

From: [Norm Hill - Strategic Relationships Manager](#)
To: [Mark Pelan](#); [Kate Madsen](#)
Cc: ["Biance Schoeman"](#)
Subject: RE: Letter of Objection to Resource Consent Application by Gleeson & Cox Ltd
Date: Thursday, 20 August 2020 8:48:33 AM
Attachments: [image002.png](#)
[image005.png](#)
[image007.png](#)
[image008.png](#)
[image001.png](#)

Kapai. Thanks mate.

I will arrange another meeting of marae leaders and come back to you with some dates and options.

Norm Hill | Strategic Relationships Manager

Ph 07 838 0093 | **Mob** 021 806 652 | **Email** norm@welenergytrust.co.nz

Address Perry House, 360 Tristram Street, Hamilton 3204

PO Box 1336 Hamilton 3240 | **Web** www.welenergytrust.co.nz



<http://www.facebook.com/WelEnergyTrust>



From: Mark Pelan <mark.pelan@gleesoncox.co.nz>
Sent: Thursday, 20 August 2020 8:44 a.m.
To: Norm Hill - Strategic Relationships Manager <norm@welenergytrust.co.nz>; Kate Madsen <kate@pauaplanning.co.nz>
Cc: 'Biance Schoeman' <biance@pauaplanning.co.nz>
Subject: RE: Letter of Objection to Resource Consent Application by Gleeson & Cox Ltd

Thanks Norm, thanks Kate.

End of the day we want those who don't have the understanding that we have gained to be informed and comfortable with the managed fill. The Maatuaranga Maaori Environmental Management plan will assist in this area, along with ongoing consultation.

More cups of tea and discussion .. which is certainly ok by me.

Right now though James and I are happy to meet or provide assurance. Let us know.

Thanks
Mark

Mark Pelan
Chief Financial Officer

Gleeson Group

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17 Aerovista Place, Wiri, PO Box 97 034, Manukau City, Auckland 2241



"We Move Mountains"

From: Norm Hill - Strategic Relationships Manager <norm@welenergytrust.co.nz>

Sent: Thursday, 20 August 2020 8:29 AM

To: Kate Madsen <kate@pauaplanning.co.nz>; Mark Pelan <mark.pelan@gleesoncox.co.nz>

Cc: 'Biance Schoeman' <biance@pauaplanning.co.nz>

Subject: RE: Letter of Objection to Resource Consent Application by Gleeson & Cox Ltd

CAUTION: External email.

Kia ora Kate.

I am in the same position, and after a big day, I came home to read this email from Bill, and I just sank in my chair.

Having allayed the concerns and presented the facts to our marae community, the key issues of non informed members of our community still remain.

I will digest your email, as it highlights key facts, and meet with the marae leaders to arrange or aim to conclude this matter.

Mauri ora

Norm Hill | Strategic Relationships Manager

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From: Kate Madsen <kate@pauaplanning.co.nz>

Sent: Thursday, 20 August 2020 8:24 a.m.

To: Norm Hill - Strategic Relationships Manager <norm@welenergytrust.co.nz>; 'Mark Pelan' <mark.pelan@gleesoncox.co.nz>

Cc: 'Biance Schoeman' <biance@pauaplanning.co.nz>

Subject: RE: Letter of Objection to Resource Consent Application by Gleeson & Cox Ltd

Kia ora Norm,

Tena koe for sending this through, I can't say my heart did not sink, however would you take into consideration the following points also:

1. Gleeson (as per conversations with Mark Pelan, CFO), are not intending to bring any clean/managed fill from Auckland to Huntly – the distance is too great for this to be economically viable. The source of the fill will be predominantly from within the Waikato Region; however the source of the fill is not a focus of this application – and if anything, the aim is to be sustainable with transporting fill and the efficient use of trucks on the roads.
2. We are unaware of any drinking water sites within Raahui Pookeka – Lake Puketirini was formed from an old mine and its purpose is recreational, Lake Waahi is known to have low water quality values (due to nitrate levels, which are a result of poor farming practices, not managed fill – and the fill operation will not accept any type of fill that is nutrient laden – the Waste Acceptance Criteria make this clear. Lake Hakanoa is on the opposite side of the Waikato River, and the managed fill proposal has no impact on this waterbody, nor will it have any on Lake Waahi or Lake Puketirini.
3. While it may not be the type of activity the community may wish to see in Raahui Pookeka, the permitted baseline test under the RMA can only consider the future state of the environment in regard to permitted activities under the WDP (and granted resource consents), but not the environment as it might be modified by future resource consent applications (because these are too speculative).
4. The Environment Court has established, through case law, a set of principles to consider when dealing with mandate issues between different tangata whenua groups. The Quality Planning website states that:
 - a. When an iwi or hapu has a formal management body, such as a trust board, a marae committee, or something similar, it is entirely appropriate that an applicant and a local authority should consult that body as the iwi / hapu representative. (In this case Waahi Whaanui Trust)
 - b. Unless there is some extraordinary factor plainly signalling that the processes of that body are dysfunctional and cannot be relied upon, the responses given by it should be accepted as authoritatively speaking for the iwi or hapu.
 - c. It is human nature that, in any organisation, there will be dissenting views which remain after the decision-making processes have concluded. That can be so even where, as is the custom for Maori organisations, the objective is consensus rather than a majority decision
 - d. The fact that individuals express dissent with an announced decision does not mean that the applicant or local authority, or the Court, cannot rely upon the decision announced by those whose positions appear to entitle them to announce it.
 - e. The internal processes of such bodies are for the members of them to control and resolve. Outsiders have no ability to do so and no business in trying to do so.

- f. Unless bodies such as councils or the courts can rely upon the apparent authority of office holders to speak for an organisation, no agreement could be relied upon unless there was a referendum of every member of that organisation. That is obviously completely unworkable and unreasonable.
 - g. If there is a serious issue within a Maori organisation, or between Maori organisations, as to who holds mana whenua or who has the right to express an authoritative view, the Maori Land Court is the appropriate tribunal to resolve it. A timely application to that Court should be made so that only the Resource Management issue, if there is one, comes before the Environment Court.
5. If Te Kauri Marae is represented by Waahi Whaanui Trust, as you say in your email, then our consultation process is complete, and your CIA may be relied on as representing all whanau who have mana whenua in Raahui Pookeka

I trust the above provides some things to think about as you look to update your CIA, I truly feel your pain with this process and hope we can find a way through as soon as possible.

Ngā mihi nui

Kind Regards,
Kate Madsen
Director – Paua Planning



Environmental & Social Impact Assessments - Resource Consents - Planning Advice and Action

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From: Norm Hill - Strategic Relationships Manager <norm@welenergytrust.co.nz>

Sent: Thursday, 20 August 2020 1:14 AM

To: Kate Madsen <kate@pauaplanning.co.nz>

Subject: Fwd: Letter of Objection to Resource Consent Application by Gleeson & Cox Ltd

Kia ora Kate.

This has come in from one of our marae unannounced. This marae sits along Waahi Lake. And many whanau of this marae also live along Waahi stream and lake.

This could be as a result to the breach in draining the pond, wetland.

I need to now pull this marae into the collective Waahi Whaanui conversation, as no member of this marae attended the marae collective hui.

I'm in the process of completing the CIA with inputs from the marae hui.

I will need to take this letter into account now also.

Let's keep talking.

Norm

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From: Bill Takerei <billtakerei12@gmail.com>

Sent: Wednesday, August 19, 2020 9:56:08 PM

To: Consent.submissions@waidc.govt.nz <Consent.submissions@waidc.govt.nz>

Cc: Justine Berryman <berrymanjst@hotmail.com>; info@waidc.govt.nz <info@waidc.govt.nz>; Norm Hill <hillynorm@gmail.com>; Norm Hill - Strategic Relationships Manager <norm@welenergytrust.co.nz>

Subject: Letter of Objection to Resource Consent Application by Gleeson & Cox Ltd

Tena koutou,

Could this objection letter please be forwarded to the appropriate resource consent authority and that we receive a confirmation of receipt of our letter.

Thank you for your cooperation, if you have any queries please feel free to contact me directly, regards...

Bill Takerei

Chair / Treasurer

Te Kauri Marae

0275663389

billtakerei12@gmail.com