

From: [Max Gander-Cooper](#)
To: [Fast Track Consenting](#)
Subject: FW: Phone call [BS-SAGA.FID344]
Date: Thursday, 16 December 2021 8:44:12 am

From: Olivia Manning s 9(2)(a)
Sent: Tuesday, 9 November 2021 9:40 am
To: Max Gander-Cooper s 9(2)(a)
Cc: Helen Andrews s 9(2)(a)
Subject: RE: Phone call [BS-SAGA.FID344]

Good morning Max,

Thank you for your phone call the other day and subsequent email following up on some outstanding points of clarification on the Rotokauri North fast track application. Sorry for the delay in responding to you, but please see our response to your queries below.

- With respect to the 100 FTE's, we confirm that this figure is for the duration of the project.
- There is no formal commitment between MADE/RNHL and their contractors to deliver apprenticeships and retraining pathways. This is because MADE and RNHL have introduced the preferred contractors to MSD, and any formal agreement will be between those parties. However, MADE and RNHL will continue to have a relationship with MSD for the purposes of facilitating and supporting apprenticeship programmes and retraining pathways.
- In our view, it is possible (and likely) that RNHL could include a discretionary activity consent to remove the existing consent notices in its application to the ECP (if the present referral application is granted). As such, a restriction in the Order in Council preventing an application to the EPA until the consent notices are gone would be somewhat counterintuitive. A more appropriate alternative may be for the Order in Council to require that the application to the ECP *include* consent for removal of the existing consent notices, if that has not already occurred by the time the application is lodged.
- We confirm that the imposition of consent notices is included within the scope of the project, and can be included in the referral order.
- With respect to your query relating to the discrepancies between the property boundaries of the relevant titles included in the fast track application, and the draft scheme plan submitted to you, we confirm that this is not an oversight but is intentional, and relates to the stormwater catchments as part of the stormwater management plan prepared for Plan Change 7. We confirm that the intention is that those titles be included in the fast track application, and that any land included that goes beyond the intended boundaries of Stage 1 will be included as balance lots.

Thank you, Max. Please let us know if you have any further queries.
Ngā mihi | Kind regards

Olivia Manning
Associate



Berry Simons Environmental Law

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From: Max Gander-Cooper s 9(2)(a)

Sent: Tuesday, 9 November 2021 8:39 am

To: Olivia Manning s 9(2)(a)

Subject: RE: Phone call [BS-SAGA.FID344]

Morena Olivia,

Have you had the chance to look over my email from Friday? If you'd like to call to discuss anything I'm free from 12 onwards today.

Thanks

Max Gander-Cooper

*Senior Policy Analyst | Kaitātari Kaupapa Here Matua
Fast-track Consenting*

Ministry for the Environment | Manatū Mō Te Taiao

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From: Max Gander-Cooper

Sent: Friday, 5 November 2021 10:41 am

To: Olivia Manning s 9(2)(a)

Subject: RE: Phone call [BS-SAGA.FID344]

Hi Olivia,

I thought that might be the case. I am free around 1pm so we can speak then, but I just wanted to confirm the following matters in relation to your response to the RFI.

- Will the 100 FTEs created as part of the project be 'per year' or total across the duration of the project?
- Is there any formal commitment for the applicant or contractors engaged by the applicant to deliver apprenticeships and retraining pathways? The application and RFI simply say that the preferred contractor has been introduced to MSD.
- The RFI response states that the applicant is intending to have the various consent notices

removed from the titles. Do you have an indication of when this is expected to occur, and if the consent notices pose a barrier to project delivery if they are not removed? This is important, because if they do pose a barrier to delivery then it may be necessary to impose a restriction on the project in the referral order requiring that an application not be lodged until the consent notices are removed.

- The provisions to enable development are proposed to be secured via consent notices on the titles. I'd just like to confirm that the imposition of those consent notices is within the scope of the project and should be included in a referral order.

Ngā mihi

Max Gander-Cooper

Senior Policy Analyst | Kaitātari Kaupapa Here Matua
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From: Olivia Manning s 9(2)(a)
Sent: Friday, 5 November 2021 10:30 am
To: Max Gander-Cooper s 9(2)(a)
Subject: Phone call [BS-SAGA.FID344]

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This email originated from outside our organisation. Please take extra care when clicking on any links or opening any attachments.

Hi Max,

Sorry to miss your call again, in a hearing for all of today as well. Will be free around 1pm to give you a call then if that's ok? Is there a query I can help with via email in the meantime?

Ngā mihi | Kind regards

Olivia Manning
Associate



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