

MINUTES	MEETING HELD ON	TIME
<b>KĀPITI ISLAND NATURE LODGE MONITORING COMMITTEE</b>	<b>THURSDAY, 27 MARCH 2014</b>	<b>4.30PM</b>

MINUTES of an ordinary meeting of the Kāpiti Island Nature Lodge Monitoring Committee, held in the Council Chambers meeting room, 175 Rimu Road, Paraparaumu on Thursday, 27 March 2014, commencing at 4.30pm.

PRESENT:           Dr    H   Barr                   (Kāpiti Island Watching Interest and Chair)  
                       Cr    K   Gurunathan  
                       Ms   D   Morris-Travers   Paraparaumu/Raumati Community Board Representative  
                       Mr   P   Hockey  
                       Ms   S   Mills                Pharazyn Charitable Trust  
                       Mr   D   Amour               Resource Management Solutions Ltd

IN ATTENDANCE: Ms    T   Evans               (Group Manager, Community Services)  
                       Ms   J   Gurr                (Compliance Officer)  
                       Ms   C   Duncan           (Group Secretary, Community Services)

The Chairperson, Dr Hugh Barr welcomed everyone to the meeting.

KINLMC 14/03/07

**APOLOGIES**

Apologies were received for Jennie Smeaton (Iwi Representative).

KINLMC 14/03/08

**30 MINUTES PUBLIC SPEAKING TIME**

There were no members of the public wishing to speak.

KINLMC 14/03/09

**MEMBERS' BUSINESS**

Oral Submissions

There were no oral submissions.

Leave of Absence

There were no requests for leave of absence.

Matters of an Urgent Nature

There were no matters of an urgent nature.

KINLMC 14/03/10

**CONFIRMATION OF MINUTES**

**MOVED (Barr/Gurunathan)**

**That the minutes of the Kāpiti Island Nature Lodge Monitoring Committee of 12 December 2013 meeting be confirmed as a true and accurate record of that meeting.**

**CARRIED**

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Matters Arising from Minutes

KINLMC 14/03/11

**COMPLIANCE INSPECTION REPORT (DEC 2013 – JAN 2014)**

Ms Gurr advised that it had been a busy season with a number of cancellations in January, and that there were no incidences of non-compliance.

Dr Barr raised the point that the report for overnight visitors still showed 10. Ms Gurr agreed this should be 16.

**MOVED (Gurunathan/Barr)**

**That the report be accepted.**

**CARRIED**

KINLMC 14/03/12

**INDEPENDENT AUDIT KAPITI ISLAND NATURE LODGE RESOURCE CONSENT**

Dr Barr congratulated Dave Armour on his report and asked him to speak to the report.

Mr Armour advised he did not find any issues of non-compliance with the conditions set out in the Consent Order of the Environment Court.

Mr Armour advised he visited Kapiti Island - arriving on the morning of 17 February 2014 and leaving on the afternoon of 18 February 2014 to ensure staying for a full cycle of visitors. This visit included the Kiwi Nature Night Walk.

Mr Amour advised he met with Minnie (Kāpiti Island Nature Tours) to review lodge documentation, and in the following week he then met with Ms Gurr to review Council records. No incidences of non-compliance were identified.

Mr Amour stated that the previous report included non-compliance, referring to the Kiwi Tours being held on consecutive nights. Confirmation from both rangers was given that this was no longer occurring.

Dr Barr thanked Mr Armour for his report, and expressed the value gained through this report over the past years, especially for newer Committee members.

Dr Barr invited questions for Mr Amour from Committee members.

Ms Morris-Travers questioned Mr Amour in reference to historic helicopter trips outside of the permitted times, and asked what would be the nature of the enforcement action in the case of an emergency? Mr Armour responded saying he thought this would be in the form of an abatement notice.

Ms Gurr also stated that it would be dependent on the nature of the non-compliance, and that each non-compliance is assessed on a case-by-case basis. In this case, the consent holders communicated that in the eyes of the visitors it was an emergency, however, one reason there was no enforcement was because there is no definition of what constitutes an emergency in the Consent Order. This definition remains relatively subjective.

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Dr Barr stated it did appear there was difference in definition/views of 'emergency' between the officers and the Committee and that although the list of conditions is quite long it does not consider the definition of 'emergency'.

Mr Armour added a final comment to this topic stating that he was very impressed with the pre-visit information which is available online and also provided to visitors. He also stated the information is very comprehensive and the booking information clearly refers to this type of situation.

Ms Evans stated that in her experience it has been clear that if visitors are detained on the Island due to weather then the visitors are responsible for the costs of the helicopter. However, the difficulty of enforcing that breach is due to the lack of a definition, which if challenged would have to be withdrawn.

Ms Evans stated that being near the end of the consent, it is a clear point which can be discussed and clarified in any conditions if the consent is renewed.

Dr Barr asked for recommendations from Mr Armour. Mr Armour advised that he did not have any recommendations.

Mr Hockey asked if there was a hotline for emergencies. Ms Evans responded saying that it was not considered to be an after hours/on call requirement for staff to be available.

**MOVED (Hockey/Morris-Travers)**

**That Mr Armour's report is accepted.**

**CARRIED**

KINLMC 14/03/13  
**OTHER BUSINESS**

Ms Evans reminded the Committee the date of this meeting was arranged partly to suit this report and also to provide an update on the progress of the application of the resource consent/renewal.

Ms Evans stated that although the information was supplied by the applicant within the timeframe (14 March 2014), upon review of this information it was decided that further information needed to be supplied before proceeding with the consent. That is, more detail on ecological impacts was required, as well as further work to be done regarding the capacity of the facilities and amenities on site. Both pieces of work are not due to be finished until the end of April.

Ms Evans advised the applicant has also changed to using a different local planning provider - Land Matters, which is different to the sole provider used previously. However, officers have confidence that the quality and timely delivery of the information will be acceptable.

Ms Evans stated that whilst technically the further information period has lapsed there is a section in the Act (37 2b) which allows an extension for a short period of time to ensure that it will proceed to publicly notify the application which is in the public's interest. The information deadline is 02 May 2014.

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Ms Evans advised that the next Committee meeting is scheduled for 12 May 2014 and assured the Committee a more substantive update will be provided at this meeting.

Dr Barr invited questions on this matter. No questions were asked.

Dr Barr referred to the District Plan, and asked Ms Evans if there was going to be a review. Ms Evans responded stating the independent review of the Proposed District Plan has been taking place over the last few months and it is due to be reported back to Council on 02 April 2014. She also stated that as both of these reports are due relatively closely together discussions at the next meeting will be able to be held from both an individual consent point of view, and also in the wider context of the District Plan.

At the next meeting Ms Evans advised the Resource Consent & Compliance Manager, or one of the District Planning team, will attend and will be able to give more formal and detailed advice as opposed to the overview given in the meeting today.

Ms Mills asked for clarification on what will be brought to the next meeting.

Ms Evans advised that the aim for the next meeting is to be able to confirm back to the Committee that the application for the renewal is now complete, and possibly that it has been reviewed. Therefore, officers should be able to advise the decision on the matter of notification, ie. no-notification / limited notification (unlikely) or public notification. This will also give the Committee a sense of what role the Committee might want to take in future.

Ms Evans concluded that the Independent Report will come back to Council next week, providing recommendations which will prompt action accordingly. Dr Barr added comment that from the point of view of this Committee these meetings continue according to when another meeting is scheduled, and the role of the Committee is a result of the current consent conditions. However, Dr Barr also commented, this may change according to the view of the current Council.

The next meeting date will be advised.

Meeting closed at 4:54pm.

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Chairperson

\_\_\_\_\_

Date