

EXCLUSIVE ECONOMIC ZONE AND CONTINENTAL SHELF (ENVIRONMENTAL EFFECTS) ACT 2012 (the Act)

Trans-Tasman Resources Limited (TTRL) iron sand extraction and processing application

M47 – Minute of the Decision-making Committee – 15 June 2017

Extension of date for decision

1. The Decision-making Committee (DMC), in accordance with section 159(1)(a) of the Act, has extended the time period in which to make the decision on the TTRL marine consent application until 27 July 2017.
2. Section 68 of the Act requires that the DMC make its decision on an application for marine consent no later than 20 working days after the conclusion of the hearing. The DMC notes that 29 June 2017 would be 20 working days after the conclusion of the hearing in this matter. The extent of information to be considered and the requirement to properly express reasons for the decision in respect of all matters raised in these proceedings means it will not be possible to meet this deadline.
3. In accordance with section 160 of the Act, the DMC has taken into account the interests of any person who may be directly affected by the extension. In this instance, the delay in knowing the outcome of the proceedings will be an impact on all parties to the proceedings, but most particularly on the applicant. The DMC has also taken into account the interests of the community in being able to achieve an adequate assessment of the potential effects of the proposal.
4. In making its decision to extend the time to make the decision, the DMC is conscious of its obligation under sections 61 and 87E of the Act to base its decision on the best available information and has also taken into account the requirements to deal with the application as promptly as is reasonable in the circumstances.
5. Having assessed all these matters, the DMC is of the view that an extension of time to ensure it is possible to consider all the information presented at the hearing and prepare a fully reasoned decision is in the best interests of all persons directly affected by the extension and the community.

6. The DMC considers that a period of 20 working days is necessary to ensure all required work can be completed and do not anticipate any further extension of time being needed.

For the DMC:

A handwritten signature in blue ink, appearing to read 'Alick Shaw', written in a cursive style.

Alick Shaw
DMC Chair
15 June 2017