



MINUTES

Operations & Regulatory

Date 10 October 2023, 9.00am

Venue: Taranaki Regional Council Boardroom, 47 Cloten Road, Stratford

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Present		D M Cram	<i>Chairperson</i>
		M J Cloke	
		M G Davey	
		D H McIntyre	
		D L Lean	<i>(zoom)</i>
		N W Walker	<i>ex officio</i>
		C L Littlewood	<i>ex officio (zoom)</i>
		D Luke	Iwi Representative
		Å White	Iwi Representative
		R Buttimore	Iwi Representative
		P Muir	Federated Farmers
Attending	Mr	S J Ruru	Chief Executive
	Ms	A J Matthews	Director - Environment Quality
	Mr	A D McLay	Director - Resource Management
	Mr	D R Harrison	Director - Operations
	Mr	J Glasgow	Compliance Manager
	Ms	L Millar	Manager - Resource Consents
	Ms	V McKay	Manager - Environmental Assurance
	Ms	C Woollen	Communications Adviser <i>(zoom)</i>
	Mrs	M Jones	Governance Administrator
	Mr	C Vicars	Rivers Manager

One media representative joined at 9.17am

Karakia: The meeting opened with a group karakia at 9.00am.

Apologies: Were received and sustained from, S W Hughes, noted D H McIntyre as late Walker/Davey

1. Confirmation of Minutes Operations and Regulatory Committee 29 August 2023

Recommended

That the Taranaki Regional Council:

- a) took as read and confirmed the minutes of the Operations and Regulatory Committee of the Taranaki Regional Council held on 29 August 2023 at Taranaki Regional Council 47 Cloten Road Stratford
- b) noted the recommendations therein were adopted by the Taranaki Regional Council on Tuesday 19 September 2023.

Walker/Davy

- Councillor Walker requested a further update on farmer compliance for recording on-farm nitrogen application.
- Mr A D McLay responded that we are now at 80% compliance and that reminder letters have been sent to farmers.

2. **Resource Consents Issued under Delegated Authority & Applications in Progress**

- 2.1 Ms L Millar spoke to the memorandum to advise the Committee of consents granted, consents under application and of consent processing actions since the last meeting.

Recommended

That the Taranaki Regional Council:

- a) receives the schedule of resource consents granted and other consent processing actions, made under delegated authority.

Cloke/Muir

3. **Consent Monitoring Annual Reports**

- 3.1 Ms V McKay spoke to the memorandum to provide the committee with an update on the five tailored monitoring reports.

Recommended

That the Taranaki Regional Council:

- a) received the five compliance monitoring reports listed in table 1
- b) noted the recommendations therein.

Cloke/Walker

4. **Incidents, Compliance Monitoring Non Compliances and Enforcement Summary 1 August 2023 - 14 September 2023**

- 4.1 Mr J Glasgow spoke to the memorandum to provide the Committee with a summary of the incidents, compliance monitoring non-compliances and enforcement for the period 1 August 2023 - 14 September 2023.

Recommended

That the Taranaki Regional Council:

- a) received the memorandum *Incident, Compliance Monitoring Non- Compliance and Enforcement Summary - 1 August 2023 - 14 September 2023*

- b) received the summary of the incidents, compliance monitoring non-compliances and enforcement for the period from 1 August 2023 – 14 September 2023, noted the action taken by staff acting under delegated authority and adopted the recommendations therein.

McIntyre/Davey

5. **Appointment of Hearing Commissioners – Manawa Energy**

- 5.1 Mr A D McLay spoke to the Committee to inform the members of the pre hearing process and the likeliness that there will be a requirement for a hearing.
- 5.2 Mr A White and Mr D H McIntyre declared conflicts of interest, took no part in discussions and abstained from the vote.

Recommended

That the Taranaki Regional Council:

- a) received this memorandum *Appointment of Hearing Commissioners - Manawa Energy Ltd*
- b) noted that subject to a hearing being necessary, the Chief Executive will appoint hearing commissioners to hear the applications and any submissions under delegated authority.

Walker/Davey

6. **Appointment of Hearing Commissioners – Horizon Trust Management**

- 6.1 Mr A D McLay spoke to the Committee to inform the members of the pre-hearing process and the submissions received thus far, which would determine whether a hearing would be required moving forward.

Recommended

That the Taranaki Regional Council:

- a) received this memorandum *Appointment of Hearing Commissioners - Horizon Trust Management Ltd*
- b) noted that subject to a hearing being necessary, the Chief Executive will appoint hearing commissioners to hear the applications and any submissions under delegated authority.

Davey/Walker

7. **Nature Based Solutions for Flooding**

- 7.1 Mr D Harrison introduced Chris Vicars, who spoke to the memorandum and provided a presentation on nature based solutions for flooding.

Recommended

That the Taranaki Regional Council:

- a) received the memorandum on the funding opportunity provided by MfE for nature based solutions to flooding and the successful application made to this fund.

- b) noted the opportunity this provides the Council to work closely with mana whenua and stakeholders to better understand flood risks and potential nature based solutions in the Waitōtara Catchment and the wider region.

McIntyre/Walker

8. Prosecution Decision - Technix Industries Limited & Waireka Properties Ltd

- 8.1 Mr J Glasgow spoke to the memorandum to provide the committee with an update on successful prosecution of the June 2022 incident.

Recommended

That the Taranaki Regional Council:

- a) received this report and noted the successful outcome of the prosecution of Technix Industries Limited and Waireka Properties Limited.

Cloke/Muir

In accordance with section 48(1) of the *Local Government Official Information and Meetings Act 1987*, resolves that the public is excluded from the following part of the proceedings of the Operations and Regulatory Committee Meeting on Tuesday 10 October 2023:

Item 10: Public Excluded Operations and Regulatory Minutes

The matter to be considered while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under section 48(1) of the *Local Government Official Information and Meetings Act 1987* are as follows:

General subject of each matter to be considered	Ground(s) under section 48(1) for the passing of this resolution	Reason for passing this resolution in relation to each matter
Item 10: Confirmation of public excluded minutes - 29 August 2023	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 (a) and section 7 (2) (a) and (2) (g) of the <i>Local Government Official Information and Meetings Act 1987</i> .	Making any of this information publically available would result in a breach of the <i>Privacy Act 2020</i> .

Cloke/Walker

There being no further business the Committee Chairperson, Councillor D M Cram, declared the public meeting of the Operations and Regulatory Committee closed at 9.58am.

**Operations and
Regulatory**

Committee Chairperson: _____

D M Cram Chair