

From: [David Falconer](#)
To: [Kirsty Hulena](#); [Emma Bailey](#)
Cc: [Anneke Turton](#); [William Phillips](#)
Subject: RE: SIRRL Report - for comment after 8 Jan
Date: Thursday, 18 January 2024 10:15:00 am
Attachments: [image001.png](#)
[image002.jpg](#)
[image003.jpg](#)
[image004.jpg](#)
[image005.jpg](#)
[image006.png](#)
[image007.png](#)
[image008.png](#)
[image009.png](#)
[image010.png](#)
[image011.png](#)

Thanks Kirsty,
No worries. We will get our comments to you today.

Kā mihi
David



From: Kirsty Hulena <KHulena@linz.govt.nz>
Sent: Thursday, January 18, 2024 8:49 AM
To: Emma Bailey <EBailey@linz.govt.nz>; David Falconer <David.Falconer@mfe.govt.nz>
Cc: Anneke Turton <ATurton@linz.govt.nz>; William Phillips <WPhillips@linz.govt.nz>
Subject: RE: SIRRL Report - for comment after 8 Jan

Hi David

Just to add, we will definitely need any responses by COB this Friday as we have to send this report to the minister next week. We are operating under a tight deadline!

Kind Regards

kirsty

From: Emma Bailey <EBailey@linz.govt.nz>
Sent: Tuesday, January 16, 2024 11:44 AM
To: David Falconer <David.Falconer@mfe.govt.nz>
Cc: Anneke Turton <ATurton@linz.govt.nz>; Kirsty Hulena <KHulena@linz.govt.nz>; William Phillips <WPhillips@linz.govt.nz>
Subject: RE: SIRRL Report - for comment after 8 Jan

Kia ora David

Happy new year to you too! I hope you had a lovely break.

We're happy to receive all the consolidated comments at once in relation to the SIRRL NI report and look forward to receiving later this week.

Many thanks.

Ngā mihi
Emma

Emma Bailey

Rōia ā-Tari Matua / Senior Solicitor

Overseas Investment

ebailey@linz.govt.nz DDI 04 462 4407



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From: Anneke Turton <ATurton@linz.govt.nz>

Sent: Monday, January 15, 2024 3:43 PM

To: Kirsty Hulena <KHulena@linz.govt.nz>; William Phillips <WPhillips@linz.govt.nz>

Cc: Emma Bailey <EBailey@linz.govt.nz>

Subject: FW: SIRRL Report - for comment after 8 Jan

FYI – do you have any preference re MfE's comments?

From: David Falconer <David.Falconer@mfe.govt.nz>

Sent: Monday, January 15, 2024 3:03 PM

To: Emma Bailey <EBailey@linz.govt.nz>

Cc: Anneke Turton <ATurton@linz.govt.nz>

Subject: RE: SIRRL Report - for comment after 8 Jan

Kia ora Emma,

Happy New Year. We have been reviewing this report over the past week and have some comments. I am just waiting for a couple of people to finish their review, as they have been away on leave. Can I wait until they have finished their comments later this week and then send all the comments or do you want the comments we have so far now?

Kā mihi

David

From: Emma Bailey <EBailey@linz.govt.nz>

Sent: Friday, December 22, 2023 10:39 AM

To: David Falconer <David.Falconer@mfe.govt.nz>

Cc: William Phillips <WPhillips@linz.govt.nz>; Eva Hansen <EHansen@linz.govt.nz>; Natasha Wall <NWall@linz.govt.nz>; Anneke Turton <ATurton@linz.govt.nz>; Kirsty Hulena

<KHulena@linz.govt.nz>; Craig Mundy-Smith <CMSmith@linz.govt.nz>

Subject: RE: SIRRL Report - for comment after 8 Jan

No worries, that's fine David.

And thanks for the update re the Fielding site. We can also incorporate that into the report.

Ngā mihi

Emma

Emma Bailey

Rōia ā-Tari Matua / Senior Solicitor

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From: David Falconer <David.Falconer@mfe.govt.nz>

Sent: Friday, December 22, 2023 10:24 AM

To: Emma Bailey <EBailey@linz.govt.nz>

Cc: William Phillips <WPhillips@linz.govt.nz>; Eva Hansen <EHansen@linz.govt.nz>; Natasha Wall <NWall@linz.govt.nz>; Anneke Turton <ATurton@linz.govt.nz>; Kirsty Hulena <KHulena@linz.govt.nz>; Craig Mundy-Smith <CMSmith@linz.govt.nz>

Subject: RE: SIRRL Report - for comment after 8 Jan

Thanks Emma,

Thanks for checking the ownership of Te Awamutu plant.

FYI There was also a proposal in Fielding, but the consent application was withdrawn earlier this year <https://www.stuff.co.nz/manawatu-standard/300901213/contentious-feilding-wastetofuel-plant-proposal-withdrawn-due-to-technicalities>. 9(2)(b)(ii)

Some of the key MfE staff that I would like to comment on the SIRRL report are not back from leave until Jan 15. Is it alright if I get comments back on the week starting Jan 15?

Kā mihi

David

David Falconer

Principal Analyst | Kaitātari Mātāmua

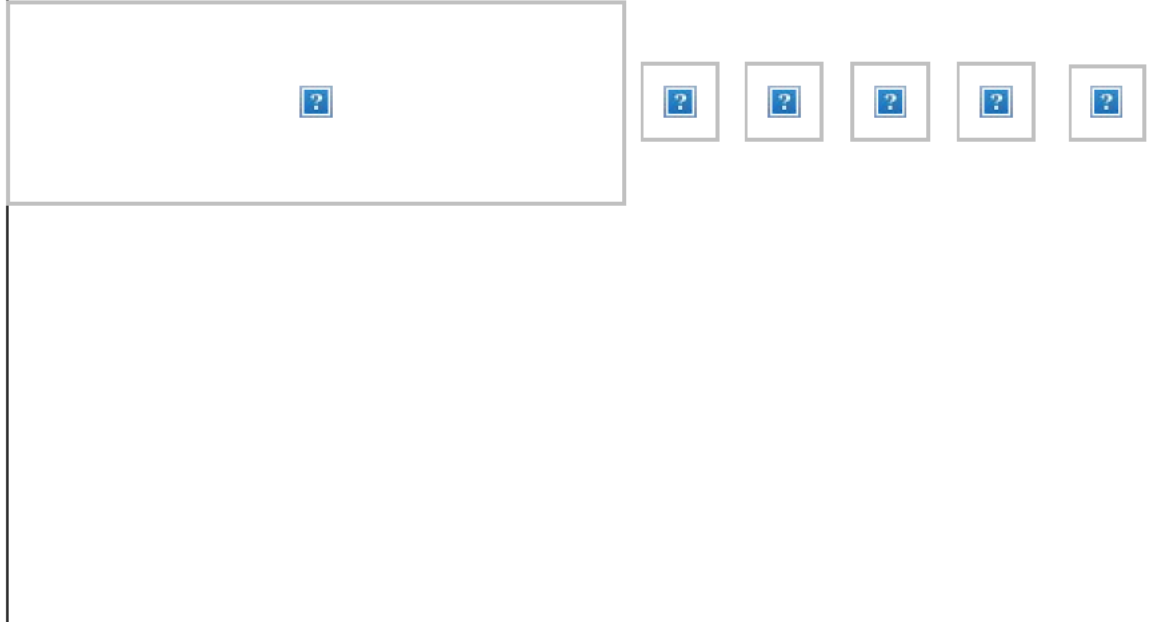
Resource Management System – Environmental Management and Adaptation

Ministry for the Environment | Manatū Mō Te Taiao

Level 2 (East Building), 335 Lincoln Road, Addington, Christchurch

027 243 3047 | david.falconer@mfe.govt.nz | environment.govt.nz

Ministry staff work flexibly by default. For me, this means I work from Ōtautahi/Christchurch. It also means you may receive an email outside of usual working hours. Please respond at a time that is convenient for you.



From: Emma Bailey <EBailey@linz.govt.nz>

Sent: Friday, December 22, 2023 10:09 AM

To: David Falconer <David.Falconer@mfe.govt.nz>

Cc: William Phillips <WPhillips@linz.govt.nz>; Eva Hansen <EHansen@linz.govt.nz>; Natasha Wall <NWall@linz.govt.nz>; Anneke Turton <ATurton@linz.govt.nz>; Kirsty Hulena <KHulena@linz.govt.nz>; Craig Mundy-Smith <CMSmith@linz.govt.nz>

Subject: RE: SIRRL Report - for comment after 8 Jan

Hi David

Many thanks for your email and for updating us in relation to the Te Awamutu plant.

I've had a quick google and it seems the resource management applicant in respect of the Te Awamutu plant is Global Contracting Solutions Limited. According to the Companies Office, that entity is 66% owned by an individual, Craig Tuhoro, with a NZ address (so quite likely a NZ citizen) and 34% by Global Metal Trustee Limited (which is 100% owned by Craig Tuhoro and Robyn Blake (also a NZ address and probably a NZ citizen). Given there doesn't appear to be any overseas investment, we would not have any visibility of the investment (but we can certainly enhance our comments in the NI report regarding this development to provide further market context to the Minister).

If you are able to provide any comments by Friday 12 Jan, that would be great.

Have a great break!

Ngā mihi
Emma

Emma Bailey

Rōia ā-Tari Matua / Senior Solicitor

Overseas Investment

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From: David Falconer <David.Falconer@mfe.govt.nz>

Sent: Friday, December 22, 2023 9:56 AM

To: Emma Bailey <EBailey@linz.govt.nz>

Cc: William Phillips <WPhillips@linz.govt.nz>; Eva Hansen <EHansen@linz.govt.nz>; Natasha Wall <NWall@linz.govt.nz>; Anneke Turton <ATurton@linz.govt.nz>; Kirsty Hulena <KHulena@linz.govt.nz>; Craig Mundy-Smith <CMSmith@linz.govt.nz>

Subject: RE: SIRRL Report - for comment after 8 Jan

Thanks very much Emma,

I will work with my colleagues and get comments back to you in the new year. If there is a deadline when you need comments by, please let me know.

Thanks for working together on this over the year.

By the way we have received a request from the Waikato Regional Council for the Minister for the Environment to call in the consent application for a Waste to Energy plant in Te Awamutu <https://www.waikatotimes.co.nz/nz-news/350132587/controversial-waste-energy-plant-proposal-reaches-enviro-ministers-desk>. I am not sure if it also requires approval from the Overseas Investment Office, but I thought I would bring it to your attention. We will be providing advice to the Minister for the Environment on it in the new year.

Have a good Christmas and New Year.

Kā mihi
David

David Falconer

Principal Analyst | Kaitātari Mātāmua

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From: Emma Bailey <EBailey@linz.govt.nz>

Sent: Friday, December 22, 2023 8:27 AM

To: David Falconer <David.Falconer@mfe.govt.nz>

Cc: William Phillips <WPhillips@linz.govt.nz>; Eva Hansen <EHansen@linz.govt.nz>; Natasha Wall <NWall@linz.govt.nz>; Anneke Turton <ATurton@linz.govt.nz>; Kirsty Hulena <KHulena@linz.govt.nz>; Craig Mundy-Smith <CMSmith@linz.govt.nz>

Subject: SIRRL Report - for comment after 8 Jan

Hi David

As discussed, please find attached the latest draft of the National Interest assessment report for South Island Resource Recovery Limited (**SIRRL**). Thank you so much for your input so far in relation to this investment.

We would be grateful if you could review the report and let us know of any comments or changes when you are back on deck in the new year.

We have reduced the content of this report from an earlier form simply because a lot of the impacts of the proposed investment are rightly dealt with by the RMA/Environment Court process, rather than the overseas investment regime. We have also included attachments 3 and 4 which list the relevant resource consent applications and detail the EC process, as we understand it, based on submissions from the Investor/Applicant.

Please ignore the yellow highlights - we have yet to write the introduction and conclusion for this

report. The investment will be subject to conditions, which are not settled but briefly noted in attachment 1. The first part of the report discusses the Investor and the general market context of these types of facilities. The second part is likely to be more your area of focus, particularly in terms of considering the investment's alignment with NZ values (which includes a consideration of competing government objectives) and its social and economic impact. Please also:

- confirm if the RMA/EC process is likely to consider the extent to which the investment might conflict with competing government policies or not and
- provide brief comment on imposing a condition regarding 'approved feedstock' for the facility and whether this would be dealt with by the RMA/EC process. We intend that we would condition the Investor to only source feedstock from the South Island but wondered whether the EC process delves into the actual make-up of the feedstock – e.g. non-hazardous material etc.

I am on leave until 16 Jan but if you reply all to this email, the team will be able to pick up your comments/changes/suggestions (once you are ready to send them through) after 8 Jan.

Many thanks and wishing you a Merry Xmas and a wonderful Summer break!

Ngā mihi
Emma

Emma Bailey

Rōia ā-Tari Matua / Senior Solicitor

Overseas Investment

ebailey@linz.govt.nz DDI 04 462 4407

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