

From: [Simon King](#)
To: [Regan Brash \[EXTERNAL\] \(PARLIAMENT\)](#); [Nicholas Smith \(MfE\)](#)
Cc: [Sarah King \[EXTERNAL\] \(PARLIAMENT\)](#); [Devina Shetty \[EXTERNAL\] \(Parliament\)](#); [Briefings - Bishop](#); [Briefings - Simmonds](#); [Danielle Ryan](#); [Nicole Mistal](#); [David Falconer](#)
Subject: FW: CLASSIFICATION RE: Forwarded advice - BRF-4606 Further advice on exercising RMA statutory functions and powers
Date: Tuesday, 7 May 2024 3:43:01 pm
Attachments: [image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)
[BRF-4606 Further advice on exercise of RMA statutory functions.docx](#)
[BRF-4606 Further advice on exercise of RMA statutory functions v2.docx](#)

Kia ora Regan and Nick

As discussed, DOC are also keen to use our beautiful table but have asked for a few amendments to reflect the role of the Minister of Conservation more accurately.

These are purely technical so recommend that we do not even need to bring them to Ministers attention – although let me know if you think otherwise and I can draft a short a weekly update item.

Instead, I propose we accept DOC's changes and start using this as the new master version. [@Regan Brash \[EXTERNAL\] \(PARLIAMENT\)](#) could your office please distribute the updated table to the other Minister's offices, letting them know that minor additions were made at DOC's request, but no material change in the advice. Tracked and clean copied attached.

Really happy to discuss

Ngā mihi

Simon

Simon King
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We are located at 8 Willis Street.

Appendix 3 – Approach to advising on the distribution of RMA statutory functions and powers across Ministerial portfolios

* = The Minister of Conservation has certain functions and powers under the Resource Management Act 1991 (RMA), including where they relate to the coastal marine area.

Ref	Ministerial statutory functions and powers under the RMA	Relevant RMA sections	Description of the functions and powers	Who will receive advice
1	Decision-making on national direction instruments (except section 360 regulations).	24(a)-(ba) 43-58K 28(a)	National direction instruments include national policy statements, national environmental standards, national planning standards <i>Note – this relates to the legislative powers under the RMA to make or amend national direction only. Responsibilities for individual instruments remain with the relevant portfolio Minister.</i>	Minister Responsible for RMA Reform Minister of Conservation (in relation to the NZ coastal policy statement only and national planning standards for matters relating to the coastal marine area) Cc other Ministers only if directly relevant to their portfolio interests or an instrument they are specifically responsible for
2	Ability to 'call in' a plan/plan change and nationally significant proposals; Decisions on certificates of compliance for nationally significant proposals.	24(c) 37B 42C 139 140-149ZG	If either a plan change or resource consent is for, or part of, a proposal of national significance the responsible Minister can direct that the proposal be referred to either a Board of Inquiry or to the Environment Court for decisions. The responsible Minister can make this direction on their own volition, or following a request from the local authority, the applicant, or a third party. A recent example is the call in of the Waimate Waste to Energy Plan.	Lead assessed on a case-by-case basis: <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters Direction sought asap if unclear Minister of Conservation (in relation to proposals in the coastal marine area and joint responsibility with the Minister Responsible for RMA Reform/Minister for the

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				<p>Environment for proposals that include both land and the coastal marine area.</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
3	Heritage Protection—The recommendation of the approval of an applicant as a heritage protection authority; transfer of heritage protection order.	<p>24(d)</p> <p>188</p> <p>195B-195C</p>	Like requiring authority approval, the Minister's role is to assess and determine Heritage Protection Authority applications.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
4	Requiring Authorities—The recommendation of the approval of an applicant as a requiring authority (RA).	<p>24(d)</p> <p>167</p>	<p>Under the RMA a local authority, all Ministers of the Crown, and network utility operators that are approved by the Minister can designate land in district plans. The Minister's role is to assess the appropriateness of an RA application to become a Requiring Authority and approve if considered appropriate. RAs apply to local authorities for designations to be included in district plans. Many designations in district plan relate to the provision of infrastructure.</p> <p>Recent examples of applications to become requiring authorities are City Rail Link, Channel Terminal Services (previously Refining NZ), and Queenstown Airport Corporation Limited.</p>	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p> <p><i>Note: The Minister Responsible for RMA Reform will be informed of Requiring Authority applications if there are broader strategic or integration issues</i></p>
5	Water Conservation Orders— Decision-making on whether water conservation order applications should be referred to	<p>24(e)</p>	The purpose of a water conservation order (WCO) is to recognise and sustain natural state values of a specific water body. The Minister is required to either reject the	<p>Minister for the Environment</p>

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	a special tribunal and deciding whether to recommend issuing them.	199-217	application for the WCO or appoint a special tribunal to hear and report on the application. The Minister, following the special tribunal process, then has the role of either recommending the WCO to the Governor General or declining the application. If the Minister decides not to recommend the making of the order, then he or she must provide a statement to the House of Representatives, the applicant and every person who made a submission for the reasons for his or her decision.	Cc other Ministers only if directly relevant for their portfolio interests
6	Monitoring of the effect and implementation of the RMA (including any regulations in force under it), national policy statements, national planning standards, and water conservation orders.	24(f)-(ga) 28(d)	One of the overall functions of the Minister is to monitor and investigate the implementation and effect of the RMA, including any matter of environmental significance.	<p>Minister Responsible for RMA Reform</p> <p><u>Minister of Conservation (in relation to the NZCPS and coastal permits for restricted coastal activities).</u></p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
7	Consideration of use of economic instruments to achieve the purpose of the RMA.	24(h)	The Minister has the authority to investigate the use of economic instruments, including charges, levies, and incentives.	<p>Minister Responsible for RMA Reform (agreed in BRF-4113)</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
8	Ability to investigate a local authority and make recommendations on its exercise or performance and allows the Minister to act under section 25 or 25A.	24A	The Minister can initiate an investigation into the performance of a local authority in implementing the RMA and, dependent on the outcome of the investigation, can intervene. This may include making recommendations to the local authority on its exercise or performance.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters

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				<p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
9	Ability to appoint one or more persons (eg, independent or a central government official) to exercise or perform all or any functions, powers, and duties under the RMA in place of the local authority.	25	Where the Minister finds that the local authority is not exercising or performing any of its functions, powers or duties, the Minister can appoint 1 or more persons to perform all those functions, powers, or duties in place of the local authority.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
10	Ability to direct a local authority to prepare a plan change/variation in relation to section 30 and 31 of the RMA.	25A	Section 31(1)(aa) requires territorial authorities to ensure that there is sufficient development capacity in respect of housing and business land to meet the expected demands of the district.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p>

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				<p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
11	Ability to direct a local authority to review whole or part of a regional or district plan.	25B	The <u>responsible</u> Minister has the authority to direct a local authority to commence a review of the whole or part of a district or regional plan.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p><u>Minister of Conservation (in relation to the review of regional coastal plans)</u></p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
12	Decision to make grants or loans to assist in achieving the purpose of the RMA.	26	The Minister has the authority to make grants or loans to any person assisting in the achievement of the purpose of the Act.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
13	The Minister may require local authorities to supply information in relation to its functions, powers, or duties under the RMA.	27 <u>28A</u>	The Minister has the authority to require local authorities, requiring authorities, and heritage protection authorities to supply information	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues

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			about the body's exercise of any functions, powers, or duties under the RMA.	<ul style="list-style-type: none"> Minister for the Environment for all other matters <p><u>Minister of Conservation (in relation to monitoring of coastal permit, regional coastal plan, or exercise of protected customary right).</u></p> <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
14	Sets out the functions of the Minister of Conservation in relation to the coastal marine environment	<p>28-28A</p> <p><u>148</u></p> <p><u>372</u></p>	The Minister has responsibility for preparing the NZ coastal policy statement, approving regional coastal plans, effectiveness monitoring and information requests, <u>give directions relating to restricted coastal activities, and functions relating to- a proposal of national significance which relates wholly to the coastal marine area.</u>	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>
15	Sets out the functions of the Minister of Aquaculture in relation to decisions on aquaculture activities in the coastal marine area	<p>28B</p> <p>Part 7A</p> <p>360A-360C</p>	In relation to aquaculture activities, the Minister has responsibility for suspending receipt of applications for coastal permits, making a direction to process and hear applications for coastal permits together, recommend regulations to amend regional coastal plans and make decisions on the allocation of authorisations.	<p>Minister of Aquaculture</p> <p>To be advised by MPI in the first instance</p>

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16	Notice from local authorities of joint management agreement.	36B	The RMA provides for the development of joint management agreements between a local authority and an iwi authority (or other group representing hapū) that provide for the parties to jointly perform the local authority's functions in relation to a natural or physical resource in all or part of the region/district.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
17	Authorisation and responsibilities of enforcement officers*.	38	The Minister and a local authority have the authority to issue a warrant clearly stating the functions and powers that an enforcement officer is authorised to carry out. This power is generally undertaken by the local authority.	<p>Minister for the Environment</p> <p>Minister of Conservation (in relation to offshore islands)</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
18	Accreditation of hearings commissioners.	39A	The Minister must approve the qualification(s) required to become accredited as a Commissioner under the RMA.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
19	Mana Whakahono ā Rohe - dispute resolution.	58S	The Minister has the authority to assist in dispute resolution by appointing a Crown facilitator or directing the parties to use an alternative disputes resolution process.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p>

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				Cc other Ministers only if directly relevant for their portfolio interests
20	Ability to request a change to a regional policy statement.	60 Schedule 1, part 2, clause 21	All regions must, at all times, have a Regional Policy Statement. Any Minister of the Crown may request a change.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues. Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
21	Streamlined Planning Process (SPP).	80B-80C Schedule 1, Part 5	<p>This section of the Act allows a local authority to ask the responsible Minister if they can use an expedited planning process for a particular change to a district or regional RMA Plan. The SPP process can only be used if the application meets one or more criteria relating to; implementation of national direction, urgency, a significant community need, or an issue that has resulted in unintended consequences:</p> <p>If approved for use, the SPP must be undertaken in the form directed by the Minister and may include limited notification, and no or limited hearings. The SPP process also results in reduced appeal rights.</p>	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Minister of Conservation (in relation to regional coastal plans and both the Minister responsible for RMA Reform/Minister for the Environment and the Minister of Conservation in the case of a proposed planning instrument that is to encompass</p>

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			The Minister also makes the final decisions on the proposed planning instrument that has gone through the Streamlined Planning Process.	matters within the jurisdiction of both Ministers Other Minister always cc'd for visibility Cc other Ministers only if directly relevant for their portfolio interests
22	Decision-making on requests from specified territorial authorities ³ for more time to complete the intensification streamlined planning process (ISPP) ⁴ . The RMA provides for: <ul style="list-style-type: none"> the Minister for the Environment to prepare a direction for the ISPP setting additional requirements for a specified territorial authority such as reporting requirements and setting the Minister's 	80D-80M	The RMA requires specified territorial authorities to use the ISPP to notify an intensification planning instrument (IPI). This allows incorporation of the medium density residential standards (MDRS) into their district plans and gives effect to the intensification requirements in the NPS-UD.	Minister Responsible for RMA Reform (agreed in BRF-4113) Cc other Ministers only if directly relevant for their portfolio interests

³ Specified territorial authority means any of the following:

- every tier 1 territorial authority (Auckland Council, Christchurch City Council, Hamilton City Council, Hutt City Council, Kāpiti Coast District Council, Porirua City Council, Selwyn District Council, Tauranga City Council, Upper Hutt City Council, Waikato District Council, Waimakariri District Council, Waipā District Council, Wellington City Council, Western Bay of Plenty District Council).
- a tier 2 or 3 territorial authority that is required by regulations to prepare and notify an intensification plan change (currently Rotorua Lakes Council).

⁴ The ISPP is a plan change process based on the Streamlined Planning Process under the RMA with the intent to enable intensification outcomes to be achieved earlier than using an RMA Schedule 1 plan change process. Specified territorial authorities are required to use the ISPP to incorporate the MDRS into RMA plans and implement the intensification requirements in the NPS-UD.

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	<p>statement of expectations.</p> <ul style="list-style-type: none"> a specified territorial authority to request the Minister for the Environment to amend a direction. 			
23	<p>The Minister responsible for a relevant national policy statement, NZCPS, a national planning standard, policy statement, plan, or order may refer a dispute to the Environment Court for a decision resolving the matter.</p>	82	<p>If there is a dispute about whether there is an inconsistency between RMA Plans, water conservation orders, national policy statements and/or the NZ coastal policy statement, the responsible Minister has the authority to refer the dispute to the Environment Court.</p>	<p>Minister of Conservation (in relation to the NZ coastal policy statement only and national planning standards for matters relating to the coastal marine area)</p> <p>Minister Responsible for RMA Reform (for all other National direction)</p> <p>Cc other Ministers only if directly relevant to their portfolio interests or an instrument they are specifically responsible for</p>
24	<p>The right to appeal decisions on RMA plans and consents.</p>	120	<p>The Minister as any person may appeal a decision if they submitted on an RMA plan or consent; in relation to a coastal permit for a restricted coastal activity, the Minister of Conservation has the right of appeal.</p>	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>

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25	Receive notice from local authority of intention to review consent conditions where relevant national direction applies.	130(8)	When a local authority decides to initiate a review of the conditions of a resource consent under section 128(1)(ba), the consent authority must serve notice of the review on the Minister, and the Minister may make a submission to the consent authority, and request to be heard.	<i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i>
26	Powers to intervene in a matter. This power can only be used if an issue is a "matter" as defined under s141.	149ZA 141	The Minister has the authority to intervene in a matter by; making a submission, appointing a project coordinator, requiring a joint hearing, or appoint additional commissioners, if the matter relates to resource consents, and changes to RMA Plans, notices of requirement for designations or heritage orders.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
27	An order in council may be made requiring a consent authority to not grant a coastal permit in certain circumstances	152	The Minister can advise the Governor General to make an order in council that prevents consent authorities from granting a coastal permit for the removal of sand, shingle or to reclaim or drain an area that is foreshore or seabed.	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>
28	Call of public tenders for authorisations in the coastal marine area	157	The Minister may offer authorisations to undertake certain activities in the coastal marine area by a public tender.	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>

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29	Approval of an allocation method for the allocation of space in the common marine and coastal area	165N	The Minister can approve an allocation method if a request to approve one is received.	Minister of Conservation To be advised by DOC in the first instance
30	Receive notification of a transfer of responsibilities for designations.	180	A requiring authority is required to advise the Minister that they have transferred financial responsibility for a project or work, including the designation.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
31	Freshwater farm plans – decision that Part 9A applies to a specific district, region, or part of NZ; consultation on regulations including crop type, location, and sales information on fertiliser.	217A-217M	While not classified as 'national direction' under the RMA, freshwater farm plan regulations set national-level requirements in relation to RMA plans and consenting.	Associate Minister for the Environment Cc Minister Responsible for RMA Reform Cc Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests <i>Note the Minister for the Environment and Minister Responsible for RMA Reform retain responsibility for the formal exercise of any statutory functions and powers under the RMA relating to the delegation.</i>
32	Ability to make regulations via an Order in Council to collect information relating to the purchase of nitrogenous fertiliser	217Q	Regulations can be made by the Governor General on the recommendation of the Minister for the Environment to collect information on the purchase of nitrogenous fertiliser, including date of purchase, name of purchaser volume purchased etc.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
33	Recommendations on (re)appointment of Environment Court judges; Chief Environment Judge; Environment	250, 254	The Minister provides the Attorney General with recommendations on the appointment and reappointment of Environment Judges, alternate Environment Judges, Environment	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests

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	Commissioner or Deputy Environment Commissioner.		Commissioners, and alternate Environment Commissioners.	
34	Decision to become a party to proceedings before the Environment Court.	274	The Minister has the authority to decide to take part in any proceedings before the Environment Court. This could be an appeal against a resource consent or a change to an RMA Plan.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues or include housing or infrastructure. • Minister of Conservation for coastal matters • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
35	Application for a declaration or enforcement order from the Environment Court.	310-311 316 325B	<p>There are several grounds under which a declaration can be sought, including failure of a plan to give effect to national direction, including proposed provisions of national policy statement, or when a consent condition or rule is being contravened.</p> <p>This power also applies to applications for an enforcement order related to a condition of a resource consent or RMA Plan rule relating to best practice for discharges.</p>	<p>Which Minister applies for a declaration, or an enforcement order will depend on the subject matter of the order or declaration.</p> <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p><u>Minister of Conservation (relating to identifying the point at which the landward boundary of the coastal marine area crosses any river and for enforcement orders relating to regional coastal plans):</u></p>

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36	Ability to make a wide range of regulations necessary for the efficient administration of some of the matters set out in the RMA	360	Section 360 contains a raft of matters for which largely administrative regulations can be made to add additional detail or minor matters to processes or procedures set out in the RMA.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
37	Advice to local authorities doing pre-notification consultation on a proposed policy statement or plan.	Schedule 1, part 1, clause 3-3A	Local authorities are required to consult the Minister for the Environment, and any other Minister of the Crown who may be affected by the policy statement or plan, at the time the policy statement or plan is being prepared. The Minister has the ability through this process to make comment on a proposed plan prior to notification. The ability to comment on a proposed plan prior to public notification is a unique statutory responsibility that is limited to the Minister, affected local authorities, and tangata whenua. This can be particularly important as some provisions in a proposed plan can have immediate legal effect upon notification, so this is the only opportunity to comment prior to it having effect.	<i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i> Ministers have discretion on whether to comment. Lead for any comments assessed on a case-by-case basis: <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues. • Minister for the Environment for all other matters Direction sought asap if unclear Advice sent to identified lead Minister Other Minister always cc'd for visibility Cc other Ministers only if directly relevant for their portfolio interests

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38	Receive notification of proposed policy statement or plan; decision on whether to submit.	Schedule 1, part 1, clause 5-6A	Local authorities are also required to consult the Minister for the Environment, and, in the case of a regional coastal plan, the Minister of Conservation, at the time the policy statement or plan is publicly notified. The Minister(s) can make a submission.	<p><i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i></p> <p>Ministers have discretion on whether to comment. Lead for any comments assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues. • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
39	Extension of time request for a decision on a plan change.	Schedule 1, part 1, clause 10A	The Act requires decisions on changes to RMA Plans to be made no later than 2 years after the change was publicly notified. This section allows a local authority to request an extension of this time.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
40	Approving a regional coastal plan*.	Schedule 1, part 1, clause 19	The Minister of Conservation is required to formally approve all regional coastal plans and can require the relevant regional council to make changes before approval.	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>

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41	Receive notification of a policy statement, plan or plan change made operative.	Schedule 1, part 1, clause 20	Local authorities are required to advise the Minister of the date a plan change becomes fully operative.	<i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i>
42	Ability to appoint freshwater commissioners; and set fees for freshwater hearings panels.	Schedule 1, part 4, clause 63 & 65-67	The Minister must appoint a chief freshwater commissioner, may appoint freshwater commissioners, and if appointed must set the rate of salary, fees, and allowances.	Minister Responsible for RMA Reform Cc other Ministers only if directly relevant for their portfolio interests
43	If a local authority rejects any recommendations by the independent hearings panel (IHP) for intensification planning instruments (IPI), the Minister for the Environment becomes the final decision-maker on those rejected recommendations.	Schedule 1, part 6, clause 101 & 105	Specified territorial authorities are required to notify IPI decisions on the IHP's recommendations by a date set out in a direction issued by the Minister for the Environment.	Minister Responsible for RMA Reform (agreed in BRF-4113) Cc other Ministers only if directly relevant for their portfolio interests

Appendix 3 – Approach to advising on the distribution of RMA statutory functions and powers across Ministerial portfolios

* = The Minister of Conservation has certain functions and powers under the Resource Management Act 1991 (RMA), including where they relate to the coastal marine area.

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2	Ability to 'call in' a plan/plan change and nationally significant proposals; Decisions on certificates of compliance for nationally significant proposals.	24(c) 37B 42C 139 140-149ZG	If either a plan change or resource consent is for, or part of, a proposal of national significance the responsible Minister can direct that the proposal be referred to either a Board of Inquiry or to the Environment Court for decisions. The responsible Minister can make this direction on their own volition, or following a request from the local authority, the applicant, or a third party. A recent example is the call in of the Waimate Waste to Energy Plan.	Lead assessed on a case-by-case basis: <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters Direction sought asap if unclear Minister of Conservation (in relation to proposals in the coastal marine area and joint responsibility with the Minister Responsible for RMA Reform/Minister for the

				<p>Environment for proposals that include both land and the coastal marine area).</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
3	Heritage Protection—The recommendation of the approval of an applicant as a heritage protection authority; transfer of heritage protection order.	<p>24(d)</p> <p>188</p> <p>195B-195C</p>	Like requiring authority approval, the Minister's role is to assess and determine Heritage Protection Authority applications.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
4	Requiring Authorities—The recommendation of the approval of an applicant as a requiring authority (RA).	<p>24(d)</p> <p>167</p>	<p>Under the RMA a local authority, all Ministers of the Crown, and network utility operators that are approved by the Minister can designate land in district plans. The Minister's role is to assess the appropriateness of an RA application to become a Requiring Authority and approve if considered appropriate. RAs apply to local authorities for designations to be included in district plans. Many designations in district plan relate to the provision of infrastructure.</p> <p>Recent examples of applications to become requiring authorities are City Rail Link, Channel Terminal Services (previously Refining NZ), and Queenstown Airport Corporation Limited.</p>	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p> <p><i>Note: The Minister Responsible for RMA Reform will be informed of Requiring Authority applications if there are broader strategic or integration issues</i></p>
5	Water Conservation Orders— Decision-making on whether water conservation order applications should be referred to	<p>24(e)</p>	The purpose of a water conservation order (WCO) is to recognise and sustain natural state values of a specific water body. The Minister is required to either reject the	<p>Minister for the Environment</p>

	a special tribunal and deciding whether to recommend issuing them.	199-217	application for the WCO or appoint a special tribunal to hear and report on the application. The Minister, following the special tribunal process, then has the role of either recommending the WCO to the Governor General or declining the application. If the Minister decides not to recommend the making of the order, then he or she must provide a statement to the House of Representatives, the applicant and every person who made a submission for the reasons for his or her decision.	Cc other Ministers only if directly relevant for their portfolio interests
6	Monitoring of the effect and implementation of the RMA (including any regulations in force under it), national policy statements, national planning standards, and water conservation orders.	24(f)-(ga) 28(d)	One of the overall functions of the Minister is to monitor and investigate the implementation and effect of the RMA, including any matter of environmental significance.	Minister Responsible for RMA Reform Minister of Conservation (in relation to the NZCPS and coastal permits for restricted coastal activities). Cc other Ministers only if directly relevant for their portfolio interests
7	Consideration of use of economic instruments to achieve the purpose of the RMA.	24(h)	The Minister has the authority to investigate the use of economic instruments, including charges, levies, and incentives.	Minister Responsible for RMA Reform (agreed in BRF-4113) Cc other Ministers only if directly relevant for their portfolio interests
8	Ability to investigate a local authority and make recommendations on its exercise or performance and allows the Minister to act under section 25 or 25A.	24A	The Minister can initiate an investigation into the performance of a local authority in implementing the RMA and, dependent on the outcome of the investigation, can intervene. This may include making recommendations to the local authority on its exercise or performance.	Lead assessed on a case-by-case basis: <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues • Minister for the Environment for all other matters

				<p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
9	Ability to appoint one or more persons (eg, independent or a central government official) to exercise or perform all or any functions, powers, and duties under the RMA in place of the local authority.	25	Where the Minister finds that the local authority is not exercising or performing any of its functions, powers or duties, the Minister can appoint 1 or more persons to perform all those functions, powers, or duties in place of the local authority.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
10	Ability to direct a local authority to prepare a plan change/variation in relation to section 30 and 31 of the RMA.	25A	Section 31(1)(aa) requires territorial authorities to ensure that there is sufficient development capacity in respect of housing and business land to meet the expected demands of the district.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p>

				<p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
11	Ability to direct a local authority to review whole or part of a regional or district plan.	25B	The responsible Minister has the authority to direct a local authority to commence a review of the whole or part of a district or regional plan.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Minister of Conservation (in relation to the review of regional coastal plans)</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
12	Decision to make grants or loans to assist in achieving the purpose of the RMA.	26	The Minister has the authority to make grants or loans to any person assisting in the achievement of the purpose of the Act.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
13	The Minister may require local authorities to supply information in relation to its functions, powers, or duties under the RMA.	27 28A	The Minister has the authority to require local authorities, requiring authorities, and heritage protection authorities to supply information	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues

			about the body's exercise of any functions, powers, or duties under the RMA.	<ul style="list-style-type: none"> Minister for the Environment for all other matters <p>Minister of Conservation (in relation to monitoring of coastal permit, regional coastal plan, or exercise of protected customary right).</p> <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
14	Sets out the functions of the Minister of Conservation in relation to the coastal marine environment	28-28A 148 372	The Minister has responsibility for preparing the NZ coastal policy statement, approving regional coastal plans, effectiveness monitoring and information requests, give directions relating to restricted coastal activities, and functions relating to a proposal of national significance which relates wholly to the coastal marine area.	Minister of Conservation To be advised by DOC in the first instance
15	Sets out the functions of the Minister of Aquaculture in relation to decisions on aquaculture activities in the coastal marine area	28B Part 7A 360A-360C	In relation to aquaculture activities, the Minister has responsibility for suspending receipt of applications for coastal permits, making a direction to process and hear applications for coastal permits together, recommend regulations to amend regional coastal plans and make decisions on the allocation of authorisations.	Minister of Aquaculture To be advised by MPI in the first instance

16	Notice from local authorities of joint management agreement.	36B	The RMA provides for the development of joint management agreements between a local authority and an iwi authority (or other group representing hapū) that provide for the parties to jointly perform the local authority's functions in relation to a natural or physical resource in all or part of the region/district.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
17	Authorisation and responsibilities of enforcement officers*.	38	The Minister and a local authority have the authority to issue a warrant clearly stating the functions and powers that an enforcement officer is authorised to carry out. This power is generally undertaken by the local authority.	Minister for the Environment Minister of Conservation (in relation to offshore islands) Cc other Ministers only if directly relevant for their portfolio interests
18	Accreditation of hearings commissioners.	39A	The Minister must approve the qualification(s) required to become accredited as a Commissioner under the RMA.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
19	Mana Whakahono ā Rohe - dispute resolution.	58S	The Minister has the authority to assist in dispute resolution by appointing a Crown facilitator or directing the parties to use an alternative disputes resolution process.	Lead assessed on a case-by-case basis: <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues • Minister for the Environment for all other matters Direction sought asap if unclear Advice sent to identified lead Minister Other Minister always cc'd for visibility

				Cc other Ministers only if directly relevant for their portfolio interests
20	Ability to request a change to a regional policy statement.	60 Schedule 1, part 2, clause 21	All regions must, at all times, have a Regional Policy Statement. Any Minister of the Crown may request a change.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues. Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
21	Streamlined Planning Process (SPP).	80B-80C Schedule 1, Part 5	<p>This section of the Act allows a local authority to ask the responsible Minister if they can use an expedited planning process for a particular change to a district or regional RMA Plan. The SPP process can only be used if the application meets one or more criteria relating to; implementation of national direction, urgency, a significant community need, or an issue that has resulted in unintended consequences:</p> <p>If approved for use, the SPP must be undertaken in the form directed by the Minister and may include limited notification, and no or limited hearings. The SPP process also results in reduced appeal rights.</p>	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> Minister Responsible for RMA Reform if broader strategic or integration issues Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Minister of Conservation (in relation to regional coastal plans and both the Minister responsible for RMA Reform/Minister for the Environment and the Minister of Conservation in the case of a proposed planning instrument that is to encompass</p>

			The Minister also makes the final decisions on the proposed planning instrument that has gone through the Streamlined Planning Process.	<p>matters within the jurisdiction of both Ministers)</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
22	<p>Decision-making on requests from specified territorial authorities³ for more time to complete the intensification streamlined planning process (ISPP)⁴. The RMA provides for:</p> <ul style="list-style-type: none"> the Minister for the Environment to prepare a direction for the ISPP setting additional requirements for a specified territorial authority such as reporting requirements and setting the Minister's 	80D-80M	The RMA requires specified territorial authorities to use the ISPP to notify an intensification planning instrument (IPI). This allows incorporation of the medium density residential standards (MDRS) into their district plans and gives effect to the intensification requirements in the NPS-UD.	<p>Minister Responsible for RMA Reform (agreed in BRF-4113)</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>

³ Specified territorial authority means any of the following:

- every tier 1 territorial authority (Auckland Council, Christchurch City Council, Hamilton City Council, Hutt City Council, Kāpiti Coast District Council, Porirua City Council, Selwyn District Council, Tauranga City Council, Upper Hutt City Council, Waikato District Council, Waimakariri District Council, Waipā District Council, Wellington City Council, Western Bay of Plenty District Council).
- a tier 2 or 3 territorial authority that is required by regulations to prepare and notify an intensification plan change (currently Rotorua Lakes Council).

⁴ The ISPP is a plan change process based on the Streamlined Planning Process under the RMA with the intent to enable intensification outcomes to be achieved earlier than using an RMA Schedule 1 plan change process. Specified territorial authorities are required to use the ISPP to incorporate the MDRS into RMA plans and implement the intensification requirements in the NPS-UD.

	<p>statement of expectations.</p> <ul style="list-style-type: none"> • a specified territorial authority to request the Minister for the Environment to amend a direction. 			
23	<p>The Minister responsible for a relevant national policy statement, NZCPS, a national planning standard, policy statement, plan, or order may refer a dispute to the Environment Court for a decision resolving the matter.</p>	82	<p>If there is a dispute about whether there is an inconsistency between RMA Plans, water conservation orders, national policy statements and/or the NZ coastal policy statement, the responsible Minister has the authority to refer the dispute to the Environment Court.</p>	<p>Minister of Conservation (in relation to the NZ coastal policy statement and national planning standards for matters relating to the coastal marine area)</p> <p>Minister Responsible for RMA Reform (for all other National direction)</p> <p>Cc other Ministers only if directly relevant to their portfolio interests or an instrument they are specifically responsible for</p>
24	<p>The right to appeal decisions on RMA plans and consents.</p>	120	<p>The Minister as any person may appeal a decision if they submitted on an RMA plan or consent; in relation to a coastal permit for a restricted coastal activity, the Minister of Conservation has the right of appeal.</p>	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>

25	Receive notice from local authority of intention to review consent conditions where relevant national direction applies.	130(8)	When a local authority decides to initiate a review of the conditions of a resource consent under section 128(1)(ba), the consent authority must serve notice of the review on the Minister, and the Minister may make a submission to the consent authority, and request to be heard.	<i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i>
26	Powers to intervene in a matter. This power can only be used if an issue is a "matter" as defined under s141.	149ZA 141	The Minister has the authority to intervene in a matter by; making a submission, appointing a project coordinator, requiring a joint hearing, or appoint additional commissioners, if the matter relates to resource consents, and changes to RMA Plans, notices of requirement for designations or heritage orders.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
27	An order in council may be made requiring a consent authority to not grant a coastal permit in certain circumstances	152	The Minister can advise the Governor General to make an order in council that prevents consent authorities from granting a coastal permit for the removal of sand, shingle or to reclaim or drain an area that is foreshore or seabed.	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>
28	Call of public tenders for authorisations in the coastal marine area	157	The Minister may offer authorisations to undertake certain activities in the coastal marine area by a public tender.	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>

29	Approval of an allocation method for the allocation of space in the common marine and coastal area	165N	The Minister can approve an allocation method if a request to approve one is received.	Minister of Conservation To be advised by DOC in the first instance
30	Receive notification of a transfer of responsibilities for designations.	180	A requiring authority is required to advise the Minister that they have transferred financial responsibility for a project or work, including the designation.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
31	Freshwater farm plans – decision that Part 9A applies to a specific district, region, or part of NZ; consultation on regulations including crop type, location, and sales information on fertiliser.	217A-217M	While not classified as ‘national direction’ under the RMA, freshwater farm plan regulations set national-level requirements in relation to RMA plans and consenting.	Associate Minister for the Environment Cc Minister Responsible for RMA Reform Cc Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests <i>Note the Minister for the Environment and Minister Responsible for RMA Reform retain responsibility for the formal exercise of any statutory functions and powers under the RMA relating to the delegation.</i>
32	Ability to make regulations via an Order in Council to collect information relating to the purchase of nitrogenous fertiliser	217Q	Regulations can be made by the Governor General on the recommendation of the Minister for the Environment to collect information on the purchase of nitrogenous fertiliser, including date of purchase, name of purchases volume purchased etc.	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests
33	Recommendations on (re)appointment of Environment Court judges; Chief Environment Judge; Environment	250, 254	The Minister provides the Attorney General with recommendations on the appointment and reappointment of Environment Judges, alternate Environment Judges, Environment	Minister for the Environment Cc other Ministers only if directly relevant for their portfolio interests

	Commissioner or Deputy Environment Commissioner.		Commissioners, and alternate Environment Commissioners.	
34	Decision to become a party to proceedings before the Environment Court.	274	The Minister has the authority to decide to take part in any proceedings before the Environment Court. This could be an appeal against a resource consent or a change to an RMA Plan.	<p>Lead assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues or include housing or infrastructure. • Minister of Conservation for coastal matters • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
35	Application for a declaration or enforcement order from the Environment Court.	310-311 316 325B	<p>There are several grounds under which a declaration can be sought, including failure of a plan to give effect to national direction, including proposed provisions of national policy statement, or when a consent condition or rule is being contravened.</p> <p>This power also applies to applications for an enforcement order related to a condition of a resource consent or RMA Plan rule relating to best practice for discharges.</p>	<p>Which Minister applies for a declaration, or an enforcement order will depend on the subject matter of the order or declaration.</p> <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Minister of Conservation (relating to identifying the point at which the landward boundary of the coastal marine area crosses any river and for enforcement orders relating to regional coastal plans);</p>

				<p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
36	Ability to make a wide range of regulations necessary for the efficient administration of some of the matters set out in the RMA	360	Section 360 contains a raft of matters for which largely administrative regulations can be made to add additional detail or minor matters to processes or procedures set out in the RMA.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
37	Advice to local authorities doing pre-notification consultation on a proposed policy statement or plan.	Schedule 1, part 1, clause 3-3A	Local authorities are required to consult the Minister for the Environment, and any other Minister of the Crown who may be affected by the policy statement or plan, at the time the policy statement or plan is being prepared. The Minister has the ability through this process to make comment on a proposed plan prior to notification. The ability to comment on a proposed plan prior to public notification is a unique statutory responsibility that is limited to the Minister, affected local authorities, and tangata whenua. This can be particularly important as some provisions in a proposed plan can have immediate legal effect upon notification, so this is the only opportunity to comment prior to it having effect.	<p><i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i></p> <p>Ministers have discretion on whether to comment. Lead for any comments assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues. • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>

38	Receive notification of proposed policy statement or plan; decision on whether to submit.	Schedule 1, part 1, clause 5-6A	Local authorities are also required to consult the Minister for the Environment, and, in the case of a regional coastal plan, the Minister of Conservation, at the time the policy statement or plan is publicly notified. The Minister(s) can make a submission.	<p><i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i></p> <p>Ministers have discretion on whether to comment. Lead for any comments assessed on a case-by-case basis:</p> <ul style="list-style-type: none"> • Minister Responsible for RMA Reform if broader strategic or integration issues. • Minister for the Environment for all other matters <p>Direction sought asap if unclear</p> <p>Advice sent to identified lead Minister</p> <p>Other Minister always cc'd for visibility</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
39	Extension of time request for a decision on a plan change.	Schedule 1, part 1, clause 10A	The Act requires decisions on changes to RMA Plans to be made no later than 2 years after the change was publicly notified. This section allows a local authority to request an extension of this time.	<p>Minister for the Environment</p> <p>Cc other Ministers only if directly relevant for their portfolio interests</p>
40	Approving a regional coastal plan*.	Schedule 1, part 1, clause 19	The Minister of Conservation is required to formally approve all regional coastal plans and can require the relevant regional council to make changes before approval.	<p>Minister of Conservation</p> <p>To be advised by DOC in the first instance</p>

41	Receive notification of a policy statement, plan or plan change made operative.	Schedule 1, part 1, clause 20	Local authorities are required to advise the Minister of the date a plan change becomes fully operative.	<i>Minister Responsible for RMA reform and the Minister for the Environment are both notified when local authorities are consulting via the weekly update.</i>
42	Ability to appoint freshwater commissioners; and set fees for freshwater hearings panels.	Schedule 1, part 4, clause 63 & 65-67	The Minister must appoint a chief freshwater commissioner, may appoint freshwater commissioners, and if appointed must set the rate of salary, fees, and allowances.	Minister Responsible for RMA Reform Cc other Ministers only if directly relevant for their portfolio interests
43	If a local authority rejects any recommendations by the independent hearings panel (IHP) for intensification planning instruments (IPI), the Minister for the Environment becomes the final decision-maker on those rejected recommendations.	Schedule 1, part 6, clause 101 & 105	Specified territorial authorities are required to notify IPI decisions on the IHP's recommendations by a date set out in a direction issued by the Minister for the Environment.	Minister Responsible for RMA Reform (agreed in BRF-4113) Cc other Ministers only if directly relevant for their portfolio interests