

MPI advice on Fast-track Listed Project Application

Application name	Mangawhai-Pakiri Embayment Sand Extraction
Application number	FTA 200
Applicant	McCallum Bros Ltd
Whether the decision will be ineligible under Clause 18 of the FTA Bill	No
Other authorisations that may be required from MPI	
Aquaculture settlement considerations	The application is not located within an aquaculture settlement area established under section 12 of the Māori Commercial Aquaculture Claims Settlement Act 2004 or within an area reserved for aquaculture within an individual iwi settlement.
Fisheries settlement considerations	<p>The mining sites overlay part of the rohe of Te Uri o Hau and Ngāti Manuhiri who exercise customary fishing rights int this area. Treaty settlements have been concluded with both groups.</p> <p>The main iwi with commercial fisheries interests in the area are Ngā Puhi, Ngāti Wai and Ngāti Whātua. Treaty settlements have been concluded with Ngāti Whātua. These iwi all have significant fisheries quota holdings, some of which will be caught in the mining area. Customary fishing is managed by the hapū of these iwi under the provisions of the Fisheries (Kaimoana Customary Fishing) Regulations 1998 which were made to give effect to Fisheries Settlement agreements. Customary fishing and management of important customary fishing grounds can only be conducted under these regulations. The rohe of some hapū for customary fishing purpose overlays the site. An application that affected the ability of hapū/ iwi to exercise customary rights would require careful consideration in relation to Treaty obligations. We would recommend consulting the iwi and hapū to understand the possible impacts of the application (eg for particular customary fishing locations).</p>
Impacts of a project on Māori development and PSGE priorities	There are a number of Māori-owned land blocks (Pakiri) that run adjacent to the shoreline – no evidence is provided for engagement with landowners.

Disclaimer: This advice has been developed to support MfE advice to the independent Fast-track Projects Advisory Group and is not intended to provide comment on the merits or viability of the application.