

MPI advice on Fast-track Listed Project Application

Application name	Northport Container Terminal Expansion project
Application number	FTA119
Applicant	Northport Ltd
Whether the application will be ineligible under Clause 18 of the FTA Bill?	No
Other authorisations that may be required from MPI	No
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 site overlays part of the rohe of Ngāti Wai and Ngā Puhi hapū who exercise customary fishing rights in this area. Individual Treaty settlements have not been concluded with either iwi.</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.</p> <p>Customary fishing is managed by the hapū of Ngāti Wai and Ngā Puhi 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 purposes, overlay the site. These hapū are managing the impacts of fishing on Mair and Marsden Banks, adjacent to the proposed port extension, through a temporary closure of the area to the taking of shellfish. Consideration should be given to the likely impacts of dredging and the reclamation on the shellfishery and the two sandbanks where the fishery is located. An application that affected the ability of hapū/ iwi to exercise customary rights or which affects commercial aspects of the Fisheries Treaty settlement 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 relatively close to Marsden Point at Takahiwai.
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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.