

File ref: EEZ100015  
EEZ 15 08

13 September 2018

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Dear Stephen

**Request for advice under section 56 of the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012 regarding the Coastal Resources Limited Application - EEZ100015**

On 5 June 2018, Coastal Resources Limited (CRL) lodged an application for marine dumping consent with the Environmental Protection Authority (EPA) for the dumping of dredged material in the Northern Disposal Area, located in the EEZ, approximately 25 kilometres east of Great Barrier Island (the application).

A copy of the application can be found on the EPA website – <https://www.epa.govt.nz/public-consultations/open-consultations/coastal-resources-limited/application/>

The DMC is seeking the following advice and information from the Auckland Council under section 56 of the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012 (the EEZ Act) so it obtains the best available information to better understand:

- a) the nature and effect of Auckland's coastal planning provisions in its unitary plan,
- b) the roles and responsibilities of the Auckland Harbourmaster
- c) contaminant standards and guidelines used to consent dredging the coastal marine area.

The Decision-making Committee (DMC) deciding this application received an excellent briefing from Council staff on 7 August 2017. I anticipate that the material used in that briefing will materially answer this request for information.

The DMC is requesting the following advice and information from the Auckland Council under section 56 of the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012 (the EEZ Act) to help it understand the nature and effect of other marine management regimes that may be involved in managing the effects of CRL's application.

1. Please produce a report (or diagram) that outlines Auckland's Coastal Planning framework. In particular, the management regimes and hierarchy of statutory and non-statutory planning

instruments and processes that provide for the management of the coastal marine area and exclusive economic zone around the Hauraki Gulf under the RMA.

2. Please provide advice on the roles and relationships between the statutory functions of the Auckland Council, Maritime NZ, and the Harbour Master in relation to potential barge movement within the coastal marine area (out to 12 nm).
3. Please provide advice on Auckland Council's approach to setting and monitoring standards for contaminant levels for proposed dredging in the coastal marine area noting those proposed by CRL (ANZECC guidelines low) and the different values in the Auckland Council Technical guideline book.
4. As part of CRL's current and proposed application they follow a particular process to characterise the sediment before it is disposed of. Please advise what sediment characterisation process you use to determine what contaminant levels are in the proposed dredged material.

The above information requested in (1) and (2) above have also been requested from the Waikato Regional Council.

Please provide this information to the EPA by **27 September 2018**. The information will be made available on the EPA website and be provided to other parties.

The DMC also requests Auckland Council make available a witness(s) to attend any hearing, if required, to answer questions on any information provided in response to this request. At this stage the hearing is likely to commence in early-November 2018. Further details about the hearing will be provided to you if Auckland Council is requested to appear at the hearing.

Yours sincerely



Richard Johnson  
Manager EEZ Applications  
Climate, Land & Oceans

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