

COVID-19 Recovery (Fast-track Consenting) Act 2020

Nola Estate Consent Application by CPM 2019 Limited

M-1 Minute of the Nola Estate Expert Consenting Panel – 19 May 2021

1. Under the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act), an Expert Consenting Panel (the Panel) has been appointed to determine consent applications for the Nola Estate (the application). The Nola Estate Expert Consenting Panel (the panel), is comprised of myself (as Chairperson), Vicki Morrison-Shaw, and Richard Blakey.
2. The panel must invite written comments on the application from the persons or groups listed in clauses 17(6) and 17(7)¹ of Schedule 6 for a referred project.
3. In addition to the requirements of clauses 17(6) and 17(7) of Schedule 6, the panel may invite written comments from any other person that the panel considers appropriate under clause 17(8) of Schedule 6 of the Act.
4. The Panel notes that clause 17(1) of Schedule 6 prohibits them from giving public or limited notifications

Determination of owners and occupiers of land who must be invited for comment (clauses 17(6)(g) and 17(6)(h) of Schedule 6)

5. The panel has considered the application, the extent of the land on which the project is undertaken, and the land adjacent to that land. In identifying the extent of land that is adjacent to land on which the project is to be undertaken, the panel considered that, land directly adjoining, across a road or open space, as being land that is adjacent to land on which the project is to be undertaken.
6. The panel considers that the owners and occupiers of the land parcels on which the project is to be undertaken, and the land adjacent to that land, being made up of the land parcels described in paragraph 5, must be invited for comment in accordance with clauses 17(6)(g) and 17(6)(h) of Schedule 6.
7. A map identifying these properties is appended to this Minute as map 1.

Persons who must be invited for comment under clause 17(7) of Schedule 6

8. The persons that must be invited for comment in accordance with clause 17(7) of Schedule 6 are listed in clause 7 of Schedule 12 of the COVID-19 Recovery (Fast-track Consenting) Referred Projects Order 2020 (the referral order).
9. The persons specified in the referral order are:

¹ The persons that must be invited for comment in accordance with clause 17(7) of Schedule 6 are listed in clause 7 of Schedule 12 of the COVID-19 Recovery (Fast-track Consenting) Referred Projects Order 2020.

- Auckland Transport;
- Watercare Services Limited;
- representatives of Hoani Waititi Marae; and
- representatives of the trustees of Ngāti Te Ata Claims Support Whānau Trust

Date determined for closing comments

The decision on person(s) who must be invited for comment and those that the panel considers appropriate to invite comment from was made on 17 May 2021.

Invitations to comment are to be sent on **20 May 2021**.

Clause 18(1) of Schedule 6 specifies that written comments must be received by the Environmental Protection Authority (EPA), on behalf of the panel on a specified date (which must be 10 working days after the date on which the invitation is given under clause 17(2)).

For the Nola Estate Application, there are a number of persons or groups the panel must invite comment from that can only be contacted via postal addresses. To avoid any prejudice for postal or non-electronic recipients, the panel considers it appropriate and correct at law to allow time for the invitation to be received, before the 10 working days by which a written reply must be received by the EPA begins.

The panel has therefore allowed 5 days for delivery, and has determined the date by which comments must be received by the EPA to be **11 June 2021**.

Comments on the application can be sent to the EPA by email at NolaEstate.Fasttrack@epa.govt.nz



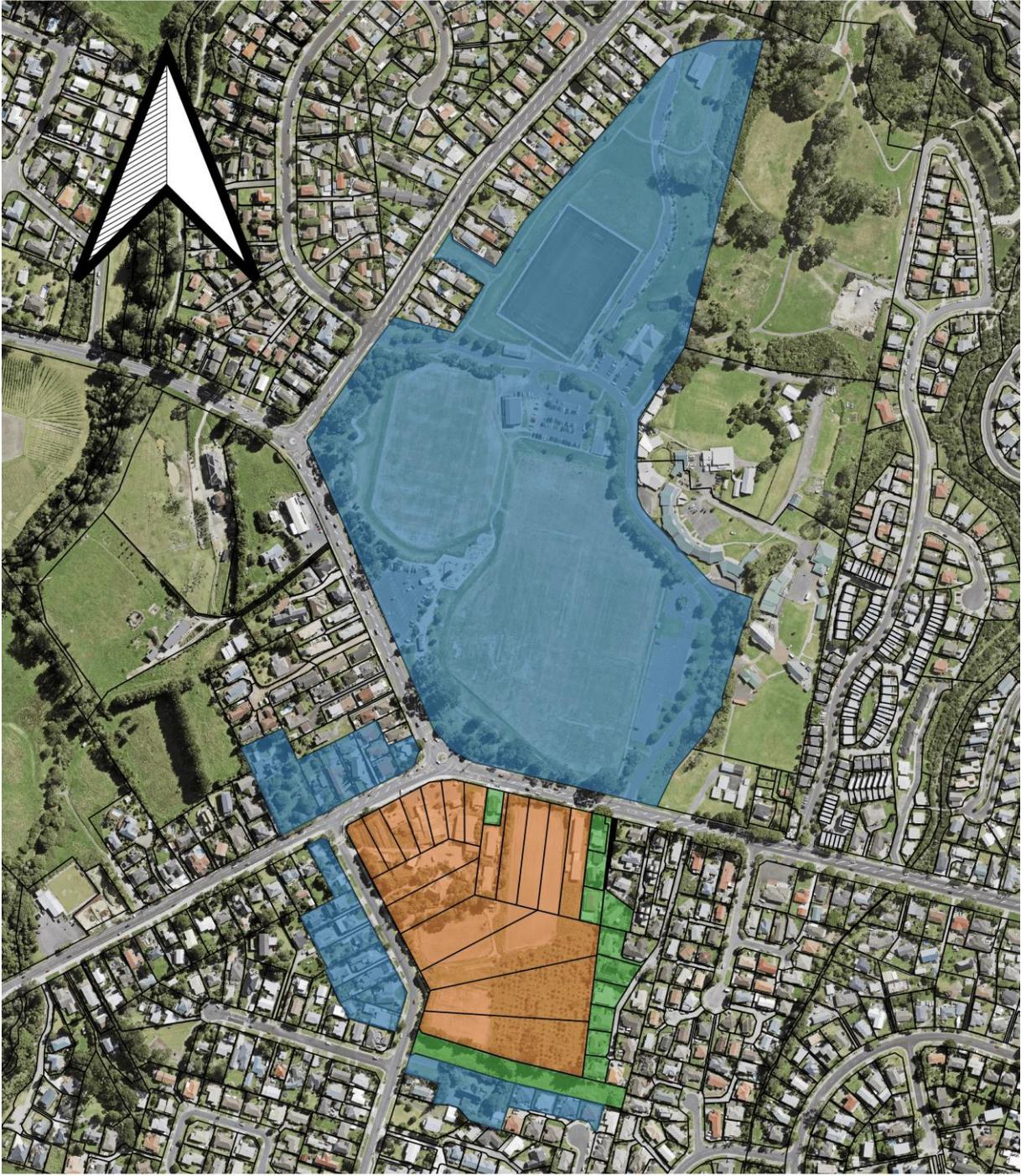
Derek Nolan QC

Chairperson

Nola Estate Expert Consenting Panel

Map 1

Nola Estate - Project Area and Surrounding Land



Legend

- Land on which the project is to be undertaken
- Land directly adjoining land on which the project is undertaken
- Land not adjoining but across the road on which the project is to be undertaken

