

Minutes of the Te Maru o Kaituna River Authority Meeting held in Taheke (Opatia) Marae, 119 Okere Falls Road, Okere Falls, Rotorua on Tuesday, 16 May 2017 commencing at 9.30 a.m.

Present:

Chairman: D Flavell (Tapuika Iwi Authority Trust)

Deputy Chairman: Councillor A Tahana (Bay of Plenty Regional Council)

Appointees: Councillor K Marsh (Western Bay of Plenty District Council), Councillor J Scrimgeour (Alternate, Western Bay of Plenty District Council), S Morris (Tauranga City Council), M Tapsell (Tapuika/Waitaha), H Maxwell (Alternate, Tapuika/Waitaha), H Paul (Te Pumautanga o Te Arawa), P Thomas (Alternate, Te Pumautanga o Te Arawa), P Callaghan (Alternate, Tapuika Iwi Authority Trust), R Hancock (Alternate, Ngati Rangiwewehi), N Chater (Alternate, Lakes Community Board)

In Attendance: M Pene (Te Komiti Nui o Ngāti Whakaue), P Tangohau (Chairperson, Te Komiti Nui o Ngāti Whakaue); BOPRC: Councillor K Winters, A Vercoe (Maori Policy Team Leader), C Koopu (Maori Policy Advisor), D Llewellyn (Legal Specialist), J Watts (Policy Analyst), K O'Brien (Strategic Engagement Manager), N Poutasi (Water Policy Manager), N Moore (Committee Advisor), P Howe (Senior Advisor (Treaty)), P de Monchy (Kaituna Catchments Manager), R Garrett (Committee Advisor); Rotorua Lakes Council: J Riini (Partnership Advisor), E Jonker (Senior Policy Advisor, Strategy), J Stanton (Rotorua Lakes Community Board); WBOPDC: C Nepia; J Fitter (Maketū Ongatoro Wetland Society, Kaituna Freshwater Futures Group); B Roderick; G Ford; P Tapsell.

1 Apologies

Resolved

That Te Maru o Kaituna River Authority under its delegated authority:

1 Accepts the following apologies tendered at the meeting:

G Mohi, R Pou Poasa, T Molloy, J Nees, T Tapsell, M Horne, M McDonald, E Grogan.

**Marsh/Tahana
CARRIED**

2 Chairperson's announcement

The Chairman informed the meeting that Agenda item 7.5: Rotorua Lakes Council – Wastewater Treatment Plant Update had been deferred to the June meeting of Te Maru o Kaituna River Authority.

3 General Business and Tabled Items

The following items were tabled:

Tabled Document 1	Agenda Item 7.3	Te Komiti Nui o Ngāti Whakaue letter to Te Maru o Kaituna 10 April 2017
Tabled Document 2	Agenda Item 7.3	Letter from Raewyn Bennett to Te Maru o Kaituna 15 May 2017

4 Declaration of conflicts of interest

No conflicts of interest were declared.

5 Te Maru o Kaituna River Authority minutes - 16 February 2017

Resolved

That Te Maru o Kaituna River Authority under its delegated authority:

- 2 Confirms the Te Maru o Kaituna River Authority minutes, 16 February 2017

Tahana/Morris
CARRIED

6 Reports

6.1 Approval of the Proposed Kaituna River Document for Public Notification

Refer PowerPoint presentation Obj reference: A2586850

Water Policy Manager Namouta Poutasi, Māori Policy Team Leader Anaru Vercoe and Senior Planner Jo Watts presented this report which sought formal approval from members to proceed with public notification of the Proposed Kaituna River Document ***Kaituna, he taonga tuku iho – a treasure gifted to us***. Ms Poutasi summarised the process to date and outlined the different documents involved in notification.

Members noted the change to the cover page which highlighted the document as a Te Maru o Kaituna River Authority document not a Bay of Plenty Regional Council document; and made various suggestions regarding design and graphics. Members

agreed to hold a workshop to give direction on the design elements of the document before the final approved document is printed.

Staff advised that due to this meeting being rescheduled from 13 April, the date for public notification of the document was now 27 May 2017.

Resolved

That Te Maru o Kaituna River Authority under its delegated authority:

- 1 Receives the report, Approval of the Proposed Kaituna River Document for Public Notification;**
- 2 Approves the Proposed Kaituna River Document *Kaituna, he taonga tuku iho – a treasure gifted to us* for public notification pursuant to section 126 of the Tapuika Claims Settlement Act 2014.**
- 3 Notes that public notification is planned for 27 May 2017, with a submission period of 40 working days.**
- 4 Authorises the Chairman of Te Maru o Kaituna River Authority to make minor editorial and formatting changes for the purposes of graphic design and publishing in order to prepare a version of the Proposed Kaituna River Document *Kaituna, he taonga tuku iho – a treasure gifted to us* for public notification on 27 May 2017.**

Tahana/Hancock
CARRIED

6.2 Approval of the Engagement and Communications Plan for the proposed Kaituna River Document

Refer PowerPoint presentations Obj references: A2586850 and A2607604

Māori Policy Team Leader Anaru Vercoe and Senior Planner Jo Watts updated members on the engagement and communications process around the notification of the proposed Kaituna River Document and sought approval from members for the suggested Engagement and Communications Plan. Mr Vercoe outlined the proposed engagement process, methods and timeline; and noted that, with the notification date being 27 May 2017, the submission period would close on 24 July 2017. Staff would prepare a summary of submissions as well as all submissions being available to members. Mr Vercoe clarified that the notification and consultation process being followed was not a Resource Management Act process but a process under the Tapuika Claims Settlement Act 2014.

Members asked for clarification around proposed engagement with landowners adjacent to the river, both tribal and non-tribal. Staff agreed to include a mail-out to all adjacent landowners in the engagement process and to investigate further rural delivery mail-outs to ensure all interested landowners were reached.

Members congratulated staff on their hard work getting the River Document to its notification and engagement stage.

Resolved

That the Te Maru o Kaituna River Authority under its delegated authority:

- 1 Approves the Engagement and Communications Plan for the proposed Kaituna River Document

Tahana/Morris
CARRIED

6.3 Confirmation of Ngāti Whakaue relationship with Te Maru o Kaituna River Authority

Refer Tabled Documents 1 and 2.

Chairman Dean Flavell addressed the members regarding this report and the relationship of Ngāti Whakaue with Te Maru o Kaituna River Authority, and outlined the available two options for Ngāti Whakaue membership status. Mr Flavell surveyed the members and determined that there was consensus among members that Ngāti Whakaue be invited to become an informal voting member of Te Maru o Kaituna River Authority rather than retain observer status only. Mr Flavell noted that the Ngāti Whakaue entity that takes up the membership and the representative who sits at the table was up to Ngāti Whakaue to decide and was not the business of Te Maru o Kaituna River Authority; and also noted that the scope of the informal voting membership would be addressed at the next Te Maru o Kaituna River Authority meeting. Regional Council Legal Counsel Donna Llewellyn provided clarification for members regarding possible options for scope for the Ngāti Whakaue membership.

Mr M Pene and Ms P Tangohau thanked members for their consideration of this matter and their support for Ngāti Whakaue.

Resolved

That the Te Maru o Kaituna River Authority under its delegated authority:

- 1 Receives the report, Confirmation of Ngāti Whakaue relationship with Te Maru o Kaituna River Authority; and
- 2 Invites Ngāti Whakaue to become an “informal voting member” of Te Maru o Kaituna River Authority.

Marsh/Tahana
CARRIED

Attendance

Councillor S Morris left the meeting at 12 noon.

6.4 Freshwater Futures Update

Refer PowerPoint presentation Obj reference: A2586850

Water Policy Manager Namouta Poutasi updated members on national and regional activity and decisions within the Freshwater Futures programme since the last Te Maru

o Kaituna River Authority meeting, and explained how the proposed Kaituna River Document *Kaituna, he taonga tuku iho – a treasure gifted to us* interacts with those activities.

A discussion was held around the implications of the government's *Clean Water* consultation document, particularly regarding the swimmability targets. Members asked for clarification about which water bodies in the Kaituna catchment would be included in the "fourth order" category; staff explained the definition of "fourth order", noted that most Kaituna River tributaries would not be considered "fourth order" and therefore would not be included in the government's swimmability targets, and also noted the importance of addressing these tributaries through the Kaituna River Document.

Members expressed concern about the consultation being undertaken regarding the development of Water Management Areas and the progression of Plan Change 12. Members emphasised that iwi consultation should be explicit and targeted with iwi as statutory stakeholders and not confined to iwi representation on community groups. Staff confirmed that iwi had been contacted in March regarding appropriate engagement and that they would follow-up to confirm engagement arrangements.

Members asked for clarification regarding the interaction between the Kaituna River Document and the various plan processes. It was noted that there are multiple documents and mechanisms in the freshwater area that will affect the Kaituna River, but that it was not possible for one document to capture all processes. Staff highlighted the importance of the timing of approval of the Kaituna River Document, in that it will be the only document of standing for some time and will inform other processes such as Plan Changes 9 and 12.

Attendance

H Maxwell and P Callaghan left the meeting at 12.30pm and returned at 12.30pm.

Resolved

That the Te Maru o Kaituna River Authority under its delegated authority:

- 1 Receives the report, Freshwater Futures Update.**
- 2 Notes changes to the plan change 12 timeline, key resource management issues for the Kaituna River, reconfirmation of the 'involve' approach to engagement and invitation to iwi about preferred option/s for engagement.**

**Flavell/Tahana
CARRIED**

6.5 Membership Update

Committee Advisor Robyn Garrett updated members regarding the expiry of current three-year member appointments and the requirements of re-appointment, and advised that iwi members should consult with their appointing organisations and confirm their representatives to Te Maru o Kaituna River Authority. Ms Garrett also noted that the office of Chairperson is also due for reappointment in July 2017.

Resolved

That the Te Maru o Kaituna River Authority under its delegated authority:

1 Receives the report, *Membership update*

**Flavell/Paul
CARRIED**

6.6 Kaituna Catchments Operations Update

Refer PowerPoint presentation Obj reference: A2626253

Kaituna Catchments Manager Pim de Monchy updated members regarding recent Council activities in the Kaituna catchment. Mr de Monchy outlined the impact of recent flood events on the Kaituna River and the catchment and answered questions from members regarding operation of the Okere gates and flood management services provided by Council. Mr de Monchy also briefly outlined the requirements around drain water quality and summarised options available to improve quality of drain discharges; and updated members on progress with the re-diversion project.

7 Updates from members

No updates were provided.

The meeting closed with a karakia at 1.20pm.