

## MEETING OF THE MAORI ADVISORY COMMITTEE

TO THE CHAIRPERSON AND MEMBERS OF THE  
COMMITTEE

### MEMBERSHIP OF THE COMMITTEE

Cr Elizabeth Cunningham (Chairperson)

|                    |                       |
|--------------------|-----------------------|
| Cr Richard Budd    | Donald Couch          |
| Cr Sir Kerry Burke | Graeme Grennell       |
| Cr Ross Little     | Rev Maurice Gray      |
| Cr Mark Oldfield   | W M (Bill) Karaitiana |
| Cr June Slee       | Edie Moke             |
| Cr Bill Woods      | Dr Ramon Pink         |
|                    | Mark Solomon          |
|                    | Dr Gail Tipa          |

A meeting of the Committee will be held on  
**Wednesday, 10 October 2007 at 1.00pm**

Lunch will be available from 12.30pm

**VENUE:** Council Chamber  
First Floor  
Pegasus Building  
Environment Canterbury  
58 Kilmore Street  
CHRISTCHURCH

**BUSINESS:** As per Order Paper attached

Dr Bryan Jenkins  
**CHIEF EXECUTIVE**

**RECOMMENDATIONS IN REPORTS ARE NOT TO BE TAKEN  
AS COUNCIL POLICY UNTIL ADOPTED BY COUNCIL**

58 Kilmore Street,  
PO Box 345,  
Christchurch,  
Telephone: (03) 365-3828,  
Fax: (03) 365-3194  
Website: [www.ecan.govt.nz](http://www.ecan.govt.nz)



**COMPLIANCE WITH LOCAL GOVERNMENT ACT 2002 DECISION-MAKING REQUIREMENTS**

Except as below, a statement of compliance and a completed decision checklist is required for any agenda item on a council committee or the council recommending that a decision be made. This will be the responsibility of the person signing off the agenda item.

**The compliance statement and checklist will not be used for:**

- Recommendations that information be received or that the Council make a decision.
- Decisions taken under the Resource Management Act 1991 or the Biosecurity Act 1993 in relation to resource consents, decisions required when following the procedures set out in Schedule 1 of the Resource Management Act 1991, other permissions, submissions on plans, or references to the Environment Court.
- Decisions taken to proceed with enforcement procedures under various primary or secondary legislation or regulations, including procedures under the Resource Management Act 1991, the Biosecurity Act 1993, the Local Government Act 2002, and Environment Canterbury Bylaws.
- Administrative and personnel decisions that are entirely internal to Environment Canterbury.
- Other decisions where the procedures to be followed are set out in Legislation.

**COMPLIANCE STATEMENT**

The council committee (or the council) must formally certify that:

- (a) It is satisfied that it has sufficient information about the options and their benefits and costs, in terms of the region's social, economic, environmental and cultural well-being and the effects on community outcomes, bearing in mind the significance of the decisions.
- (b) It is satisfied that it knows enough about and has given adequate consideration to the views and preferences of affected and interested parties bearing in mind the significance of the decision.

**INFORMATION CHECKLIST**

|     |   |
|-----|---|
| (a) | A Statement of the Proposed Decision  |
| (b) | A Statement of the Objective of the Proposed Decision and the Issue or Problem being addressed  |
| (c) | A list of all reasonably practicable options, (including doing nothing).  |
| (d) | For each option in (c): An evaluation of the Benefits and Costs, in terms of the region's social, economic, environmental and cultural well-being.  |
| (e) | For each option in (c): A statement of the extent to which community outcomes would be promoted or achieved in an integrated and efficient manner.  |
| (f) | For each option in (c): A statement of the Impact, if any, on Environment Canterbury's capacity to undertake its statutory responsibilities   |
| (g) | If the Proposed Decision is a significant decision in relation to land or a body of water, a statement of how Maori values have been taken into account   |
| (h) | A Statement of significant inconsistencies, if any, with any Existing Policy, Plan or Legislation arising from the Proposed Decision.   |
| (i) | A statement how the views and preferences of affected or interested persons have been given adequate consideration during the definition of the problem or issue, the objective, the assessment of options and the development of the proposed decision, including the particular contribution of Maori to the decision-making process. |

**Notes:**

The significance of proposals and decisions determines how much time, money and effort is put into exploring and evaluating options and obtaining the views of affected and interested parties. The significance of proposals and decisions is determined through reference to criteria contained in the policy on significance.

The policy on significance together with Section 76 of the Local Government Act 2002 set out the Council's requirements in relation to decisions. Some decisions can only be made through the Long-Term Council Community Plan, or after the Special Consultative Procedures set out in the Act have been used, (refer to the policy on significance and the Act).

All decisions of Environment Canterbury are subject to the decision-making requirements of section 76 of the Act unless inconsistent with specific requirements of other legislation.

**ENVIRONMENT CANTERBURY**

**MAORI ADVISORY COMMITTEE**

**ORDER PAPER**

1. WELCOME
2. APOLOGIES
3. MINUTES OF MEETING – 6 JULY 2007 - ATTACHED
4. MATTERS ARISING
5. DEPUTATIONS AND PETITIONS
6. SURVEY OF MAORI PARTICIPATION IN AND SATISFACTION WITH ENVIRONMENT CANTERBURY PROCESSES
7. THE ROLE OF THE COMMITTEE - A discussion towards a recommendation from the committee to the incoming council on the role and value of the committee. This could include a discussion on representation, membership and the role of the committee in providing guidance and training for staff and councillors on maui. A copy of the Committee's Terms of Reference is attached.
8. NOTICES OF MOTION
9. QUESTIONS
10. EXTRAORDINARY AND URGENT BUSINESS
11. NEXT MEETING DATE AND ITEMS FOR FUTURE MEETINGS
12. CLOSURE

**ENVIRONMENT CANTERBURY**

**MAORI ADVISORY COMMITTEE**

**MINUTES OF THE MEETING HELD IN THE COUNCIL CHAMBER, 58 KILMORE STREET,  
CHRISTCHURCH ON FRIDAY 6 JULY 2007 AT 1.30 P.M.**

**PRESENT**

Cr Elizabeth Cunningham (Chair), Crs Richard Budd, Sir Kerry Burke, Ross Little and Bill Woods

Donald Couch, Rev Maurice Gray, Graeme Grennell, W M (Bill) Karaitiana, Dr Ramon Pink, and Raewyn Solomon.

**IN ATTENDANCE**

Darcia Solomon and Mark Solomon

**MANAGEMENT AND OFFICERS PRESENT**

Dr Bryan Jenkins (Chief Executive), Jude Pani (Manager Secretariat), Bob Tai (Iwi Liaison Manager), Laurie McCallum (Energy, Transport & the Built Environment Policy Manager), Katherine Wilson (Senior Resource Management Planner) and Louise McDonald (Administration Officer)

**1. APOLOGIES**

Crs Mark Oldfield and Dr June Slee  
Edie Moke and Dr Gail Tipa

**2. WELCOME**

Cr Cunningham welcomed everyone to the meeting and especially Darcia Solomon and Mark Solomon to their first meeting.

Bill Karaitiana opened the meeting with a Karakia.

**3. MINUTES OF MEETING – 27 APRIL 2007**

***Resolved***

***That the minutes of the 27 April 2007 meeting, as circulated, be confirmed as a true and correct record and be adopted.***

Bill Karaitiana/Richard Budd

#### 4. MATTERS ARISING

Jude Pani reported that the report from the last meeting of the Committee had been presented to the Council meeting held on 31 May 2007 and the recommendation to amend the Committee's Terms of Reference had been adopted.

#### 5. DEPUTATIONS AND PETITIONS

There were no deputations and petitions.

#### 6. REPRESENTATION AND ROLE OF THE COMMITTEE MEMBERS

Jude Pani confirmed that following the 13 October local body elections, the new Council will establish its own committee structure and she recommended that this Committee provide the incoming Council with recommendations on the value and the role of this Committee.

Raewyn Solomon advised that due to commitments, including participating in the consultation process on the Marlborough District Council's draft Regional Policy Statement, she would be unable to put time into this Committee. She recommended that her place on the Committee be taken by Mark Solomon.

##### **Recommended to the Council**

***That Mark Solomon be appointed to the Maori Advisory Committee replacing Raewyn Solomon.***

Raewyn Solomon/Bill Karaitiana

Cr Cunningham thanked Raewyn for her contribution to the establishment of this Committee.

Rev Maurice Gray arrived at 1.45pm.

#### MATTERS FOR INFORMATION

#### 7. AIR QUALITY IN RANGIORA AND KAIAPOI

Bryan Jenkins introduced this item and explained that Central Government had introduced standards for air quality, National Environmental Standards (NES), that the Council was required to achieve incrementally up to full compliance by the year 2013.

A draft Chapter 3 Air Quality of the Proposed Canterbury Natural Resources Regional Plan (NRRP) was attached to the agenda. Katherine Wilson spoke to a powerpoint presentation that summarised the draft variations to the NRRP in terms of air quality in Rangiora and Kaiapoi (the notes from this presentation were tabled).

Main points from this presentation included:

- The focus on the air quality provisions was on particulates that are harmful to human health.
- Domestic heating was a major cause of air pollution in Canterbury.

- Seven towns in Canterbury currently exceed the NES including Rangiora and Kaiapoi.
- Separate NRRP provisions have been drafted for Rangiora and Kaiapoi to reduce contamination.
- The draft provisions, if agreed by Council, will publicly notified later this year.

Concern was expressed regarding the potential costs for elderly people and those on low incomes with the costs involved in converting from open fires and older fuel burners. Dr Jenkins advised that a targeted rate was used to fund incentives for conversion to Clean Heat in Christchurch. Options were being discussed with Waimakariri representatives towards developing similar schemes for Kaiapoi and Rangiora residents.

There was a discussion on the standard set by the NES and its relationship to regional health. It was confirmed that the standard was based on World Health Organisation international standards for air quality for human health.

The principle of imposing such a standard against consideration of the rights associated with landownership was raised. It was suggested that rather than a blunt instrument as provided by the NES, an improvement in the social condition of the people living in the community would also improve the quality of the discharges to the air.

In response to a request for clarification of the 'best practicable option' for new industrial and commercial sites, Katherine advised that each application would be dealt with individually at the consent stage.

Dr Jenkins added that if the NES standard was not achieved, the Council would not be able to issue resource consents for discharges to air for industrial and commercial activities. He provided the recent example of New Zealand Dairies Ltd who replaced 36 open fires in Waimate with heat pumps or pellet fires, so they could obtain consent to discharge to air.

Cr Little, as chair of the policy group working with the communities in Rangiora and Kaiapoi, explained that these communities are having to meet the standards with less time and a smaller rating base compared to Christchurch. While the Council has the responsibility to improve the air quality, it will have to work with the community to achieve this.

The point was made that the burden of diseases affected by air quality has implications for Maori. Incentives and alternatives aimed at improving air quality should be attractive for the people who may not be able to change to cleaner home heating just using their own resources.

It was acknowledged that the discussion highlighted the importance of the Council working with community on this issue.

## **8. CHRISTCHURCH GROUNDWATER**

Laurie McCallum indicated on a map the proposed zoning to protect the groundwater that flows from the Waimakariri River through the Christchurch aquifers. He explained that the area most vulnerable to contamination, to the west of the city, was less developed than other parts of the city. It is proposed to maintain the water

quality by restricting new inappropriate development, in that area, rather than claw back existing activities.

Following a recent Environment Court decision, the proposed revised boundaries between groundwater protection zones have been based on hydrogeological information.

Bill Karitiana asked how prospective land owners would be made aware of the land use restrictions in the zone and would this information be available on the Certificate of Title or the LIM (Land Information Memorandum)? Laurie McCallum undertook to check this aspect, noting that while Territorial Authorities issue LIMs, the Regional Council provides information by way of a Land Information Request.

Maurice Gray noted that for this, and the previous air quality item, there appeared to be a lack of cultural manawhenua standards for air and water quality. He suggested that this was work in progress for this Committee to provide more information and clarity to the Council for their decision making process.

Raewyn Solomon advised that values from the Ngai Tahu Freshwater Plan were being incorporated into the Regional Policy Statement.

Cr Cunningham suggested that the Committee could hold a workshop to share information and provide guidance on including Mauri when developing policies.

## **9. DEVELOPMENT OF GREATER CHRISTCHURCH**

Attached to the agenda was a copy of the consultation draft of the Proposed Change 1 (Development of Greater Christchurch) to the Canterbury Regional Policy Statement (RPS). Laurie McCallum explained that this change was designed to give effect to the Greater Christchurch Urban Development Strategy (UDS). He spoke to a powerpoint presentation (notes tabled).

In response to questions regarding the zoning boundaries proposed, Laurie advised that a range of experts had provided advice and the areas identified were those areas where it was considered that development would be acceptable.

Donald Couch noted that Tuahiwi had not been identified for urban development. Laurie McCallum advised that work is still being done on the Tuahiwi and Waikuku areas. He advised that the Regional Policy Statement includes an objective that enables the establishment of papakainga settlements.

It was agreed that further discussion was required on the zoning for traditional cultural communities like Rapaki.

The process by which the Regional Planning Committee makes recommendation to the Council on policy matters was discussed and it was noted that this Council Committee currently did not have Tangata Whenua representation. Dr Jenkins commented that the Maori Advisory Committee can provide advice to the Regional Planning Committee. He also observed that membership on hearing panels was also very important.

Donald Couch suggested that while the RPS had a chapter on matters of significance to Tangata Whenua it would be useful to more actively show how these values are actually reflected in the various chapters of the Natural Resources

Regional Plan (NRRP) by including reference to them and referring back to the statements in the RPS. He also said it was important not to lose track of these values through the various proposed variations to the NRRP.

**10. NOTICES OF MOTION**

There were no notices of motion.

**11. QUESTIONS**

There were no questions.

**12. EXTRAORDINARY AND URGENT BUSINESS**

There was no extraordinary or urgent business.

**13. NEXT MEETING**

The next meeting is to be held on Thursday 20 September 2007 at 1.30pm.

Items suggested at the April meeting for discussion at future meetings:

- Use of iwi management plans in developing council plans.
- Training of commissioners for hearing panels.

As mentioned earlier at this meeting it was agreed that a workshop be held with Councillors and staff on the concept of Mauri.

Bryan Jenkins said that so far Council staff have been providing technical information to the Committee on current work, but at future meetings he envisaged that the Committee will set the agenda. In terms of advising the Council in addition to the role of the Committee, there was also the work done with the wider Maori community by Bob Tai, Council's Iwi Liaison Manager.

Maurice Gray asked if Bob Tai could provide a list of issues relating to cultural awareness to a future meeting.

Raewyn Solomon said that she would like to be present at the meeting when iwi management plans were discussed.

**14. CLOSURE**

Cr Cunningham thanked everyone for their attendance and participation, and Rev Maurice Gray closed the meeting with a karakia.

The meeting closed at 3.35pm.

CONFIRMED

DATE \_\_\_\_\_ CHAIRPERSON \_\_\_\_\_

## MAORI ADVISORY COMMITTEE

### TERMS OF REFERENCE

#### BACKGROUND TO THE ESTABLISHMENT OF THE MAORI ADVISORY COMMITTEE

During the pre-consultation phase of the Canterbury Regional Council's representation review, Council considered establishing a separate Maori Constituency. In deciding not to have a separate Maori Constituency for the Canterbury Region, the Council resolved in November 2005: *"That the Council seeks further discussion with Maori to enhance the relationship and participation for Maori with Environment Canterbury"*.

Following informal discussion with Ngai Tahu and Maori, Council further resolved in May 2006: *"That the Council establishes a Maori Advisory Committee and discusses with key Maori stakeholders, Runanga and Te Runanga o Ngai Tahu the formation of three geographical based groups to meet at least once a year to discuss Annual Plan and significant issues to input to Council decision-making"*.

#### PURPOSE / KAUPAPA

To enhance the Council's relationship with Maori and to facilitate input into the Council's decisions that have significance to Maori.

To give effect to Council's obligations under the Treaty of Waitangi, Ngai Tahu Settlement Act, Local Government Act 2002 and the related obligations under the Resource Management Act 1991

#### 1. MEMBERSHIP

The Maori Advisory Committee shall be a Standing Committee of the Council and comprise the following members:

##### Elected Members

Cr Cunningham, (Chairperson)  
Cr Budd  
Cr Burke  
Cr Little  
Cr Oldfield  
Cr Slee  
Cr Woods

##### Appointed Members

Donald Couch  
Maurice Gray  
Graeme Grennell  
W M (Bill) Karaitiana  
Edie Moke  
Ramon Pink  
Mark Solomon  
Gail Tipa

## **2. QUORUM**

Four Regional Councillors and two appointed members.

## **3. OBJECTIVES**

For Environment Canterbury to give effect to the obligations set out in the Long Term Council Community Plan. (Appendix 1)

- (a) To provide opportunities for Maori to contribute to the decision-making processes of Environment Canterbury;
- (b) To consider ways to develop Maori capacity to contribute to decision-making;
- (c) To facilitate Tangata Whenua and Maori values being considered in the Council's decision-making;
- (d) To assist Council in meeting its obligations to Tangata Whenua;
- (e) To enhance effective communication and consultation between the Tangata Whenua and Maori Communities of the Canterbury Region and the Council;
- (f) To ensure that the Council is aware of and sensitive to issues of concern to Tangata Whenua and Maori; and
- (g) To provide advice on programmes and initiatives for recommendation to Council and input to the Regional Policy Statement, Long Term Council Community Plan and Annual Plan.

## **4. OPERATING GUIDELINES**

- (a) Committee will operate in a culturally sensitive way observing tikanga Maori.
- (b) Committee formed on a three-yearly basis in line with the local government election cycle with a review to be undertaken by the outgoing Committee and provided to Council.
- (c) Remuneration for appointed members will be paid in the form of the meeting allowance agreed by Council and paid for attendance by appointed members at formal meetings of the Committee called in accordance with the LGOIMA.
- (d) Meetings of the Committee shall be called in accordance with the requirements of LGOIMA;
- (e) Committee will meet four times per annum, and with workshops and meetings as required.