

07 May 2025

Official information request 8140015787  
(Please quote this in any correspondence)

By email: [REDACTED]

Tēnā koe Malcolm

**Local Government Official Information and Meetings Act 1987**

**Re: Pakiri Sand Mining**

Thank you for your email dated 3 April 2025. We have outlined your request below for clarity, and the information relating to the trenches for the sand extraction off Pakiri Beach is available via the following OneDrive link:

[Final response - 8140015787 - Pakiri Sand Mining](#)

- A. **The Council's documented monitoring and compliance inspections regime Council has adopted which was in place when the trenches above were dredged**  
- Council reviewed all bathymetric surveys that were undertaken annually from the discovery of the trenches during the hearing process.
- B. **All records of reports of compliance inspections undertaken by or for Council and the timing of these, including any self-reporting provided by MBL Attached**  
- Council has not undertaken any inspections and has relied on the reports from the consent holder
- C. **All survey data and reports relating to the recommended yearly hydrographic survey of the trenches and immediately adjacent areas with comparative survey methods to allow monitoring of the trench recovery – Attached**
- D. **Any records of Council Officers identifying or reporting the noted breach caused by the formation of trenches and the proposed actions to be taken - Emails attached**
- E. **Any records of Council Officers identifying any further breaches beyond those noted above, relating to the sand mining operation - Emails attached**
- F. **Any reviews of any or all of these consent breaches by warranted enforcement officers and the actions proposed following these reviews - Emails attached**
- G. **Where a decision was made to not take action in respect of a breach, please provide the reasons for this decision and how it was made (in place of 'In the case that no actions have been taken please provide records showing how it was decided to take no actions')** - Kaipara offered (and MBL adopted) an exclusion zone of mining where the trenches were found. Council found this action was appropriate for the situation and the environmental effects were less than minor.

H. **Confirmation of whether the Council ever issued or prepared any of the following compliance instruments to the sand mining operation since 2018 (and if it did, then please provide copies of them):**

- i. **Warning letters or notices relating to breaches and proposed remedies** - Attached
- ii. **Remediation notices relating to addressing the effects of any non-compliance (instead of 'any or all the breaches')** - Withheld due to Legal Privilege
- iii. **Infringement notices** - Nil issued
- iv. **Abatement notices** - Nil issued
- v. **Applications for enforcement orders** - Nil issued
- vi. **Prosecutions** - Nil issued

i. If any of the actions noted in h. above were not taken by Council, then please provide records and details of how Council officers made these decisions

**Our Environmental Monitoring department have provided the following information:**

- All bathymetric survey reports received following the identification of the trenches
- Correspondence regarding the exclusion of mining from the area where the trenches were found
- Reports and correspondence regarding the conclusion of the exclusion zone as the trenches had recovered
- A copy of all enforcement action undertaken against McCallum Brothers Limited
- Internal correspondence regarding the reviews of these reports.

Please note that consents CST60343373 and DIS60371583 have not been given effect to as an appeal for these consents is still before the High Court. All information above has been obtained through the previous resource consent or the temporary consent that was granted by the Environment Court while the other consent is still being determined.

Some information is withheld under section 7(2)(g) Local Government Official Information and Meetings Act 1987, to maintain legal professional privilege.

Decisions relating to the information that is being released to you were made by **Robert Laulala, Manager, Environmental Monitoring**

Should you believe Auckland Council has not responded appropriately to your request, you have the right by way of complaint, under section 27(3) of the LGOIMA, to apply to the Ombudsman to seek an investigation and review of the decision.

If you have any further queries, please contact me on 09 301 0101 quoting official information request number 8140015787.

Ngā mihi,

*Mary-ann Childs*

**Mary-Ann Childs**

**Privacy and Official Information Business Partner**