

MPI advice on Fast-track Listed Project Application

Application name	Bream Bay Sand Extraction Project
Application number	FTA082
Applicant	McCallum Brothers Limited
Whether the application is 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 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. These iwi all have significant fisheries quota holdings which were delivered as part of the Fisheries Settlement, some of which will be caught in the proposed mining area.</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. 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	No Māori-owned land is adjacent to the coastline covered by the application.
Other matters to note	<p>Notes from Water Availability and Security team</p> <ul style="list-style-type: none"> - No specific issues of concern from water availability and security perspective

	<ul style="list-style-type: none">- The main application includes various environmental and ecological elements but no site specific observations and assessments are available
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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.