



Consultation with Te Rūnanga o Ngāi Tahu on the Streamlined Planning Process Application for Te Pūtahi Ladies Mile

Date Submitted:	7 February 2023	Tracking #: BRF-2719
-----------------	-----------------	----------------------

	Action sought:
To: Hon David PARKER, Minister for the Environment	For noting only

Actions for Minister's Office Staff	Advise Ministry for the Environment officials if further discussion is requested
Number of appendices and attachments	Titles of appendices and attachments:
None	n/a

Ministry for the Environment contacts

Position	Name	Cell phone	1st contact
Principal Author	Alison McLaughlin		
Responsible Manager	Matthew Barbati-Ross	64 22 0102147	✓
Director	Caroline Hart	027 270 8535	

Consultation with Te Rūnanga o Ngāi Tahu on the Streamlined Planning Process Application for Te Pūtahi Ladies Mile

Purpose

1. The purpose of this aide memoire is to provide you with additional information on consultation with Te Rūnanga o Ngāi Tahu on the use of the Streamlined Planning Process (SPP) for Queenstown Lakes District Council (QLDC)'s proposed Te Pūtahi Ladies Mile Plan Variation (the Variation).

Background and Content

2. On 18 January 2023, we provided a briefing and recommendations on your Stage 1 decisions on QLDC's application to use the SPP (BRF-2427). This briefing sets out the context to the application.
3. It is not a statutory requirement¹ for you to consult on use of the SPP and your draft Direction with any parties other than QLDC, relevant Ministers of the Crown, any person requesting a private plan change, and relevant requiring authorities. However, you may consult any other person about the content of the streamlined planning process that you are proposing.²
4. Te Rūnanga o Ngāi Tahu is the Crown's Treaty Partner for the purposes of the Ngāi Tahu Claims Settlement Act 1998 (Treaty Settlement), which gives effect to the Deed of Settlement signed by the Crown and Te Rūnanga o Ngāi Tahu. Section 15 of Te Rūnanga o Ngāi Tahu Act 1996 states that for any enactment that requires consultation with any iwi or with any iwi authority, that consultation shall, with respect to matters affecting Ngāi Tahu Whanui be held with Te Rūnanga o Ngāi Tahu.
5. Considerations for consulting Te Rūnanga o Ngāi Tahu as the iwi authority include:
 - a. Clause 76 of Schedule 1 of the Resource Management Act 1991 (RMA) requires you to have regard in your decision making on the SPP to any relevant obligations set out in iwi participation legislation
 - b. while the application from QLDC included an email from Te Rūnanga o Ngāi Tahu expressing support for the position of the Papatipu Rūnanga, this was in respect of their views on use of the SPP and not on the specific draft Direction which you are now proposing and consulting on

¹ Resource Management Act 1991 Schedule 1 Clause 76(4)

² Resource Management Act 1991 Schedule 1 Clause 76(5)

- c. the use of the SPP would limit appeal rights on the Variation
- d. mana whenua have expressed an interest in the outcomes of the Variation, in particular with respect to stormwater impacts on Waiwhakaata / Lake Hayes, and Te Rūnanga o Ngāi Tahu has been active on freshwater matters in the context of Treaty Settlement.



- 7. If you decided to also consult with Te Rūnanga o Ngāi Tahu at this stage, the Stage 2 briefing would not be delayed as consultation could occur concurrently with the drafting of the rest of the briefing. The Stage 2 briefing is your substantive decision to approve or decline the application to use SPP.

Next Steps

- 8. Please let us know if you wish to discuss this matter further with officials noting that you have given Papatipu Rūnanga and other parties until 10 February 2023 to respond.

Signature

Matthew Barbati-Ross
Manager
Resource Management Systems

A handwritten signature in blue ink, appearing to read 'M Barbati-Ross', written over a light blue grid background.