

Sent: Wednesday, 26 February 2014 10:00:12 a.m.

To: TCDC General Mail Address

Subject: Submission on Proposed Thames-Coromandel District Plan

Proposed Thames-Coromandel District Plan

Name

Stephanie Palmer

Address

1393 Kennedy Bay Road
Coromandel 3583
New Zealand

[Map It](#)

Email

stephanie.palmer@xtra.co.nz

My submission is:

Given the outstanding landscapes and ecology of the Coromandel Peninsula and for the benefit of communities and future generations, we need much stronger planning regulations to protect our environment from Mining Activities. The PDP does not articulate the special Qualities, Values and Natural Character of the Coromandel Peninsula, therefore:

I oppose any part of the Proposed District Plan (PDP) which allows Mining Activities, including underground mining, in the District, especially in CONSERVATION, COASTAL, RURAL and RESIDENTIAL ZONES.

- I require the PDP to uphold biodiversity values expressed in the RMA Section 6. I require the Plan to Prohibit all Mining Activities in Outstanding Natural Landscape, Natural Character and Amenity Landscape Overlays in the Section 32 Rules.

- The Objectives and Policies in Section 14 do not reflect community and biodiversity values required by the Waikato Regional Policy Statement (RPS), the Resource Management Act (RMA) and Hauraki Gulf Marine Park Act (HGMPA).

- I require the Plan to specifically protect our coastal environment from mining. The Coastal Zone has been removed without giving adequate protection to coastal biodiversity from adverse impacts of mining. I require the Coastal Environment Overlay to include a rule prohibiting all mining activities.

- The TCDC has failed to translate the 'High Value Conservation Areas' identified in Schedule 4 into 'Outstanding Natural Landscapes' (ONL). I require the Plan to accurately protect Schedule 4 land on the Coromandel Peninsula from all Mining Activities by including all identified Schedule 4 land as part of the Outstanding Landscape Overlay.

- I am concerned that Newmont's Mining Activity in Waihi, including broken promises and mining expansion under people's homes without their consent, is a threat to our small coastal communities. I want the Plan to Prohibit Mining Activities under people's homes.

- I need to be confident that the TCDC has recognised the views of tangata whenua on mining in the PDP.

I oppose Section 37 - Mining Activities.

- Section 37.4 Note 1 fails to provide any rules for Underground Mining Activities in affected Zones outside the access zone.

- I want the TCDC to amend Section 37.4 Table 1 of the PDP to state that all Mining Activities are Prohibited in all Zones, including prospecting and exploration, or other such relief that has the same effect.

- I support Quarrying activities to be separated from Mining Activities to avoid confusion.

I oppose Section 14 - Mining Activities.

- I want the language of in Section 14.1 (Mining Activities) to clearly state how future mining activities will have a major adverse impact on the unique Conservation Values and Natural Character of the Coromandel. We must acknowledge the adverse impacts of the modern Mining Industry on small communities.

- I want the TCDC to remove the sentence: "The District has a long history of mining for gold and other minerals." (p73), and instead acknowledge that the Gold Mining boom lasted only 70 years, between 1860 and 1930, and was a small scale industry compared to the Mining Activities of today.

- I want the Plan to acknowledge the long term economic, social and environmental legacy of historical mining in the District and it's detrimental effects.

- Of particular concern to me is the statement "The Plan includes provisions to enable the Council to take the presence of mineral resources into account when assessing proposals for the subdivision, use and development of land." (p73) Along with Section 14.2.2 this gives mining priority over other forms of development. I oppose Mining Activities having such a priority. I completely disagree with the intention of Section 14.2.2 and require this to be removed as it is unrepresentative of community values.

- The Coromandel Peninsula Blueprint, where community values were assessed, has not been fully translated into the Plan and the ability and development and biodiversity growth are not prioritised. I support the council to change the wording in the PDP to uphold these values expressed by Coromandel communities.

- There is no acknowledgment of the fact that a large number of Coromandel residents are opposed to mining, TCDC must acknowledge this, and that the 40 year history of the 'No Mining' campaign in Coromandel has contributed significantly to our Natural Character.

In summary: I require the plan to be amended so that all mining activities are prohibited in all zones and overlays, or other such relief that has the same effect, and the language amended in Section 14 to accurately represent the history of mining and the opposition to it.

The special nature of the Coromandel warrants robust protection especially as there is so much economic revenue and employment dependent on our reputation as a clean green holiday destination. It is vital we do not allow mining into the Peninsula, as this is contrary to the existing Natural Character of the Thames-Coromandel District.

I would like to speak to my submission.

- Yes

I would consider presenting a joint case with others who have made a similar submission.

- Yes

I would like to thank the Council for this opportunity to submit on the PDP.

Yours sincerely,

Stephanie Palmer

Date

26/02/2014

14 MAR 2014

To the Decision-Makers about TCDC's Proposed District Plan, 2014

Thames-Coromandel District Council
Coromandel

File No:

In our experience - as Māori land-owners, tangata whenua and rate-payers in Harataunga (Kennedy Bay) - participation in Thames-Coromandel local Council processes for decision-making about their District Plans, and other regulatory mechanisms, is a **COMPLETE WASTE OF TIME**. At the turn of last century, universal Māori opposition was **unable to stop** TCDC's Auckland-based predecessor carving out huge chasms of ancestral land for roads, reserves and infra-structure development under the Public Works Act and similar legislature. In the late 70s and 80s, we know that more recent cohorts of our tūpuna vehemently objected to TCDC's process for approving the establishment of Harataunga's first sub-division. Our tūpuna told us their perspectives, beliefs, objections, aspirations and views were **blatantly and irrevocably ignored**. During the last round of public discussions on the expiring version of TCDC's District Plan, Māori land-owners, tangata whenua and whānau in Harataunga **foolishly wasted hundreds of hours** engaging in TCDC's **pointless process** of submissions, hearings and so-called "consultation". We became involved in this farce because we were led to believe strong evidence of public/ tangata whenua **opposition to the sub-division, and eventual open-market sale, of ancestral Māori land in Harataunga** would ensure our views were taken into consideration when decisions were made. Yeah right, as with the tūpuna before us, our perspectives, beliefs, objections, aspirations and views were **blatantly and irrevocably ignored**.

Between 1996 and 2006, **overwhelming evidence of local opposition** to the sub-division (and eventual open-market sale) of ancestral Māori land in Harataunga was demonstrated in over 50 discussion forums, 17 public meetings, 165 individual submissions, 15 letters to the Council and a petition signed by 400 Māori land owners and beneficiaries (see Appendices 1 & 2). Our reasons for opposing the sub-division and sale of ancestral Māori land in Harataunga were clearly explained in 4 formal reports, 5 power point presentations, numerous face-to-face engagements (with TCDC staff, TCDC's consultants, the Environment Court, the developer's lawyers, politicians) and a TCDC facilitated mediation process (during which we were told no record would be kept). We even identified some strategies that could mitigate the impact of establishing sub-divisions in Harataunga, should this ever occur (Appendix 3). Hard copies of these documents have been previously submitted to TCDC, and are probably buried in your archives, we are not submitting them again.

At our own expense, we have produced and disseminated an explanatory DVD (submitted to TCDC but also available at <http://www.youtube.com/watch?v=KXEjhFgvOog>) and, in 2011, we funded the development and implementation of a scientific method to assess the impact of establishing sub-divisions on ancestral land in Harataunga, from a Māori cultural perspective (report submitted to TCDC on 28/8/2012, available at <http://tumana.maori.nz/subdivision.php>, also discussed in National Radio interview, <http://www.radionz.co.nz/national/programmes/countrylife/20120831>). Māori, and Pākehā, who completed the cultural impact assessment tool produced an overall, aggregated mean score of 10.5. With a maximum score of 11 representing the worst possible impact on Māori, there is no doubt those who participated were gravely concerned about the impacts of sub-division on tangata whenua. Such concerns are supported by raft of international evidence which shows the sub-division of indigenous ancestral lands will marginalise, displace and permanently undermine, the culture, identity, capacity for advancement and wellbeing of tangata whenua. We have naively hoped TCDC would find this information of relevance when making their decisions about the establishment of sub-divisions on our ancestral lands.

Unfortunately, this has never been the case.

TCDC has systematically blocked and ignored every concern we have raised, every piece of evidence we have submitted and every objection we have made to the establishment of open-market sub-divisions in Harataunga. Instead of taking these concerns on board, and supporting hundreds of land-owners, TCDC found reasons to withhold key information, not notify interested parties, make decisions behind closed doors and introduce the legislative and policy platforms that needed for sub-division. In doing so, TCDC, chose to support the outcomes that were sought by **three individual property developers** (see Appendix 2).

- ➔ In 2004, a 12 house sub-division on Harataunga 2C2B2D was approved by TCDC
- ➔ In 2005, resource consent for an 18 house sub-division on Harataunga 2C2B2C (1286 Kennedy Bay Road) was approved by TCDC
- ➔ In 2007, a structure plan for an 18 house sub-division on Harataunga 2B2 (1291 Kennedy Bay Road, Lot DPS 84023) was approved by TCDC

Every time TCDC rolls out another version or amendment to their District Plan, indigenous landowners in Harataunga lose a little more. When we wasted all that time engaging in TCDC's consultation processes during 1996-2006, and did the Cultural Impact Assessment in 2011, we were worried about our culture and identity being marginalised if 3 sub-divisions, comprising almost 50 houses, were established around the entrance to the beach. At 5 people per house, we estimated that would mean around 250 tauwi (newcomers/strangers/people who do not have an ancestral connection to the land) would come into our community and have use and occupation rights. Now, TCDC's latest District Plan is setting it up so each of those sections can be cut into smaller sections, meaning the 50 houses we used to be worried about could become 150 or 200 houses and the 250 tauwi who are walking around with use and occupation rights will become 1000 plus. How's that for ensuring tangata whenua culture and identity is completely marginalised. That's what the future looks like for our children and mokopuna. All because a local authority and one or two greedy whānau wanna get richer and richer, gee thanks!

Experience tells us there is no reason to have confidence in TCDC's process for DP submissions and we swore we would never get involved again, but, the current Provision District Plan is setting itself up to take another chunk of our identity, culture and autonomy. If we don't engage, TCDC will say we didn't take advantage of the opportunity. If we do engage, they will just ignore us. Ho hum, we are doing this for our future generations. We have identified the following concerns about TCDC's provisional District Plan:

1. Section 25 will enable further sub-division of the above blocks and facilitate the establishment of additional sub-divisions in Harataunga
2. Sections 14 & 37 will foster opportunities for mining activities to be established on ancestral Māori lands, coastal areas/environments, residential areas, rural areas, conservation zones and areas of significant value
3. Sections 33 & 29 aims to strip Māori of their rights and capacity to access, use and manage their own resources, including stands of manuka and kānuka

4. Sections 33 & 56 will impact on tangata whenua rights to be notified and involved in decision-making about the granting of resource consents for development and activities in their own communities and ancestral lands
5. TCDC's PDP has not enabled the public to make submissions on the use of 1080 and other poisons for pest control and environmental management. In this regard, we want a local authority that advocates **against the use of 1080** in our rivers, bush, environments and communities,

To make it as easy as possible for Harataunga whānau to express their views on these issues, we have circulated the attached petition, and have said this will be submitted with just one of the official submission forms. 74 people have signed the petition and their views are summarised below. Those who have provided an address, or email, need to be acknowledged as individual submitters, and receive information directly. When considering the level of opposition to further sub-division in Harataunga, our whānau have asked that you include the 350 land owners who signed the petition submitted to TCDC in June 2006. It should also be noted the 4 people who did not object to sub-division did so because they were unclear whether this would impact on opportunities for Māori housing development.

Summary of signatory positions (n= 74)

	n	%
oppose mining	71	96
oppose sub-division & further sub-division	70	95
oppose 1080	73	99
oppose resource consent for use of manuka/kānuka	74	100
want to be notified and involved in decision-making about resource consents	74	100

This cover letter and brief history was written by Dr Stephanie Palmer, for and on behalf, of the 74 signatories to this petition and 350 people who signed the petition opposing sub-division in 2006.



1393 Kennedy Bay Rd,
Harataunga, Coromandel 3583
ph 07 8668 579
stephanie@tumana.maori.nz

Proposed Thames-Coromandel District Plan



Submission Form

Form 5 Clause 6 of the First Schedule to the Resource Management Act 1991

Your submission can be:

Online: www.tcdc.govt.nz/dpr
Using our online submissions form

Posted to: Thames-Coromandel District Council
Proposed Thames-Coromandel District Plan
Private Bag, Thames 3540
Attention: District Plan Manager

Email to: customer.services@tcdc.govt.nz

Delivered to: Thames-Coromandel District Council, 515 Mackay Street, Thames
Attention: District Plan Manager (or to the Area Offices in Coromandel, Whangamata or Whitianga)

To CTS
Received

14 MAR 2014

Thames-Coromandel District Council
Coromandel
File No:

Submitter Details

Full Name(s) see attached list of names - please communicate with
or Organisation (if relevant) signatories directly.

Email Address see attached email addresses, phone numbers &

Postal Address postal addresses - please use this information
for contact list.

Phone no.
include area code

see attached list

Mobile no.

Submissions must be received no later than 5 pm Friday 14 March 2014

If you need more writing space, just attach additional pages to this form.

PRIVACY ACT 1993

Please note that submissions are public information. Information on this form including your name and submission will be accessible to the media and public as part of the decision making process. Council is required to make this information available under the Resource Management Act 1991. Your contact details will only be used for the purpose of the Proposed District Plan process. The information will be held by the Thames-Coromandel District Council. You have the right to access the information and request its correction.



Your Submission

The specific provisions of the Proposed District Plan that my submission relates to are:
(please specify the Objective, Policy, Rule, Map or other reference your submission relates to)

see ~~Appendix~~ attached

My submission is:

(clearly state whether you SUPPORT or OPPOSE specific parts of the Proposed District Plan or wish to have amendments made, giving reasons for your view)

We support ☐ oppose ☒ the above plan provision.

Reasons for my views:

see ~~Appendix~~ attached

The decision I seek from the Council is that the provision above be:

Retained ☐ Deleted ☒ Amended ☐ as follows:

see attached ~~Appendix~~

Proposed District Plan Hearing

I wish to be heard in support of my submission. ☒ Y ☐ N

If others make a similar submission, I will consider presenting a joint case with them at a hearing. ☐ Y ☒ N

It would be appropriate to have a hearing in Horatunga.

Signature of submitter see attached signatures Date 14/3/2014

Person making the submission, or authorised to sign on behalf of an organisation making the submission.

Trade Competition

Please note that if you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by Clause 6 of Schedule 1 of the Resource Management Act 1991.

I could gain an advantage in trade competition through this submission. ☐ Y ☒ N

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of the submission that –

a) adversely affects the environment; and

b) does not relate to trade competition or the effects of trade competition.

☐ Y ☐ N

If you require further information about the Proposed District Plan please visit the Council website www.tcdc.govt.nz/dpr

THAMES-COROMANDEL DISTRICT COUNCIL
Private Bag, 515 Mackay Street, Thames 3540
phone: 07 868 0200 | fax: 07 868 0234
customer.services@tcdc.govt.nz | www.tcdc.govt.nz



POINT	PLAN REFERENCE	SUPPORT/OPOSE	REASONS	DECISION SOUGHT
Each matter raised will be addressed separately and referred to as a submission point	Identify the specific part of the Plan your submission point	Specify whether you support or oppose the part of the Plan	Reasons for your views	Whether you want the part of the Plan retained, amended, or deleted and any changes that you seek.
Coastal Living Zone	Part V - Special Purpose Provisions Section 25 - Site Development Plans	Oppose	Object to the land at 1286 Kennedy Bay Road (Harataunga 2C2B2C) being rezoned as Coastal Living Zone. The land is undeveloped and under the proposed zoning of coastal living the structure plan no longer applies and the land could be subdivided with a significantly different outcome in terms of lot sizes and numbers. See attached documents for rationale, history and cultural impact assessment.	We do not support the sub-division of this ancestral Māori land, and have previously opposed the structure plan and resource consent process that enables this. We want the structure plan and associated consents for site development 25.10 of 1286 Kennedy Bay Road - Harataunga 2C2B2C to be revoked. At the very least, we seek DP provisions that do not facilitate further sub-division and marginalisation of this block, or any other block in Harataunga.
Coastal Living Zone	Part V - Special Purpose Provision Section 25 - Site Development Plans	Oppose	Object to the land at 1291 Kennedy Bay Road (Lot 6 DPS 84023) being rezoned as Coastal Living Zone. The land is undeveloped and under the proposed zoning of coastal living the structure plan no longer applies and the land could be subdivided with a significantly different outcome in terms of lot sizes and numbers. See attached documents for rationale, history and cultural impact assessment.	We do not support the sub-division of this ancestral Māori land, and have previously opposed the structure plan and resource consent process that enables this. We want the structure plan and associated consents for site development 25.11 of 1291 Kennedy Bay Road - Lot DPS 84023 to be revoked. At the very least, we seek DP provisions that do not facilitate further sub-division and marginalisation of this block, or any other block in Harataunga.

Mining	Sections 14 and 37	Oppose	Generally oppose mining activities on ancestral Māori lands, coastal areas/environments, residential, rural, conservation zones and significant natural areas for reasons outlined in the Coromandel Watchdog submission	All mining activities prohibited in coastal environment
Indigenous vegetation clearance	Sections 33 & 29	oppose	Article 2 of the Treaty of Waitangi, gives Māori the right to use and manage their own resources without interference from Councils and Local Authorities, implementation of the proposed policy and process will significantly undermine Māori capacity to make decisions about the management and guardianship of indigenous vegetation on their own lands	Strengthen Māori capacity for sustainable management of indigenous vegetation resources
Involvement in decision-making	Sections 33 & 56 in the Proposed District Plan and the zone rules e.g. Section 56 Rural Zone; have rules for notification of selected activities requiring a resource consent.	oppose	Māori have the right to be fully informed and involved in decision-making about resource consent for activities that will impact on their culture, identity, character, environments and communities	Ensure the rules for decision-making about each zone enable Māori to be notified, informed and fully involved in decision-making about activities that require resource consent

WOULD LIKE TCDC'S DISTRICT PLAN TO REFLECT MY POSITION ON THE FOLLOWING STATEMENTS:

STATEMENT ONE:

I oppose mining activities, including underground mining, in the District, especially in CONSERVATION, COASTAL, RURAL, RESIDENTIAL & MAORI OWNED LAND

Scanned image poor due to quality of original

STATEMENT TWO:

I DO NOT SUPPORT SUB-DIVISION, OR FURTHER SUB-DIVISION, of ancestral lands in Houtaounga, including any lands that already have structure plans or resource consent for sub-division

STATEMENT THREE:

I request that TCDC advocate on our behalf with Regional Council and other government agencies TO STOP THE USE OF 1080 in our communities

STATEMENT FOUR:

I OPPOSE any change to our rights to get firewood, from our bush and lands, without TCDC approval or resource consent

STATEMENT FIVE:

I WANT TO BE FULLY INFORMED, and fully involved, in decision making about development and change on my ancestral lands, and in my own community

Name	phone/email/address	STATEMENT ONE (no mining)	STATEMENT TWO (no sub-division)	STATEMENT THREE (no 1080)	STATEMENT FOUR: (firewood without consent)	STATEMENT FIVE: (fully informed)	Whakaaro and (comment)
1 Victor Meehan Houtaounga	07866734 vsmeehan@xtra.co 02108200531	✓	✓	✓	✓	✓	He mini ana kite tangata. Acknowledge the people we all need to wake up and think. Be accountable. Start thinking about people that breathe the air its not what the community want.
2 Tania Pora	0211277253 for her	✓	✓	✓	✓	✓	he tangata he tangata he tangata
3 Alice Byles	02102877897	✓	✓	✓	✓	✓	
4	0211100368	✓	✓	✓	✓	✓	
5	0786606640	✓	✓	✓	✓	✓	

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1	Lisa May Hale	Kennedy Bay Rd, Harataunga 0220730381	✓	✓	✓	✓	✓	Why do all this kaka to the people of the land!
2	Kellie Harrison	Kennedy Bay Road Harataunga	✓	✓	✓	✓	✓	Our Whanau Kapaapa to preserve Cousenue, & protect Our lands. Who is Council to tell sub-division
3	Jackson Sweeney	Kennedy Bay Rd Harataunga	✓	✓	✓	✓	✓	
4	Samere Sweeney	Kennedy Bay Rd Harataunga	✓	✓	✓	✓	✓	
5	Sam Thompson-Murray	0211515618	✓	✓	✓	✓	✓	
6	Anita Henare	0223015217	✓	✓	✓	✓	✓	

✓ 1 ✓

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1	CAERIE NGAPO	07 8668674 charien@ngapo.co.nz	✓	✓	✓	✓	✓	
2	LLOYD NGAPO	07 866 8674	✓	✓	✓	✓	✓	
3	J. Rivers	07 866 7742	✓		✓	✓	✓	
4	S. Hunter	07 8668708	✓	N/A	✓	Separate Submission	✓	
5	Alex Turner	0272353338	X	✓	✓	✓	✓	
6	Kevin McNeil	021 511820	X	✓	✓	✓	✓	

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1	Geoffrey Carr	0210310337	X	✓	✓	✓	✓	I DON'T MIND if we mine from the corridor side BUT NOT Kennedy Bay
2	Helen Hordley	0211782534	✓	✓	✓	✓	✓	
3	Susan Nettle	0272079052	✓	✓	✓	✓	✓	
4	Sharon Ngapo	0274959570	✓	✓	✓	✓	✓	
5	Rayven Ngāpo	0224083306	✓	✓	✓	✓	✓	
6	Shawn Thwaites	Shawn-Thwaites@hotmail.co.nz	✓	✓	✓	✓	✓	

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1	Norm Dobbie	078667742	✓		✓	✓	✓	
2	Crystal Tenbrom		✓	✓	✓	✓	✓	
3	Carmen Desai	02040130338	✓	✓	✓	✓	✓	
4	K. Temkarani		✓	✓	✓	✓	✓	
5	Jacqueline	07866825	✓	✓		✓	✓	Harataunga is Maori land
6	Sam Ash	07 8667676	✓	✓	✓	✓	✓	

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1	Daniel Huia	0211 6165529	✓	✓	✓	✓	✓	
2	Shane Bennett	0211 1111111111 1232 Kennedy Bay	✓	✓	✓	✓	✓	
3	R. Kerevanata	1232 Kennedy Bay COROMANDEL	✓	✓	✓	✓	✓	
4	A Morgan	210 McQuaid Rd	✓	✓	✓	✓	✓	
5	S. Makereva	512 Colville Rd COROMANDEL	✓	✓	✓	✓	✓	
6	R. Thompson	1320 LONG BAY RD COROMANDEL	✓	✓	✓	✓	✓	

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I DO NOT SUPPORT SUB-DIVISION, OR FURTHER SUB-DIVISION, of ancestral lands in Harataunga, including any lands that already have structure plans or resource consent for sub-division

STATEMENT THREE:

I request that TCDC advocate on our behalf with Regional Council and other government agencies TO STOP THE USE OF 1080 in our communities

STATEMENT FOUR:

I OPPOSE any change to our rights to get firewood, from our bush and lands, without TCDC approval or resource consent

STATEMENT FIVE:

I WANT TO BE FULLY INFORMED, and fully involved, in decision-making about development and change on my ancestral lands, and in my own community

	Name	phone/email/address	STATEMENT ONE (no mining)	STATEMENT TWO (no sub-division)	STATEMENT THREE (no 1080)	STATEMENT FOUR: (firewood without consent)	STATEMENT FIVE: (fully informed)	Whakaaro ano (comment)
1	Wendy Vause	120050H 25 Whangapoua P.O. Box 43 Coromandel 07-8662459	✓	✓	✓	✓	✓	
2	Renata Richards	P.O. Box 43 Coromandel	✓	✓	✓	✓	✓	
3	Bernice Laurie	760 Wharf Road Coromandel	✓	✓	✓	✓	✓	
4	Ripeke Renata	baberrenata@hotmail.co.nz	✓	✓	✓	✓	✓	
5	Beni Renata	52 Goldfields Rd Manatua	✓	✓	✓	✓	✓	
6	Abby Forbes	75/6 Pittby Lane Coromandel	✓	✓	✓	✓	✓	

Thelma Waru 80 Cook Street
Tolaga Bay

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1	Teri Egnon	Tiki Road Coromandel	✓	✓	✓	✓	✓	Uff yes.
2	Taega Hale	Kennedy Bay Rd	✓	✓	✓	✓	✓	Legend Hal.
3	Erica Burger	213 Rings Road Coromandel	✓	✓	✓	✓	✓	E. J. Burke
4	Tina Duggan	10 OXFORD TER. CORO	✓	✓	✓	✓	✓	Anna Duggan.
5	Ravi Brana	473 K. Coast Rd K. Coast Rd	✓	✓	✓	✓	✓	Uff yes.
6	Judy Hawkey	42 Colville Rd	✓	✓	✓	✓	✓	Uff yes.
7	Ingc Provoost	Tauzanga 338 Fraser Street	✓	✓	✓	✓	✓	Uff yes.

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1	P. Thompson	8 Whangataua Rd COROMANDEL 3506	✓	✓	✓	✓	✓	
2	R. RIRI	235 LILLIS LANE COROMANDEL	✓	✓	✓	✓	✓	
3	Haven Messiaen	Stewart St Manaiakī	✓	✓	✓	✓	✓	
4	Jennith M	1121 Kennedy Bay Rd COROMANDEL	✓	✓	✓	✓	✓	
5	Maria Woods	940 Tiki Quarry Rd Coromandel	✓	✓	✓	✓	✓	
6	Annie Holmes	615 Tiki Road	✓	✓	✓	✓	✓	
	PERERIKIA WILLIAMS	MANAE RD MANAIA	✓	✓	✓	✓	✓	

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1	Margaret Harataunga	0221400536	✓	✓	✓	✓	✓	To keep Harataunga Beautiful, and ours!
2	Kataraina Harrison	0221400536	✓	✓	✓	✓	✓	To keep it looking awesome and not ugly
3	Ngawiki Harrison	0211760728	✓	✓	✓	✓	✓	To have our landscape looking beautiful and healthy.
4	Peta Hawkes	098668983	✓	✓	✓	✓	✓	
5	Isidoro Panoj	1343 Kennedy Bay Rd Caromandel	✓	✓	✓	✓	✓	No to all
6								

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1	Alice Palmer Foreman	alipal89@gmail.com	•			•	•	I don't know much about the current subdivision plans to input
2	Barbara Smith	3/505 Kaitangata Rd	✓	✓	✓	✓	✓	no to all / eave as is.
3	Moana Paul		✓	✓	✓	✓	✓	
4	Sam Paul		✓	✓	✓	✓	✓	
5	Te Ao Paul		✓	✓	✓	✓	✓	
6	Georgia Turner	georgiamturner@aotearoa.co.nz	✓	✓	✓	✓	✓	no to all.

notmail.com

Phillipa Bell

Chronology of significant events, documents, evidence of Ngā Kaitiaki/HMT opposition to sub-division in Harataunga through Thames-Coromandel District Council (TCDC) Proposed District Plan process 1996-2006

	Date	Author	Recipient	Description	Outcome/response
1	30/06/96	TCDC		Draft District Plan released for public consultation	
2	14/08/96	TCDC	general public	Kennedy Bay Marae Clinic for public feedback on District Plan	NPkH concern that tangata whenua were not adequately represented
3	March 1997	TCDC		Public notified of Proposed District Plan (PDP) with applications for Coastal Village Policy Area (CVPA) zone on (1) Harataunga 2C2B2C (D Munn) to establish a 20 house sub-division for relocation of baches from Horua te Rā site and (2) Harataunga 2A (RL & HL Grey) for 20-25 house lots.	
4	23/05/97	Harataunga Marae Trustees (HMT), Ngāti Porou ki Hauraki (NPkH)	TCDC	Submission opposing PDP due to lack of consultation with tangata whenua	HMT/NPkH submission initially disallowed because "it did not represent the wider views of NPkH" later accepted with commitment to establish a Kennedy Bay Planning Project (Variation No. 4).
5	1/08/97	50 hau kainga + supporters	TCDC	submission against proposed CVPA on 2C2B2C	referred to Kennedy Bay Planning Project
6	22/3/98 to 24/4/98	NPkH	hau kainga	comprehensive analysis of PDP and implications of subdivision from a NPkH perspective	key issues include the size of Munn's 20 house lots at 4 times usual size (potential risk of 80 house subdivision), no planning for infrastructure, both blocks of land are under Treaty Claim
7	31/05/98	TCDC	general public	community meeting to discuss PDP issues and concerns	overwhelming opposition proposed 2C2B2C zone change, NPkH offer to lead the Kennedy Bay Planning Project including a survey of tangata whenua/community views, TCDC contract Worley Consultants instead

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	Date	Author	Recipient	Description	Outcome/response
8	May 1998	Worley Consultants	Kennedy Bay Community	Issues and Options Paper, comments form and Open Day	objections to the CVPA zoning are not reflected in the revisions (ref item 11), no data on survey outcomes is ever presented
9	22/06/98	TCDC	General Public	Hearing for Kennedy Bay Planning Project	NPkH submit 12 page paper on specific concerns about sub-division, TCDC signal specific consultation process with NPkH
10	21/10/98	TCDC	General Public	Decisions on submissions to Draft District Plan	Kennedy Bay Planning project (Variation No. 4) established
11	10/6/99	TCDC	Ngāti Porou ki Hauraki (NPkH)	MoU signed and objectives of the 1 st Schedule agreed	mutual agreement around a long term relationship ... utmost good faith ... fair and equitable dealings, three hui-a-iwi to discuss/debate issues, assist development of an iwi management plan
12	August 99	Worley Consultants	Kennedy Bay Community	Draft Variation #4 document released for Public Comment	
13	18/09/99	NPkH	NPkH	Hui Whakangungu 1: general discussion and strategic planning on kaitiakitanga, tangata whenua housing needs, commercial developments and response to Worley's draft	98% opposition to proposed sub-division, report sent to TCDC
14	4/12/99	NPkH	NPkH	Hui Whakangungu 2: continued discussion and strategic planning, ideas for commercial development	reiteration of opposition to sub-division, consolidation of vision, report sent to TCDC
15	3/2/2000	NPkH	NPkH	Working Group appointed to develop framework for the new Special Māori Purposes Zone	
16	10/2/00	TCDC	NPkH	Worley's introduced concept of a "Harataunga Zone" and presented the first Draft	reviewed by NPkH Working Group (see items 16, 17, 18)
17	21/2/00	NPkH Working Group	NPkH	Internal paper on concerns about Harataunga Zone (still called the Special Māori Purposes Zone in some documents)	highlights the need for iwi strategic planning/mandating processes

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	Date	Author	Recipient	Description	Outcome/response
18	4/3/00	NPkH	NPkH	Hui Whakangau 3 to discuss Working Group recommendations	endorsed by hui participants
19	27/3/00	NPkH Working Group	TCDC	NPkH amendments sent to TCDC	NPkH are led to believe amendments would be presented to the Regulatory Committee in April
20	12/4/00	Worley's /TCDC	NPkH	Worley's are concerned TCDC will not accept NPkH suggestion that permitted activities can be linked to NPkH mandate/strategic planning processes.	NPkH amendments are not presented to the Regulatory Committee in April.
21	31/5/00	Worley's	NPkH	NPkH are told the draft Harataunga Zone (without the NPkH amendments) will be presented to the Regulatory Committee on 13 July for approval following which it will be released for public comment	NPkH seek legal advice on linking activities to strategic planning processes – advised possible if all activities were restricted discretionary or controlled and consistent/endorsement by NPkH strategic planning processes is a specific assessment criteria
22	31/5/00	NPkH	TCDC	Hauraki MP (John Tamihere) asked to intervene – NPkH want their amendments to be considered by the Regulatory Committee	TCDC agree to consider the NPkH amendments at the July Hearing
23	14/6/00	TCDC	NPkH	The Forward Planning Manager for TCDC tells NPkH their framework will not be considered by the Regulatory Committee in July because of “political problems evident within the Hauraki iwi”.	NPkH are told the consultation process has been put on hold, TCDC seek confirmation that NPkH is the correct authority to work with
24	14/7/00	Worley's/ TCDC	NPkH	NPkH receive the Proposed Variation #4 to be presented to the Planning & Regulatory Committee on 20 July 2000	NPkH input is excluded

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	Date	Author	Recipient	Description	Outcome/response
25	19/7/00	NPKH	TCDC	NPKH send urgent letter on concerns about the Proposed Variation #4, particularly, exclusion of NPKH content, the undermining of NPKH mana whenua and kaitiakitanga, breach of the MoU and CVPA zoning for sub-division despite vast majority opposition	no response from TCDC
26	12/1/01	NPKH	TCDC	Hui Whakangungu 4 to discuss Variation #4 issues – particularly the introduction of a concept plan approach in the Harataunga Zone – should this be individual or collective?	major internal turmoil over individual/collective concept plan debate, the hui is abandoned
27	19/3/01	Worley's	TCDC	Worley's present Variation #4 update, Mana Whenua Zone is introduced (to replace the Harataunga Zone), Council is reminded of strong (i) NPKH opposition to the proposed CVPA zoning and (ii) NPKH preference for iwi strategic planning process	Worley's recommend due consideration be given to the issues raised by NPKH particularly the potential for delegation/sharing of functions and the need for representation in decision-making
28	17/1/03	TCDC	Kennedy Bay Community	TCDC notify the Harataunga Marae Trustees (HMT) of their intention to present the Draft Variation to the Kennedy Bay	distribution of a "Synopsis" which states the rationale for a zone change on 2C2B2C land is to allow "for the relocation of bach owners", the proposed number of house lots is reduced to 9, TCDC suggest the concept plan is a mechanism for linking development to iwi strategic planning processes
29	22/1/03	HMT	hau kainga	Hui Motuhake to prepare for TCDC visit - concerns about burden/costs of proper consultation	resolved to tender a contract for costs and time associated with consultation
30	25/1/03	TCDC	general public	TCDC present their Proposed District Plan Draft for Kennedy Bay: Variation #4	vast majority opposition to proposed CVPA zoning; tangata whenua concerns about burden of consultation

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31	14/3/03	TCDC	hau kainga	TCDC present the Proposed Variation #4 Mana Whenua Zone (Kennedy Bay), offer the “possibility of changes to address concerns” establish Working Group to draft terms of reference for a consultation process	overwhelming opposition to CVPA zoning expressed; concept of Mana Whenua rejected; TCDC request consultation proposal on 16/5/03
32	29/4/03	HMT	hau kainga	TCDC resolve to reject the proposal but do not inform HMT until 19/9/03	proposal sent to TCDC on 18/6/03
33	30/7/03	TCDC	HMT	TCDC send a letter rejecting the need for further consultation	Working Group (Whaiti Kaimahi) continues to work on Variation #4 issues
34	19/9/03	TCDC	HMT	HMT submit a six page summary of concerns about the consultation process	
35	28/10/03	HMT	TCDC	Whaiti Kaimahi read the Order Paper for TCDC’s Ordinary Meeting to be held on 29/10/2003 and discover: 1. On 28 April 2003, the Policy & Planning Committee passed a “Resolution to Exclude the Public” from a meeting to discuss a proposed settlement of the 2C2B2C reference. The rational was “no third parties involved” 2. On 19 May 2003, the Policy and Planning Committee passed a second “Resolution to Exclude the Public” from the 2C2B2C reference. It was noted the current proposal is “at a density over the entire lot that is significantly beyond that contemplated in the draft variation”. Council say they are under pressure to settle historic references from the Environment Court (EC).	no response from TCDC
36	28/10/03				this was passed against the advice of their Principal Planner who felt the issue should remain part of the Variation and consultation process The Principal Planner recommends settlement be declined because of [NPKH] expectation that this issue would be included in the Variation. Council adjourn to obtain further information.

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				3. On 19 June, in a further Public Excluded meeting, D Nugent (for D. Munn) states: “if the Committee declines to accept this proposal and leaves the matter to Variation, Mr Munn’s instructions are to request that the EC Court set the matter down to be heard as soon as possible” 4. In August, a Consent Order, Memorandum and Structure Plan is agreed to and signed by TCDC and D 2B2C2B 5. On 15 September 2003 EC grants consent order for Structure Plan in s. 342 of PDP to provide maximum of 18 lots. EC told “there was no opposition by any party” 5. On 25 September TCDC held a public meeting to discuss Variation No 4 6. on 20 October 2003 EC Corrigendum to the Consent Order for Structure Plan Council notifies the Proposed District Plan which they say is supported by the community “in principle” HWK lodge urgent request for all relevant information under the Official Information Act NPKH is told the District Plan will be notified and told that a Iwi Kainga Zone will replace the Mana Whenua Zone 41 submissions against rezoning of 2C2B2C, also ask TCDC to revoke the zone change.	TCDC resolve to accept the settlement and agree to a structure plan for an 18 house sub-division Participants not informed of above events, Synopsis suggests the CVPA zoning is still for 9 house lots NPKH seek legal advice (McCaw, Chapman & Lewis) on EC representation, process to appeal, grounds for judicial review TCDC complied TCDC distribute initial “Summary of Decisions Requested by Submitters” on 18/12/03 but have
37	2/10/03	TCDC			
38	30/10/03	HWK	TCDC		
39	4/11/03	TCDC	NPKH		
40	Nov 2003	ngā kaitiaki	TCDC		

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				Additional requests for notification of all decisions about subdivision/development of 2C2B2C	to revise the list because of numerous errors, final list still has errors
41	15/11/03	C.D. Arcus (QC)	McCaw, Lewis, Chapman /HMT	QC submits independent review of NPKH position with regard to Environment Court, Variation and 2B2C2B proceedings	HMT advised the likelihood of successful appeal is low, costs very high as professional counsel essential – HMT feel powerless, no funds, burden of existing voluntary commitments to treaty claims, customary rights, establishment of properly constituted structure
42	2/12/2003	TCDC	HMT	letter to the HMT Chairperson explaining why they had to settle the Munn reference	HMT learn that settlement was not the only option, TCDC could have taken it to hearing
43	Feb 2004	Ngā Kaitiaki	TCDC	approx 50 further submissions against zone change on 2C2B2C	TCDC ignore all 100 submissions saying the 2C2B2C is not part of the Variation
44	23/3/04	HMT	Office of the Ombudsman	letter seeking advice on grounds for judicial review of TCDC Variation process, copies to relevant MPs	detailed response received on 2/6/04 outlining possible options, pathways
45	3/7/04	TCDC	general public	hearing on planners recommendations on submissions and further submissions	hau kainga present extensive concerns about subdivision and engagement in the Variation process, John & Verona McLeod highlight desire for CVPA zone on 2C2B2D, Hobson-Downs do not attend hearing but report contains their application for CVPA zone on 2B2 (in 1999 Robert McLeod attended a marae meeting to say he had no intention of sub-dividing this land, wanted CVPA to increase valuation)
46	25/8/04	TCDC	general public	Decisions on Variation No. 4 released	submissions against CVPA on 2C2B2C zone ignored, CVPA zone on 2C2B2D approved (12 houses), Hobson-Downs application for CVPA zone on 2B2 rejected
47	Oct 04 to August 05	Hobson-Downs Trust	EC	Hobson-Downs lodge appeal against TCDC decision with EC seeking CVPA zone on 2B2	TCDC/Hobson-Downs engage in mediation process, structure plan for 15 house-lots discussed on 15/8/05

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	Date	Author	Recipient	Description	Outcome/response
48	23/5/05	TCDC	F.W. Millington Ltd(Munn)	TCDC approve resource consent for subdivision of 2C2B2C	none of the hau kainga are notified of this decision despite letters requesting notification
49	Dec 05	Boffa Miskell Ltd (for Hobson-Downs Trust)	TCDC	proposed structure plan for 15 house subdivision on Harataunga 2B2 submitted	TCDC resolve to hold a public meeting, discussion document sent out – Ngā Kaitiaki learn of proposed sub-division on 2B2
50	May/June 06	Ngā Kaitiaki	TCDC	numerous submissions opposing 2B2 zone change and structure plan, n=350 Māori land owners sign and submit petition opposing 2B2 zone change and sub-division	TCDC refuse to accept petition.
51	17/6/06	TCDC	Ngā Kaitiaki	public meeting at Harataunga Marae to discuss Hobson-Downs application for CVPA application on 2B2	overwhelming opposition to zone change expressed
52	25/7/06	Ngā Kaitiaki	EC	letter requesting opportunity to be a party to the Hobson-Downs Trust proceedings	EC declined request on the grounds that submission had not been made within required time-frame, recommended TCDC arrange a meeting between Ngā Kaitiaki/Hobson-Downs to settle issues
52	6/11/06	Ngā Kaitiaki/HMT		Barry Thomas contracted to create DVD depicting main concerns about Hobson-Downs proposal Pūpuri i te Whenua	DVD created called Pūpuri i te Whenua
53	9/11/06	Settlement Meeting		Ngā Kaitiaki represented by Parekura White and Stephanie Palmer, met with Hobson Downs and legal representatives for TCDC/Hobson-Downs	Ngā Kaitiaki position rejected but Hobson-Downs agreed to the following: 1. Hobson-Downs would not sell the land for 13 years, 2. HMT/ngā hapū e toru would be given first right of purchase; 3. Reserve contribution would be vested in the names of owners who were wrongfully alienated from the land. Hobson-Downs did not want the outcomes of this meeting to be documented. TCDC accepted proposed Structure Plan.

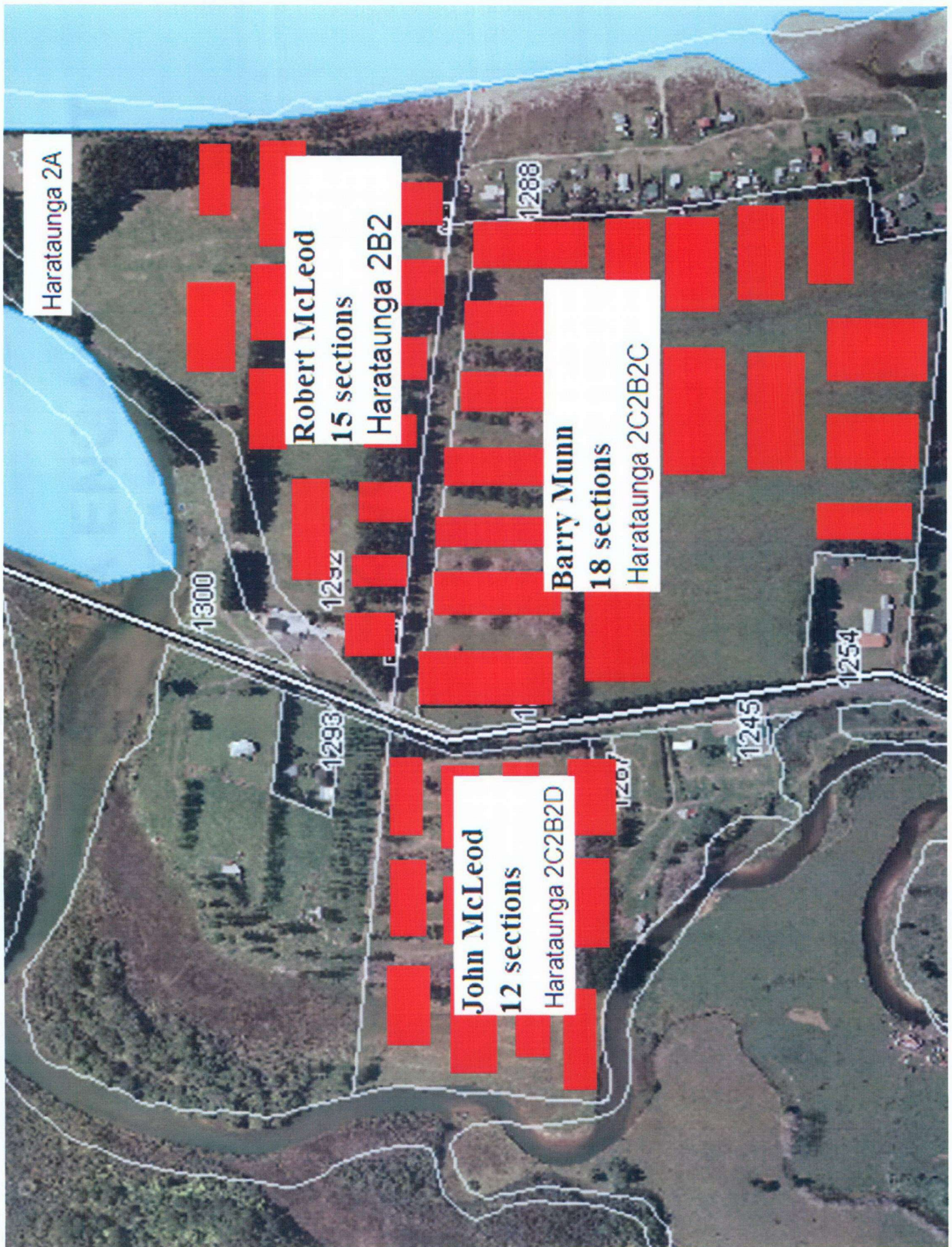
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TANGATA WHENUA ENGAGEMENT IN CONSULTATION

1996 – 2006

**prepared & presented for pilot of Cultural Impact Assessment tool
4 December 2010 at Harataunga Marae**





Investment in Consultation Process

- | | |
|--|---|
| ☐ 53 interactions/events | ☐ 15 letters, proposals, recommendations, 4 formal reports, 5 power point presentations |
| ☐ attendance at 17 public/iwi meetings | |
| ☐ 165 submissions + petition signed by 400 Māori landowners | ☐ numerous discussions, teleconferences, visits with TCDC representatives (Mayors/Councillors/staff/consultants), Environment Court, lawyers/QC, mediators, advisors, planners, politicians, MfE |
| ☐ establishment of Hau Kainga Working Group, Whaiti Kaimahi, Ngā Kaitiaki | |
| ☐ signing of an MoU (... long-term relationship, utmost good faith, fair and equitable ...) | ☐ participation in Variation #4, mediation hui, Environment Court "settlement" meeting |
| ☐ internal consultation within iwi (Marae Trustees, NPkH, Hui Whakangungu x 4, Hui Motuhake x 3) | ☐ engagement in discussions about "Special Māori Purposes Zone", "Harataunga Zone", "Mana Whenua Zone", "Iwi Kainga Zone", "Iwi Management Plans", RMA/LGA provisions for delegated authority |
| ☐ page-by-page analysis of Draft District Plan, Provisional District Plan, Transitional District Plan, Issues & Options Paper, Regulatory Committee papers/minutes, Variation #4 papers/Synopsis, Policy & Planning Committee Order Papers/minutes/Summary of Decisions | ☐ obtained & processed information under Official Information Act |
| | ☐ made a DVD |

Sole objective of iwi engagement in TCDC consultation processes

to oppose the sub-division of Māori land in
Harataunga

Stages in the Consultation Process

Phase 1 (1996-1999):	reassurance, optimism, goodwill
Phase 2 (2000-2001):	withdrawal, hesitancy, doubt, instability
Phase 3 (early 2003):	salvage
Phase 4 (mid-2003):	deception, exclusion, notification
Phase 5 (early 2006):	new beginnings, hope, opportunity
Phase 6 (late 2006):	disappointment, despair & disillusionment

Harataunga 2A

- ❑ PDP (1997) application to change zoning from Māori land to CVPA and establish 20-25 house sub-division
- ❑ declined (2003) - land cannot take that type of development

Harataunga 2C2B2C

- ☐ Provisional District Plan (1997) application to change zoning from Māori land to CVPA and establish 20 house sub-division (at 4 x usual size) for relocation of baches when lease expired
 - potential to establish 80 house sub-division
- ☐ 15 September Environment Court is told "there was no opposition by any party" and grants consent order for structure plan
- ☐ 25 September 2003 TCDC hold public meeting to discuss Variation #4 - tangata whenua not informed above decision had already been made
- ☐ 28 October 2003 Tangata Whenua receive copy of EC Corrigendum to the Consent Order Paper for structure plan,
 - invoked OIA, complaint to MfE, sought legal/QC advice, told objection too expensive, due process was followed
- ☐ 23 July 2005 TCDC approve resource consent for 18 house sub-division
 - tangata whenua not notified despite letters requesting notification
- ☐ March 2003 Variation #4 Synopsis says the number of houselots will be reduced to 9
- ☐ April 2003 Policy & Planning Committee pass resolution to exclude the public from meetings about settlement as "no third parties involved"
 - Principal Planner advises against it
- ☐ May 2003 second resolution to exclude the public, approved 18-house sub-division
 - Planning staff note the density is "significantly beyond that contemplated in draft variation", and recommends settlement is declined

Harataunga 2C2B2D

- ❑ July 2004 – John McLeod attends public meeting, wants to change zoning from Māori land to CVPA for 12 house sub-division
- ❑ 25 August 2004 – CVPA zone is approved in public document “Decisions on Variation #4”

Harataunga 2B2

- ☐ December 1999 – Robert McLeod attends hui-a-iwi, wants to rezone from Māori land to CVPA because it will “increase the value of his land”, says he has no intention to sub-divide, just wants to build houses for his 3 tamariki
- ☐ July 2004 – TCDC hearing on planners recommendations contains reference to the application for CVPA zone
- ☐ August 2004 – TCDC decline CVPA application
- ☐ Oct 04 – Hobson Downs (Robert) lodges appeal against TCDC decision with Environment Court
- ☐ Aug 05 – TCDC engage in mediation process
- ☐ Dec 05 - structure plan for 15 house sub-division submitted
- ☐ June 2006 - TCDC host public meeting, invite submissions
 - overwhelming opposition, 40 submissions plus petition (400)
- ☐ July 2006 - EC declines request for tangata whenua to be a party in proceedings because “the box wasn’t ticked”, recommend mediation
- ☐ Nov 2006 – tangata whenua participate in mediation process, McLeods say (1) they will not sell the land for 13 years, (2) tangata whenua will have first right of refusal, (3) reserve contribution will be vested in the names of alienated share-holders
 - tangata whenua are told there will be no written record of the meeting’s outcomes
- ☐ 2007 – TCDC/EC approve structure plan for 18 houses

500 landowners OPPOSE the subdivision of ancestral Māori land!!!

3 developers
apply for
zoning
changes that
will enable
them to
subdivide
ancestral
Māori land

TCDC APPROVES ZONING CHANGES, STRUCTURE PLANS &
RESOURCE CONSENTS FOR ESTABLISHMENT OF 3 SUB-DIVISIONS
(48 HOUSES) ON ANCESTRAL MĀORI LAND IN HARATAUNGA!

Possible strategies for mediating the impact of sub-division in Harataunga

Presented to the Mayor and TCDC representatives on 20 October 2006, Mackay Street, Thames (no acknowledgement or response from TCDC whatsoever)

Rationale

- The proposed sub-divisions will have no benefits whatsoever for tangata whenua in Harataunga
- Māori culture, identity and wellbeing is firmly anchored in their relationships with the land
- The likely negative impacts of sub-division on tangata whenua in this community can be well demonstrated by a range of evidence including, but limited to:
 - experience of indigenous communities elsewhere
 - work in the human rights sector particularly the international covenants, protocols and guidelines for the protection of indigenous culture and identity
 - a huge body of psychosocial literature that links the marginalisation of indigenous communities and minority group status to trans-generational negative outcomes in virtually all domains of life especially the social, economic, environmental, health, education and justice sectors
 - the literature on strategies for the protection and promotion of indigenous culture, identity and wellbeing

Possible mediating mechanisms

The following table presents a range of mechanisms/strategies and initiatives that may help to mediate the impact of sub-division in Harataunga:

Priority	Mechanism/Strategy	Explanation
1	Do not proceed with the sub-division of this land	Hobson-Downs have the opportunity to support and assist the revitalisation and strengthening of Ngāti Porou culture and identity in Harataunga
2	Return the land to collective ownership, wait for Treaty claim to be settled	will provide an opportunity for Ngāti Porou to purchase the land and return it to the collective ownership
3	invest the reserve contribution in the ownership of displaced owners	to give displaced owners a standing place/turangawaewae in Harataunga
4	Decision-making about sub-division servicing is community focused around projected needs, priorities, changes	Servicing is linked to mutual agreed population-based projections for infrastructure/facilities needs/development and change, eg when will centralised user-pays water/sewerage systems come into effect, which systems are best for the community, no overflow into rivers. Community is forewarned of costs/changes, long-term planning
4	develop framework for monitoring environmental and social/cultural impact of sub-division	to gather baseline data, inform TCDC/NPKH policy, highlight priorities, track change over time, to monitor quality of environment
4	the land/sections are sold to whānau members only	will ensure ownership stays with tangata whenua
4	Powhiri/introduction of newcomers to community	possible mediating strategy, newcomers have an opportunity to meet tangata whenua, tangata whenua have an opportunity to present their vision for development and change, relationships are established
4	financial contribution to safety initiatives, mitigate against increased population/traffic flow	footpaths, jumping off bridge, off the road parking for marae
4	financial contribution to development of community	playground at the kura