

File ref: **FTAA-2503-1026**

19 March 2025

Saunders & Co

Gabi Newman - s 9(2)(a)

Chris Fowler - s 9(2)(a)

Dear Gabi & Chris

Decision on compliance of the application for Beachgrove Kaiapoi Expansion project under section 14(2) of the Fast-track Approvals Act 2024

On 5 March 2025, you lodged an application for fast-track referral for the **Beachgrove Kaiapoi Expansion** project with the Ministry for the Environment (MfE) under the Fast-track Approvals Act 2024 (the Act).

MfE is responsible for determining whether referral applications are compliant with section 14(2) of the Act. For an application to be compliant with section 14(2), the following criteria must be met:

- The application must comply with the requirements for referral applications in section 13 of the Act;
- MfE must consider that the project may be capable of satisfying the criteria in section 22 of the Act, and does not appear to involve an ineligible activity; and
- all fees and charges payable under regulations in respect of the application must have been paid.

MfE has determined that your application does not comply with the requirements in section 14(2) of the Act for the following reasons:

1. Section 13(4)(k) – requirement to consult on the project with relevant administering agencies. This includes consulting with the Ministry for the Environment as the relevant administering agency for approvals under the Resource Management Act 1991.
2. Section 13(4)(k) – requirement to consult on the project with relevant iwi authorities and Treaty settlement entities. This includes consulting with Te Rūnanga o Ngāi Tahu.
3. Section 13(4)(l) – requirement to list any Treaty settlements that apply to the project area, and a summary of the relevant principles and provisions in those settlements.

In accordance with section 14(5) of the Act, the referral application is deemed non-compliant, and the application must be returned to the applicant.

If you would like to discuss the reasons the application has been returned, please contact the fast-track referrals team at the following email address: referral@fasttrack.govt.nz.

fasttrack.govt.nz | contact@fasttrack.govt.nz | 0800 FASTRK

Please note, the requirement to consult on the project with the Ministry for the Environment as the relevant administering agency for approvals under the Resource Management Act 1991 can be requested via the following email address: adminagencyftaa@mfe.govt.nz.

If you choose to lodge a new application for this project, it will be treated as a new application in accordance with section 14(6)(a) of the Act.

Cost recovery

Under Regulation 5 of the Fast-track Approvals (Cost Recovery) Regulations 2025 you are liable for actual and reasonable costs incurred in processing your application. If the actual and reasonable costs are less than the application fee paid, then the Environmental Protection Authority (EPA) may issue you with a refund. Alternatively, if the actual and reasonable costs exceed the application fee, then the EPA may seek further fees from you. The EPA will provide you with information to advise you on this and can be contacted through the email address or phone number below.

Under Regulation 7, the EPA has discretion in whole or in part, for waiver or a refund of the levy. Further guidance is provided on the Fast-track website under '[Fees, charges and cost recovery](#)'. This discretion includes, amongst other things, if you intend to submit a new application for substantially the same project as a previous application. I recommend you contact the EPA to discuss any potential waiver prior to you submitting a new application.

If you have any queries about this letter or need assistance, please email contact@fasttrack.govt.nz or phone 0800 FASTRK (0800 327 875).

Yours sincerely

A handwritten signature in blue ink, appearing to read 'S. Frame', with a stylized flourish at the end.

Stephanie Frame
Acting General Manager, Delivery and Operations