

Ngāti Whātua Ōrākei Whai Rawa Limited & Generus Living Group  
c/ - Francelle Lupis  
Greenwood Roche

Email: s 9(2)(a)

Dear Francelle

**Request for further information on application for referral of The Point Mission Bay Project under the Fast-track Approvals Act 2024**

The Minister for Infrastructure (the Minister) has received your application for referral of The Point Mission Bay Project under the Fast-track Approvals Act 2024 (the Act) to the Fast-track approvals process.

Under delegation from the Minister and in accordance with section 20 of the Act, I am writing to request the following further information:

1. Your application notes that the project site is subject to a possible reservation of a marginal strip under Part IVA of the Conservation Act 1987. Please provide additional comment on whether any marginal strip occupies the project site, and whether any Conservation Act (1987) approvals will be required for the project, including any effect this could have on your ability (as applicants) to undertake the work.
2. The records of title for land on the project site are subject to several interests. Your application notes that no interests against the land titles will affect the ability to undertake work required for the project. Please provide additional information to explain how the ability to deliver the project will not be affected, including any consultation undertaken with those parties likely affected. In particular:
  - The gas easement in D320989.1 registered in favour of United Networks Limited (now Vector Limited)
  - The electricity easement in D597272.1 registered in favour of Vector Limited
  - The electricity supply and cable access in 7170273.1 registered in favour of Vector Limited
  - The encumbrance in 8519621.12 registered in favour of Covenant Trustee Services Limited as the statutory supervisor of the retirement village
  - The lease in D431725.1 registered in favour of Eastcliffe Retirement Care Orakei LP
  - The lease in 5264622.1 registered in favour of Eastcliffe Retirement Care Orakei

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- Your application notes that the Eastcliffe Retirement Village was established in 2000 as a result of a partnership with Ngāti Whātua Ōrākei Trust, who owned the land, and Protac Investments Limited who would construct, lease and operate the retirement village. Please provide additional information on whether any interest held by Protac Investments Limited will be affected by the project.
- 3. A description of whether the parallel application for revocation of the two reserve strips located on the project site under section 24 of the Reserves Act 1977 could affect the ability to undertake work required for the project.
- 4. Information on whether the project would be able to progress if the revocation application were declined by Auckland Council, and how.
- 5. Your application notes that Ngāti Whātua Ōrākei is party to a Mana Whakahono ā Rohe or joint management agreement, and the letter at Attachment 6 states that Ngāti Whātua Ōrākei has entered into a joint management agreement with Auckland Council under section 36 of the RMA. We understand that Ngāti Whātua Ōrākei and Auckland Council jointly administer nearby land (Pourewa Creek and Whenua Rangatira) through the Ngāti Whātua Ōrākei Reserves Board for the purposes of the Reserves Act 1977, but we are not aware of a joint management agreement under the RMA. Please provide a copy of the joint management agreement to enable the Minister to satisfy his obligations under section 16 of the Act.
- 6. Please clarify which approvals are proposed to be held by which applicant under section 13(4)(w) of the Act, or if these are proposed to be held jointly.

Please provide the information requested within 20 working days of the date of this request via return email to: [referral@fasttrack.govt.nz](mailto:referral@fasttrack.govt.nz). The Minister is not required to consider information provided outside this time frame.

If you have any queries about this letter before the due date, please email us at: [referral@fasttrack.govt.nz](mailto:referral@fasttrack.govt.nz) or contact fast-track support on 0800 327 875.

Yours sincerely



Ilana Miller  
**General Manager, Delivery and Operations**

cc

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