

PROPOSED FAR NORTH DISTRICT PLAN

MINUTE 17 OF THE INDEPENDENT HEARINGS PANEL

UPDATE TO HEARING 8 – MINERAL EXTRACTION

1. On 7 November 2024 the Council received a letter from Holm Majurey on behalf of Waiaua Bay Farm Limited (submitter 463) regarding certain Mineral Extraction provisions to be heard in Hearing 8.
2. The letter raised concerns regarding the recommendation in the Council Hearing Report to introduce a new discretionary activity status for subdivision of land that is outside, but within 100m of, any boundary of a Mineral Extraction Zone. The letter stated:

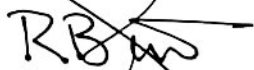
This discretionary activity status is a new recommendation that did not form part of the notified proposal and has not been signalled previously as a possible inclusion in the Proposed Far North District Plan (Proposed Plan) through submissions.³

Accordingly, this change goes beyond what was reasonably and fairly raised in the notified proposal and submissions, giving rise to issues of fairness for those who are impacted by this change and may have submitted, presented evidence, or otherwise involved themselves in the Proposed Plan, had they been aware of this.

The new discretionary activity status is therefore beyond the scope of what may be considered at this stage in the Proposed Plan process. We respectfully suggest that this recommendation be withdrawn by Council. Should Council.

3. At our direction, an addendum has been prepared by the reporting officer for Hearing 8 of the Proposed Far North District Plan in respect to the section 42A report for the Mineral Extraction topic. This addendum is publicly available and can be found [here](#) and is in response to the abovementioned letter from Holm Majurey on 7 November 2024, on behalf of Waiaua Bay Farm Limited (WBFL, S463).
4. Having considered the addendum, it is our view that there is scope for us to consider this recommendation as set out in paragraph 13 of the addendum. We note that the submitter is welcome to attend the hearing and present further evidence and/or legal submissions on this matter.

5. If you have any questions regarding this Minute, please contact the Hearings Administrator Alicia-Kate (AK) Taihia - Submissions & Hearings Administrator District Plan: alicia-kate.taihia@fndc.govt.nz or (09)4015247.

A handwritten signature in black ink, appearing to read 'R. Scott', with a large, stylized flourish extending from the end of the signature.

Robert Scott
Hearings Panel Chairperson

13 November 2024