

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

## Whakatane Commercial Boat Harbour by Te Rāhui Herenga Waka Whakatāne

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M-4	Minute of the Whakatāne Commercial Boat Harbour Expert Consenting Panel – 9 May 2022
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### Invitation to comment on draft conditions

1. In accordance with clause 36(1) of Schedule 6 of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act), before a panel grants a resource consent, the panel must provide a copy of its draft conditions to the consent applicant and every person or group that provided comments on the application in response to an invitation given under clause 17(2) of Schedule 6 of the Act.
2. The Whakatāne Commercial Boat Harbour Expert Consenting Panel (the Panel) now invites comments on its draft conditions from the consent applicant and every person or group that provided comments on the application in response to an invitation given under clause 17(2).
3. Please note that this is an opportunity to comment on the draft conditions, and this should be the focus of any comments received and therefore not on the issue of whether consent should be granted.
4. While the Panel has prepared and circulated draft conditions for comment, the Panel emphasises that it has not made a final decision on the application.
5. Comments on draft conditions can be sent to the EPA at [whakatane.fasttrack@epa.govt.nz](mailto:whakatane.fasttrack@epa.govt.nz) and must be received no later than 5 pm on **Friday 20 May 2022**.

### Response from applicant to updated comments

6. As outlined in Minute-3, the Panel invited the applicant to respond to the updated comments which they had accepted from Riripeti King and Kelly Walker.
7. The applicant's response, which was provided on Friday 6 May, is available on the EPA website:  
[Comments from invited parties | EPA](#)

### Extension of processing application

8. Clause 37(2)(b)(i) of Schedule 6 of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act) provides that the Panel must issue its final decision, in the case of a referred project such as this, no later than 25 working days after the date specified for receiving comments under clause 18 of Schedule 6 to the Act. This date is 18 May 2022.
9. Clause 37(3) of Schedule 6 provides that if the scale or nature of the proposal is such that the panel is unable to complete its decision within the timeframe, it may extend the period by (in the case of a referred project) up to a further 25 working days, if the referral order is silent on the matter.

10. The Whakatane Commercial Boat Harbour referral order<sup>1</sup> does not include any restrictions on the timeframe for a decision.
11. The Panel, in accordance with Clause 37 of Schedule 6 of the Act is extending the timeframes by which it must make its decision by an additional **10 working days**. This is intended to provide an adequate period for all participants to review the draft conditions and for the Panel to undertake its site inspection.
12. Subject to any further extensions that may be required, the Panel intends to issue its decision on the resource consent application for the Whakatāne Commercial Boat Harbour project by **Wednesday 1 June 2022**.



Graeme Mathias (Chair)

**On behalf of the Whakatāne Commercial Boat Harbour Expert Consenting Panel**

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<sup>1</sup> COVID-19 Recovery (Fast-track Consenting) Referred Projects Order 2020 (LI 2020/255) (as at 22 April 2022) Schedule 20  
Whakatāne Commercial Boat Harbour – New Zealand Legislation