

Version
as at 8 July 2023



COVID-19 Recovery (Fast-track Consenting) Referred Projects (Hansen Road and Moy Estate) Amendment Order 2023 (SL 2023/116)

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

Cindy Kiro, Governor-General

Order in Council

At Wellington this 6th day of June 2023

Present:

Her Excellency the Governor-General 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.

Contents

		Page
1	Title	2
2	Commencement	2
3	Principal order	2

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.

4	New schedules inserted	2
	Schedule	3
	New Schedules 81 and 82 inserted	

Order

1 Title

This order is the COVID-19 Recovery (Fast-track Consenting) Referred Projects (Hansen Road and Moy Estate) Amendment Order 2023.

2 Commencement

This order comes into force on 11 June 2023.

3 Principal order

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

4 New schedules inserted

After the last schedule,—

- (a) insert the schedules set out in the Schedule of this order; and
- (b) make all necessary consequential amendments.

Schedule
New Schedules 81 and 82 inserted

cl 4

Schedule 81
Worker Accommodation—Hansen Road

cl 5

Project referred to expert consenting panel

1 Name of project

The name of the project is Worker Accommodation—Hansen Road (the **project**).

2 Authorised person

The authorised person for the project is No. 1 Hansen Road Limited.

3 Description of project

The scope of the project is to develop land in Frankton, Otago by—

- (a) constructing and operating a mixed-use development of 7 or 8 buildings (between 10 and 18 metres high) containing—
 - (i) 400 to 600 residential units (in total) to be used as temporary worker accommodation for the local workforce; and
 - (ii) communal facilities for the people living in those residential units; and
 - (iii) retail and other commercial premises; and
- (b) constructing or installing infrastructure or structures associated with the mixed use development.

4 Description of activities involved in project

The project may involve the following activities:

- (a) removing vegetation:
- (b) carrying out earthworks:
- (c) constructing and operating buildings for residential and for retail and other commercial purposes:
- (d) discharging stormwater (which may contain contaminants) onto land:
- (e) landscaping and planting:
- (f) constructing or installing infrastructure or structures, including—
 - (i) roads and other accessways for vehicles; and

- (ii) driveways and car parking areas; and
- (iii) pedestrian and cycle accessways; and
- (iv) lighting; and
- (v) infrastructure for three waters services:
- (g) carrying out any other activities that are—
 - (i) associated with the activities described in paragraphs (a) to (f); and
 - (ii) within the scope of the project as described in clause 3 of this schedule.

5 Approximate geographical location

The project will occur at 1 Hansen Road, Frankton, Otago.

6 Further information to be submitted

- (1) A transport infrastructure assessment must be submitted to the panel with any consent application relating to the project (in addition to the information required by clause 9 of Schedule 6 of the Act).
- (2) The transport infrastructure assessment is to include information on any discussions held, and any agreements made, between the authorised person and the New Zealand Transport Agency about transport infrastructure.

7 Persons who must be invited to comment on project

The 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) the New Zealand Transport Agency;
- (b) Queenstown Airport Corporation Limited;
- (c) Te Ao Marama Incorporated;
- (d) Aukaha (1997) Limited.

8 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

The Minister for the Environment (the **Minister**) has accepted this application for referral. The Minister considered the application against the criteria in the COVID-19

Recovery (Fast-track Consenting) Act 2020 (the **Act**) and the Act's purpose, and sought and considered written comments from the following:

- the relevant Ministers listed in section 21(6) of the Act:
- Queenstown-Lakes District Council:
- Otago Regional Council:
- the New Zealand Transport Agency:
- Queenstown Airport Corporation Limited.

The Minister has accepted this application for the following reasons:

- the project will help to achieve the purpose of the Act because—
 - it has the potential to generate approximately 540 full-time equivalent jobs (including in the construction industry, which has been adversely affected by COVID-19) over a 4-year design and construction period; and
 - it has the potential to increase housing supply through the construction of 400 to 600 residential units for workers; and
 - it is likely to progress faster than would otherwise be the case under the Resource Management Act 1991 standard processes:
- any actual and potential effects on the environment, and proposed measures to avoid, remedy, mitigate, offset, or compensate for any adverse effects, can be appropriately tested by an expert consenting panel against Part 2 of the Resource Management Act 1991 and the purpose of the Act.

Schedule 82 Moy Estate

cl 5

Project referred to expert consenting panel

1 Name of project

The name of the project is Moy Estate (the **project**).

2 Authorised person

The authorised person for the project is Wakefield Group Holdings Limited.

3 Description of project

The scope of the project is to subdivide approximately 4.6 hectares of land in Ōtaki and develop that land by—

- (a) constructing a total of approximately 143 residential units consisting of stand-alone and semi-detached houses; and
- (b) constructing or installing infrastructure or structures associated with the subdivision and the residential units.

4 Description of activities involved in project

The project may involve the following activities:

- (a) subdividing land;
- (b) carrying out earthworks;
- (c) removing vegetation;
- (d) constructing residential units;
- (e) discharging stormwater (which may contain contaminants) onto land;
- (f) landscaping and planting;
- (g) constructing or installing infrastructure or structures, including—
 - (i) roads and other accessways for vehicles; and
 - (ii) driveways and car parking areas; and
 - (iii) pedestrian and cycle accessways; and
 - (iv) infrastructure for three waters services;
- (h) carrying out any other activities that are—
 - (i) associated with the activities described in paragraphs (a) to (g); and
 - (ii) within the scope of the project as described in clause 3 of this schedule.

5 Approximate geographical location

The project will occur at 33 Main Highway, Ōtaki.

6 Persons who must be invited to comment on project

The panel must invite comments on any consent application relating to the project from Ngā Kaitiaki o Ngāti Kauwhata Incorporated (in addition to the persons listed in clause 17(6) of Schedule 6 of the Act).

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

The Minister for the Environment (the **Minister**) has accepted this application for referral. The Minister considered the application against the criteria in the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the **Act**) and the Act's purpose, and sought and considered written comments from the following:

- the relevant Ministers listed in section 21(6) of the Act:
- Kapiti Coast District Council:
- Wellington Regional Council:
- the New Zealand Transport Agency.

The Minister has accepted this application for the following reasons:

- the project will help to achieve the purpose of the Act because—
 - it has the potential to generate approximately 240 full-time equivalent jobs over a 7-year design and construction period; and
 - it has the potential to increase housing supply through the construction of approximately 143 residential units; and
 - it is likely to progress faster than would otherwise be the case under the Resource Management Act 1991 standard processes:
- any actual and potential effects on the environment, and proposed measures to avoid, remedy, mitigate, offset, or compensate for any adverse effects, can be appropriately tested by an expert consenting panel against Part 2 of the Resource Management Act 1991 and the purpose of the Act.

Rachel Hayward,
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 11 June 2023, amends the COVID-19 Recovery (Fast-track Consenting) Referred Projects Order 2020. The effect of the amendment is to refer 2 projects to an expert consenting panel for the purpose of the COVID-19 Recovery (Fast-track Consenting) Act 2020 (the **Act**). The referred projects are the projects named and described in *new Schedules 81 and 82*.

The effect of the referral is—

- to authorise No. 1 Hansen Road Limited to apply under the Act, instead of under the Resource Management Act 1991, for resource consents relating to the project described in *new Schedule 81*; and
- to authorise Wakefield Group Holdings Limited to apply under the Act, instead of under the Resource Management Act 1991, for resource consents relating to the project described in *new Schedule 82*.

The expert consenting panels 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 June 2023.

Notes

1 *General*

This is a consolidation of the COVID-19 Recovery (Fast-track Consenting) Referred Projects (Hansen Road and Moy Estate) Amendment Order 2023 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)