why the proposed changes as outlined in para 9 of this report cannot form part of the Group Plan review process.

12. Both the COVID-19 and Napier Rain Event responses provided opportunities for partnerships to be developed and tangata whenua-led responses to occur with the support of CDEM where appropriate. These responses in particular have led to the further development of relationships at an operational response level and a desire to continue to build this relationship and capability.

Discussion

13. In looking at the overall system, staff have identified that for the purposes of providing for better engagement and partnership with tangata whenua and achieving improved civil defence and emergency management outcomes, there are two related areas for consideration.
14. Firstly, there are the governance/strategic functions of the CDEM Group. This sets the strategic outcomes and objectives sought for CDEM. This is led by a Joint Committee of the Councils (Mayors and Chair) through the development of the Group Plan (which has the force of legislation) and by providing governance input into the Plan's implementation.
15. The second functional area is at the more operational level particularly during a response, but equally in community resilience and recovery. A good example of this would be the engagement with the Taiwhenua through Tihei Mauri Ora during the COVID-19 lockdowns this time last year.
16. It is recommended to the Committee that they give direction to the Hawke's Bay CDEM Group on how it should engage and partner with tangata whenua in the strategic/governance functions mentioned above, and in the review of the Group Plan in particular.
17. One of the options officers would like the Committee to consider is whether it is advisable to hold a hui to fully discuss the issues and potential pathways forward. In discussions with Mr Pierie Munro, it is recommended that the appropriate level for this governance discussion would be with Ngāti Kahungunu Iwi Incorporated and the Wairoa, Te Whanganui-ā-Orotū, Heretaunga, Tamatea Taiwhenua.
18. Once there is agreement on how the governance and partnership arrangements can work, there will be opportunities to work on more operational matters and how this works in readiness and response with coordinating organisations such as Tehei Mauri Ora, Taiwhenua and individual hapu and marae.

Next Steps

19. There currently is no "set process or structure" as to how CDEM should engage and partner with tangata whenua. There is therefore an opportunity to develop an approach which recognises the mana and aspirations of tangata whenua in emergency management, and how the Hawke's Bay CDEM Group can partner with and support tangata whenua to achieve this.
20. Staff are of the view that building this relationship will take time, but there is an opportunity to do this in a way which suits both tangata whenua and CDEM while achieving the outcomes of looking after the long-term safety of people, and their ongoing welfare during an emergency.
21. There is, however, an opportunity for the relationship with tangata whenua to be better articulated, with outcomes and objectives, in the Hawke's Bay CDEM Group Plan which is being reviewed this year.

Decision Making Process

22. 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 considers the “CDEM Tangata Whenua Engagement” report and associated request for advice on the engagement with tangata whenua on the review of the 5 year Group Plan.

Authored by:

Ian Macdonald
GROUP MANAGER/CONTROLLER

Approved by:

Pieri Munro
TE POU WHAKARAE

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: REPORTS FROM REGIONAL COUNCIL AND COMMITTEE MEETINGS**Reason for Report**

1. This item provides information from recent meetings attended by the Committee Co-chairs and representatives on Council committees, and the opportunity for the Māori Committee representatives to discuss any matters of particular interest arising from those meetings.

Corporate and Strategic Committee (C&S)

2. Peter Eden represents the Māori Committee on the C&S, which met on 3 March 2021 to consider:
 - 2.1. The **Recovery Fund Projects** agenda item sought the Corporate & Strategic Committee's recommendation to Council to commit \$400,000 of the remaining \$700,000 Recovery Fund, established through the 2020-21 Annual Plan, towards two projects – a Jobs for Nature Private Land Biodiversity Fund application and the development of a constructed wetland in the Tukipo catchment
 - 2.2. **Report from the 17 March Finance Audit and Risk Sub-Committee meeting (FARS)** item reported to the Corporate and Strategic Committee (C&S) on the meeting's proceedings including:
 - 2.2.1. The **Six Monthly Risk Report and Risk Maturity Update** and introduction of Karen Walters, Information Management Advisor, who presented about the risks associated with information and the project plan to mitigate those risks
 - 2.2.2. The **Internal Audit Work Programme Update** with discussions also covering the potential for an audit of Third party contractual agreements and MoUs
 - 2.2.3. The **Assurance Framework Relevant to S17a Reviews** item provided an update on the development of Council's Assurance Framework and where s17a reviews will fit within it
 - 2.2.4. The **2019-20 Annual Report Adoption Delay** provided an update on progress toward adoption of the Annual Report by Council on 24 February
 - 2.2.5. The **Quarterly Treasury Report for 1 October - 31 December 2020** provided an update on the performance of Council's investment portfolio. Representatives of Jarden, one of Council's investment fund manager's, spoke to the Corporate and Strategic Committee meeting about the state of investment markets and Council's investment returns.
 - 2.3. The **2020-21 Quarter 2 (1 October – 31 December 2020) Financial Report** item provided the Committee with financial results for the first half of the 2020-21 financial year.
 - 2.4. **Organisational Performance Report for period 1 October to 31 December 2020** provided second quarter results for the 2020-21 financial year, with highlights including introduction and demonstration of a new dashboard that provides councillors with the ability to drill down to underlying detail and filter by area of interest.

Regional Transport Committee (RTC)

3. Api Robin represents the Māori Committee on the RTC, which workshopped and commenced hearing submissions on the Regional Land Transport Plan on 12 March 2021:
 - 3.1. **Regional Land Transport Plan Submissions** report introduced the Hearing of submissions on the Draft Regional Land Transport Plan from those who wish to be heard, receiving 7 verbal submissions with the remaining 23 to be heard on 9 April
 - 3.2. **Transport Manager's March 2021 Report** traversed a range of topical transport issues, including the Regional Cycling Governance Group; RoadSafe programme; Driver Licensing programme; Climate Change Considerations; Considerations of Tangata Whenua as well as a snapshot of relevant transport matters from the Technical Advisory Group
 - 3.3. **NZTA Central Region – Regional Relationships Director's March 2021 Report** updated the committee on the current 2021-24 National Land Transport Programme development and dashboard; Waka Kotahi Investment Proposal; Aotearoa Urban Street Guide; Public attitudes to road safety and provided updates on roading improvements on state highways in the region
 - 3.4. **March 2021 Public Transport Update** provided the Committee with an update on the new bus ticketing system (BEE), the effects of Covid-19 on public transport; statistical data on Public Transport Service trips undertaken; Public Transport Service costs and the Total Mobility Scheme and trips.
 - 3.5. **Verbal updates by the Advisory Representatives** provided updates within their respective work programs and environments.

Regional Council

4. Co-chairs Michelle McIlroy and Mike Paku are invited to attend Regional Council meetings and workshops with full speaking rights. Since the Māori Committee last met on 10 February 2021, there have been 2 Regional Council meetings and 4 workshops to develop Council's Long Term Plan and Maori Representation consultation plan. The Co-chairs will provide a verbal update on Council discussions from those hui.

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 Maori Committee receives and notes the "Reports from Regional Council and Committee Meetings".

Authored by:

Annelie Roets
GOVERNANCE ADVISOR

Leeanne Hooper
TEAM LEADER GOVERNANCE

Te Wairama Munro
MAORI ENGAGEMENT COORDINATOR

Approved by:

**Pieri Munro
TE POU WHAKARAE**

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: SIGNIFICANT ORGANISATIONAL ACTIVITIES LOOKING FORWARD THROUGH APRIL 2021**Reason for Report**

1. The commentary following is for Committee members' information, to highlight significant areas of Council activity. Significant Council resources are being directed toward various initiatives, which reflect the Council's evolving agenda and it is considered important that Council and Committee members are consistently informed on progress in areas that have or may create a high external profile.

Whole of Region		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
Land Science	1. High resolution aerial imagery for 230 riparian sites due to be flown in the next few weeks weather permitting. This will form the basis of the region riparian monitoring programme.	Integrated Catchment Management Land Science
Land Science	2. Land science field trip as part of the HBRC youth climate camp	Integrated Catchment Management Land Science
East Coast Ballance Farm Environment Awards field day	3. After having been postponed twice due to Covid-19 alert levels, BFEA winners Evan and Linda Potter will be hosting a field day at their Elsthorpe property on 30 March	ICM Catchment Delivery
2021-31 Long Term Plan development	4. All supporting documentation and Consultation Document finalised for Council adoption on 24 March 2021 for consultation beginning 1 April.	All Groups
People & Capability (including Health & Safety)	5. Since January 2021 we have employed 26 new staff – 14 permanent and 12 fixed term. Therefore, recruitment and selection processes have continued to be a priority for the team. 6. Health and Safety Codes of Practice are under review 7. Ongoing HR/H&S induction training delivery for all new staff 8. Health and Safety Management Plan approved by Executive and signed by CE. 9. First Aid, Dealing with Aggressive People and 4WD training being coordinated	People & Capability
Outstanding Water Bodies Plan Change (PC7)	10. Hearings were held in the first week of December 2020. The Panel are currently drafting the decision which is expected prior to Easter 2021, but no confirmation of expected date has been received.	Strategic Planning Policy & Planning
Regional Land Transport Plan	11. The Regional Transport Committee has received 64 submissions on the Regional Land Transport Plan with around 30 submitters indicating they want to be heard. The RTC commenced hearing them on 12 March. A further hearing will be held on the 26 March to hear the remainder.	Strategic Planning Transport

Whole of Region		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
Catchment Services	<p>12. Myrtle rust has been identified in Hastings. DOC and Landcare Research are investigating. Myrtle rust is present in most regions in New Zealand. A New Zealand Myrtle Rust Strategy (2019-2023) has been developed in response to myrtle rust establishing in New Zealand.</p> <p>13. A Possum Control Area (PCA) survey will be conducted in March/April by Manaaki Whenua Landcare Research to get feedback from the community on possum management. Approximately 500 land occupiers will be called alongside sending 5,500 letters promoting an online survey. Feedback will be used to help guide the current PCA programme review.</p> <p>14. TB update - there are currently 15 infected herds with a further 12 being investigated.</p>	Integrated Catchment Management Biosecurity/ Biodiversity
Predator Free Hawke's Bay	<p>15. Possum eradication work in the Mahia Scenic Reserve undertaken by an external contractor continues.</p> <p>16. The PFHB team will continue to lay and refill baitstations, manage the monitoring network of wireless legholds and prepare for the barrier system to protect the peninsula long term.</p> <p>17. Education and research initiatives will continue in our project partnership with EIT and the Ōtātara Outdoor Learning Centre.</p>	ICM - Biosecurity/ Biodiversity

Northern Catchment		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
Mohaka Plan Change	<p>18. Staff are currently re-designing the project brief and programme of work with tāngata whenua and their project team. Critical tāngata whenua-led workstreams are being supported and resourced by HBRC. These workstreams are fundamental to the success of the plan by enabling tāngata whenua to be actively involved in the plan development process.</p>	Policy & Planning
Area Manager Activity	<p>19. Busy month in Wairoa with several issues raised and hui held.</p> <p>20. Engagement has been had with Tātau Tātau o Te Wairoa, Wairoa Taiwhenua, Rongomaiwahine Iwi Trust, Community Partnerships Group, TPK, Ngāti Rakaipaaka, Waikaremoana Tribal Authority.</p> <p>21. The final report for the Whakaki Catchment Pilot Case Study has been received and will be presented at the next EICC Meeting.</p> <p>22. A Whakaki FIF Governance hui has been planned this month.</p> <p>23. Significant local response to the Tsunami warning last week with several community meetings held to discuss options and community resilience plans for dealing with this in the future. Staff have also met locally to keep informed on our role in supporting the Wairoa EOC.</p>	Māori Partnerships
WDC Wairoa Wastewater discharge consents	<p>24. Hearing of the application by WDC to continue the discharge of wastewater to the Wairoa River was held 30 November & 1 December 2020. The panel has adjourned the hearing and has asked for experts to conference on specific matters. Expert conferencing has been scheduled for 7-9 April 2021</p>	Consents

Central Catchments		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
TANK plan change (PC9)	<p>25. Environmental science is preparing technical responses to many submissions received on the TANK plan change</p> <p>26. Staff are preparing the S42a reports in preparation of the hearings which are scheduled for May-June 2021</p>	Policy & Planning
Ngaruroro and Clive Rivers Water Conservation Order	<p>27. The Environment Court hearing on the Water Conservation Order began on 9 February 2021. Court proceedings were scheduled to adjourn on 19 February 2021. However, due to COVID level 3 restrictions in Auckland the second week of Environment Court hearing did not proceed.</p> <p>28. No date for rescheduled the hearing has been provided at the time of writing this update.</p> <p>29. Since 2017 HBRC has spent more than \$1 million on its involvement in the WCO Special Tribunal and Environment Court proceedings.</p> <p>30. HBRC staff will provide an update when the Courts decision on the WCO is made available.</p>	Policy & Planning
Heretaunga Plains Urban Development Strategy (HPUDS)	<p>31. Three councils (HBRC, NCC, and HDC) have commenced technical work on housing assessment – a broad-scale supply and demand typology of housing types and locations within the Napier Hastings urban area. The 2020 National Policy Statement for Urban Development directs the three councils to prepare the housing assessment by July 2021.</p>	Policy & Planning
Heretaunga Plains Scheme review	<p>32. Modelling of the Tūtaekurī and Ngaruroro Rivers complete. There are no significant issues to report on with regards to containing a 1 in 500-year event, however this excludes the effects of climate change. Climate change effects will be assessed at a later date, allowing for additional data to minimise the risk of over design.</p> <p>33. Modelling of the Lower Tukituki river has now commenced, this will be completed March 2021.</p>	Asset Management Regional Projects
Flood Control Schemes	<p>34. Resilience Funding PDU projects: Taradale stopbank geotechnical testing has been completed; analysis of results will dictate scope for engineered strengthening required.</p> <p>35. Moteo stopbank geotechnical assessments will follow on from the Taradale site, results from these assessments will form the basis of scope of works for engineered strengthening works at both sites.</p> <p>36. Site prioritisation for HPFCS has been developed based on river modelling outputs, condition assessments and consequence of failure of assets. There are twelve proposed site which have been programmed into IRG project plan for years 2 and 3.</p>	Asset Management Engineering Regional Projects
Lake Tūtira	<p>37. Kahikanui stream bridge is due to be constructed this month, contractor starts on site early March 2021.</p> <p>38. Logging to make room for forest roads and processing sites will be complete by April 2021, road construction complete by May 2021</p>	Asset Management Regional Projects ICM - Freshwater quality and ecology
Gravel Management	<p>39. All contractors and industries have been updated on upcoming changes with global consent implementation. Asset Management team is working with consent authority to find a suitable solution for rivers which are not part of the global consent.</p>	Asset Management Consents, Schemes

Central Catchments																										
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section																								
Heretaunga Plains water take renewals	40. Takes from the Heretaunga Plains unconfined aquifer (approx. 200 lodged) expired 31 May 2018 and are being exercised under s124. These are being processed as a group and are being kept on hold while the TANK Plan Change advances.	Regulation Consents																								
NCC / HBRC Westshore tidal gates and NCC Lagoon Farm stormwater discharge consents	41. Draft consents conditions have been circulated to the applicants and Consents are waiting for final feedback. 42. HBRC (AMG) meeting with NCC during the week of 22 February to finalise process. 43. The Planning consultant for NCC is currently preparing feedback to the draft consent conditions.	Regulation Consents																								
Incidents and Enforcement	<p>44. Pollution Response and Enforcement received 592 incidents (Air 377, Land 96, Surface water 93, Coastal 23, Ground Water 3) logged through our hotline for the period 1 July 2020- 20 January 2021.</p> <p>45. Total infringements for year to date 1/7/20 – 18/02/21 = 52</p> <table border="1"> <thead> <tr> <th>Infringement no.</th><th>RMA section breached</th><th>Discharge of contaminants to:</th></tr> </thead> <tbody> <tr> <td>12</td><td>15(1)(a)</td><td>Water</td></tr> <tr> <td>10</td><td>15(1)(b)</td><td>Land where may enter water</td></tr> <tr> <td>6</td><td>15 (1)(c)</td><td>Industrial or trade premises to air</td></tr> <tr> <td>5</td><td>15(1)(d)</td><td>Industrial or trade premises to land</td></tr> <tr> <td>21</td><td>15(2A)</td><td>Air or land where breaches our RRMP</td></tr> <tr> <td>1</td><td>22(2)</td><td>Failure to supply information (name and address) to an enforcement officer</td></tr> <tr> <td>2</td><td>338(1) (c)</td><td>Breach of Abatement Notice</td></tr> </tbody> </table> <p>46. Ten active prosecutions-initiated year to date (18/02/21) at various stages, which we are unable to comment publicly on.</p>	Infringement no.	RMA section breached	Discharge of contaminants to:	12	15(1)(a)	Water	10	15(1)(b)	Land where may enter water	6	15 (1)(c)	Industrial or trade premises to air	5	15(1)(d)	Industrial or trade premises to land	21	15(2A)	Air or land where breaches our RRMP	1	22(2)	Failure to supply information (name and address) to an enforcement officer	2	338(1) (c)	Breach of Abatement Notice	Regulation Compliance & Enforcement
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Hawea Historical Park / Karamu Stream Diversion	47. Hawea Park Draft Management plan is drafted and under review with HBRC. Awaiting cultural information from committee. 48. Stage 3 of the development is underway with detailed design for the widening of the confluence completed and waterway enhancement design completed and shared with the management committee.	Asset Management Open Spaces Regional Assets																								
Waitangi Regional Park	49. Stage 3 of the development including vehicle access to the river, finalising marquee area underway for completion in June 2021. Extensive invasive tree removal completed on the Railway wetland in advance of the winter planting by HBRC, Fish & Game and Napier Forest & Bird.	Asset Management Regional Projects																								
NCC Municipal Wastewater	50. NCC operating in accordance with consent. Abatement notices for repair works have been cancelled.	Regulation Compliance & Enforcement																								
Omaranui Landfill expansion	51. The resource consent applications for the Omaranui Landfill expansion were notified on Tuesday 19 January 2021. Submissions closed Wednesday 17 February 2021. 52. HDC are currently meeting with all submitters individually and have asked for a time extension while they undertake this consultation. 53. The hearings Committee will be convened in April to appoint a hearing panel.	Regulation Consents																								

Central Catchments		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
Clive River Dredging and discharge of dredge materials	54. Asset Management is planning to dredge the lower reaches of the Clive River and resource consent applications have been lodged for the dredging and the discharge of dredged material. The application has been assessed by external consultants. Further information has been requested for this application by the Consents section. This information will be submitted by end of March.	Asset Management Regulation Consents
Bayview/ Whirinaki Cycleway	55. Confirmation of route selection based on property easement agreements. Liaison with TLAs, NZTA and affected landowners regarding preferred route and associated costs. Recommendation on preferred route, associated risks, and costs due March 2021.	Asset Management Regulation Regional Projects

Southern Catchments		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
CHBDC Wastewater discharge consents	56. CHBDC completed the removal of ineffective wetland treatment systems at Waipawa/Waipukurau WWTP as part of required upgrades under the enforcement order. An improvement in treatment quality has been noticed in sampling to date. 57. The upgrades will be completed in 9 phases across 5 projects, more information can be found here . 58. Porangahau and Te Paerahi replacement applications for the municipal wastewater systems have been lodged and formally accepted.	Regulation Consents & Compliance
Production land use consents - Tukituki catchment	59. To date 42 complete production land use activity consents have been lodged. A further 90 landowners have responded to letters sent asking them for an update and explanation. 60. Compliance staff issued two abatement notices to two landowners for not providing a farm environmental management plan (FEMP).	Regulation Consents & Compliance
Upper Tukituki Flood Control Scheme	61. Waipawa river erosion above SH50. Concrete akmons have been installed on the left bank, rope and rail groynes are being fabricated. Significant earthworks have commenced on site. 62. Upper Tukituki gravel extraction. UAV survey post processing to determine gravel availability and confirm design grades. Material testing of all rivers due to commence March. Three new accesses formed to assist with gravel extraction. Collaborative framework agreement partially drafted. 63. CHBDC Tukituki Trails PGF project – CHB MOU being drafted.	Asset Management Regional Projects, Schemes
Porangahau Catchment Freshwater Improvement Fund (FIF) application	64. On the back of a successful FIF application, the Porangahau Catchment Group are working with staff to finalise a 'project work programme' (due at the end of this month). Once approved, the project will secure up to \$2.15 million over 3 years for catchment works; including waterway protection/enhancement, pest and weed control and farm planning. Note that this funding is leveraged from existing work programmes and resource, so does not require additional council investment.	ICM Catchment Delivery
Aramoana (Te Ikatiere) fencing	65. Fencing materials and equipment are on site with fencing due to start this month. Approximately 2.4km of deer fencing with be used to retire the 43ha block. A small amount of planting is planned for this winter.	ICM Catchment Delivery

Southern Catchments		
Project / Activity Description	Significant Upcoming Milestone(s)	Group /Team or Section
Silver Fern Farms Takapau consents	66. Consents for Silver Fern Farms to discharge process water from the Takapau Meat Processing Plant are in process. The applications were notified on 23 Jan 2021 and submissions closed 22 Feb. It is anticipated matters raised can be resolved without a hearing.	Consents
Tranche 2 consents	67. Applicants seeking Tranche 2 water have submitted modelling results for taking and offsetting effects on the environment. HBRC has provided feedback on these. Report to be finalised by the applicant and submitted with an updated AEE by March.	Consents
Te Mata Mushroom Company, Waipukurau site,	68. Te Mata Mushroom Company proposed compost production operation at a new site on Mt Herbert Road, Waipukurau. An updated application has been submitted. Further information has been requested. The application remains on hold until the further information has been received. The time for this has been extended.	Consents

Decision Making Process

- 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 ***Significant Organisational Activities Looking Forward through April 2021*** staff report.

Authored by:

Mike Alebardi
ACTING MANAGER COMPLIANCE

Mary-Anne Baker
ACTING TRANSPORT MANAGER

Sarah Bell
TEAM LEADER STRATEGY AND PERFORMANCE

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AREA MANAGER NORTHERN HAWKE'S
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MARINE BIODIVERSITY**

**Malcolm Miller
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**Mark Mitchell
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**Liana Monteith
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**Nichola Nicholson
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**Thomas Petrie
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& ENHANCEMENT PROJECTS**

**Dr Jeff Smith
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**Jolene Townshend
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CATCHMENT MANAGEMENT**

**Mona Wells
TEAM LEADER
HYDROLOGY/HYDROGEOLOGY**

Approved by:

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GROUP MANAGER POLICY &
REGULATION**

**Chris Dolley
GROUP MANAGER ASSET
MANAGEMENT**

**Iain Maxwell
GROUP MANAGER INTEGRATED
CATCHMENT MANAGEMENT**

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

MĀORI COMMITTEE

Wednesday 07 April 2021

Subject: APRIL 2021 STATUTORY ADVOCACY UPDATE

Reason for Report

1. This item reports on proposals forwarded to the Regional Council and assessed by staff acting under delegated authority as part of the Council's Statutory Advocacy project.
2. The Statutory Advocacy project (Project 196) centres on local 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 summary 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 the "April Statutory Advocacy" report.

Authored by:

Ellen Robotham
POLICY PLANNER

Nichola Nicholson
POLICY PLANNER

Approved by:

Ceri Edmonds
MANAGER POLICY AND PLANNING

Attachment/s

- 1 [↓](#) April 2021 Statutory Advocacy Update

Statutory Advocacy Update (as at 23 March 2021)

Note: updates since reporting for previous RPC meeting (10 March 2021) are provided in red text

TABLE 1: NATIONAL PROPOSALS

Received	Proposal	Agency	Status	Current Situation
10 Feb 2021	<p>Reforming the Resource Management System</p> <p>The Government plans to repeal the Resource Management Act 1991 (RMA) and replace it with three new pieces of legislation.</p> <p>The reform is based on the findings of the comprehensive review of the resource management system which were released last year (see to earlier proposal below).</p> <p>https://www.mfe.govt.nz/rma/resource-management-system-reform</p>	Ministry for the Environment (lead) in association with various other Ministries	Information only (for now)	<p>[For more details, refer separate item presented to Regional Planning Committee meeting on 10 March 2021].</p> <p>The three new Acts are proposed to be the:</p> <ul style="list-style-type: none"> • Natural and Built Environments Act (NBA) to provide for land use and environmental regulation (this would be the primary replacement for the RMA) • Strategic Planning Act (SPA) to integrate with other legislation relevant to development, and require long-term regional spatial strategies • Climate Change Adaptation Act (CAA) to address complex issues associated with managed retreat and funding and financing adaptation. <p>At this time, there is no formal submission process or public feedback opportunity currently open.</p>
8 Dec 2020	<p>Water Services Bill</p> <p>This omnibus bill will implement the Government's decision to comprehensively reform the drinking water regulatory system, with targeted reforms to improve the regulation and performance of wastewater and stormwater networks.</p> <p>The main purpose of this Bill is to ensure that drinking water suppliers provide safe drinking water to consumers.</p>	Health Select Committee	Submissions closed 6 March 2021	<p>A joint submission was lodged on the Bill on behalf of the following agencies: Central Hawke's Bay District Council, Hastings District Council, Hawke's Bay Regional Council, Napier City Council, Wairoa District Council and the Hawke's Bay District Health Board.</p> <p>Copy of the full joint submission can be found at HBRC Submissions.</p>

Received	Proposal	Agency	Status	Current Situation
26 Nov 2019	Draft National Policy Statement for Indigenous Biodiversity (NPS-IB) The proposed NPS-IB sets out the objectives and policies to identify, protect, manage and restore indigenous biodiversity under the Resource Management Act 1991. https://www.mfe.govt.nz/publications/biodiversity/draft-national-policy-statement-indigenous-biodiversity	Ministry for the Environment	Public feedback closed 14 March 2020. Anticipating announcement by Minister ~mid 2021	HBRC, NCC, HDC and CHBDC lodged a joint submission. The cover letter and a copy of the full submission can be found at HBRC Submissions . Associate Minister for Environment Nanaia Mahuta agreed to extend the timeframe of the delivery of the proposed NPS-IB to April 2021 (delayed due to COVID-19). The longer timeframe means the joint project team (Ministry for the Environment and the Department of Conservation) can now work on an implementation plan to support the roll-out of the policy statement once it is finalised, while working to address feedback from consultation. HBRC staff anticipate Ministers will make further announcements about finalising of the NPS-IB in mid 2021.
14 Aug 2019	National Policy Statement – Highly Productive Land (NPS-HPL) MPI and MfE have prepared a draft NPS to improve the way highly productive land is managed under the RMA. https://www.mpi.govt.nz/news-and-resources/consultations/proposed-national-policy-statement-for-highly-productive-land/	Ministry for Primary Industries	Public feedback closed 10 October 2019. Anticipating announcement by Minister ~mid 2021	HBRC, NCC, HDC and CHBDC made a joint submission which can be found at HBRC Submissions . The National Policy Statement on Highly Productive Land has been delayed until the middle of 2021 because of the need for MFE officials to focus on the COVID-19 response. HBRC staff anticipate Ministers will make further announcements about finalising of the NPS-HPL by mid 2021.

TABLE 2: TERRITORIAL LOCAL AUTHORITY PROPOSALS

Received	TLA	Proposal	Applicant/ Agency	Status	Current Situation
March 2021	HDC	Proposed Plan Change 3 A plan change proposing specific policies and rules be inserted into the District Plan. Proposed amendments would permit marae, subject to performance standards, within the Plains Production and Rural zones of Hastings District.	Hastings District Council	Notified. Submissions closed 12 March 2021	<ul style="list-style-type: none"> Planning staff reviewed proposed Plan Change 3 and concluded a formal written submission is not necessary at this time.

Received	TLA	Proposal	Applicant/ Agency	Status	Current Situation
Aug 2020	NCC	Resource Consent Application Consent is sought to develop 162 dwellings and a staged subdivision as a gated community at 16 and 38 Willowbank Avenue, Te Awa.	Applicant Durham Property Investments Limited Agent Development Nous Limited	Notified Hearing not required	<ul style="list-style-type: none"> HBRC lodged submission opposing the application based on concerns regarding natural hazards including tsunami inundation, stormwater, earthworks and transport connectivity. A copy of the submission can be found at HBRC Submissions. Staff and applicants held a meeting to discuss options to address HBRC's concerns. Conditions have been agreed and included within the recommended conditions suite to the decision maker.
July 2020	NCC	Application to Ministry of Transport Pipeline Protection Zone under the Submarines Cables and Pipeline Protection Act 1996 Application made to seek protection for submarine pipes in the coastal marine area.	Napier City Council, Hastings District Council, Pan Pac Forest Products Ltd	Application made June 2020 – public feedback closed July 2020	<p>Previously.... Feedback submitted. A copy of HBRC's submission can be found at HBRC Submissions.</p> <p>No update from NCC at time of writing relating to applications status.</p>
March 2020	NCC	Napier City Council District Plan Review – Discussion Documents NCC released and sought public feedback on discussion documents relating to the following topics: 'Ecosystems & Indigenous Biodiversity', 'Natural Features and Landscapes', 'Built Heritage' & 'Greenfield Growth in the Hills'.	Napier City Council	Discussion documents released – public feedback closed 1 May 2020.	<p>Previously... Napier City Council have publicly launched a review of their district plan. There will be further opportunities during NCC's District Plan Review process for HBRC to provide feedback and influence content.</p> <p>Submissions lodged separately on Ecosystems and Indigenous Biodiversity, and Greenfield Growth in the Hills. Copies can be found at HBRC Submissions.</p>
May 2019	CHBDC	Central Hawke's Bay District Plan Review CHBDC are undertaking a full review of the District Plan. A new proposed district plan is anticipated to be publicly notified in May 2021.	Central Hawke's Bay District Council	Pre-notification consultation draft district plan released for comment. Comments close 16 April 2021	<p>Planning staff currently reviewing relevant sections of draft district plan. Written comments still to be confirmed.</p> <p>Previously, feedback had been provided on earlier discussion documents. A copy of HBRC's earlier feedback can be found at HBRC Submissions.</p>

Received	TLA	Proposal	Applicant/ Agency	Status	Current Situation
18 Jan 2016	WDC	Resource Consent Application 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	Previously... <ul style="list-style-type: none"> 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 HBRC Submissions. HBRC staff and applicants have held discussions about potential alternative clearance proposals.
8 Nov 2013	HDC	Proposed Hastings District Plan 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	Previously... <ul style="list-style-type: none"> Over 40 separate appeals were lodged against HDC's decisions by other groups and individuals. HBRC joined as a section 274 interested party to proceedings on eleven (11) of those appeals. All but one of those appeals has been resolved. That last one will be awaiting the appellant to prepare a draft 'structure plan' for their development area in Havelock North. HDC issued its decisions on 12 September 2015. Council staff reviewed the decisions and were satisfied that HBRC's submission has been appropriately reflected so did not need to lodge an appeal itself.

TABLE 3: OTHER PROPOSALS

Received	Proposal	Agency	Status	Current Situation
9 Dec 2017	HB Fish and Game Council's Draft Sports Fish and Game Management Plan A draft management plan under the Conservation Act to eventually replace the current 2005 Sports Fish and Game Management Plan for the HBFG region.	HB Fish and Game Council	Notified, Submissions closed. Hearing pending	Previously... Submission lodged. A copy of HBRC's submission can be found at HBRC Submissions .

Received	Proposal	Agency	Status	Current Situation
24 July 2017	Application for Water Conservation Order (WCO) Application for a WCO for the Ngaruroro River & Clive River	Applicants NZ Fish & Game Council, HB Fish & Game Council; Whitewater NZ; Jet Boating NZ; Operation Patiki Ngāti Hori ki Kohupatiki Marae; Royal Forest & Bird Protection Society	Special Tribunal Recommendation Report Released. Environment Court Inquiry in progress	<ul style="list-style-type: none"> The Environment Court hearing began on 9 February 2021. Court proceedings were scheduled to adjourn on 19 February 2021. However, due to COVID Level 3 restrictions in Auckland the second week of the Environment Court hearing did not proceed. Hearings have been rescheduled and will commence the week of the 14 June 2021. HBRC staff will provide an update when the Court's decisions on the WCO are made available. <p>For more information, see: https://www.epa.govt.nz/public-consultations/decided/water-conservation-order-ngaruroro-and-clive-rivers/</p>
Various	Marine and Coastal Area (Takutai Moana) Act 2011	Applicants Ngāti Pāhauwera Development Trust, Maungaharuru Tangitū Trust, Ngai Tāhū O Mohaka Waikare, Ngati Parau Hapu (Waiohiki Marae Board of Trustees)	Hearing finished, High Court Judge's decision pending	<ul style="list-style-type: none"> Hearing concluded on the 27th of March No date for decision proposed.

HAWKE'S BAY REGIONAL COUNCIL**MĀORI COMMITTEE****Wednesday 07 April 2021****Subject: DISCUSSION OF MINOR ITEMS NOT ON THE AGENDA****Reason for Report**

1. This document has been prepared to assist committee members note the Minor Items to be discussed as determined earlier in Agenda Item 8.

Topic	Raised by

HAWKE'S BAY REGIONAL COUNCIL**MĀORI COMMITTEE****Wednesday 07 April 2021****Subject: CONFIRMATION OF THE PUBLIC EXCLUDED MINUTES OF THE
MAORI COMMITTEE MEETING HELD ON 10 FEBRUARY 2021**

That Hawke's Bay Regional Council excludes the public from this section of the meeting being Confirmation of Public Excluded Minutes Agenda Item 17 with the general subject of the item to be considered while the public is excluded; the reasons for passing the resolution and the specific grounds under Section 48 (1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution being:

GENERAL SUBJECT OF THE ITEM TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION	GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF THE RESOLUTION
Long Term Plan 2021- 31 Development Update	7(2)s7(2)(i) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to enable the local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

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Approved by:

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**STRATEGY AND GOVERNANCE
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