



NGĀI TAHU CLAIMS SETTLEMENT (RESOURCE MANAGEMENT CONSENT NOTIFICATION) REGULATIONS 1999

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 29th day of March 1999

Present:

THE RIGHT HON JENNY SHIPLEY PRESIDING IN COUNCIL

PURSUANT to section 207 of the Ngāi Tahu Claims Settlement Act 1998, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and on the recommendation of the Minister for the Environment, makes the following regulations.

ANALYSIS

- 1. Title, commencement, and expiry
2. Interpretation

- 3. Summary of resource consent applications to be forwarded to Te Rūnanga o Ngāi Tahu
4. Waiver of right to receive summary of application for resource consent

REGULATIONS

1. Title, commencement, and expiry—(1) These regulations may be cited as the Ngāi Tahu Claims Settlement (Resource Management Consent Notification) Regulations 1999.

(2) These regulations come into force on 22 April 1999.

(3) These regulations expire on the close of 22 April 2019.

2. Interpretation—In these regulations, “consent authority” means a consent authority of the region or district which contains or is adjacent to a statutory area.

3. Summary of resource consent applications to be forwarded to Te Rūnanga o Ngāi Tahu—(1) A consent authority must forward to Te Rūnanga o Ngāi Tahu, in accordance with subclause (2), a summary of every application for a resource consent for activities within, adjacent to, or impacting directly on a statutory area.

(2) The summary of an application for a resource consent must be forwarded—

- (a) To the head office of Te Rūnanga o Ngāi Tahu (as specified in or under section 19 of Te Runanga o Ngai Tahu Act 1996) or to another office or person that Te Rūnanga o Ngāi Tahu has authorised in writing to receive the summary; and
 - (b) As soon as reasonably practicable after the consent authority receives the application; and
 - (c) Before the consent authority serves a notice of the application under section 93 of the Resource Management Act 1991 or makes a decision under section 94 of that Act not to serve notice of the application.
- (3) The summary of an application must contain—
- (a) The same information as is required in a notification under section 93 of the Resource Management Act 1991; or
 - (b) Such information as may be agreed from time to time by Te Rūnanga o Ngāi Tahu and the consent authority concerned.

4. Waiver of right to receive summary of application for resource consent—(1) Te Rūnanga o Ngāi Tahu may, by notice in writing to a consent authority, waive its right under regulation 3 to receive a summary of applications for resource consents.

(2) The waiver may be—

- (a) In respect of all or of particular types of resource consents; or
- (b) For a period of time specified in the notice; or
- (c) Both.

(3) Te Rūnanga o Ngāi Tahu may, by notice in writing to a consent authority, revoke or amend a waiver given under subclause (1), and the revocation or amendment takes effect on the day specified in the notice or, if no date is specified, on the day after the date on which the consent authority received the notice.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations come into force on 22 April 1999 and expire on the close of 22 April 2019.

Under these regulations, consent authorities are required to give Te Rūnanga o Ngāi Tahu a summary of every application for a resource consent for activities that—

- are within a statutory area
- are adjacent to a statutory area
- impact directly on a statutory area.

Te Rūnanga o Ngāi Tahu may waive its right to receive a summary of applications for resource consents—

- for all resource consents
- for some particular resource consents
- for a specified period of time.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 1 April 1999.

These regulations are administered in the Ministry of Justice.