

Bowen Peak Limited Fast-track Application

Powerhouse Funicular Railways Queenstown Regional Development

Mapping Checklist – FTAA 2024 Referral Application Requirements Section 13 Sub-clauses (a) to (y)

The information to be included in the referral application is as follows:

	Section 13(4)	Comment
Proposal and effects		
a	a description of the project and the activities it involves:	See Section 2 of Fast-track referral application form
b	an explanation of how the project meets the criteria in section 22:	<p>See Section 2.6.2.4</p> <p>The project meets both criteria listed in section 22(1).</p> <p>The project meets section 22(1)(a) criteria as the project includes both infrastructure and development that would have significant regional and national benefits. These benefits are assessed in Appendix A - Economic Assessment.</p> <p>The project meets section 22(1)(b) criteria as the fast-track approvals process would facilitate the project in a more timely and cost-effective process than normal processes, particularly given the multiple number of approvals required for the various components of the project. The project is unlikely to materially affect the efficient operation of the fast-track approvals process. The applicant is committed to undertaking the additional assessment and detailed design for the substantive application.</p>
c	information to demonstrate that the project does not involve any ineligible activities (other than activities that may be the subject of a determination under section 23 or 24):	<p>See Section 2.3 The project does not involve any ineligible activities.</p> <p>The activity:</p> <ul style="list-style-type: none">• Will not occur on identified Māori land;• Will not occur in a customary marine title area;• Will not occur in a protected customary rights area;• Will not occur on Māori customary land or land set apart as a Māori reservation;• Is not an aquaculture activity or activity that is incompatible with aquaculture activities;• Would not require an access arrangement under the Crown Minerals Act 1991;

		<ul style="list-style-type: none"> • Is not prevented under ss 165J, 165M, 165Q, 165ZC or 165ZDB RMA as not related to coastal area; • Is not on land listed in Schedule 4; • Is not on a national reserve held under the Reserves Act 1977; • Is not on a reserve that is vested in someone other than the Crown or local authority; • Is not on a reserve that is managed by someone other than the Department of Conservation or local authority; • Is not a prohibited activity under the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012 or ss 15B or 15C of the RMA; • Is not a decommissioning-related activity; • Is not for the purposes of an offshore renewable energy project.
d	a description or map of the whole project area that identifies its boundaries in sufficient detail to enable consideration of the referral application:	<p>See (1) Figure 1, Page 4, Appendix A – Economic Assessment</p> <p>See (2) Pages 1-4, Appendix C – Survey Plans</p>
e	the anticipated commencement and completion dates for construction activities (where relevant):	<p>See Questions section of application online</p> <p>See Section 7, Appendix - Proposed Delivery Program, Appendix A – Economic Assessment</p>
f	<p>a statement of whether the project is planned to proceed in stages and, if so,—</p> <p>(i) an outline of the nature and timing of the stages; and</p> <p>(ii) a statement of whether a separate substantive application is to be lodged for each of the stages; and</p> <p>(iii) an explanation of how each stage meets the criteria in section 22:</p>	<p>See Questions section of application online</p> <p>The single overall project is made up of various components, which will be constructed in steps. The proposed delivery program is included in Chapter 7 – Appendix – Proposed Delivery Program, Appendix A – Economic Assessment</p> <p>A substantive application is proposed to be lodged for the application as a whole, not staged.</p>
g	<p>a statement of whether a part of the project is proposed as an alternative project in itself and, if so,—</p> <p>(i) a description of that part of the project; and</p>	No alternative projects are proposed.

	(ii) an explanation of how that part of the project meets the criteria in section 22:	
h	a description of the anticipated and known adverse effects of the project on the environment:	See Section 3.4
i	a statement of any activities involved in the project that are prohibited activities under the Resource Management Act 1991:	The project does not include any prohibited activities.
Persons affected		
J	<p>a list of the persons and groups the applicant considers are likely to be affected by the project, including—</p> <p>(i) relevant local authorities:</p> <p>(ii) iwi authorities and groups that represent hapū that are parties to relevant Mana Whakahono ā Rohe or joint management agreements:</p> <p>(iii) other relevant iwi authorities:</p> <p>(iv) relevant Treaty settlement entities:</p> <p>(v) relevant protected customary rights groups and customary marine title groups:</p> <p>(vi) ngā hapū o Ngāti Porou, if the project area is within or adjacent to, or the project would directly affect, ngā rohe moana o ngā hapū o Ngāti Porou:</p> <p>(vii) relevant applicant groups under the Marine and Coastal Area (Takutai Moana) Act 2011:</p> <p>(viii) persons with a registered interest in land that may need to be acquired under the Public Works Act 1981:</p>	See Section 3.5
K	<p>a summary of—</p> <p>(i) the consultation undertaken for the purposes of section 11 and any other consultation undertaken on the project with the persons and groups referred to in paragraph (j); and</p> <p>(ii) how the consultation has informed</p>	See Section 3.5.2

	the project:	
l	a list of any Treaty settlements that apply to the project area, and a summary of the relevant principles and provisions in those settlements:	<p>See Section 3.5.3</p> <p>Ngāi Tahu Claims Settlement Act 1998 applies to the land held in Records of Title OT124/234 and OT109/95. The elements of the proposal located within this land are the base station of the Bowen Peak chairlift, part of the Saddle Funicular and the predator-free fencing.</p> <p>Part 9 of this Settlement Act provides for certain disposals of this land to be offered for purchase or lease to Te Runanga o Ngai Tahu in certain circumstances, including a lease of more than 50 years. The proposal will not trigger the application of these provisions as a fixed term lease will be sought.</p>
m	a description of any processes already undertaken under the Public Works Act 1981 in relation to the project:	N/A
n	a statement of any relevant principles or provisions in the Ngā Rohe Moana o Ngā Hapū o Ngāti Porou Act 2019:	N/A
O	information identifying the parcels of Māori land, marae, and identified wāhi tapu within the project area:	Wāhi Tūpuna overlay in the PDP - #27 Wāhi taoka, wāhi tapu.
Information relating to activity that may be subject of determination under section 23 or 24		
p	a statement of whether the applicant is seeking a determination under section 23 and, if so, an assessment of the effects of the activity on the relevant land and on the rights and interests of Māori in that land:	The Applicant is not seeking a determination under section 23 or 24.
q	<p>a statement of whether the applicant is seeking a determination under section 24(2) and, if so, a description of—</p> <p>(i) the scale and adverse effects of the existing electricity infrastructure; and</p> <p>(ii) how, if at all, that scale or those adverse effects are anticipated or known to change as a result of the maintenance, upgrading, or continued operation of the infrastructure:</p>	The Applicant is not seeking a determination under section 24(2).
r	a statement of whether the applicant is seeking a determination under section 24(4) and, if so,—	The Applicant is not seeking a determination under section 24(4).

	<p>(i) a description of every alternative site considered by the applicant (or, if the referral application is lodged by more than 1 person, any of those persons) for the construction and operation of the new electricity lines (the activity); and</p> <p>(ii) for each alternative site considered,—</p> <p>(A) a statement of the anticipated and known financial cost of undertaking the activity; and</p> <p>(B) a description of the anticipated and known adverse effects of undertaking the activity; and</p> <p>(C) a description of the anticipated and known financial cost and practicality of available measures to avoid, remedy, mitigate, offset, or compensate for the anticipated and known adverse effects of the activity; and</p> <p>(D) a description of any issues (including financial cost) that would make it impractical to undertake the activity on the site; and</p> <p>(E) an assessment of whether it would be reasonable and practical to undertake the activity on the site, taking into account the matters referred to in subsubparagraphs (A) to (D) and any other relevant matters:</p>	
What is needed to complete project		
S	a description of the applicant's legal interest (if any), or if the referral application is lodged by more than 1 person, the legal interest of any of those persons (if any), in the land on which the project will occur, including a statement of how that affects the applicant's ability to undertake the work:	See Section 3.6
t	an outline of the types of consents, certificates, designations, concessions, and other legal authorisations (other than contractual authorisations or the proposed approvals) that the applicant considers are needed to authorise the project, including any that the applicant	<p>See Section 3.1</p> <p>Required approvals: Department of Conservation (wildlife permit, concession, recreation permit) QLDC (local consenting authority, reserves administrator and utility operator of three waters assets)</p>

	considers may be needed by someone other than the applicant:	<p>ORC (regional consenting authority) Land Information New Zealand (for works in Crown Pastoral Lease area) Ben Lomond Station (LINZ leaseholder approval)</p> <p>No approvals are required for anyone other than the applicant.</p>
Other matters		
u	<p>whether any activities that are involved in the project, or are substantially the same as those involved in the project, have been the subject of an application or a decision under a specified Act and,—</p> <p>(i) if an application has been made, details of the application:</p> <p>(ii) if a decision has been made, the outcome of the decision and the reasons for it:</p>	Application to Otago Regional Council for harvesting of the commercial plantation Douglas fir forestry above Wynyard Crescent, Fernhill. As yet, no decision.
v	a description of whether and how the project would be affected by climate change and natural hazards:	See Section 3.7.4
w	if the referral application is lodged by more than 1 person, a statement of each proposed approval to be held by each of those persons:	Lodged by Bowen Peak Limited only
x	a summary of compliance or enforcement actions (if any), and the outcome of those actions, taken against the applicant (or if the referral application is lodged by more than 1 person, any of those persons) under a specified Act:	Nil
Matters relating to specific proposed approvals		
y	<p>if the proposed approvals include—</p> <p>(i) an approval described in section 42(4)(a) or (d) (resource consent or designation), the information specified in clause 2 of Schedule 5:</p>	<p>The proposed approvals include:</p> <p><i>(i) an approval described in section 42(4)(a) or (d) (resource consent or designation), the information specified in clause 2 of Schedule 5:</i></p> <p>An assessment of the project against any relevant national policy statement and national environmental standards is provided in section 3.1</p> <p>The New Zealand Coastal Policy Statement is not relevant.</p> <p>There are no known existing resource consents of the kind referred to in s30(3)(a).</p>

	<p>(ii) an approval described in section 42(4)(b) (change or cancellation of resource consent condition), the information specified in clause 3 of Schedule 5:</p> <p>(iii) an approval described in section 42(4)(c) (certificate of compliance), the information specified in clause 4 of Schedule 5:</p> <p>(iv) an approval described in section 42(4)(e) (concession), the information specified in clause 2 of Schedule 6:</p> <p>(v) an approval described in section 42(4)(f) (land exchange), the information specified in clause 23 of Schedule 6:</p> <p>(vi) an approval described in section 42(4)(a) or (d) where the project includes a standard freshwater fisheries activity, or an approval described in section 42(4)(j) (complex freshwater fisheries activity approval), the information specified in clause 2 of Schedule 9:</p> <p>(vii) an approval described in section 42(4)(k) (marine consent), the information specified in clause 2 of Schedule 10:</p> <p>(viii) an approval described in section 42(4)(l) or (m) (access arrangement), the information specified in clause 2 of Schedule 11:</p> <p>(ix) an approval described in section 42(4)(n) (mining permit), the information specified in clause 15 of Schedule 11.</p>	<p><i>(ii) an approval described in section 42(4)(b) (change or cancellation of resource consent condition), the information specified in clause 3 of Schedule 5:</i></p> <p>N/A</p> <p><i>(iii) an approval described in section 42(4)(c) (certificate of compliance), the information specified in clause 4 of Schedule 5:</i></p> <p>N/A</p> <p><i>(iv) an approval described in section 42(4)(e) (concession), the information specified in clause 2 of Schedule 6:</i></p> <p>A fixed lease term will be sought by the Applicant.</p> <p><i>(v) an approval described in section 42(4)(f) (land exchange), the information specified in clause 23 of Schedule 6:</i></p> <p>There is no land exchange proposed.</p> <p><i>(vi) an approval described in section 42(4)(a) or (d) where the project includes a standard freshwater fisheries activity, or an approval described in section 42(4)(j) (complex freshwater fisheries activity approval), the information specified in clause 2 of Schedule 9:</i></p> <p>The project does not include a freshwater fisheries activity.</p> <p><i>(vii) an approval described in section 42(4)(k) (marine consent), the information specified in clause 2 of Schedule 10:</i></p> <p>N/A - The project does not include a marine consent.</p> <p><i>(viii) an approval described in section 42(4)(l) or (m) (access arrangement), the information specified in clause 2 of Schedule 11:</i></p> <p>N/A</p> <p><i>(ix) an approval described in section 42(4)(n) (mining permit), the information specified in clause 15 of Schedule 11.</i></p> <p>N/A</p>
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