



8 / MAR 2023

BRF-2437

Waerenga Solar Farm Limited & Transpower New Zealand Limited

c/- Alana Lampitt

Partner

Chapman Tripp

s 9(2)(a)

Dear Alana Lampitt

COVID-19 Recovery (Fast-Track Consenting) Act 2020 – Notice of Decisions (Section 25) – Waerenga Solar Farm Project

Thank you for Waerenga Solar Farm Limited and Transpower New Zealand Limited's application under section 20 of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (FTCA) seeking referral of the Waerenga Solar Farm Project (project) to an expert consenting panel (panel) for consideration under the FTCA.

The project is to construct and operate a solar farm on a 385-hectare site comprising 3 properties located on Waerenga Road, Keith Road and Awariki Road, Waerenga, Waikato (the primary address is 2176 Waerenga Road), and to connect to and supply electricity to the national grid. The solar farm will have an approximate peak output of 180 Megawatts.

The solar farm will comprise:

- a. approximately 290,000 solar panels, occupying approximately 81 hectares
- b. arrays and mounting structures, inverter cabinets, and associated infrastructure
- c. a 220kV substation and transmission line to connect to the national grid
- d. an energy storage facility
- e. underground electricity cables
- f. ancillary buildings, structures and infrastructure (including roads, access, culverts, cabling, fencing, CCTV poles and other infrastructure)
- g. landscaping including planting, boundary screening and enhancement of streams and waterways.

The purpose of the FTCA is to promote employment to support New Zealand's recovery from the economic and social impacts of COVID-19 and to support the certainty of ongoing investment across New Zealand, while continuing to promote the sustainable management of natural and physical resources.

I can only refer the project to a panel for consideration under the FTCA if it meets the referral criteria in section 18 of the FTCA, which includes me being satisfied the project will help achieve the FTCA's purpose.

I have decided the project meets the referral criteria in section 18 of the FTCA and I consider it will help to achieve the FTCA's purpose as it has the potential to:

1. generate employment by creating 130-160 direct full time equivalent (FTE) jobs over a 15-18 month construction period and approximately 13-17 ongoing FTE jobs
2. provide infrastructure that will contribute to improving economic and employment outcomes
3. contribute to New Zealand's efforts to mitigate climate change and transition more quickly to a low emissions economy by increasing New Zealand's renewable energy generation
4. progress faster than would otherwise be the case under standard Resource Management Act 1991 process.

Any actual and potential effects arising from the project, together with any measures to avoid, remedy, mitigate, offset or compensate for adverse effects, could be tested by a panel against Part 2 of the Resource Management Act 1991 and the purpose of the FTCA (section 4 and clause 31 Schedule 6).

Accordingly, I have decided to accept your application for referral under section 24(2) of the FTCA and refer all of the project to a panel.

Persons or groups a panel must invite comments from

In accordance with section 24(2)(e) of the FTCA, I have also decided that a panel must invite comments on any resource consent application for the project lodged with the EPA from the following persons or groups additional to those specified in clause 17 Schedule 6 of the FTCA:

1. Minister of Energy and Resources
2. Minister of Agriculture
3. Ngāti Koheriki Claims Committee
4. Hauraki Māori Trust Board
5. Ngaa Muka Development Trust.

This will allow those parties the opportunity to have input into the consideration of the application and enable a panel to better understand the potential effects of the proposal.

These directions do not preclude a panel from inviting any other parties to comment on any application lodged with the EPA under the FTCA.

I will progress an Order in Council through the Executive Council for the project. The wording of the referral order may vary slightly from the statements and directions included in this letter, due to legal drafting requirements.

Once this Order is made you will be able to lodge your applications for resource consent with the EPA for a decision by a panel. The decision to approve or decline the resource consents/designation is a matter for the panel appointed by the Panel Convener Judge L J Newhook. You should not take my decision to refer the project as an indication or direction

that the determination of those approvals will be successful. Additionally, my decision does not in any way endorse any related planning decisions that may affect the project.

Please do not publicly release my decision or this notice until the Order in Council for this project has been approved by Cabinet and notified in the New Zealand Gazette.

The FTCA requires that:

1. I provide a copy of my decisions to the persons, entities and groups specified in section 25(1) and (2) of the FTCA
2. My decisions, the reasons for them, and the Section 17 Report will be published on the Ministry for the Environment's website in accordance with section 25(3) of the FTCA.

I have also decided to provide a copy of this decision to the following parties who are additional to those specified in the FTCA:

1. Minister of Energy and Resources
2. Minister of Agriculture
3. Ngāti Koheriki Claims Committee
4. Hauraki Māori Trust Board
5. Ngaa Muka Development Trust.

Please contact the Fast-track Consenting Team at the Ministry for the Environment (fasttrackconsenting@mfe.govt.nz) if you have any questions or wish to discuss this decision.

Yours sincerely



Hon David Parker
Minister for the Environment

cc Relevant Ministers of/for portfolios specified in section 21(6)(a)–(m) of the FTCA:

Arts, Culture, and Heritage; Māori Crown Relations; Te Arawhiti; Housing; Infrastructure; Education; Transport; Land Information; Defence; Treaty of Waitangi Negotiations; Local Government; Conservation; and Climate Change

Additional relevant Ministers:

Minister of Energy and Resources
Minister of Agriculture

Local authorities:

Waikato District Council
Waikato Regional Council

Other parties:

Ngāti Koheriki Claims Committee
Ngāa Muka Development Trust
Hauraki Māori Trust Board

Relevant iwi authorities:

Marutūāhu Iwi Collective
Ngaati Whanaunga Incorporated Society
Ngāti Maru Rūnanga Trust
Ngāti Paoa Iwi Trust
Ngāti Paoa Trust Board
Ngāti Tamaoho Settlement Trust
Ngāti Tamaterā Treaty Settlement Trust
Te Kupenga o Ngāti Hako
Te Whakakitenga o Waikato Incorporated

Relevant Treaty settlement entities:

Hako Tūpuna Trust
Ngaati Whanaunga Ruunanga Trust
Ngāti Maru Rūnanga Trust
Ngāti Paoa Iwi Trust
Ngāti Tamaoho Settlement Trust
Ngāti Tamaterā Treaty Settlement Trust
Te Whakakitenga o Waikato Incorporated

Environmental Protection Authority

The Panel Convener