

Before the Panel Convener

FTAA-2511-1150

Under the Fast-track Approvals Act 2024 (**FTAA**)

And

In the Matter of an application for approvals by McCallum Brothers Limited for the Te Ākau Bream Bay Sand Extraction Project located at Te Ākau Bream Bay, Northland

**Memorandum of Counsel on behalf of McCallum Brothers Limited Regarding
Lodgement of the Addendum Amending Wildlife Approval**

Dated 14 September 2026

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May it Please the Expert Panel:

1. This memorandum is presented on behalf of McCallum Brothers Limited (**MBL**), the Applicant for the Bream Bay Sand Extraction Project (**Application**).
2. Minute 7 of the Panel Convener granted a suspension to the processing of the Application under s 62 of the Fast-track Approvals Act 2024.
3. As stated in Minute 7, the purpose of the suspension is to allow for amendments to be made to the Application to include a further application for a wildlife approval in respect of *Culicia rubeola*.
4. Accompanying this memorandum are the following documents:
 - a. Addendum Amending the Application for Wildlife Approval to Include *Culicia rubeola* dated 14 September attaching:
 - i. Report titled “*Culicia rubeola* and Schedule 7 of the Fast-track Approvals Act 2024 dated 29 July 2026 prepared by Earth Sciences New Zealand” as Attachment 36 to the Application; and
 - ii. Report titled “The scleractinian coral *Culicia rubeola* at Te Ākau Bream Bay: Literature review and distribution of *Culicia rubeola* within the proposed sand extraction area dated 5 August 2026 prepared by Earth Sciences New Zealand” as Attachment 37 to the Application.
 - b. Updated Coral Management Plan (Version 5) – clean version dated September 2026; and
 - c. Updated Coral Management Plan (Version 5) – track-change version dated September 2026.
5. The updated recommended conditions relating to the wildlife approval (Attachment Thirty-Five to the Application) were provided in Attachments D

and E to Mr Hay's evidence in response to invited comments dated 12 August 2026.

6. In the context of the amendment to the substantive application, the two Earth Sciences reports regarding *Culicia rubeola* referenced above are relevant to the assessment of effects required with respect to the resource consent application, in addition to being relevant to the Wildlife Act matters.



Jeremy Brabant

Counsel for McCallum Brothers Limited

14 September 2026