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By email

Environmental Protection Agency
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Tēnā koe

**EFFECT OF RESOURCE MANAGEMENT (DURATION OF CONSENTS) AMENDMENT
ACT 2025 ON REDVALE LANDFILL EXPANSION FAST-TRACK APPLICATION**

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Unique Reference No: FTAA-2511-1136

Summary

1. As you will be aware, on 17 November 2025, Waste Management NZ Limited ("**WM**") lodged a referral application under the Fast-track Approvals Act 2024 to extend landfilling operations at Redvale Landfill & Energy Park ("**Landfill**") ("**Application**"). A key reason for the Application is that the conditions of WM's land use consent for the Landfill currently requires it to cease landfilling activities on 31 December 2028.
2. For the reasons set out in this letter, WM considers it is important to clarify the recent introduction of the Resource Management (Duration of Consents) Amendment Act ("**Amendment Act**") 2025 and any subsequent or similar legislation to extend resource consents during the transition to the new resource management system will not address WM's need to seek new consents for the Landfill.
3. Accordingly, the Application is still required for WM to continue landfilling operations at the Landfill and WM respectfully requests the Environmental Protection Agency continues to process the Application.

Legislation to extend resource consents

4. As you will be aware, the Amendment Act recently came into force and extends resource consents (subject to some exceptions) that would otherwise expire (pursuant to section 123 of the Resource Management Act 1991 ("**RMA**")) before 31 December 2027 to that date.

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5. We also understand the Government is considering introducing further legislation this year to extend resource consents beyond this date, during the transition to the new resource management system.

Effect on the Landfill's resource consents

6. Condition 8 of the Landfill's land use consent states:

All landfilling on the site shall cease on 31 December 2028.
This limitation does not apply to final restoration works.

7. The land use consent does not specify an expiry date and is therefore of unlimited duration pursuant to section 123(1)(b) of the RMA. This means the Amendment Act (and any similar future legislation with the effect of extending the duration of resource consents), will not extend the date on which WM must cease landfilling operations at the Landfill.
8. In addition, the Application was made not only to extend the duration of the landfilling component of the Landfill's consents but also for the extension of the footprint of the Landfill itself. Therefore, the Amendment Act (and any similar future legislation with the effect of extending the duration of resource consents), cannot assist with this aspect of the Application either.

Next steps

9. In light of the above, WM confirms the Amendment Act (and further legislation of a similar nature) will not enable WM to carry out landfilling operations at the Landfill beyond 31 December 2028.
10. WM will continue to pursue the expansion of the Landfill through the Application and respectfully requests that the Environmental Protection Agency continues to process the Application on that basis.

Yours faithfully

RUSSELL McVEAGH



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