

Milldale Fast-Track Application

Requirements of the Act	Comments
SUBSTANTIVE APPLICATIONS	
<i>43 Requirements for substantive application</i>	
<p>(1) A substantive application –</p> <p>(a) must be lodged in the form and manner approved by the EPA; and</p> <p>(b) must—</p> <p style="padding-left: 40px;">(i) explain how the project to which the application relates is consistent with the purpose of this Act; or</p> <p style="padding-left: 40px;">(ii) for a project referred under section 22A(1)(a),—</p> <p style="padding-left: 80px;">(A) explain how both the stage to which the application relates and the whole project are consistent with the purpose of this Act; and</p> <p style="padding-left: 80px;">(B) contain information relating to the likelihood that any later stages of the project will be completed; and</p> <p>(c) must demonstrate that the project does not involve any ineligible activities; and</p> <p>(d) must, if the application is lodged by more than 1 authorised person, state the proposed approval to be held by each person; and</p> <p>(e) must comply with –</p> <p style="padding-left: 40px;">(i) any information requirements specified by the Minister under section 27(3)(b)(ii); and</p>	<p>(a) The application will be lodged in the form and manner (portal) approved by the EPA.</p> <p>(b) The application explains how the project is consistent with the Act (see section 10 of the Overview Report).</p> <p>(c) The application does not involve any ineligible activities (see section 11 of the Overview Report)</p> <p>(d) The application is lodged by Fulton Hogan Land Development Limited ('FHLDT')</p> <p>(e) There are no information requirements specified by the minister. The application complies with the subsection 3 requirements as identified below.</p> <p>(f) The authorised person has not applied for a determination under s23 or s24.</p> <p>(g) N/A – as above.</p> <p>(h) The proposal does not relate to a priority project (see section 8 of the Overview Report)</p> <p>(i) Listed project</p> <p>(j) The application will be paid upon lodgement.</p>

<p>(ii) the requirements listed in subsection (3) that apply to the approvals sought; and</p> <p>(f) must, if the authorised person has applied under section 39 for a determination under section 23 or 24, include a copy of the notice under section 39(4); and</p> <p>(g) must, if the application seeks an approval for an activity that is the subject of a determination under section 23, set out the steps taken to secure the agreement referred to in section 5(1)(a); and</p> <p>(h) must state whether the application relates to a priority project and, if so, include confirmation that, to the best of the applicant's knowledge, there are no competing applications; and</p> <p>(i) must be made by the deadline specified in the notice under section 28(3)(d).; and</p> <p>(j) must not lodge a substantive application unless any fee, charge, or levy payable under regulations in respect of the application is paid.</p>	
<p>(2) If a substantive application is for a listed project, it must also contain the information required by section 13(4) (other than section 13(4)(b), (f)(ii) and (iii), and (g)), which applies—</p> <p>(a) as if the reference in section 13(4)(k) to section 11 were a reference to section 29; and</p> <p>(b) as if the reference in clause 2 of Schedule 11 to section 12(2) were a reference to section 29; and</p> <p>(c) with any other necessary modifications.</p>	<p>These matters are addressed below.</p>

<p>(3) The requirements referred to in subsection (1)(e)(ii) are those set out in,—</p> <p>(a) for an approval described in section 42(4)(a) (resource consent), clauses 5 to 8 of Schedule 5:</p> <p>(b) for an approval described in section 42(4)(i) (archaeological authority), clause 2 of Schedule 8:</p>	<p>This sets out the requirements of each approval type – relevant to this is proposal is:</p> <p>(a) For resource consent, clauses 5 to 8 of Schedule 5</p> <p>(b) For archaeological authority, clause 2 of Schedule 8</p>
<p>(4) The EPA must approve an application form for the purposes of this section and ensure that it is made available on an internet site administered by or on behalf of the EPA.</p>	<p>N/A</p>
<p><i>13(4) information requirements</i></p>	
<p><i>Proposal and Effects</i></p>	
<p>(a) A description of the project and the activities it involves</p>	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 8 of Volume 1: Overview Report • Section 3 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 4 of Volume 3: Stage 4C – Subdivision and Land Use • Section 4 of Volume 4: Temporary Wastewater Treatment Plan • Section 3 of Volume 5: Archaeological Authority to Modify
<p>(b) an explanation of how the project meets the criteria in section 22</p>	<p>Section 43(2) notes that this information is not required</p>
<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>	<p>The application does not involve any ineligible activities (see section 11 of the Overview Report)</p>
<p>(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>	<p>Please refer to the Site Location Plan included within the Engineering Drawings and Volume 1: Overview Report</p>
<p>(e) The anticipated commencement and completion dates for construction activities (where relevant)</p>	<p>Consent duration, construction and staging has been addressed within section 8 of the Overview Report.</p>

	Consent duration
<p>(f) A statement of whether the project is planned to proceed in stages, and if so,</p> <ul style="list-style-type: none"> (i) An outline of the nature and timing of the stages; and (ii) A statement of whether a separate substantive application is to be lodged for each of the stages; and (iii) An explanation of how each stage meets the criteria in section 22 	As above.
<p>(g) A statement of whether a part of the project is proposed as an alternative project in itself, and if so, -</p> <ul style="list-style-type: none"> (i) a description of that part of the project; and (ii) an explanation of how that part of the project meets the criteria in section 22) 	Section 43(2) notes that this information is not required.
<p>(h) A description of the anticipated and known adverse effects of the project on the environment.</p>	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • Section 4 of Volume 5: Archaeological Authority to Modify
<p>(i) A statement of any activities that are prohibited activities under the Resource Management Act</p>	The proposal does not involve any activities that are prohibited under the RMA (see section 11 of the Overview Report)
<i>Persons affected</i>	
<p>(j) A list of the persons and groups the applicant considers to be adversely affected by the project – including</p> <ul style="list-style-type: none"> (i) Relevant local authorities: (ii) Iwi authorities and groups that represent hapū that are parties to relevant Mana Whakahono ā Rohe or joint management agreements: 	Potentially affected persons are listed in section 14 of the Volume 1 AEE and Consultation Summary included as Appendix 1G.

<ul style="list-style-type: none"> (iii) Other relevant iwi authorities: (iv) Relevant Treaty settlement entities: (v) Relevant protected customary rights groups and customary marine titles groups: (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: (vii) Relevant applicant groups under the Marine and Coastal Area (Takutai Moana) Act 2011: (viii) Persons with a registered interest in land that may need to be acquired under the Public Works Act 1981: 	
<p>(k) A summary of –</p> <ul style="list-style-type: none"> (i) The consultation undertaken for the purposes of section 11 and any other consultation undertaken on the project with persons and groups referred to in paragraph (j); and (ii) How the consultation has informed the project: 	Please refer to section 14 of the Volume 1 AEE and Consultation Summary included as Appendix 1G.
(l) A list of any Treaty settlements that apply to the project area, and a summary of the relevant principals and provisions in those settlements:	Please refer to section 15 of the Overview Report.
(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:	N/A
<i>Information relating to activity that may be subject of determination under section 23 or 24</i>	

(p)-(r)	
<i>What is needed to complete project</i>	
(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	The applicant is the owner of the site. Please refer to the records of title included as Appendix 1A.
(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 considers may be needed by someone other than the applicant	No other consents, certificates, designations, concessions, and other legal authorisations are required.
<i>Other matters</i>	
(u) 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, - <div style="margin-left: 40px;"> (i) if an application has been made, details of the application: (ii) if a decision has been made, the outcome of the decisions and reasons for it: </div>	<p>N/A – no other applications have been made.</p> <p>The Milldale Consenting History is included within Appendix 1F of the Overview Report.</p>
(v) description of whether and how the project would be affected by climate change and natural hazards	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan
(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:	N/A

(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:	A summary of compliance or enforcement action is included as section 12 of the Overview Report.
<i>Matters relating to specific proposed approvals</i>	
<i>Clause 5 - Information required in consent application</i>	
(a) A description of the proposed activity	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 8 of Volume 1: Overview Report • Section 3 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 4 of Volume 3: Stage 4C – Subdivision and Land Use • Section 4 of Volume 4: Temporary Wastewater Treatment Plan • Section 3 of Volume 5: Archaeological Authority to Modify
<p>(b) A description and map of the site at which the activity is to occur including whether the site is in or adjacent to:</p> <p>(i) A statutory area (as defined in the relevant Treaty Settlement Act); or</p> <p>(ii) ngā rohe moana o ngā hapū o Ngāti Porou; or</p> <p>(iii) A protected customary rights area under the Marine and Coastal Area (Takutai Moana) Act 2011</p>	<p>Please refer to the Site Location Plan included within the Engineering Drawings and Overview Report.</p> <p>The site is not within nor adjacent to a statutory area (as defined in the relevant Treaty settlement Act), a statutory overlay (as identified in section 11 of the Ngā Rohe Moana o Ngā Hapū o Ngāti Porou Act 2019) nor a protected customary rights area under the Marine and Coastal Area (Takutai Moana) Act 2011</p>
<p>(c) Confirmation that the consent application complies with Section 46(2)(a), (b), and (d)</p> <p>Being:</p> <p>(a) Complies with section 42; and sections 43 and 44;</p> <p>(b) the application relates solely to a listed project or a referred project; and</p>	N/A

(d) any fee, charge, or levy payable under regulations in respect of the application is paid.	
<p>(d) The full name and address of:</p> <p>(i) Each owner of the site and of land adjacent to the site: and,</p> <p>(ii) Each occupier of the site and of land adjacent to the site whom the applicant is unable to identify after reasonable inquiry</p>	Please refer to Appendix 1D.
(e) A description of any other activities that are part of the proposal to which the consent application relates.	The proposal does not involve any other activities that are part of the proposal to which the consent application relates.
(f) A description of any other resource consents, notices of requirement for designations, or alterations to designations required for the project to which the consent application relates	The proposal does not involve any other resource consents, notices of requirement for designations, or alterations to designations required for the project to which the consent application relates
(g) An assessment of the activity against sections 5, 6, and 7 of the Resource Management Act 1991; and	Please refer to section 17 of the Overview Report
(h) An assessment of the activity against any relevant provisions in any of the documents listed in subclause (2)	Please refer to sections 15 & 17 of the Overview Report
<p>(i) Information about any Treaty settlements that apply in the area covered by the consent application, including—</p> <p>(i) Identification of the relevant provisions of those Treaty Settlements</p> <p>(ii) Summary of any redress provided by those settlements that affects natural and physical resources relevant to the project or project area</p>	Please refer to sections 15 of the Overview Report
(j) A list of any relevant customary marine title groups, protected customary rights groups, ngā hapū o Ngāti Porou (where an application is within, adjacent to or directly affecting ngā rohe moana o ngā hapū o Ngāti Porou), or applicants under the Marine and Coastal Area (Takutai Moana) Act 2011	N/A

(k) The conditions that the applicant proposes for the resource consent; and	Please refer to the Proposed Draft Conditions included as Volume 6 and section 8 of the Overview Report.
(l) if a notice under section 30(3)(b) or (5) has been received,— <div data-bbox="405 368 1196 576" data-label="List-Group"> <ul style="list-style-type: none"> (i) a copy of that notice showing that it was received within the time frame specified in section 30(6)(b); and (ii) if a notice has been received under section 30(5), any more up-to-date information that the applicant is aware of about the existing resource consent referred to in the notice. </div>	Please refer to the s30 Letter included as Appendix 1E .
(2) The documents referred to in subclause (1)(h) are the following: <div data-bbox="239 671 1196 1023" data-label="List-Group"> <ul style="list-style-type: none"> (a) A national environmental standard (b) Other regulations made under the Resource Management Act (c) A national policy statement (d) A New Zealand Coastal Policy Statement (e) A regional policy statement or proposed regional policy statement (f) A plan or proposed plan (g) A planning document recognised by a relevant iwi authority and lodged with a local authority </div>	Please refer to Volumes 1 – 4 of the AEE.
(3) An assessment under subclause (1)(h) must include an assessment of the activity against: <div data-bbox="239 1145 1196 1342" data-label="List-Group"> <ul style="list-style-type: none"> (a) Any relevant objectives policies or rules in a document listed under subclause (2) (b) Any requirement, condition, or permission in any rules in any of those documents (c) Any other requirements in any of those documents </div>	Please refer to Volumes 1 – 4 of the AEE.

<p>(4) A consent application must include an assessment of the activity's effects on the environment that:</p> <ul style="list-style-type: none"> (a) Includes the information required by Clause 6 (b) Covers the matters specified in Clause 7 	<p>Please refer to Volumes 1 – 4 of the AEE and as listed below.</p>
<p>(5) A consent application must also include the following information:</p> <ul style="list-style-type: none"> (a) If a permitted activity is part of the proposal to which the consent application relates, a description that demonstrates the activity complies with the requirements, conditions, and permissions for the permitted activity (so that a resource consent is not required for that activity) under Section 87A(1) of the Resource Management Act; and (b) If the activity is to occur in an area that is within scope of a planning document prepared by a customary marine title group under section 85 of the Marine and Coastal Area (Takutai Moana) Act 2011 or the environmental covenant prepared by ngā hapū o Ngāti Porou under section 19 of the Ngā Rohe Moana o Ngā Hapū o Ngāti Porou Act 2019, an assessment of the activity against any resource management matters set out in that document); and (c) If the activity is to occur in an area that is taiāpure-local fishery, a mātaihai reserve, or an area that is subject to bylaws made under Part 9 of the Fisheries Act 1996, an assessment of the effects of the activity 	<ul style="list-style-type: none"> (a) Permitted activities identified within Rules Assessment included within Volumes 1 – 4 of the AEE and the AUP(OP) Activities and Standards Assessments included as Appendix 2W, 3L & 4Q (b) N/A (c) N/A
<p>(6) If the applicant is not able to supply the name and address of the owner and each occupier of the site and of land adjacent to the site because the land is Māori land in multiple ownerships, the applicant must include a statement to that effect.</p>	<p>The applicant and their representatives have attempted to make contact with the owners/occupiers of the adjacent sites through a letter drop. The information received in response to the letter drop is included as Appendix 1D.</p>
<p>(7) If the substantive application is to be lodged by more than 1 authorised person, the references to the applicant in subclauses (1)(d), (k), (l) and (6) must be read as references to the authorised person who is to be identified in the application as the proposed holder of the resource consent.</p>	<p>N/A</p>

Clause 6 - Information required to assess environmental effects

(a) An assessment of the actual or potential effects on the environment	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • Section 4 of Volume 5: Archaeological Authority to Modify
(b) If the activity includes the use of hazardous installations, an assessment of any risks to the environment that are likely to arise from such use	<p>Please refer to section 6 of Volume 4: Temporary Wastewater Treatment Plan</p>
<p>(c) If the activity includes the discharge of any contaminant, a description of-</p> <p>(i) The nature of the discharge and the sensitivity of the receiving environment to adverse effects</p> <p>(ii) Any possible alternative methods of discharge, including discharges to any receiving environment</p>	<p>Please refer to section 3.2, 4 & 6 of Volume 4: Temporary Wastewater Treatment Plan.</p> <p>Air Discharge Assessment included as Appendix 4G</p> <p>Water Quality Assessment included as 4F</p> <p>Alternative Options Assessment included as Appendix 4J</p> <p>Wastewater Treatment Plant Design Report included as Appendix 4K</p>
(d) A description of the mitigation measures (including safeguards and contingency plans where relevant) to be undertaken to help prevent or reduce the actual or potential effect of the activity	<p>Please refer to the Proposed Draft Conditions included as Voume 6.</p>
(e) Identification of persons who may be affected by the activity and any response to the views of any persons consulted, including the views of iwi or hapū that have been consulted in relation to the proposal.	<p>Please refer to section 14 of Volume 1 and the Consultation Summary included as Appendix 1G.</p>
(f) if iwi or hapū elect not to respond when consulted on the proposal, any reasons that they have specified for that decision:	<p>Please refer to the Consultation Summary included as Appendix 1G</p>
(g) If the scale of the activity's effects are such that monitoring is required, a description of how the effects will be monitored and by whom, if the activity is approved	<p>Please refer to the Proposed Draft Conditions included as Volume 6.</p>

(h) An assessment of any effects of the activity on the exercise of a protected customary marine right	N/A
(2) A consent application need not include any additional information specified in a relevant policy statement or plan that would be required in an assessment of environmental effects under clause 6(2) or 7(2) of Schedule 4 of the Resource Management Act 1991.	Noted.
<i>Clause 7 - matters to be covered in assessment of environmental effects</i>	
(a) Any effect on the people in the neighbourhood, and if relevant, the wider community, including any social, economic or cultural effects	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • Section 4 of Volume 5: Archaeological Authority to Modify • The Consultation Summary included as Appendix 1G • The Economics Report included as Appendix 2M • The Urban Design Reports included as Appendices 2L and 3J
(b) Any physical effect on the locality, including landscape and visual effects	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • The Urban Design Reports included as Appendices 2K and 3J • The Landscape Plans included as Appendices 2O, 3E & 4O
(c) Any effect on ecosystems, including effects on plants or animals and physical disturbance of habitats in the vicinity	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan

	<ul style="list-style-type: none"> • The Ecological Impact Assessments included as Appendices 2C and 4E; and • The Arboricultural Report included as Appendix 2B.
(d) Any effect on natural and physical resources that have aesthetic, recreational, scientific, historical, spiritual, or cultural value, or other special value, for present or future generations	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 4 of Volume 5: Archaeological Authority to Modify • The Consultation Summary included as Appendix 1G
(e) Any discharge of contaminants into the environment and options for the treatment and disposal of contaminants	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • The Detailed Site Investigation included as Appendix 2H • The Stormwater Report included as Appendix 2G • The Alternative Options Assessment included as Appendix 4J • The Wastewater Treatment Plant Design Report included as Appendix 4K • The Air Discharge Assessment included as Appendix 4G
(f) Any unreasonable emission of noise	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • The Noise and Vibration Reports included as Appendices 2T, 3I and 4N
(g) Any risk to the neighbourhood, the wider community, or the environment through natural hazards or hazardous installations	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 5 of Volume 2: Stages 10-13 – Subdivision and Land Use • Section 6 of Volume 3: Stage 4C – Subdivision and Land Use • Section 6 of Volume 4: Temporary Wastewater Treatment Plan • The Detailed Site Investigation included as Appendix 2G • The Stormwater Report included as Appendix 2G

	<ul style="list-style-type: none"> • The Wastewater Treatment Plant Design Report included as Appendix 4K • The Air Discharge Assessment included as Appendix 4G • The Geotechnical Reports included as Appendix 2A, 3G & 4B
<p>(1) In addition to the information required under clause 5, a consent application for a subdivision must include information that adequately defines the following:</p> <p>(a) The position of all new boundaries; and</p> <p>(b) The areas of all new allotments, unless the subdivision involves a cross lease, company lease or unit plan; and</p> <p>(c) The locations and areas of new reserves to be created, including any esplanade reserves, esplanade strips, and access strips; and</p> <p>(d) The locations and areas of existing esplanade reserves, esplanade strips, and access strips; and</p> <p>(e) The locations and areas of any part of the bed of a river or lake to be vested in a territorial authority under section 237A of the Resource Management Act 1991; and</p> <p>(f) The locations and areas of any land within the coastal marine area that is to become part of the common marine and coastal area under section 237A of the Resource Management Act 1991; and</p> <p>(g) The locations and areas of land to be set aside as new roads</p>	<p>Please refer to the Scheme Plans included as appendices 2K and 3D.</p>
<p>For the purposes of section 43(3)(b) an application for the change or cancellation of a condition must include the same information as required by clauses 5 to 9, and those clauses apply as if references to—</p> <p>(a) a resource consent were references to the change or cancellation of a condition; and</p> <p>(b) an activity were references to the effects of the change or cancellation of the condition.</p>	<p>Clauses 5-8 provided as noted above, clause 8 not relevant</p>

<i>Clause 17 Criteria and other matters for assessment of consent application</i>	<i>An assessment against Clause 17 is provided within section 20 of Volume 1: Overview Report.</i>
<i>Clause 18 Conditions on resource consent</i>	
<p>When setting conditions on a consent, the provisions of Parts 6, 9 and 10 of the Resource Management Act 1991 that are relevant to setting conditions on a resource consent apply to the panel, subject to all necessary modifications, including the following:</p> <p>(a) a reference to a consent authority must be read as a reference to a panel; and</p> <p>(b) a reference to services or works must be read as a reference to any activities that are the subject of the consent application.</p>	Please refer to the Proposed Draft Conditions included as Volume 6.
<i>Clause 2 Information required in application for archaeological authority</i>	
(1) For the purposes of section 43(3)(i), an application for an archaeological authority must include the following information	
(a) A legal description of the land or, if one is not available, a description that is sufficient to identify the land to which the application relates; and	Please refer to section 8 of the Overview Report and Appendix 1A.
(b) The name of the owner of the relevant land, if the applicant is not the owner of the land; and	The applicant, Fulton Hogan Land Development, is the owner of the site.
(c) proof of consent, if the owner has consented to the proposed activity; and	Resource consent is sought in conjunction with the archaeological authority. Please refer to Volume 1 – 4.
(d) Confirmation that the application complies with section 46(2)(a), (b), and (d); and	Please refer to section 5 of the Overview Report.
(e) A description of each archaeological site to which the application relates and the location of each site; and	Please refer to section 2 of Volume 5.
(f) A description of the activity for which the authority is sought; and	Please refer to section 3 of Volume 5.
(g) A description of how the proposed activity will modify or destroy each archaeological site; and	Please refer to section 3 of Volume 5.

<p>(h) Except in the case of an approval described in section 44(b) of the HNZPT Act, an assessment of:</p> <ul style="list-style-type: none"> (i) The archaeological, Māori, and other relevant values of the archaeological site in the detail that is appropriate to the scale and significance of the proposed activity and the proposed modification or destruction of the archaeological site; and (ii) The effect of the proposed activity on those values; and <p>(i) A statement as to whether consultation with tangata whenua, the owner of the relevant land (if the applicant is not the owner), or any other person likely to be affected</p> <ul style="list-style-type: none"> (i) has taken place, with details of the consultation, including the names of the parties and the tenor of the views expressed; or (ii) has not taken place or been completed, with the reasons why consultation has not occurred or been completed (as applicable) 	<p>Please refer to:</p> <ul style="list-style-type: none"> • Section 4 and 6 of Volume 5, • Section 14 of the Overview Report; and, • The Consultation Summary included as Appendix 1G.
<p>(2) If the substantive application includes the information required by subclause (1) for the purposes of an approval described in section 42(4)(a) or (d) (a planning application), the substantive application may—</p> <ul style="list-style-type: none"> (a) include the same information for the purposes of this clause; but (b) must ensure that all of the information required by subclause (1) is provided 	<p>Information provided within the Overview Report as noted above.</p>
<p>(3) If the substantive application is to be lodged by more than 1 authorised person, the reference to the applicant in subclause (1)(b) must be read as a reference to the authorised person who is to be identified in the application as the proposed holder of the archaeological authority.</p>	<p>N/A – The applicant is lodged by Fulton Hogan Land Development only.</p>
<p>Clause 4 – Criteria for assessment of application for archaeological authority</p>	
<p>(1) For the purposes of section 81, when considering an application for an archaeological authority, including conditions in accordance with clause 5, the panel must take into account, giving the greatest weight to paragraph (a),—</p>	<p>Please refer to the Volume 5 AEE, Archaeological Report included as Appendix 5B, the Archaeological Management Plan included as 5C and Proposed Draft Conditions within Volume 6.</p>

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| <p>(a) the purpose of this Act; and</p> <p>(b) the matters set out in section 59(1)(a) of the HNZPT Act; and</p> <p>(c) the matters set out in section 47(1)(a)(ii) and (5) of the HNZPT Act; and</p> <p>(d) a relevant statement of general policy confirmed or adopted under the HNZPT Act.</p> <p>(2) For the purposes of subclause (1), the provisions of the HNZPT Act referred to in that subclause must be read with all necessary modifications, including that a reference to Heritage New Zealand Pouhere Taonga must be read as a reference to the panel.</p> | |
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