



IN THE MATTER AND IN THE MATTER

of the Resource Management Act
1991

AND

IN THE MATTER

of Hearing of Submissions and
Further Submissions on the
Proposed Gore District Plan

Minute 8 of the Hearings Panel

**Request by Hokonui Runanga Inc
To Defer Consideration of Submissions**

13 June 2024

MINUTE OF THE HEARINGS PANEL

- 1 The Hearings Panel has received a statement of evidence from Dr Lynda Murchison on behalf of the Hokonui Runanga Inc in which a request is made to defer the presentation of evidence on the matters to be heard in Hearing Stream 2, commencing the week of 24 June 2024, until Hearing Stream 3, commencing 29 July 2024.
- 2 In her statement of evidence, Dr Murchison has referred¹ to the “all of plan” submission lodged by the Hokonui Runanga Inc pertaining to how mana whenua values are identified and managed in the proposed District Plan. The relief sought in this submission requested a variation to the proposed Plan to more appropriately manage mana whenua values in accordance with an Apiti Hono Tati Hono approach.
- 3 Reference to the “all of plan” submission was included in the Section 42A Report for Hearing Stream 1 prepared by Matt Heale, noting that matter would be considered together with submissions on the Mana Whenua chapter of the proposed Plan as part of Hearing Stream 3.
- 4 Dr Murchison asserts consideration of the submissions seeking specific changes to provisions in the individual chapters of the proposed Plan, as provided for in Hearing Stream 2, before considering the “all of plan” submission “runs the risk of creating fragmented and inconsistent decision-making, as is already shown in the inconsistent recommendations of the s42A Reporting Officers for the different zones in Hearing Stream 2 in relation to the same submission point”.²
- 5 The individual submission points contained in the section 42A reports are set out in the table attached as Appendix 1. This table is derived from Appendix B Recommended Decisions on Submissions from each of the section 42A reports being considered in Hearing Stream 2. There are no further submissions lodged regarding any of these submission points.
- 6 The Hearings Panel has had regard to the request of the Hokonui Runanga Inc and agrees it is prudent to defer consideration of the submission points in Appendix 1 until Hearing Stream 3 commencing 29 July 2024, for the reasons given by Dr Murchison. There are no submitters or further submitters who are affected by this determination. Deferral of these matters has the added advantage that the full Hearings Panel will be considering the submissions to the Mana Whenua chapter and the “all of plan” submission by the Hokonui Runanga Inc.
- 7 Any issues or queries regarding this Minute should be directed to the Council's Regulatory Administrator, Lindsey Crazy Wolf, phone (03) 209 0330 or email lcrazywolf@goredc.govt.nz.



Keith Hovell
Chair, District Plan Hearing Panel
Under delegated authority

¹ Paragraph 9

² Paragraph 13

Appendix 1: Submission Points by Hokonui Runanga Inc in Hearing Stream 2 Section 42A Reports

Submission Point	Submitter (S) / Further Submitter (FS)	Section	Provision	Position	Summary of Decision Requested	Reasons	Officer Recommendation
S139.073	Hokonui Rūnanga Inc	LCZ - Local Centre Zone	LCZ-P2	Oppose	Amend to read: "Provide for built development in the Local Centre that: ... ~~6. responds to the underlying relationship Ngāi Tahu hold with the natural environment~~ recognises and incorporates Ngāi Tahu history and association with Mātaura and the Gore area in building layout and design and maintenance of greenspace."	Clause 6 is ambiguous. Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept
S139.074	Hokonui Rūnanga Inc	MUZ - Mixed Use Zone	MUZ-O4	Oppose	Amend to read: ~~"Adverse environmental effects or impacts on Ngāi Tahu cultural values generated by activities within the Mixed Use Zone are managed, particularly at the zone interfaces.~~ Potential sensitivity effects or reverse-sensitivity effects on people their values and activities resulting from activities within the MUZ are managed, particularly at the zone interfaces."	The objective is unclear and should be amended.	Reject
S139.075	Hokonui Rūnanga Inc	MUZ - Mixed Use Zone	MUZ-P4	Support in part	Amend to read: "Require activities and development to maintain a level of on-site amenity, particularly at zone interfaces, consistent with the purpose of the zone by: ... 4. requiring appropriate setbacks to waterways which are appropriate to maintain and enhance amenity, ~~Ngāi Tahu cultural values and natural character.~~ and ecological values, maintain access to mahinga kai; and reduce effects on mauri, ki uta ki tai and natural character."	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept in part

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Submission Point	Submitter (S) / Further Submitter (FS)	Section	Provision	Position	Summary of Decision Requested	Reasons	Officer Recommendation
S139.076	Hokonui Rūnanga Inc	NCZ - Neighbourhood Centres Zone	NCZ-P3	Support in part	Amend to read: "Provide for built development in the neighbourhood centre that: ... 3. has appropriate setbacks to waterways to maintain and enhance their amenity and ecological values, maintain access to mahinga kai; and reduce effects on mauri, ki uta ki tais and natural character; " Delete clause 6.	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party. Clause 6 is ambiguous.	Accept
S139.077	Hokonui Rūnanga Inc	TCZ - Town Centre Zone	TCZ-P3	Support in part	Amend to read: "Provide for built development in the neighbourhood centre that: ...5. has appropriate setbacks to waterways to maintain and enhance their amenity and ecological values, maintain access to mahinga kai; and reduce effects on mauri, ki uta ki tais and natural character; " Delete clause 6.	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party. Clause 6 is ambiguous.	Accept
S139.082	Hokonui Rūnanga Inc	NOSZ - Natural Open Space Zone	NOSZ-O1	Support in part	Amend to read: Natural character, biodiversity and amenity values are retained ~~Ngāi Tahu cultural values are retained~~ and the values mana whenua hold in relation to the mauri of whenua, wai and ecosystems, mahinga kai, the whakapapa of place and the ethic of ki uta ki tai are recognised and provided for.	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept in part

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S139.083	Hokonui Rūnanga Inc	NOSZ - Natural Open Space Zone	NOSZ-P3	Support in part	Amend to read: "Manage education activities that are potentially compatible with the role, function, and predominant character of the Natural Open Space Zone, and ensure it is appropriate for such activities to establish in the Natural Open Space Zone, having regard to whether: ... 3. the scale, design and layout of the activity and any associated built form is compatible with the character, ~~Ngāi Tahu cultural values~~ , and amenity of the natural open space area the activity is proposing to locate in including any values mana whenua associate with the whakapapa or mauri of the land and any sites of wāhi tapu or mahinga kai values; 4. any adverse effects on natural, indigenous biodiversity, ecological, landscape, cultural and/or historic heritage values, ~~or Ngāi Tahu values~~ can be appropriately avoided, remedied and/or mitigated;"	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept in part
S139.084	Hokonui Rūnanga Inc	SARZ - Sports and Active Recreation Zone	SARZ-P2	Support in part	Amend to read: "Enable activities and facilities that: ... 2. contribute to the overall health and wellbeing of the community, including the ~~cultural wellbeing of Māori communities~~ tangata whenua"	Tangata whenua is a more appropriate reference here than Māori Communities. The policy should enable activities that contribute to their overall health and overall wellbeing, which includes cultural wellbeing.	Accepted

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Submission Point	Submitter (S) / Further Submitter (FS)	Section	Provision	Position	Summary of Decision Requested	Reasons	Officer Recommendation
S139.085	Hokonui Rūnanga Inc	SARZ - Sports and Active Recreation Zone	SARZ-P4	Support in part	Amend to read: "Retain an open space character within the site by managing the level of development and activities, so that they are generally compatible with the amenity of the surrounding area, having regard to: ... 5. ~~Ngāi Tahu cultural values, including those~~ values mana whenua associate with the whakapapa or mauri of the zone and any sites of wāhi tapu or mahinga kai and other values listed in MW2.3; "	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Reject
S139.086	Hokonui Rūnanga Inc	SARZ - Sports and Active Recreation Zone	SARZ-P6	Support in part	Amend to read: "Avoid activities that are incompatible with the purpose and character of the Sport and Active Recreation Zone and/or activities that will result in: ... 2(b) adverse effects on cultural, spiritual and/or historic values and interests or associations ~~of importance to tangata whenua~~ mana whenua have with place."	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accepted
S139.087	Hokonui Rūnanga Inc	AIRPZ - Airport Zone	AIRPZ-O2	Support in part	Amend to read: " ~~The effects arising from~~ new or expanded activities within the Airport Zone are managed to minimise adverse effects on the amenity of adjacent land, ~~and the underlying Ngāi Tahu relationships with the natural environment or on the mauri of natural resources, sites of wāhi tapu, mahinga kai or other values~~ <u>mana whenua associate with the area.</u> "	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept in part

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S139.088	Hokonui Rūnanga Inc	FDZ - Field Days Zone	FDZ-P5	Support in part	Amend to read: "Enable development that retains the open, rural character as viewed from public places and adjacent properties, ~~and Ngāi Tahu cultural values~~ recognises ki uta ki tai; and Minimises effects on the mauri of the land, and protects sites of wāhi tapu, and mahinga kai. "	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept in part
S139.089	Hokonui Rūnanga Inc	FDZ - Field Days Zone	FDZ-P6	Support in part	Amend to read: "Require buildings to be set back a minimum distance from zone boundaries, stream boundaries and road boundaries in order to: mitigate potential adverse effects on open space, ecological values, ~~Ngāi Tahu cultural values~~ visual amenity, and outlook from neighbouring properties; and Reduce the impact on the mauri, mahinga kai and other cultural values associated with waterbodies."	Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.	Accept in part
S139.092	Hokonui Rūnanga Inc	AIRPZ - Airport Zone	AIRPZ-O2	Oppose	Delete clause 4.	This clause is ambiguous as the matters addressed in AIRPZ-O2 appear to repeat AIRPZ-O1.	Reject