

Version  
as at 8 July 2023



# COVID-19 Recovery (Fast-track Consenting) Referred Projects Amendment Order 2020

(LI 2020/276)

COVID-19 Recovery (Fast-track Consenting) Referred Projects Amendment Order 2020: revoked,  
on 8 July 2023, by Schedule 1 clause 1(1) of the COVID-19 Recovery (Fast-track Consenting) Act  
2020 (2020 No 35).

Patsy Reddy, Governor-General

## Order in Council

At Wellington this 5th day of October 2020

Present:

The Right Hon Jacinda Ardern presiding in Council

This order is made under section 27 of the COVID-19 Recovery (Fast-track Consenting) Act 2020 on the advice and with the consent of the Executive Council and on the recommendation of the Minister for the Environment.

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### Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

**This order is administered by the Ministry for the Environment.**

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**Schedule**  
**New Schedule 3 inserted**

3

**Order**

**1 Title**

This order is the COVID-19 Recovery (Fast-track Consenting) Referred Projects Amendment Order 2020.

**2 Commencement**

This order comes into force on 9 October 2020.

**3 Principal order**

This order amends the COVID-19 Recovery (Fast-track Consenting) Referred Projects Order 2020 (the **principal order**).

**4 New Schedule 3 inserted**

After Schedule 2, insert the Schedule 3 set out in the Schedule of this order.

**Schedule**  
**New Schedule 3 inserted**

cl 4

**Schedule 3**  
**Northbrook Wanaka Retirement Village**

cl 5

**Project referred to expert consenting panel**

**1 Name of project**

The name of the project is the Northbrook Wanaka Retirement Village (the **project**).

**2 Authorised person**

The authorised person for the project is Winton Property Limited.

**3 Description of project**

The scope of the project is—

- (a) to construct and operate a retirement village and associated facilities; and
- (b) to undertake ancillary works required for the purpose of paragraph (a); and
- (c) to subdivide land required for the purpose of paragraph (a).

**4 Description of activities involved in project**

The project may involve the following works:

- (a) bulk earthworks and associated discharges; and
- (b) works to construct the retirement village and associated facilities, including eating establishments, a gym, a pool, a community centre, a daily-needs retail area, and administrative facilities; and
- (c) landscaping, including planting; and
- (d) works to construct roads, parking facilities, and other infrastructure to service the retirement village and associated facilities; and
- (e) works to construct walking and cycling trails inside the retirement village and to connect them with existing trails outside the retirement village; and
- (f) works to construct water and wastewater infrastructure to connect with existing reticulated services; and

- (g) works to construct stormwater infrastructure and to enable the on-site management and discharge of stormwater; and
- (h) earthworks and dewatering for the purpose of the works described in paragraph (f) or (g); and
- (i) any other works that are—
  - (i) associated with the works described in paragraphs (a) to (h); and
  - (ii) within the scope of the project as described in clause 3 of this schedule.

**5 Approximate geographical location**

The project's works will occur at Lot 2008 DP 545513 and Lot 66 DP 371470 on Outlet Road, Wanaka, Otago, which is approximately 5 km from Wanaka township.

**6 Persons who must be invited to comment on project**

An expert consenting panel must invite comments on any consent application relating to the project from the following persons in addition to the persons listed in clause 17(6) of Schedule 6 of the Act:

- (a) persons who made submissions on Plan Change 53 to the Queenstown Lakes District Plan; and
- (b) any persons who, after submissions on Plan Change 53 closed, purchased properties within the area affected by Plan Change 53; and
- (c) Mr Michael Beresford, the appellant in the proceedings filed in the Environment Court as ENV-2018-CHC-69 (which relate to the Hawea/Wanaka substitute land provided for in the Ngāi Tahu Claims Settlement Act 1998).

**7 No further provision required**

No further provision is necessary to give effect to decisions made by the Minister under section 24 of the Act in respect of the project.

**Statement of reasons**

*This statement of reasons is published for the purposes of clause 4 of Schedule 3 of the Act*

Having considered the application against the criteria in the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the Act) and the Act's purpose, and having sought and considered written comments from the relevant Ministers, local authorities, and iwi authorities, the Minister for the Environment has accepted this application for referral for the following reasons:

- the project will provide specialist and local employment opportunities in Otago, a region particularly impacted by the downturn in tourism caused by COVID-19; and
- the project will provide additional housing supply and aged-care facilities; and
- the project will progress faster than would otherwise be the case under the Resource Management Act 1991 standard processes.

Michael Webster,  
Clerk of the Executive Council.

### **Explanatory note**

*This note is not part of the order, but is intended to indicate its general effect.*

This order, which comes into force on 9 October 2020, amends the COVID-19 Recovery (Fast-track Consenting) Referred Projects Order 2020. The effect of the amendment is to refer a project to an expert consenting panel for the purpose of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the **Act**). The referred project is the project named and described in *new Schedule 3*.

The effect of the referral is to authorise Winton Property Limited to apply under the Act, instead of under the Resource Management Act 1991, for resource consents relating to the project.

The expert consenting panel will be appointed under Schedule 5 of the Act and make decisions in accordance with Schedule 6 of the Act.

Issued under the authority of the Legislation Act 2019.  
Date of notification in *Gazette*: 8 October 2020.

## Notes

### **1** *General*

This is a consolidation of the COVID-19 Recovery (Fast-track Consenting) Referred Projects Amendment Order 2020 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

### **2** *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

### **3** *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

### **4** *Amendments incorporated in this consolidation*

COVID-19 Recovery (Fast-track Consenting) Act 2020 (2020 No 35): Schedule 1 clause 1(1)