

BEFORE THE ENVIRONMENT COURT
AT WELLINGTON

I MUA I TE KŌTI TAIAO O AOTEAROA
KI TE WHANGANUI-A-TARA

IN THE MATTER of the Resource Management Act 1991
AND of an appeal under cl 14 of the First
Schedule to the Act
BETWEEN WELLINGTON WATER LIMITED
(ENV-2019-WLG-000123)
Appellant
AND WELLINGTON REGIONAL COUNCIL
Respondent

Environment Judge B P Dwyer sitting alone pursuant to s 279 of the Act

In Chambers at Wellington

CONSENT ORDER

- [A] Under s 279(1)(b) of the Act, the Environment Court, orders, by consent, that the Proposed Natural Resources Plan is amended to include the addition to Schedule M1 and Map 26 as set out in **Appendix A** to this consent order.
- [B] The appeal point seeking an amendment to Schedule M1 of the Proposed Plan is otherwise dismissed.
- [C] Under s 285 of the Act, there is no order as to costs.

REASONS

Introduction

- [1] The Court has read the notice of appeal and the memorandum of the parties dated 11 August 2020.



Other relevant matters

[2] The following persons gave notice of an intention to become parties under s 274 to the aspect of the appeal settled by this consent order, and have signed the memorandum setting out the relief sought:

- Kāinga Ora - Homes and Communities;
- Kāpiti Coast District Council;
- Porirua City Council; and
- Royal Forest and Bird Protection Society of New Zealand Inc.

Orders

[3] The Court is making this order under s 279(1) of the Act, such order being by consent, rather than representing a decision or determination on the merits pursuant to s 297. The Court understands for present purposes that:

- (a) all parties to the proceedings have executed the memorandum requesting this order;
- (b) all parties are satisfied that all matters proposed for the Court's endorsement fall within the Court's jurisdiction, and conform to the relevant requirements and objectives of the Act including, in particular, Part 2.

DATED at Wellington this 26th day of August 2020


B P Dwyer
Environment Judge



Appendix A

(Amendments shown in red underline with replacement map 26 included)

Schedule M1: Surface water community drinking water supply abstraction points

Shown on Map 26

Schedule M1: Surface water community drinking water supply abstraction points		
Consent holder	Stream name (abstraction location)	Area supplied
Kāpiti Coast District Council	Ōtaki River (bores S25/5379, S25/5443 adjacent to the river)	Hautere rural water supply
Kāpiti Coast District Council	Waikanae River	Waikanae
Kāpiti Coast District Council	Wainui Stream (Smiths Creek)	Paekakariki
Wellington Regional Council	Te Awa Kairangi/Hutt River	Wellington metropolitan area
Wellington Regional Council	Big Huia Creek	Wellington metropolitan area
<u>Wellington Regional Council</u>	<u>Little Huia Creek</u>	<u>Wellington metropolitan area</u>
Wellington Regional Council	George Creek	Wellington metropolitan area
Wellington Regional Council	Orongorongo River	Wellington metropolitan area
Wellington Regional Council	Wainuiomata River	Wellington metropolitan area
Masterton District Council	Waingawa River	Masterton
Carterton District Council	Kaipatangata Stream	Carterton
South Wairarapa District Council	Huangarua River	Martinborough
South Wairarapa District Council	Waiohine River (Moroa Water Race)	Greytown
South Wairarapa District Council	Boar Creek	Featherston
South Wairarapa District Council	Taits Stream	Featherston



Surface water community drinking water supply protection areas (incorporates Schedule M1) Map 26



This version of the map is not complete. The version of this map available online through the online web map viewer shows the complete, detailed information on a GIS overlay that is not shown on this hard copy. The online version is available on the Council's website at <https://mapping.gw.govt.nz/gwrc/> (select theme Proposed Natural Resources Plan-2046) and can be accessed from the Council offices or public library.

- Abstraction site
- Water supply rivers
- State Highways

- Region boundary line
- Community Drinking Water Protection Areas
- Removed protection area



Basemap: World Oceans Base
Projection: NZTM 2000

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