

Jacob Paget

From: Susan Bowler s 9(2)(a)
Sent: Monday, 10 June 2024 1:34 pm
To: Listed Projects
Cc: Stacey Newlands [EXTERNAL] (LINZ); Craig Harris [EXTERNAL] (LINZ); Diane Cardwell
Subject: RE: [IN-CONFIDENCE]LINZ Feedback sought on FTA244 Spring Creek Mine listed project (email 1/2)

[UNCLASSIFIED]

Kia ora Oliver,

Re FTA 244 Spring Creek Mine listed project

You requested feedback from LINZ as to the advice that should be given to the Advisory Group (for example, with regard to land access for the project) given that part of the site covered by this project is State Coal Reserve land, which is administered by LINZ.

If the applicant obtains a mining permit, they would need to apply to LINZ for an access arrangement under section 61 of the Crown Minerals Act 1991 (CMA).

If the mining permit is classified as a Tier 1 permit then the access arrangement application would be considered under s61(1AA) CMA. Decision making under s61(1AA) involves two Ministers being the Minister for Resources and the Minister for Land Information (MfLI). For Tier 2 permits decision making sits solely with MfLI (s61(1) CMA).

The Fast-track Approvals Bill proposes an amendment to s61(2) CMA which relates to matters Ministers shall have regard to when considering an access arrangement (under s61). If the applicant obtains a mining permit they would still need to apply to LINZ (Crown Property) for a mining access arrangement. (LINZ has delegations from the Minister to consider these).

The mining permit area covered by the application includes several parcels of LINZ administered land held under the Public Works Act and a few small parcels of Crown land (held under the Land Act). There are also some land parcels which would need to be investigated further to confirm whether these are LINZ administered as part of the access arrangement work identified above.

Ngā Mihi

Susan

Susan Bowler (she/her)*

Kaitohutohu Matamua / Principal Advisor

Strategy, Policy & Ministerials

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s 9(2)(a)



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[UNCLASSIFIED]

From: Listed Projects <ListedProjects@mfe.govt.nz>

Sent: Wednesday, June 5, 2024 12:35 PM

To: Susan Bowler s 9(2)(a)

Cc: Ray Salter s 9(2)(a); Madeleine Berry s 9(2)(a); Stacey

Newlands s 9(2)(a); Craig Harris s 9(2)(a); Amanda Moran

s 9(2)(a)

Subject: [IN-CONFIDENCE] LINZ Feedback sought on FTA244 Spring Creek Mine listed project (email 1/2)

Importance: High

Kia ora Susan (cc others)

Please find attached the application material for Fast-track Approvals Bill listed project application FTA244 Spring Creek Mine project.

We note your previous advice to us that LINZ does not need to be consulted on these applications.

However, we think this is an exceptional case as part of the site is **State Coal Reserve land**, which the application states is “**administered by LINZ**”.

We seek feedback from LINZ as to what advice should be given to the Advisory Group on this matter (for example, with regard to land access for the project).

The main documents relevant to this question are attached:

- 244.01 (response)
- 244.02 (land parcels)
- 244.03 (title search)

For completeness, we will send all attachments received from the applicant (for your reference if required), but due to email size limits, I will send you remaining attachments in a separate email (this is 1/2).

If possible, please provide feedback by **5pm Friday 7 June**.

Ngā Mihi

Oliver Sangster

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