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## Clifton to Tangoio Coastal Hazards Strategy Joint Committee

## Follow-ups from 24 September 2021 Committee meeting

Task	Agenda Item	Actions	Resp.	Status/Comment
1.	Follow-ups	<ul style="list-style-type: none"> <li>Project timeframes, key matters, and decision gateways – Cr Tania Kerr requested an overview of the matters facing the Committee now and over the coming year or so; setting out the timelines envisaged for each matter and the processes that need to be worked through.</li> </ul>	TAG	<ul style="list-style-type: none"> <li>Completed</li> </ul>
2.	Project Managers Update	<ul style="list-style-type: none"> <li>Managed Retreat workstream will be reported upon at the November 2021 meeting</li> </ul>	TAG	<ul style="list-style-type: none"> <li>The draft Managed Retreat Report has been delayed due to illness. Draft report is expected to be with TAG for review before the end of the year.</li> </ul>
3.	Project Managers Update	<ul style="list-style-type: none"> <li>Budget matters (particularly for community consultation) will be reported upon at the November 2021 meeting</li> </ul>	TAG	<ul style="list-style-type: none"> <li>A verbal update will be included in the Project Manager's Update on 19 November 2021.</li> </ul>
4.	Current Coastal Projects Update	<ul style="list-style-type: none"> <li>Capeview Corner item no longer needs to be reported upon as works are completed.</li> </ul>	TAG	<ul style="list-style-type: none"> <li>Actioned.</li> </ul>

## Follow-ups from 4 June 2021 Joint Committee meeting

Task	Agenda Item	Actions	Resp.	Status/Comment
5.	Coastal Hazards Funding Review	<ul style="list-style-type: none"> <li>MoU between Councils to be started as soon as possible with the intention that a draft MoU is available for Councils to consider in their July meetings.</li> </ul>	TAG	<ul style="list-style-type: none"> <li>A Memorandum of Transition (i.e. the proposed MOU) has been prepared. This is included in the agenda for 19 November 2021.</li> </ul>

## Follow-ups from 30 April 2021 Joint Committee meeting

Task	Agenda Item	Actions	Resp.	Status/Comment
6.	RMA Reform and National Risk Assessment	<ul style="list-style-type: none"> <li>Submissions to be made on the proposed three new Acts of Parliament. TAG members to explore opportunities for the Joint Committee to engage with RMA reform process</li> </ul>		<ul style="list-style-type: none"> <li>Work in progress and ongoing. Senior HBRC planning staff are continuing to liaise directly with various MFE officials. No current opportunity to prepare submissions.</li> </ul>

## Follow-ups from 27 November 2020 Joint Committee meeting

Task	Agenda Item	Actions	Resp.	Status/Comment
7.	Workstream Package – Regulatory Reports	<ul style="list-style-type: none"> <li>A paper will be presented to the next committee on what the workstream looks like going forward and address the actions contained in these two reports and how it could be managed.</li> </ul>	Gavin Ide / Chris Dolley	<ul style="list-style-type: none"> <li>This is included in the agenda for 19 November 2021.</li> </ul>





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 19 November 2021

### Subject: MEMORANDUM OF TRANSITION

#### Reason for Report

1. This paper presents a draft Memorandum of Transition ("MoT"), which also includes as a schedule a draft Coastal Hazards Advisory Committee Terms of Reference ("ToR"), for consideration and endorsement by the Joint Committee.

#### Background

2. All Partner Council's have agreed in principle to the outcome of the Funding Review led by Raynor Asher QC.
3. As the first phase of implementing the Funding Review outcomes, The Technical Advisory Group ("TAG") have prepared a draft MoT.
4. The purpose of the MoT is to provide a mechanism for Partner Councils to confirm the agreed arrangements for implementing the Clifton to Tangoio Coastal Hazards Strategy ("Strategy") and the associated transfer of assets recommended by the Funding Review, and to provide the means for achieving HBRC's Long Term Plan amendment process without objection from territorial authorities under s.16 of the Local Government Act.
5. In developing the MoT, the Technical Advisory Group ("TAG") have been working to the process and timeframe outlined in Table 1.

Table 1: MoT Development Process and Timeline

Task	Timing
1. Drafting (with support from Simpson Grierson)	Throughout October
2. Technical Advisory Group workshop on draft MoT	27 October
3. Joint Committee workshop on draft MoT	5 November
4. Joint Committee formally consider proposed MoT and recommend final draft MoT to Partner Councils	19 November
5. Partner Council consideration / adoption of MoT	November / December

6. The draft MoT is provided as Attachment 1 to this paper.
7. Associated with the MoT, an Advisory Committee was recommended by Mr Asher to support HBRC's functions as the lead agency for implementing the Strategy. This Advisory Committee will in effect replace the Joint Committee and provide for an ongoing forum for collaboration between tāngata whenua and the councils.
8. A draft ToR for this proposed Advisory Committee is included as Schedule One to the draft MoT.

## **Next Steps**

9. Subject to direction from the Joint Committee, TAG propose to present the Joint Committee's recommendations and the draft MoT and ToR to each Partner Council for consideration and feedback.
10. Before the MoT can be formally adopted however, it must be circulated to all territorial authorities in the region for comment, to align with requirements under the Triennial Agreement. The territorial authorities are then provided with, at a minimum, 40 working days to respond. This time restraint under the Triennial Agreement could be varied through agreement between all the local authorities in the region, and TAG propose that this agreement is sought.
11. It is also noted that Napier City Council and Hastings District Council have indicated that they will undertake targeted consultation on the proposed transfer of the Waimarama Seawall and the proposed Whakarire Ave revetment. This process can occur following the signing of the MOT.

## **Recommendation**

That the Joint Committee:

1. Receives and notes the "Memorandum of Transition" staff report.
2. Endorses the draft Memorandum of Transition; and
3. Recommends that the Hastings District Council, Napier City Council and Hawke's Bay Regional Council confirm and execute the Memorandum of Transition, following satisfaction of all requirements under the Hawke's Bay Region's Triennial Agreement for the Triennium October 2019 – 2022.

### **Authored by:**

**Simon Bendall**  
**COASTAL HAZARDS STRATEGY**  
**PROJECT MANAGER**

### **Approved by:**

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

## **Attachment/s**

- 1 [!\[\]\(3239adc73b4233528de2fb29a9bbf562\_img.jpg\)](#) Memorandum of Transition



## Clifton to Tangoio Coastal Hazards Strategy Implementation

### MEMORANDUM OF TRANSITION

Between

**HASTINGS DISTRICT COUNCIL**

**NAPIER CITY COUNCIL**

**HAWKE'S BAY REGIONAL COUNCIL**

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## 1. PARTIES

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1.1 Hastings District Council ("**HDC**")

1.2 Napier City Council ("**NCC**")

1.3 Hawke's Bay Regional Council ("**HBRC**")

(each a "**Party**" and together the "**Parties**")

## 2. BACKGROUND

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2.1 The Clifton to Tangoio Coastal Hazards Strategy 2120 ("**Strategy**") has been in development since late 2014. It has been advanced as a collaborative project between the Parties, the Maungaharuru-Tangitu Trust, Mana Ahuriri Incorporated and the Heretaunga Tamatea Settlement Trust. To date, Strategy development has been jointly and equally funded by the Parties.

2.2 Work under the Strategy has developed recommended projects to adapt to coastal hazards risks within the project area. In the short to medium term the recommended projects generally involve beach renourishment to offset erosion losses and to build-up the beach crest to mitigate risks of overtopping and inundation, and the construction of coastal structures to reduce erosion losses. In the longer term, managed retreat has been recommended in some areas. Significant capital and operational expenditure is required to implement the proposed works.

2.3 The Parties commissioned Raynor Asher QC to prepare a report ("**Report**") delivering non-binding recommendations on the issue of which of the Parties should lead and fund these projects. Following the recommendations in the Report, the Parties have agreed in principle that HBRC takes charge of all aspects of adapting to coastal hazards risks on the Clifton to Tangoio coast. This involves HBRC undertaking a significant new activity, and necessitates HBRC amending its long-term plan in accordance with the special consultative procedure, as required by section 16 LGA.

2.4 The Triennial Agreement provides for expanded consultation requirements in addition to the section 16 LGA process. HBRC has complied with these requirements, including having informed Central Hawke's Bay District Council and Wairoa District Council of the Proposal, provided them with an opportunity to respond, and fully considered their submissions and representations.

2.5 This Memorandum provides an agreement in principle between the Parties to facilitate the transition of functions and transfer of asset with respect to coastal hazards adaptation in the Clifton to Tangoio Coastal area. The Parties enter into this Memorandum to:

- (a) clarify and agree the roles and responsibilities of the Parties for adapting to the impacts of coastal hazards affecting Napier City and the Hastings District, and implementing the Clifton to Tangoio Coastal Hazards Strategy;

- (b) identify the assets proposed to be transferred between the Parties, and the process for transferring those assets, to give effect to the agreed roles and responsibilities;
- (c) satisfy the requirements of the Triennial Agreement; and
- (d) support HBRC in its long-term plan amendment to give effect to the Proposal without the matter being submitted to mediation or determination by the Minister under section 16 LGA.

### 3. DEFINITIONS AND INTERPRETATION

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#### 3.1 Definitions: In this Memorandum, unless the context indicates otherwise:

**Business Day** means any day excluding Saturdays, Sundays and statutory public holidays in Wellington and excluding any day in the period beginning on 25 December in any year and ending on 5 January in the following year.

**Clifton to Tangoio Coastal Area** means the coastal area from Clifton to Tangoio, encompassing the Bay View and Haumoana Littoral Cells and associated coastal settlements.

**Clifton to Tangoio Coastal Hazards Strategy or Strategy** means the Clifton to Tangoio Coastal Hazards Strategy 2120, as modified novated, supplemented, varied or replaced.

**Coastal Hazards Assets** means all existing coastal hazard mitigation and adaptation assets and renourishment programmes (including any associated resource consents) held or managed by NCC and HDC and as particularised in clauses 7.3 and 7.4.

**Tangata Whenua Group** means each of:

- (a) The trustees of the Maungaharuru-Tangitū Trust, on behalf of the Maungaharuru-Tangitū Hapū;
- (b) Mana Ahuriri Incorporated, on behalf of Mana Ahuriri Hapū; and
- (c) Heretaunga Tamatea Settlement Trust, on behalf of the hapū of Heretaunga and Tamatea.

**LGA** means the Local Government Act 2002.

**Minister** means the Minister of Local Government.

**Proposal** is as defined in clause 4.1.

**Significance and Engagement Policy** means each of the Parties' significance and engagement policies adopted under section 76AA LGA.

**Triennial Agreement** means the Hawke's Bay Region's Triennial Agreement for the Triennium October 2019 – 2022.

3.2 **Interpretation:** In this agreement, unless the context indicates otherwise:

- (a) clause and other headings are for ease of reference only and will not affect this agreement's interpretation;
- (b) references to the singular include the plural and vice versa; and
- (c) the term includes or including (or any similar expression) is deemed to be followed by the words without limitation.

#### 4. PROPOSAL

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4.1 Subject to HBRC's adoption of an amendment to its long-term plan in accordance with section 16 LGA, the Parties record their agreement that:

- (a) HBRC will take charge of adapting to coastal hazards risks on the Clifton to Tangoio coast, including adopting and implementing the Clifton to Tangoio Coastal Hazards Strategy, as outlined in clause 6.
- (b) HDC and NCC will transfer their assets relevant to mitigating and adapting to the impacts of coastal hazards affecting Napier City and the Hastings District to HBRC, as outlined in clause 7.
- (c) An advisory committee will be established as a joint committee between the Parties, as outlined in clause 9.

4.2 The Parties further agree to:

- (a) Use best endeavours to resolve objections in accordance with clause 10.
- (b) Jointly and equally fund the continued development and implementation of the Strategy until 1 July 2024, when funding has been implemented for physical works under the Strategy in HBRC's long-term plan.

#### 5. REASONS FOR THE PROPOSAL

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5.1 The framework under the LGA allows each of the Parties to conduct natural hazard adaptation activities. The Parties have a general obligation to collaborate and cooperate, and the legislation leaves it open to local authorities, both territorial and regional, to cooperate and allow one council to have the controlling role in an area of common jurisdiction.

- 5.2 There is a recognition by the Hawke's Bay public of a need for coastal hazards adaptation action on an integrated basis. An integrated approach to the whole Clifton to Tangoio coastline is needed rather than an approach focussed on territorial authority boundaries.
- 5.3 HBRC has experience in managing river flooding hazards in the Hawke's Bay region, and is best suited to respond to coastal hazards and the setting of rates for these activities. This is best undertaken by an authority with pan-jurisdictional reach and a regional frame of reference.
- 5.4 The establishment of the Advisory Committee with representatives from each of the Parties and including Iwi representation would strengthen HBRC's performance of the coastal hazard adaptation activities, through HDC and NCC's understanding of the ratepayers on their coastlines, their history of dealing with their coastal areas, and their knowledge of the infrastructure.

## **6. SCOPE OF HBRC COASTAL HAZARDS ADAPTATION ACTIVITIES**

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- 6.1 HBRC will, in accordance with section 16 LGA, propose an amendment to its long-term plan to take charge of all aspects of the adapting to coastal hazards in the Clifton to Tangoio Coastal Area, including:
  - (a) the adoption of the Clifton to Tangoio Coastal Hazards Strategy and the implementation of the Strategy once adopted;
  - (b) in accordance with the Clifton to Tangoio Coastal Hazards Strategy, deciding on projects and works to be undertaken and maintained to build resilience to the effects of coastal hazards;
  - (c) making all decisions about rating for these works and collecting those rates, including deciding which ratepayers should pay and in what amounts and proportions; and
  - (d) the control of all maintenance of Coastal Hazards Assets.
- 6.2 For the avoidance of doubt:
  - (a) The Proposal does not change the consenting, planning and related responsibilities of the Parties under the Resource Management Act 1991.
  - (b) The Proposal does not alter responsibilities or encompass works or activities under the Civil Defence and Emergency Management Act 2002.

## **7. ASSET TRANSFER**

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- 7.1 Subject to HBRC adopting amendments to its Long Term Plan to give effect to the Proposal, the Parties agree that the Coastal Hazard Assets shall be transferred to HBRC, to facilitate the integrated and coordinated management of coastal hazards risks.

- 7.2 This transfer shall be effected through a subsequent agreement between the Parties ("**Coastal Hazard Asset Transfer Agreement**"). The date of transfer will align with HBRC's adoption of its 2024 - 2034 long-term plan ("**Transfer Date**").
- 7.3 The following NCC Coastal Hazard Assets shall be included in the transfer to HBRC under the Coastal Hazard Asset Transfer Agreement:

Asset	Current Funding Mechanism	Capital Cost	Total Budgeted Opex	Outstanding Debt	Notes
Westshore beach erosion	HB land endowment reserve	Nil	\$275,000	\$0	Annual opex cost
Westshore nearshore restoration	HB land endowment reserve	Nil	\$275,000	\$0	Tri-annual opex cost
Hardinge Road erosion	HB land endowment reserve	\$325,290	\$0	\$0	Bi-annual capital cost
Hardinge Road structure	HB land endowment reserve	\$498,053	\$0	\$0	Existing asset
Whakarire revetment	97.5% reserves / 2.5% targeted rate	\$2,200,000	\$0	\$0	Project about to commence, latest cost estimate indicate cost increase to \$3.4m

- 7.4 The following HDC Coastal Hazard Assets shall be included in the transfer to HBRC under the Coastal Hazard Transfer Agreement:

Asset	Current Funding Mechanism	Capital Cost	Total Budgeted Opex	Outstanding Debt	Annual Interest and Debt Repayment
Clifton Revetment	General rate	\$1,408,987	\$50,000	\$1,116,000	\$70,200
Cape View Corner	General rate	\$644,067		\$600,000	\$37,800
Waimārama Sea Wall	Targeted Rate (90%)	\$197,262		\$175,481	\$25,000

- 7.5 Any coastal hazard mitigation assets and renourishment programmes, including any associated resource consents, that are owned by HDC and NCC before the Transfer Date and which are not included in clauses 7.3 and 7.4 above, may also be transferred to HBRC in accordance with the terms in clause 7.7 below and as agreed by the Parties.

- 7.6 The Parties agree that, to the extent possible, the terms of the Coastal Hazard Transfer Agreement will ensure rate neutrality: The Parties will endeavour to ensure that there will be no additional cost to any ratepayer arising solely from the transfer of the Coastal Hazard Assets.
- 7.7 The Coastal Hazard Transfer Agreement shall provide:
- (a) that the transfer shall be at no cost to HBRC, but will include any outstanding debt on the assets as at the Transfer Date;
  - (b) for the assumption by HBRC of responsibility for funding arrangements for the Coastal Hazard Assets necessary to meet the objective of rate neutrality, as agreed between the Parties; and
  - (c) that the assets and liabilities to be transferred must include all amounts and items that properly ought to be treated as being of the same character, irrespective of how they may be described in the accounts or records of NCC and HDC.
- 7.8 NCC and HDC agree to maintain the Coastal Hazard Assets and pay any annual interest and debt repayments up to the Transfer Date in full accordance with the operational budgets and asset management plans confirmed and in effect as of the date of this Memorandum.
- 7.9 The Coastal Hazard Transfer Agreement may provide such warranties as to the Coastal Hazard Assets, including any liability arising in connection with those assets, as is agreed between the Parties.

## 8. SIGNIFICANCE AND ENGAGEMENT POLICIES

- 8.1 **HBRC:** The Proposal involves HBRC undertaking a “significant new activity” as that term is defined in section 16 of the LGA. In accordance with the requirements of its Significance and Engagement Policy and the LGA, HBRC will use the special consultative procedure to propose an amendment to its long-term plan.
- 8.2 **HDC:** The transfer of HDC’s current coastal hazard assets, associated debt and operating costs have been considered against its Significance and Engagement Policy and are considered to be of low significance and no engagement with the community is required. HDC has confirmed that a special consultative process will not be required to enable the transfer of these assets. The maintenance and financing costs of the Waimarama Sea Wall are collected by way of a targeted rate (90%) and consultation with that community will be required in conjunction with the HBRC consultative process.
- 8.3 **NCC:** As NCC’s coastal hazard assets are not specifically identified as a ‘Strategic Asset’ within its Significance and Engagement Policy, NCC has confirmed that a Special Consultative Procedure is not required to enable the transfer of these assets to HBRC. The transfer of the assets, associated debt and operating costs are considered as a matter of moderate interest to a portion of the community and of general interest to the wider community. NCC intends to inform the wider community of the matter through its Annual Plan 2022/23 process. Affected parties, including Whakarire Ave Residents will be consulted with in conjunction

with the HBRC consultative process. The maintenance costs of the Whakarire revetment will be collected by way of a targeted rate (2.5%) and consultation with that community will be required in conjunction with the HBRC consultative process.

## 9. ESTABLISHMENT OF ADVISORY COMMITTEE

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- 9.1 The Parties agree, subject to HBRC adopting amendments to its Long Term Plan to give effect to the Proposal and upon adoption of HBRC's 2024 – 2034 long term plan, to appoint a joint committee formed by elected representatives of the Parties and Tangata Whenua in accordance with clause 30A of Schedule 7 LGA, called the Coastal Hazards Advisory Committee ("**Advisory Committee**").
- 9.2 The primary function of the Advisory Committee will be to provide advice to and support for HBRC in undertaking its coastal hazards adaptation functions. The Advisory Committee will have no delegated authority to make decisions on behalf of the Parties.
- 9.3 HBRC shall be the administering authority of the Advisory Committee.
- 9.4 Each of the Parties shall appoint two Council Members and one alternate to the Advisory Committee. HBRC as the administering authority may also appoint two members representing each of the Tangata Whenua Groups upon the nomination of the Tangata Whenua Groups.
- 9.5 Upon the formation of the Advisory Committee, the members shall elect an Advisory Committee Chairperson and may elect up to two Deputy Chairpersons. The Chairperson is to be selected from the group of Council Members.
- 9.6 The Terms of Reference for the Advisory Committee is provided in **Schedule One** to this Memorandum.

## 10. PROCESS FOR RESOLVING OBJECTIONS

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- 10.1 The Parties have agreed in principle to the Proposal, but acknowledge that disagreements may arise regarding aspects of this memorandum.
- 10.2 **Best Endeavours:** Parties agree to use best endeavours to achieve agreement on the Proposal without it being submitted to mediation or Minister determination under section 16 LGA.
- 10.3 **Spirit of Co-operation:** The Parties must at all times act in a spirit of co-operation and collaborative working. Each Party will use its best endeavours to act under the principle of no surprises with each other in relation to their respective interests and the matters covered by this memorandum.
- 10.4 **First Dispute Resolution Meeting:** A Party may, at any time when there is a disagreement relating to the matters covered by this memorandum, give written notice to the other Parties specifying the subject matter of the disagreement and requiring that the Parties meet within

10 Business Days after delivery of the written notice, to attempt to resolve the disagreement.

10.5 **Second Dispute Resolution Meeting:** If a disagreement is not resolved in the First Dispute Resolution Meeting, the Parties must agree to meet within 10 Business Days of the First Dispute Resolution Meeting, to continue to resolve the matters in dispute.

10.6 **Mediation:** If the parties to the Dispute fail to resolve the Dispute in accordance with clause 10.4 or 10.5, or if a party to the Dispute fails or refuses to attend the Dispute Resolution Meeting or Second Dispute Resolution Meeting, any Party may submit the matter to Mediation in accordance with section 16(4) LGA. In the event of any submission to Mediation:

- (a) **Status:** the mediator will not be acting as an expert or as an arbitrator;
- (b) **Procedure:** the mediator will determine the procedure and timetable for the Mediation; and
- (c) **Costs:** the parties involved in the Dispute will share equally the cost of the Mediation.

10.7 If the Mediation is unsuccessful, any of the Parties may ask the Minister to make a binding decision on the proposal in accordance with section 16(6) of the LGA.

## 11. REVIEW

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11.1 This Memorandum may only be amended by the written agreement between the Parties.

11.2 The Parties agree to review this document at the conclusion of HBRC's consultation process, with the intention that any agreement reached between the Parties at the conclusion of the section 16 LGA process is recorded in an updated agreement executed by the Parties.

**EXECUTED AS AN AGREEMENT**

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**SIGNED** for and on behalf of **Hawke's Bay Regional Council** under delegated authority by:

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Signature

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Name

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Title

**SIGNED** for and on behalf of **Hastings District Council** under delegated authority by:

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Signature

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Name

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Title

**SIGNED** for and on behalf of **Napier City Council** under delegated authority by:

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Signature

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Name

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Title

SCHEDULE ONE: ADVISORY COMMITTEE TERMS OF REFERENCE

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## Terms of Reference for the Coastal Hazards Advisory Committee

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### 1. Definitions

For the purpose of these Terms of Reference:

**“Act”** means the Local Government Act 2002.

**“Administering Authority”** means Hawke’s Bay Regional Council.

**“Coastal Hazards Strategy”** means the Coastal Hazards Strategy for the Hawke Bay coast between Clifton and Tangoio. For the avoidance of doubt, the Strategy is in development as of the date of this Terms of Reference.

**“Council Member”** means an elected representative appointed by a Partner Council to be a member of the Advisory Committee.

**“Hazards”** means natural hazards with the potential to affect the coast, coastal communities and infrastructure over the next 100 years, including, but not limited to, coastal erosion, storm surge, flooding or inundation of land from the sea, and tsunami; and includes any change in these hazards as a result of sea level rise.

**“Advisory Committee”** means the joint committee known as the Coastal Hazards Advisory Committee set up to support the Hawke’s Bay Regional Council to undertake its agreed functions with respect to coastal hazards avoidance and adaptation.

**“Member”** in relation to the Advisory Committee means each Council Member and each Tangata Whenua Member.

**“Partner Council”** means one of the following local authorities: Hastings District Council, Napier City Council and Hawke’s Bay Regional Council.

**“Tangata Whenua Group”** means each of:

- (a) The trustees of the Maungaharuru-Tangitū Trust, on behalf of the Maungaharuru-Tangitū Hapū;
- (b) Mana Ahuriri Incorporated, on behalf of Mana Ahuriri Hapū; and
- (c) Heretaunga Tamatea Settlement Trust, on behalf of the hapū of Heretaunga and Tamatea.

**“Tangata Whenua Member”** means a member of the Advisory Committee nominated by a Tangata Whenua Group and appointed by the Administering Authority.

**2. Name and status of Committee**

- 2.1 The Advisory Committee shall be known as the Coastal Hazards Advisory Committee.
- 2.2 The Advisory Committee is a joint committee under clause 30(1)(b) of Schedule 7 of the Act.

**3. Partner Council Members**

- 3.1 Each Partner Council shall appoint two Council Members and one alternate to the Advisory Committee.
- 3.2 Each Partner Council must make any appointment and notify all Tangata Whenua Groups and Partner Councils in writing of the appointment.

**4. Tangata Whenua Members**

- 4.1 Each of the Tangata Whenua Groups may nominate up to two members to the Advisory Committee to be appointed by the Administering Authority.
- 4.2 The Administering Authority must make any appointment and notify all Tangata Whenua Groups and Partner Councils in writing of the appointment.

**5. Purpose of Terms of Reference**

- 5.1 The purpose of these Terms of Reference is to:
  - i. Define the role and functions of the Advisory Committee; and
  - ii. Provide for the administrative arrangements of the Advisory Committee as detailed in Appendix 1.

**6. Functions**

- 6.1 The Advisory Committee shall support the Hawke's Bay Regional Council to undertake its agreed functions with respect to coastal hazards avoidance and adaptation by fulfilling the following functions:
  - i. Providing a forum for constructive dialogue between Tangata Whenua and the Partner Councils on coastal hazards avoidance and adaptation.
  - ii. Responding to requests from the Hawkes Bay Regional Council for advice and commentary on specific topics relevant to coastal hazards avoidance and adaptation, which may include:
    - a. Effective engagement with Tangata Whenua;
    - b. Effective engagement with ratepayers and communities;
    - c. Funding arrangements;
    - d. Rate payer equity and affordability;
    - e. Socio-economic considerations;
    - f. Environmental considerations;
    - g. Central Government interaction; and
    - h. Engaging in the development of and interpreting any relevant policies, plans and legislation.

- 6.2 For the avoidance of doubt, the Advisory Committee has no delegated authority to make decisions on behalf of the Partner Councils or any other entity.

## **7. Remuneration**

- 7.1 Each Partner Council shall be responsible for remunerating its representatives on the Advisory Committee and for the cost of those persons' participation in the Advisory Committee.
- 7.2 The Administering Authority shall be responsible for remunerating the Tangata Whenua Members.

## **8. Meetings**

- 8.1 The Hawke's Bay Regional Council standing orders will be used to conduct meetings as if the Advisory Committee were a local authority and the principal administrative officer of the Hawke's Bay Regional Council or his or her nominated representative were its principal administrative officer.
- 8.2 The Advisory Committee shall hold all meetings at such frequency, times and place(s) as agreed for the effective performance of its functions.
- 8.3 Notice of meetings will be given well in advance in writing to all Advisory Committee Members, and not later than one month prior to the meeting.
- 8.4 The quorum shall be 6 Members, provided that at least one Partner Council Member is present from each Partner Council.

## **9. Voting**

- 9.1 Where voting is required to confirm a position or advice of the Advisory Committee, all Members of the Advisory Committee have full speaking rights.
- 9.2 Each Member has one vote.
- 9.3 Best endeavours will be made to achieve decisions on a consensus basis.
- 9.4 The Chairperson at any meeting does not have a deliberative vote and, in the case of equality of votes, has no casting vote.
- 9.5 Where consensus is not reached on a position or advice of the Advisory Committee, the outcome of voting and the reasons for the lack of consensus shall be reported to the Hawke's Bay Regional Council.

## **10. Election of Chairperson and Deputy Chairperson**

- 10.1 On the formation of the Advisory Committee the members shall elect an Advisory Committee Chairperson and may elect up to two Deputy Chairpersons. The Chairperson is to be selected from the group of Council Members.
- 10.2 The mandate of the appointed Chairperson or Deputy Chairperson ends if that person through resignation or otherwise ceases to be a member of the Advisory Committee.

## **11. Independent Facilitation**

- 11.1 Any matter or matters being considered by the Advisory Committee may be referred by the Chair for independent facilitation.
- 11.2 Where a matter is referred for independent facilitation:

- i. A sub-committee of the Advisory Committee shall be established, with at least one Tangata Whenua Member and at least one member from each Partner Council.
  - ii. The subcommittee shall identify and assess candidates to undertake the facilitation and develop recommendations to the Advisory Committee to appoint a preferred candidate.
  - iii. The Advisory Committee shall receive and consider the subcommittee's recommendation and confirm an appointment.
  - iv. The appointment may be made for a set duration (e.g. for 12 months) or on a task specific basis.
- 11.3 The role of independent facilitator is to assist the Advisory Committee to consider, debate and reach resolution on specified matters.
- 11.4 The independent facilitator shall act in every respect as an independent and neutral third party and shall have no voting or decision-making functions.
- 12. Reporting**
- 12.1 All reports to the Committee shall be presented via the Technical Advisory Group<sup>1</sup> or from the Committee Chairperson.
- 12.2 Following each meeting of the Advisory Committee, the Project Manager appointed by the Administering Authority shall prepare a brief summary report of the business of the meeting and circulate that report, for information to each Member following each meeting. Such reports will be in addition to any formal minutes prepared by the Administering Authority which will be circulated to Advisory Committee representatives.
- 12.3 The Technical Advisory Group shall ensure that the summary report required by 13.2 is also provided to each Partner Council for inclusion in the agenda for the next available Council meeting. A Technical Advisory Group Member shall attend the relevant Council meeting to speak to the summary report if requested and respond to any questions.
- 13. Good faith**
- 13.1 In the event of any circumstances arising that were unforeseen by the Partner Councils, the Tangata Whenua Appointers, or their respective representatives at the time of adopting this Terms of Reference, the Partner Councils and the Tangata Whenua Appointers and their respective representatives hereby record their intention that they will negotiate in good faith to add to or vary this Terms of Reference so to resolve the impact of those circumstances in the best interests of the Partner Councils and the Tangata Whenua Appointers collectively.
- 14. Variations to these Terms of Reference**
- 14.1 Any Member may propose a variation, deletion, or addition to the Terms of Reference by putting the wording of the proposed variation, deletion or addition to a meeting of the Advisory Committee.
- 14.2 Amendments to the Terms of Reference may only be made with the approval of all Members.

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<sup>1</sup> A description of the Technical Advisory Group and its role is included as Appendix 1 to these Terms of Reference.

**15. Recommended for Adoption**

- 15.1 The Coastal Hazards Strategy Advisory Committee made up of the following members recommends this Terms of Reference for adoption to the three Partner Councils:

**Napier City Council represented by:**

*Appointed by NCC resolution [date]*

**Hastings District Council represented by:**

*Appointed by HDC resolution [date]*

**Hawke's Bay Regional Council represented by:**

*Appointed by HBRC resolution [date]*

**Maungaharuru-Tangitū Trust represented by:**

**Mana Ahuriri Trust represented by:**

**Heretaunga Tamatea Settlement Trust represented by:**

**Appendix 1 - Administering Authority and Servicing**

The administering authority for the Advisory Committee is Hawke's Bay Regional Council.

Until otherwise agreed, Hawke's Bay Regional Council will cover the full administrative costs of servicing the Advisory Committee.

A technical advisory group ("TAG") will service the Advisory Committee.

The TAG will provide for the management of the project mainly through a Project Manager. TAG will be chaired by the Project Manager and will comprise senior staff representatives from each of the participating councils and other parties as TAG deems appropriate from time to time. TAG will rely significantly on input from coastal consultants and experts.

The Project Manager and appropriate members of the TAG shall work with stakeholders. Stakeholders may also present to or discuss issues directly with the Advisory Committee.

Functions of the TAG include:

- Contributing technical expertise
- Providing technical oversight.
- Coordinating agency inputs particularly in the context of the forward work programmes of the respective councils.
- Ensuring council inputs are integrated.

## SCHEDULE TWO: INDICATIVE TIMELINE

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The Parties agree the following indicative timeline for implementing the matters set out in this Memorandum:

- (a) Upon signing this Memorandum, the Minister of Local Government will be advised of the Proposal and the reasons for it in accordance with section 16(2) LGA.
- (b) HDC will undertake targeted consultation in relation to the proposed transfer of responsibilities for the Waimarama Sea Wall to HBRC. The outcome of consultation shall be reported back to the Parties by **31 March 2022**.
- (c) NCC will undertake targeted consultation in relation to the proposed transfer of responsibilities for the proposed Whakarire Revetment to HBRC. The outcome of consultation shall be reported back to the Parties by **31 March 2022**.
- (d) HBRC will use the special consultative procedure to propose an amendment to its Long Term Plan to give effect to the Proposal in accordance with sections 16 and 93B to 93G of the LGA and the requirements of HBRC's Significance and Engagement Policy. HBRC shall seek to conclude the special consultative procedure by **31 July 2022**.
- (e) The Clifton to Tangoio Coastal Hazards Strategy Joint Committee shall recommend a final proposed Clifton to Tangoio Coastal Hazards Strategy to HBRC by **31 July 2022**.
- (f) Subject to HBRC adopting amendments to its Long Term Plan to give effect to the Proposal:
  - (i) HBRC shall consult on the proposed Clifton to Tangoio Coastal Hazards Strategy and shall seek to adopt a final Strategy by **31 March 2023**.
  - (ii) The Parties shall prepare and execute the Asset Transfer Agreement by **1 July 2023**.
  - (iii) The Clifton to Tangoio Coastal Hazards Strategy Joint Committee shall be disestablished on **30 June 2024**.
  - (iv) The Advisory Committee shall be established from **1 July 2024**.
  - (v) The transfer of assets in accordance with the Asset Transfer Agreement shall occur by **1 July 2024**.
  - (vi) HBRC shall confirm funding arrangement for implementing physical works under the Strategy in its 2024 – 2034 Long Term Plan.





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 19 November 2021

### Subject: REGULATORY WORKSTREAM NEXT STEPS

#### Reason for Report

1. This report presents a high-level outline of next steps/emerging opportunities to embed some of the recommendations of the Stage 4 Regulatory Workstream reporting into the one or more of the councils' statutory planning documents.

#### Context

2. The Strategy's Stage 4 Regulatory Workstream reports<sup>1</sup> by Mitchell Daysh Limited in 2020 focused on two principal tasks:
  - 2.1. summarising key planning and regulatory documents that could impede or support implementation of the preferred pathways including a consideration of 'moral hazard' risks; and
  - 2.2. summarising actions to ensure short-term adaptation responses can be implemented, including use of several case studies.
3. In response to Mitchell Daysh Limited's recommendations that focus on the policy and regulatory framework, this paper focusses on opportunities for amendments to planning documents under the RMA, i.e.:
  - 3.1. Hastings District Plan
  - 3.2. Napier District Plan
  - 3.3. Hawke's Bay Regional Resource Management Plan (including the Regional Policy Statement) and
  - 3.4. Hawke's Bay Regional Coastal Environment Plan.
4. In particular, the MDL Policy and Regulatory Review had recommended that:
 

*"amendments will be required to the Regional Coastal Environment Plan, the Hastings District Plan and City of Napier District Plan to ensure the objectives, policies and methods within these documents enable the outcomes sought by the Strategy. This is twofold –*

*[a] greater recognition of the implementation of short-term hazard adaptation responses (including benefits) and*

<sup>1</sup> Mitchell Daysh Limited, July 2020, *Policy and Regulatory Review: Stage 4 Clifton to Tangoio Coastal Hazard Strategy* at <https://www.hbcoast.co.nz/assets/Document-Library/Other-documents/NO-WATERMARK-Policy-and-Regulatory-Review-report-for-Stage-4-of-Clifton-to-Tangoio-Coastal-Hazard-Strategy-2120-FINAL-DRAFT-July-2020-5477.pdf>

Mitchell Daysh Limited, July 2020, *Consentability of short-term adaptation responses: Stage 4 Clifton to Tangoio Coastal Hazard Strategy 2120* at <https://www.hbcoast.co.nz/assets/Document-Library/Other-documents/NO-WATERMARK-Consentability-of-short-term-adaptation-responses-report-for-Stage-4-of-Clifton-to-Tangoio-Coastal-Hazard-Strategy-2120-FINAL-DRAFT-July-2020.pdf>

*[b] the avoidance of future land use intensification that will hinder long term delivery of the Strategy and increase moral hazard.<sup>[2]</sup> ”*

## Status of Councils' RMA documents

	Hastings DC	Napier CC	HBRC
<b>Current Status</b>	Operative District Plan.	Operative District Plan.	Operative combined regional plan, includes Regional Policy Statement (RRMP). Operative Regional Coastal Environment Plan (RCEP).
<b>Imminent status</b>	Implementation of current plan. No changes under preparation wrt coastal matters.	Draft District Plan in progress. Notification as proposed plan in 2022.	Implementation of current RCEP. Community engagement and options evaluation 2022-23 for 'Kotahi.'
<b>Medium-term activity</b>		Post-notification proposed plan phase.	Notify 'Kotahi' plan before Dec 2024.
	Review of HPUDS; Preparation of 'Future Development Strategy' for Napier-Hastings Urban Area; Scoping Regional Spatial Strategy		
<b>Longer-term activity</b>	Uncertain, subject to RM Reforms and associated transitional arrangements		

5. There are two key current or emerging opportunities for incorporating elements of the Stage 4 workstream recommendations into statutory planning documents:

### 5.1. Review of Napier District Plan

- 5.1.1. opportunity to embed provisions that support implementation of the Strategy (refer paragraph 4 above and Recommendation #4 in Attachment 1).
- 5.1.2. could be inserted during the drafting phase (now to mid-2022) and/or via formal submissions after the new proposed district plan is publicly notified.

### 5.2. Review of HBRC's RMA plans ('Kotahi')

- 5.2.1. involves a review of the Regional Policy Statement (RPS), Regional Coastal Environment Plan and the remaining parts of the Regional Resource Management Plan (refer paragraph 4 above and Recommendation #s 3, 4 and 5 in Attachment 1).
- 5.2.2. timing wise, Kotahi programme is aiming for public notification as a proposed plan in late 2024.<sup>3</sup>

6. Recommendations from the Strategy's Stage 4 Regulatory Workstream have been added to the Kotahi project's 'to-do-list' for the appropriate policy options evaluation, drafting and public consultation.
7. HBRC's 2021-31 Long Term Plan does not provide capacity for preparation of a stand-alone RPS/regional plan change embedding the Strategy earlier than the extensive Kotahi plan.

<sup>2</sup> 'Moral hazard' can be defined as a situation where an individual has an incentive to increase their exposure to risk because they do not bear the full costs of that risk or that risk can be passed on. In the present context, an example of moral hazard would be purchasing or developing property along the Clifton to Tangoio coastline in the knowledge that the in the short-term, the Council(s) intend to install coastal protection measures for which they will not have to bear the full costs.

<sup>3</sup> 31 December 2024 timeframe is fixed in order to comply with legal requirements for freshwater-related planning content.

8. There is some interest amongst HB Council leaders in the preparation of a high-level regional spatial plan, but no firm commitment nor resourcing of that initiative exists at present across the five HB councils. Preparation of a regional spatial plan is very likely to be further influenced by timing and content of the Resource Management system reforms.

### Next Steps

9. In terms of immediate next steps arising from the Regulatory [policy] Workstream, the Napier District Plan and the Kotahi Plan should remain the focus.
10. Each of these are current and emerging opportunities to further embed relevant elements of the Strategy into statutory RMA planning documents. That drafting can occur somewhat simultaneously with ongoing work on the remaining Stage 4 workstreams (e.g. design, funding, managed retreat and triggers in particular), plus the three Councils' joint work on the Memorandum of Transition (MOT) and other associated transitional arrangements.

### Resource Management System Reform and Local Government Review

11. Government has signalled its intention to repeal the RMA and replace it with three new pieces of legislation:
  - 11.1. A Natural and Built Environments Act ('NBEA'),
  - 11.2. A Spatial Planning Act ('SPA'), and
  - 11.3. A Climate Change Adaptation Act ('CCAA').
12. The Government has also proposed the creation of a National Planning Framework ('NPF') that would be a package of national policy directives and national regulations under the new system.
13. Timeframes for introduction of Bills for the NBEA and SPA have slipped. These are now ear-marked to be introduced in mid-2022 as Bills for Select Committee process. Meanwhile, a Bill for the CCAA is now mooted to be introduced in 2023. Transitional arrangements from the RMA-system to the new resource management system are currently unknown. These transitional arrangements will be critical if:
  - 13.1. the new system is to be an improvement over the current system and attain the goals of the reform; and
  - 13.2. the new system may offer timely cost-effective opportunities to further implement the Strategy.
14. The Government has also established a Panel which is currently undertaking a review of local government arrangements.<sup>4</sup> The Review Panel is expected to finalise its report and recommendations by April 2023. It is too premature to speculate what (if any) of the Panel's findings may then be progressed in any reshaping of local government.

### Other points to note

15. For now, roles and responsibilities for oversight and preparation/review of RMA planning documents are assumed to remain as they are at present. It is noted that the draft MOT includes a specific clause to confirm that nothing is proposed to change with respect to these functions.
16. Matters covered in this briefing paper would need revisiting after HBRC considers the matters arising and implications of transference of responsibilities for Strategy implementation.

<sup>4</sup> In April 2021, Local Government Minister Hon Nanaia Mahuta appointed a panel and tasked it with considering what local government does, how it does it, and how it pays for it. From there, they will explore what local government's future looks like, including roles, functions and partnerships; representation and governance; funding and financing. In September 2021, the Panel issued an [interim report](#). This will now be followed by a draft report for public consultation in September 2022, and a final report by April 2023.

## **Decision Making Process**

17. 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 Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the “*Regulatory Workstream Next Steps*” staff report.

### **Authored by:**

**Gavin Ide**  
**PRINCIPAL ADVISOR STRATEGIC**  
**PLANNING**

### **Approved by:**

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

## **Attachment/s**

- 1 [↓](#) Summary of Stage 4 regulatory workstream reports

## ATTACHMENT 1 – Brief summary of the Clifton to Tangoio Coastal Hazards Strategy 2120 Stage 4 Regulatory Workstream reports

Policy and Regulation Report	Consent-ability report
<p><b>Purpose</b></p> <ul style="list-style-type: none"> <li>Summarise key national, regional and local level planning and regulatory documents that could impede or support implementation of the adaptation pathways identified during Strategy Stage 3;</li> <li>Provide recommendations on changes that may be required to existing planning and policy documents, (esp. regional and local plans);</li> <li>Summarise actions to be taken to ensure short-term adaptation responses can be implemented.</li> <li>Looked at several case studies, including several outside of Hawke's Bay region.</li> </ul>	<p><b>Purpose</b></p> <ul style="list-style-type: none"> <li>Identify local planning context and key environmental values ascribed to each priority unit;</li> <li>Provide a high-level overview of the planning framework and key provisions that are likely to be determinative to the resource consent process(es);</li> <li>Identify the high-level resource consent requirements, the key consenting challenges based on the environmental values and the planning framework and identify methodologies for mitigating those challenges.</li> <li>Looked at three case studies for implementing coastal protection structures.</li> </ul>
<p><b>Recommendations (pages 53-58)</b></p> <ol style="list-style-type: none"> <li>Establish extra workstream in Stage 4 to coordinate various tāngata whenua interests in Strategy. ●</li> <li>Advocate for changes to the NZ Coastal Policy Statement to better provide for hard coastal protection structures in appropriate circumstances. ●</li> <li>Amend Regional Policy Statement to provide policy recognition and support of implementing outcomes as per Strategy. ●</li> <li>Amend Regional Coastal Environment Plan, Napier District Plan and Hastings District Plan to:             <ol style="list-style-type: none"> <li>give greater recognition of Strategy's short term adaptation responses, including benefits</li> <li>avoid further land use intensification in locations that will hinder long-term delivery of Strategy. ●</li> </ol> </li> <li>To ensure Strategy is afforded greater weight in resource consent decision-making processes, embed Strategy's key features into the Regional Policy Statement (and regional plans/district plans) as relevant, alternatively run a Local Government Act 'special consultative process' on the Strategy to provide further structured opportunity for public participation in Strategy development. ●</li> <li>Take actions to ensure three councils are applying a consistent set of coastal hazard parameters to their various decisions (e.g. in context of Building Act, LIMs, resource consents, asset management and procurement etc. ●</li> <li>Ensure array of council officers (wider than just the Technical Advisory Group personnel) are informed and engaged about progress of the Strategy. ●</li> </ol> <p><i>NB: further detailed recommendations are set out in Tables 4 to 7 of the Report.</i></p>	<p><b>Conclusions (pages 76-79)</b></p> <ol style="list-style-type: none"> <li>NZ Coastal Policy Statement creates highly challenging policy for many applications. ○</li> <li>Regional and district plans are drafted in broad terms – not place-based with specific solutions or tailored restrictions. ○</li> <li>Adaptation responses likely to find a consent-able pathway in most cases, subject to granular assessments of effects not identifying significant adverse effects. ○</li> <li>Impoundment of Ahuriri Estuary is a prohibited activity. Recommend seeking legal advice on interpretation of 'impoundment' if this would prohibit elements of the Pandora Priority Unit's inundation protection response. ● [on-hold]</li> <li>For each priority unit: ●             <ol style="list-style-type: none"> <li>evaluate indigenous biodiversity value, natural character and natural features to confirm pathway through NZCPS's 'avoidance' policy framework.</li> <li>undertake baselines studies pre-works, (e.g. ecology and water quality states).</li> <li>undertake further project-specific engagement with mana whenua [see Recommendation #1].</li> <li>develop an approach to ensure Reserves Act classifications do not hinder implementation of Coastal Strategy adaptation pathways. This may involve altering status of reserves and/or amending reserve management plans.</li> </ol> </li> <li>For proposed renourishment activities, consider future sediment sources &amp; impacts of transport routes/methods. ○</li> <li>Develop community engagement plan to structure community consultation around detailed options and associated environmental effects. ○</li> <li>Tactical choices still to be made about 'bundling' consent applications c.f. separated for each project/priority unit. ○</li> </ol>

## Key

- Ongoing
- Yet to start/stalled.
- Commenced – in progress
- Completed
- For consideration/being noted in relevant workstreams









## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 19 November 2021

### Subject: COMMUNICATION AND ENGAGEMENT UPDATE

#### Reason for Report

1. This report gives a brief overview of communications and engagement that has happened since the last Joint Committee meeting in September 2021.
2. It outlines the changes to our proposed timing for engaging with the wider community ahead of formal consultation in early to mid-2022.
3. It also provides an update on the process of engaging with mana whenua.

#### Executive Summary

4. Communications and engagement for the Strategy has slowed due to the COVID-19 lockdown postponing our final panel workshop and limiting engagement opportunities with mana whenua.
5. The timing for the Council-led pre-engagement activity proposed at the September Joint Committee meeting has changed to ensure we deliver an effective engagement approach.

#### Discussion

6. Our next community workshop is scheduled for 8 December.
7. This is the second community workshop held as part of the approach to developing signals, triggers and thresholds for the adaptive pathways developed under the Strategy.
8. A newsletter update is scheduled to go out in mid-December and will feature the funding review updates, mana whenua engagement, community workshops, and this Joint Committee meeting.
9. The Strategy continues to track towards a wider public consultation process in the first half of 2022.
10. Ahead of this more formal process, TAG have been engaging in a range of pre-consultation planning. The purpose of pre-consultation is to facilitate information exchange, test ideas, and provide a lead-in to the formal consultation process to support informed participation.
11. Members will recall that pre-engagement is proposed to occur in two parts: community-led, and council-led (in person and through digital channels).
12. After the September Joint Committee, staff held an online meeting with some panel members to discuss the planned pre-engagement. Following this meeting and based on the questions raised and discussions within TAG, it was decided that more time was required to deliver the Council-led component to ensure it was comprehensive, engaging, and successful.
13. This means that the Council-led pre-engagement proposed at the Joint Committee's September meeting has been postponed until early 2022.

14. It is still proposed to work with community workshop participants on community-led engagement pre-Christmas. We have had a range of feedback on how to effectively support and implement that process and will be working with community members over the coming weeks to confirm the approach. Feedback from that process is likely to be very useful to inform the Council-led engagement in 2022.
15. Mana whenua engagement ahead of consultation has followed an extensive process with multiple approaches made (marae, taiwhenua, PSGE's), though we have not had as much success as we had hoped for with only two hui held (Te Taiwhenua o Heretaunga at their Te Runanganui o Heretaunga hui and Matahiwi Marae). The impacts of COVID and a busy schedule for mana whenua have contributed to the limited uptake.
16. This is an outline of the process we have followed to approach and engage with mana whenua:
  - 16.1. Sought advice from the Regional Planning Committee and Māori Committee on who we should engage with and how
  - 16.2. Identified groups – 3 Post Settlement Governance Entities (PSGEs), 2 taiwhenua, and 7 marae.
  - 16.3. Approached these groups by email with a follow up phone call offering to present and/or provide information about the strategy to a committee meeting, what we were asking of them, and to answer any further questions.
  - 16.4. Attended hui where invited.
  - 16.5. Sent a pre-recorded presentation through to groups we had not presented to.
17. Acknowledging that we are now approaching a busy time of year, we propose to provide some space, and approach mana whenua again in the New Year to see if there is any further interest. This will align with the deferred Council-led pre-engagement discussed above.

### **Next Steps**

18. Key next steps before the end of the year include:
  - 18.1. Holding the final community workshop.
  - 18.2. Developing wider community engagement activities with panel members.

### **Decision Making Process**

19. 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 Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the *"Communication and Engagement Update"* staff report.

### **Authored by:**

**Rebecca Ashcroft-Cullen**  
**COMMUNICATIONS ADVISOR**

**Simon Bendall**  
**COASTAL HAZARDS STRATEGY**  
**PROJECT MANAGER**

### **Approved by:**

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

**Attachment/s** There are no attachments for this report.



## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 19 November 2021

### Subject: CURRENT COASTAL PROJECTS UPDATE

#### Reason for Report

1. This report provides an opportunity for the Technical Advisory Group (TAG) to provide an update on various coastal projects the Joint Committee has expressed an interest in keeping abreast of, namely:
  - 1.1. Whakarire Ave Revetment Works
  - 1.2. Extended consent area for sand deposition at Westshore
  - 1.3. Haumoana 18
  - 1.4. Whirinaki.
2. TAG members will provide a verbal update on each of these projects at the meeting.

#### Recommendation

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives the “*Coastal Projects Update*”

#### Authored by:

**Simon Bendall**  
**COASTAL HAZARDS STRATEGY**  
**PROJECT MANAGER**

#### Approved by:

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

#### Attachment/s

There are no attachments for this report.





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 19 November 2021

**Subject: DISCUSSION OF MINOR MATTERS NOT ON THE AGENDA**

### Reason for Report

1. This document has been prepared to assist Joint Committee members note the Minor Items Not on the Agenda to be discussed as determined earlier in Agenda Item 4.

Item	Topic	Raised by
1.		
2.		
3.		