

RESOURCE MANAGEMENT COMMITTEE

THE WEST COAST REGIONAL COUNCIL

Notice is hereby given that a meeting of the **RESOURCE MANAGEMENT COMMITTEE** will be held in the Offices of the West Coast Regional Council, 388 Main South Road, Paroa, Greymouth on **Monday, 9 November 2009**

P. EWEN
CHAIRPERSON

S. MORAN
Planning and Environmental Manager
C. DALL
Consents and Compliance Manager

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THE WEST COAST REGIONAL COUNCIL**MINUTES OF THE MEETING OF THE RESOURCE MANAGEMENT COMMITTEE
HELD ON 13 OCTOBER 2009 AT THE OFFICES OF THE WEST COAST REGIONAL COUNCIL,
388 MAIN SOUTH ROAD, GREYMOOUTH, COMMENCING AT 10.30 A.M.****PRESENT:**

P. Ewen (Chairman), R. Scarlett, D. Davidson, B. Chinn, A. Robb, A. Birchfield, T. Archer, T. Scott

IN ATTENDANCE:

C. Ingle (Chief Executive Officer), S. Moran (Planning & Environmental Manager), C. Dall (Consents & Compliance Manager), T. Jellyman (Minutes Clerk), The Media

1. APOLOGIES

There were no apologies.

2. MINUTES

Moved (Davidson / Archer) *that the minutes of the previous Resource Management Committee meeting dated 8 September 2009, be confirmed as correct.*

Carried

Matters Arising

T. Scott asked if there is any consideration being given to the risk factor rating for tsunamis in view of recent events. Cr Ewen stated tsunami risk is a national concern and that we will be made aware if the risk level increases from 13.

3. CHAIRMAN'S REPORT

Cr Ewen reported that he attended the "Great Shake" alpine fault scenario held at Kingsgate Hotel, which was hosted by scientists from GNS.

Cr Ewen reported that he visited Council early on the morning of 18 September in order to declare the Civil Defence Emergency for Exercise Ru Whenua. Cr Ewen stated that Exercise Ru Whenua went well with relatively few hitches and was well attended.

Cr Ewen advised that he dealt with several tenders during the reporting period, these were mainly for river works in South Westland.

Cr Ewen visited Wellington with Cr Scarlett and C. Ingle. He also attended the first of the rating district annual meetings yesterday at Inchbonnie, Taramakau, Grey Valley and Coal Creek.

Moved (Ewen / Davidson) *that the Council receive this report.*

Carried

5. REPORTS**5.1 PLANNING AND ENVIRONMENTAL GROUP****5.1.1 PLANNING AND ENVIRONMENTAL MANAGER'S MONTHLY REPORT**

S. Moran spoke to his report advising that mediation for Wetlands Variation 1 was held recently with nothing being resolved at this stage. A further hearing is expected to take place in mid December.

S. Moran stated that he was very pleased with how Exercise Ru Whenua went although there were minor issues highlighted. S. Moran advised that this is the intention of an exercise and it is a good opportunity to sort these out prior to the real event. He stated there was good participation from staff and outside agencies involved.

S. Moran reported that West Coast Shake Out also went well. He stated that the number of people who signed up for this was fantastic.

S. Moran reported that following the Samoan tsunami there was as much of an effect on the West Coast as on the East Coast, this was due to where it was generated. S. Moran advised WCRC was in discussions with MCDEM at the time and the local Civil Defence Controllers, a media statement was coordinated with the Territorial Authorities with the information available. S. Moran advised that a 0.6 wave was recorded at Jacksons Bay and 0.35 at Charleston. S. Moran reported that following the Vanuatu earthquake there was no tsunami recorded on the West Coast and late in the day MCDEM issued a warning advising to watch out for strong currents.

S. Moran reported that the Regional Land Transport Strategy is being reviewed and goals are to be made more measurable.

S. Moran reported that resource science staff are working on contact recreation matters relating to the Arahura mussel beds. He advised that funding has been secured from Envirolink to follow up on analysis work that was carried out approximately five years ago. Cr Archer asked if we know what the source of the contaminant is regarding the water quality in the Arahura River. S. Moran reported that the source is unclear and follow up work is currently being undertaken to ascertain whether there is still an issue.

Moved (Archer / Scarlett) *that this report be received.*

Carried

5.1.2 COASTAL HAZARD INFORMATION PAMPHLET

S. Moran spoke to this report stating that the background to this matter is that over the past few years coastal erosion has been an issue for communities. He advised that C. Ingle secured funding in order for the Coastal Hazard Information Pamphlet to be put together by Doug Ramsay from NIWA. S. Moran advised that this flags the issue for those considering purchasing or building close to the coast. Cr Davidson stated that protection works would need to be in place before a building permit is issued. S. Moran responded that a coastal hazard assessment would normally be done as part of the building process and this information is for those who are considering buying or already have property that is close to the beach that is eroding now or has the potential to erode. Cr Archer stated that he applauds the concept, it is a great initiative and he notes the availability in the proposal to talk to real estate companies but he feels that they are in the business of selling real estate. Cr Archer drew attention to the text in the pamphlet that speaks of being able to relocate property, he would like it amended to buildings or assets on properties as property boundaries are fixed.

Moved (Archer / Robb) *that Council receive this report.*

Carried

5.2 CONSENTS AND COMPLIANCE GROUP

5.2.1 CONSENTS MONTHLY REPORT

C. Dall spoke to his report advising that the Environment Court has released its decision on TrustPower's application to strike out Mr Groome's appeal with the majority of the Court declining therefore Mr Groome's appeal is still live. C. Dall advised that another round of mediation may be necessary and if required this would take place early next year due to TrustPower's other commitments.

Moved (Archer / Scarlett) *that the October 2009 report of the Consents Group be received.*

Carried

5.2.2 COMPLIANCE & ENFORCEMENT MONTHLY REPORT

C. Dall reported that 81 site visits were made during the reporting period. Routine inspections of dairy effluent systems are currently being carried out. C. Dall reported that a spill of approximately 4,000 litres of timber treatment chemical was reported at IPL Gladstone. C. Dall advised that a large

amount of the chemical was collected in a sump and was able to be recovered and put back into storage, no drains or water bodies were near the spill.

C. Dall reported that a fault was reported at the Westport Waste Water Treatment Plant. Follow up monitoring has revealed no significant adverse affects to the environment and results from testing in the Buller River are within compliance limits.

C. Dall reported that results from monitoring of Solid Energy's consents and licensing operations have revealed that none of the notifications were particularly significant in terms of environmental effects.

C. Dall reported that work programmes for mining were processed within the 20 day target timeframe during the reporting period. C. Dall advised there is increasing interest in alluvial gold mining at the moment.

Moved (Scarlett / Archer)

1. *That the October 2009 report of the Compliance Group be received.*
2. *That Council release the bonds held for RC 06070 and RC 08029.*

Carried

6.0 GENERAL BUSINESS

There was no general business.

MINUTES

Moved (Archer / Davidson) *that the confidential minutes of the previous Resource Management Committee meeting dated 8 September 2009, be confirmed as correct.*

Carried

The meeting closed at 10.58 a.m.

.....
Chairman

.....
Date

THE WEST COAST REGIONAL COUNCIL

Prepared for: Resource Management Committee Meeting – 10 November 2009
Prepared by: S. Moran – Planning & Environmental Manager
Date: 29 October 2009

Subject: **PLANNING & ENVIRONMENTAL MANAGER'S MONTHLY REPORT**

PLANNINGVariation 1 (Wetlands) to the Land and Riverbed Management Plan

Mediation between the parties did not resolve the concerns of the various groups therefore the Environment Court has set the matter down for a hearing starting 14 December. We are now faced with the additional costs of the hearing for both legal representation and expert witnesses which is unbudgeted expenditure. Therefore, I am alerting the Council to the fact that we will need to fund these unbudgeted costs (possibly in the order of \$50,000 to \$100,000) from the investment income as discussed in the LTCCP.

TRANSPORTRegional Transport Committee

Dr Cheryl Brunton, the Public Health representative on the Regional Transport Committee, is seeking Council's approval for Rosie McGrath from Community Public Health (CPH) to be appointed as the alternate for when Cheryl is unable to attend herself. Rosie McGrath is a health promoter at CPH with particular responsibility for the areas of physical activity and active transport.

John Canning, the representative for Safety and Personal Security, is seeking Council's approval for Sgt Brett Cooper to be appointed as the alternate for when John is unable to attend himself. Brett Cooper oversees the Strategic Traffic Unit on the West Coast.

Recommendations

1. *That Rosie McGrath is appointed the Public Health representative alternate for RTC.*
2. *That Brett Cooper is appointed the Safety and Personal Security representative alternate for RTC.*

CIVIL DEFENCE EMERGENCY MANAGEMENTLifelines Engineering Group

The Lifelines Engineering Group met on 20 October. The main topics covered included:

- **Debrief of Ru Whenua**
Agencies involved discussed the Exercise and what went well and areas to improve. Overall the agencies found the Exercise to be very useful although focused more toward high level CDEM decision-making. Recognising that exercises cannot be all things to all people, the Lifelines Group will be organising a workshop/training session to be held at their next meeting in March 2010 to work through issues such as prioritisation of resources, relationships, and dependencies on other lifelines.
- **Fuel**
Work is ongoing in the area of accessing fuel during long term power outages. A mix of options are being considered by each of the District Councils for their areas including hard wiring, purchase of generators and accessing other agency fuel stores.

The Lifelines Group has agreed to change the format of its meeting schedule to 1 meeting and 1 exercise/workshop per year. The next workshop/exercise of the Lifelines Group has been scheduled for the 2nd of March 2010.

Coordinating Executive Group (CEG)

The Coordinating Executive Group met on 27 October. The main topics covered included:

- Debrief of Ru Whenua

The Evaluation Reports on the Group were made available for the CEG to review. John Lovell (MCDEM Evaluator) congratulated the Regional Council team on their enthusiasm and keenness to be involved. A number of minor issues were noted but these are not considered to be significant. The Emergency Operations Centre (EOC) sections i.e. Operations etc, were considered to be understaffed but this is likely to be a reality. Leadership changes throughout the exercise exhibited different styles which were all good. More integration is required between the Emergency Services and the Operations section of the EOC. In general all Objectives set for the Exercise were met by the Group.

- Satellite communications

The CEG will be investigating options for the transfer of information by satellite communications. Allan Wilson (GDC) has been trialing a satellite phone which can also be set up as a modem. This would enable the easy transfer of situation reports when normal communications such as email are unavailable.

- West Coast Shakeout

Chris Manuel provided the CEG with a report on the outcomes of West Coast Shakeout. The public exercise proved to be very cost effective for the West Coast in getting the message out to the community. The schools proved to be a very important conduit to the wider public and were the highest number of participants. While the numbers for individuals/families were low, the overall adoption rates were similar to those experienced in the California version of the exercise. The CEG recorded a vote of thanks to Chris for all of his hard work during the running of West Coast Shakeout.

- Recent tsunami in the Pacific

The recent tsunamis and their effects were discussed, along with the risk to the West Coast of a damaging tsunami. There will be an opportunity in 2010 to ask questions of Rob Bell from NIWA on some of these issues. More work may be required in this area.

- Review of CDEM Structure

The CEG has agreed to commence a review of the CDEM structure on the West Coast to determine if the way CDEM is being delivered is the most effective. A working group of the four council managers and emergency services has been put together. MCDEM will facilitate this process.

- Handover of Chair

The CEG concluded with a handover of the Chairpersons role from Rob Daniel (WDC) to Simon Moran. The CEG noted their thanks to Rob for his service over the past year to the Group.

Review of the West Coast Civil Defence Emergency Management Plan

The format of Group Plans has changed slightly in the 2nd generation plan process. The Group Plan working party met following the CEG to review the first of the drafted chapters for the Group Plan – The Risk Profile. The CEG evaluated the hazardscape and the risks in the region to rank these in a priority order. Work is progressing well with drafting the other sections of the Plan and it is anticipated that a draft will be ready for consultation in March 2010.

RESOURCE SCIENCE

Hydrology / Flood Warning

There were no floods during the reporting period.

Water Quality

Additional analysis has been conducted on the Lake Brunner dataset by NIWA lake specialist Piet Verburg. It has reinforced the fact that the limiting nutrient is, and has always been, phosphorus (P). Half of the P entering the lake is retained, adding to the large existing store on the lake bed. This P is unavailable as long as there is sufficient oxygen in deep lake waters at all times – all tests to date show that the oxygen level is high enough to prevent the release of P from the lake sediments apart from the small area of Cashmere Bay. Algal growth is driven by dissolved P entering from the tributaries.

Weekly testing of mussels from the Arahura mussel beds have shown that for four weeks in a row E. coli levels have been within guidelines, indicating suitability for consumption. Two more weeks of results are expected before sampling is complete.

Simon Moran
Planning and Environmental Manger

THE WEST COAST REGIONAL COUNCIL

Prepared for: Resource Management Committee
Prepared by: Lillie Sadler and Simon Moran
Date: 16 October 2009

Subject: **Proposed Coastal Plan Change 2 – Hearing Panel**

PURPOSE

To appoint a hearing panel for the Proposed Coastal Plan Change 2 to the Regional Coastal Plan for the West Coast.

BACKGROUND

The Proposed Coastal Plan Change 2 to the Regional Coastal Plan proposes to add a new rule permitting opening of blocked river and creek mouths subject to conditions, where the backup is creating a hazard risk. It was publicly notified on 10 April 2008 and a total of 14 submissions and four further submissions were received. Staff are currently finalising the Recommending Report.

Staff have been working with the Department of Conservation to resolve some of the issues raised in their submissions, however, we now need to hold the hearing. The RMA amendments 2005 set a limit of two years between notification and the hearing.

A hearing date has been scheduled for 3 February 2010 at the Regional Council Offices. Deliberations will follow immediately after the hearing. The expected duration for hearing submissions and making decisions on the Plan Change is 1-2 days.

RECOMMENDATION

That the Resource Management Committee appoint a sub-committee to act as a Hearing Panel to:

1. *Hear the submissions of those submitters who wish to be heard on Proposed Plan Change 2 to the Regional Coastal Plan for the West Coast; and*
2. *Deliberate and make decisions, including giving the reasons for accepting or rejecting each submission, on all submissions that have been made to the Proposed Plan Change 2 to the Regional Coastal Plan for the West Coast; and*
3. *Publicly notify that it has made its decisions.*

Simon Moran
Planning and Environment Manager

THE WEST COAST REGIONAL COUNCIL

Prepared for: Resource Management Committee
 Prepared by: Colin Dall - Consents & Compliance Manager
 Date: 30 October 2009

Subject: CONSENTS MONTHLY REPORTConsents Site Visits from 1 October – 27 October 2009

DATE	ACTIVITY, NAME & LOCATION	PURPOSE
21/10/09	RC08144 - Fairdown Holdings Ltd, Humping & hollowing, Fairdown	To investigate the site to gain a better understanding of the proposed humping & hollowing.
9/10/09	PA09041 – V & A Anderson, Wastewater assessment, Camerons	To investigate the site and gain a better understanding of the proposed onsite sewage treatment and disposal system.
16/10/09	PA to be lodged - Johnston, Wastewater assessment, Rutherglen	To investigate the site and gain a better understanding of the proposed onsite sewage treatment and disposal system.
23/10/09	RC09140 - Perkins Developments Ltd, Land based alluvial gold mining, Bell Hill	To discuss the proposal with the applicant, and to evaluate potential environmental effects and potentially affected parties.

Non-Notified Resource Consents Granted From 1 October – 27 October 2009

CONSENT NO. & HOLDER	PURPOSE OF CONSENT
RC08055 West Coast (Dairy) Ltd	To construct rock spurs in the bed of the Rahu River (Sites 1 and 3). To construct a rock spur and rock rip-rap in the bed of an unnamed tributary of Rahu River (Site 2). To divert a section of an unnamed tributary of the Rahu River (Site 2).
RC08188 Dymac Farms Ltd	To discharge dairy effluent to land and water (Clear Creek) near DS330, Taramakau Settlement.
RC09022 Ocean Wave Farm Ltd	To discharge dairy effluent to land and water (a farm drain) near DS876, Karamea.
RC09102 PF Olsen Ltd	To undertake land and vegetation disturbance associated with forestry activities in Victoria Forest Compartment 7. To discharge stormwater containing sediment to land in circumstances where it may enter water, as a result of forestry activities in Victoria Forest Compartment 7.
RC09103 Cooks Farms Ltd	To undertake land disturbance associated with humping and hollowing of farmland adjacent to Gows Creek. To disturb the wet bed of some creeks within the development area associated with diversion. To discharge water containing sediment to land in circumstances where it may enter Gows Creek and its tributaries. To divert small ephemeral creeks within the development area.

RC09119 T Birchfield	To blast rocks within the bed of Ten Mile Creek associated with track reinstatement and protection.
RC09123 Westreef Services Ltd	To undertake earthworks associated with land based gravel extraction, McPaddens Pit, Westport.
RC09124 New Zealand Transport Agency	The incidental discharge of sediment to the Wanganui River during the underpinning of the SH6 Bridge, Harihari. To discharge dewatering water to land associated with the underpinning of the SH6 Bridge, Harihari. To undertake the temporary diversion of the Wanganui River during the underpinning of the SH6 Bridge, Harihari.
RC09128 P James	To discharge treated domestic sewage effluent to land at 4 Humphreys Gully West from a sewage treatment and disposal system.
RC09134 GP Contracting Ltd	To disturb the dry bed of the Buller River for the purpose of extracting gravel.
RC09136 D Gunter	To undertake earthworks within the Greymouth Earthworks Control Area, Greymouth.
RC09139 G McGinn	To undertake earthworks associated with humping and hollowing activities, Kumara. To discharge sediment from humping and hollowing activities to land where it may enter water, Kumara.
RC09141 T Cashin	To disturb the dry bed of the Taramakau River downstream of the State Highway 6 Bridge for the purpose of extracting gravel.
RC09142 Lake Brunner Station Ltd	To disturb the dry bed of the Eastern Hohonu River for the purpose of extracting gravel.
RC09145 MBD Contracting Ltd	To disturb the dry bed of the Crooked River for the purpose of extracting gravel.

Changes to Consent Conditions Granted From 1 October – 27 October 2009

CONSENT NO. & HOLDER	PURPOSE OF CONSENT
RC05145 Solid Energy New Zealand Ltd Stockton Coal Mine	To change discharge consent conditions to align them with similar consents held by SENZ for exploratory drilling.

Notified & Limited Notified Resource Consents Granted From 1 October – 27 October 2009

CONSENT NO. & HOLDER	PURPOSE OF CONSENT
RC08174 New Zealand Transport Agency	To undertake earthworks associated with the realignment of State Highway 7 between Greymouth and Omoto. To discharge sediment-laden water to land where it may enter water as a result of earthworks on State Highway 7 between Greymouth and Omoto.
RC09028 Solid Energy New Zealand Ltd	To divert up to 150 L/s from Miller Stream to Mine Creek via the "Millerton Water Treatment Plant" on an intermittent basis. To divert mine water from the active pit to "Duncan's Sump" and the "Mangatini Water Treatment Plant".

To divert stormwater to the Mangatini Stream upstream of the "Mangatini Sump".

To divert clean water around mining areas.

To divert minewater, stormwater, surface water and groundwater to the syncline within the underground workings, the "North-East Sump" and the "Millerton Water Treatment Plant".

To dam (impound) water from Mine Creek and Miller Stream and surface water runoff in the syncline within the Millerton underground workings, up to its capacity.

To dam (impound) water and sediment from Mine Creek and Miller Stream in the "North-East Sump".

To take and use water from a variety of sources (namely stormwater and minewater retention ponds or sumps in the Mine, Miller and Mangatini catchments and tributaries) for fire suppression.

To discharge treated mine water and stormwater to Mine Creek via the "Millerton Water Treatment Plant".

To discharge settled stormwater and contaminants to the Mangatini Stream upstream of the "Mangatini Sump".

To discharge water containing sediment and coal fines onto land above and into underground workings for the purposes of fire suppression.

To discharge alkaline dosing materials into the "North-East Sump" or a channel leading to the "North-East Sump".

To discharge water, which may contain sediment and coal fines, from the underground workings to Miller Stream to drain ponded water, intermittently.

To deposit potentially acid-forming and low- or non-acid-forming overburden material sourced from the Cypress Mine site to the "Millerton backfill".

Public Enquiries

23 written public enquiries were responded to in October. 15 (65%) were answered on the same day, 4 (17%) the following day, and 4 (17%) within a week.

RECOMMENDATION

That the November 2009 report of the Consents Group be received.

Colin Dall
Consents & Compliance Manager

THE WEST COAST REGIONAL COUNCIL

Prepared for: Resource Management Committee
 Prepared by: Colin Dall – Consents & Compliance Manager and Michael Meehan – Compliance Team Leader
 Date: 29 October 2009
 Subject: **COMPLIANCE & ENFORCEMENT MONTHLY REPORT**

Site Visits

A total of 69 site visits were undertaken during the reporting period, which consisted of:

Activity	Number of Visits	Fully Compliant (%)
Resource consent monitoring	25	84
Dairy shed inspections	22	77
Complaint response	15	67
Mining compliance & bond release	7	100

Specific Issues

Dairy Effluent Discharges: Inspections continued throughout the Region. Council staff found some instances of non compliance which have been dealt with in accordance with the Council's Enforcement Policy.

Municipal Wastewater Treatment Systems: The Moana, Little Wanganui, Franz Josef, Fox Glacier and Haast oxidation pond systems were inspected in October.

Two of the pond systems, Franz Josef and Haast, were non-compliant and the issues of concern are being addressed with the Westland District Council.

Pike River Mine – Pike River Coal Limited: The mine's Coal Processing Plant and Tunnel Portal area were inspected on 7 October. The following was noted from the inspection:

- With the diversion of all mine water to the coal transport system, the water quality of Pond 1 had improved, therefore sludge disposal from Pond 1 had declined from up to twice a day to once every 10 to 14 days.
- Construction of the Coal Rejects Disposal Facility had begun, which is required to dispose of up to 5,000,000 m³ of coal rejects from the Coal Processing Plant (CCP).
- Pike River Coal Limited is investigating options for the treatment of CPP water prior to full production, as it is difficult to treat the water effectively when there is less coal in the slurry.
- From September 2009, water had been discharging from the CPP to the Big River on an almost daily basis. The discharge is continuously monitored via turbidity probes and datasondes in addition to monthly water quality sampling of Big River.

The Council received one notification of non-compliance from the Company for October. The discharge from Pond 1 to Pike Stream exceeded compliance limits due to a power failure to an underground sump level meter, which caused the meter to default and allowed the sump to overflow.

Pike River Coal Limited has re-programmed the system, and a back up level meter has been ordered.

Solid Energy (SENZ) Consent and Licence Monitoring:**Stockton Opencast Mine**

The water quality monthly results received by Council during the last reporting period showed that mine discharges were complying with the relevant consent conditions.

During the previous reporting period, the Council received a number of complaints regarding the quality of the water in the Ngakawau River. The river appeared to be yellow in colour in the afternoon of 14 October 2009 from the photographs supplied to the Council from the complainants.

The Council contacted SENZ, which had already been advised by the community notification process that is in place at the SGS office at Ngakawau.

SGS had taken water samples from the river and photographs at different points along the river during the morning of 14 October 2009. The river did not appear as yellow in these photographs when compared with the complainants' photographs and the sampling result showed no elevated levels of suspended solids in the Ngakawau River beyond what is expected as a result of the lime dosing to the Mangatini Stream.

SENZ provided further information to the Council from its real-time monitoring equipment in the Mangatini Stream. The information did not show any results to the contrary, however, real-time monitoring information for the Ngakawau River was not available due to the equipment being flood damaged. Therefore, it cannot be confirmed whether or not there were elevated levels of suspended solids in the Ngakawau River at the time.

SENZ subsequently confirmed that the lime dosing plant was operating without any problems on the 14 October 2009.

Compliance Officers will be visiting the mine in the near future and discussing the issue further with SENZ staff.

The Parliamentary Commissioner for the Environment (PCE) released her report to the House of Representatives on the environmental management and performance at Stockton Coal Mine. Part A of the report deals with the original purpose of the investigation which was an assessment of progress towards improved environmental management and performance at the mine. Part B of the report contains an examination of the regulatory regime pertaining to mining licences. The PCE made the following six recommendations in the report:

1. *The Minister for the Environment investigates which environmental conditions in, and associated with, mining and coal mining licences which are existing privileges under the Crown Minerals Act, require updating because significantly better environmental outcomes would follow, and that the Minister of Energy and Resources updates these conditions accordingly.*
2. *The Minister for the Environment investigates which environmental conditions in, and associated with, mining and coal mining licences, which are deemed resource consents under the Resource Management Act, require updating because significantly better environmental outcomes would follow, and initiates the necessary legislative amendments to empower local authorities to vary the conditions.*
3. *The Minister for the Environment initiates the necessary legislative amendments to empower local authorities to use the full range of enforcement provisions in Part 12 of the Resource Management Act when exercising their functions under s107 and s108 of the Crown Minerals Act.*
4. *The Minister for the Environment initiates the necessary legislative amendments to empower local authorities to use the full range of enforcement provisions in Part 12 of the Resource Management Act when exercising their functions in respect of deemed resource consents under the Resource Management Act.*
5. *The Minister of Conservation review the mining and coal mining licences which are existing privileges under the Crown Minerals Act and are for sites that include land managed by the Department of Conservation, to ensure that the existing conservation protection is adequate.*
6. *If and when approving the sale by Solid Energy of any coal mining licence which is an existing privileges under the Crown Minerals Act to a private entity, the Minister of Energy and Resources consult the Minister of Finance and the Minister for State-Owned Enterprises, as to how to ensure the Crown is not exposed to fiscal risk due to outdated and inadequately enforced environmental conditions associated with the licence.*

I note that none of the recommendations are directed to the Council. However, should the Minister for the Environment decide to follow up on Recommendations 1 and 2, it is envisaged that this would require input from the Council given that 64 (58%) of the 111 remaining mining licences are located in the West Coast.

Spring Creek Underground Mine

The Council received the Annual Work Programme and Environmental Monitoring Report 2009/2010 for the mine. Council staff will visit the site to discuss the report and work programme with SENZ environmental staff.

According to the Environmental Monitoring Report dust level monitoring results showed no significant increase beyond background levels and water monitoring results showed that water abstraction from, and discharges to, Seven Mile Creek were within compliance limits.

Complaints/Incidents between 29 September to 28 October 2009

The following 19 complaints/incidents were received during the reporting period:

Activity	Description	Location	Action/Outcome
Dairy	Dairy effluent discharge to water from overflowing sump	Franz Josef	Abatement and Infringement Notice issued
Dairy factory discharge	Alleged scum discharge to Hokitika River	Hokitika	Unsubstantiated
Dairy	Alleged non compliance from overflowing effluent ponds	Whataroa	Remediation works required to clean out ponds; no discharge observed
Air discharge	Greymouth Aquatic Centre complaint regarding emissions	Greymouth	Unsubstantiated
Whitebaiting	Alleged riverworks causing erosion	Karamea	No non compliance or erosion concerns noted
Discharge to land	Battery acid leak to land	Greymouth	Historic, no signs of recent discharges, will continue to monitor site
Odour	Complaint regarding a plane causing odour	Greymouth, Airport	Unsubstantiated
Sediment discharge	2 complaints regarding sediment discharge to Deadmans Creek	Fairdown	Unsubstantiated
Coal mining	2 complaints regarding the Ngakawau River running dirty	Ngakawau	See above report
Gravel take	Illegal gravel take	Inchbonnie	Remediation required
Landfill	Complaint regarding leachate discharge from landfill	Hokitika	Working with WDC to achieve compliance
Discharge to land	Complaint regarding fertiliser run off to drain	Hokitika	Unsubstantiated
Stormwater	Complaint regarding potential stormwater issues	Granity	Civil matter between the two parties
Coal mining	Twins Stream running dirty	Granity	Site meeting to be held with miner
Road construction	Road constructed on steep slope without relevant resource consent	Karamea	Retrospective resource consent application
Earthworks	Earthworks undertaken without resource consent	Haast	Compliant with permitted activity rules
Sediment discharge	Alleged dirty water from mining operation	Blackball	Unsubstantiated

Formal Enforcement Action

14

The following 2 abatement and 4 infringement notices were issued during the reporting period:

Notice	Activity	Location
Abatement	Discharge to land where it may enter water (mining)	Fox Creek
Abatement	Discharge to land where it may enter water (landfill)	McLeans Pit
Infringement (3 notices)	Discharge to land where it may enter water (landfill)	McLeans Pit
Infringement	Discharge to land where it may enter water (dairy)	Franz Josef

MINING

Work Programmes

The Council received the following 7 work programmes during the reporting period, 5 of which were processed within the 20-day target (shown in italics) and the remaining 2 work programmes require further information:

Date	Mining Authorisation	Holder	Location
<i>12/10/09</i>	<i>RC09084</i>	<i>Peter Morrison</i>	<i>Humphreys Gully</i>
16/10/09	RC09092	Amalgamated Mining	Nemona Forest
<i>21/10/09</i>	<i>RC02288</i>	<i>Solid Energy</i>	<i>Spring Creek</i>
21/10/09	RC09031	Henry Adams Contracting Ltd	Hou Hou
<i>27/10/09</i>	<i>RC01136</i>	<i>Eldon Holdings Ltd</i>	<i>Ngahere</i>
<i>27/10/09</i>	<i>RC98303</i>	<i>Eldon Holdings Ltd</i>	<i>Ngahere</i>
<i>28/10/09</i>	<i>RC02259 & RC08132</i>	<i>Birchfield Minerals Ltd</i>	<i>Blackball</i>

Bonds Received

The following bond was received in the reporting period:

Mining Authorisation	Holder	Location	Amount
RC09084	Peter Morrison	Humphreys Gully	\$6,000

Bond Releases

No bond releases are recommended.

OIL SPILL RESPONSE

No marine or terrestrial oil spills were reported.

RECOMMENDATION

That the November 2009 report of the Compliance Group be received.

Colin Dall
Consents & Compliance Manager

COUNCIL MEETING

THE WEST COAST REGIONAL COUNCIL

Notice is hereby given that an **ORDINARY MEETING** of the West Coast Regional Council will be held in the Offices of the West Coast Regional Council, 388 Main South Road, Greymouth on **Monday, 9 November 2009** commencing on completion of the Resource Management Committee Meeting.

A.R. SCARLETT
CHAIRPERSON

C. INGLE
CHIEF EXECUTIVE OFFICER

<u>AGENDA NUMBERS</u>	<u>PAGE NUMBERS</u>	<u>BUSINESS</u>
1.		APOLOGIES
2.		PUBLIC FORUM
3.	1 – 3	MINUTES
		3.1 Minutes of Council Meeting 13 October 2009
4.		REPORTS
	4 – 5	4.1 Planning and Environmental Manager's Report on Engineering Operations
	6 - 8	4.2 Corporate Services Manager's Report
	9 – 10	4.2.1 Schedule of Council Meeting Dates for 2010
5.		CHAIRMAN'S REPORT (VERBAL)
6.0	11	CHIEF EXECUTIVE'S REPORT
7.		GENERAL BUSINESS

THE WEST COAST REGIONAL COUNCIL**MINUTES OF THE MEETING OF THE COUNCIL HELD ON 13 OCTOBER 2009,
AT THE OFFICES OF THE WEST COAST REGIONAL COUNCIL, 388 MAIN SOUTH ROAD,
GREYMOUTH, COMMENCING AT 11.00 A.M.****PRESENT:**

R. Scarlett (Chairman), P. Ewen, A. Robb, T. Archer, D. Davidson, B. Chinn, A. Birchfield

IN ATTENDANCE:

C. Ingle (Chief Executive Officer), R. Mallinson (Corporate Services Manager), C. Dall (Consents and Compliance Manager), S. Moran (Planning and Environmental Manager), T. Jellyman (Minutes Clerk),
The Media

1. APOLOGIES:

There were no apologies.

2. PUBLIC FORUM

There was no presentation.

3. CONFIRMATION OF MINUTES

Moved (Archer / Davidson) *that the minutes of the Council Meeting dated 8 September 2009, be confirmed as correct.*

Carried

Matters arising

There were no matters arising.

REPORTS:**4.1 PLANNING AND ENVIRONMENTAL MANAGER'S REPORT ON ENGINEERING OPERATIONS**

S. Moran spoke to his report and asked that it be taken as read.

Moved (Robb / Ewen) *that the report be received.*

Carried

4.1.2 PROPOSED WHATAROA RATING DISTRICT

S. Moran spoke to this report advising that this proposal went out to the vote with the result being that there is insufficient support for a rating district to be set up. S. Moran advised that it is possible that the community may wish to amend the proposal. Cr Scarlett stated that a 56% return might not be a true reflection of how people feel. Cr Scarlett wondered if it would have been appropriate to remind people to vote. S. Moran responded that usually it is left up to those proposing a rating district to generate the interest. He advised that there were people who attended meetings that didn't take the time to vote. Cr Archer wonders whether ratepayers in some of these areas clearly understand what sort of groundswell of support is actually required. Cr Archer stated that he was of the view that there would need to be around 75% of respondents but currently we have a response of 11 out of 30 ratepayers. He feels this is not a high level of support and he would prefer a more consistent approach to gauge what would be an appropriate level of support. He stated that in this

case there is not a 75% threshold. Cr Scarlett stated that in the past the test has been if the majority wants a rating district then it goes ahead with the collective view of staff and Councillors taken into account. Cr Davidson asked how critical is the maintenance work on the existing structure. S. Moran responded that maintenance is required before it becomes a major job. Cr Scarlett asked if it is possible for those who didn't vote to be contacted so a view on this can be obtained. S. Moran confirmed this is possible for a rating district of this size, he confirmed that 13 people did not vote. C. Ingle suggested that by going with the recommendation to decline the formation of a rating district this would become the motivator for those who are championing the idea to ensure that everyone responds to voting. Cr Chinn feels that at least 75% of ratepayers need to be in favour of forming a rating district; he supports C. Ingle's advice. S. Moran advised that he would be speaking to those wanting to form the rating district later this week when he attends the annual rating district meetings in South Westland. Cr Archer feels that the implementation of a policy for the formation of rating districts may be prudent to ensure that at least 51% of the entire eligible ratepayers vote. He does not mean respondents as he feels there needs to be a clear preference of the majority of the ratepayers who actually vote. Cr Archer stated he would be happy with 75% of ratepayers responding also as he feels there needs to be a benchmark. Cr Robb stated that by having a policy in place those proposing a scheme would be given a clear guideline of what level of support they need to get prior to approaching Council. Cr Birchfield agrees with Cr Chinn and he agrees with putting a threshold on this and he feels that 75% in favour is fair. Cr Ewen also agrees with this.

Moved (Robb / Chinn) *that a proposal be brought back to Council by management to establish a clear policy or guideline for the percentage of ratepayer support needed to form a new rating district.*
Carried

5.1 CORPORATE SERVICE MANAGER'S REPORT

R. Mallinson spoke to his report noting that this is a positive financial report for the first two months of the financial year of \$1.2M. R. Mallinson reported that this is high because of increased realised profit from some of the large aerial contracts that were in progress but not completed at the 30th of June. R. Mallinson reported that there were positive budget variances in the general rate area of just under \$45,000. R. Mallinson reported that the investment income return is also positive at just under \$438,000 for this two month period.

Moved (Chinn / Archer) *that this report be received.*

Carried

5.1.1 ADOPTION OF AUDITED ANNUAL REPORT FOR THE YEAR TO 30 JUNE 2009

R. Mallinson tabled the Audit Report from Audit New Zealand advising that this is an unqualified audit opinion. He advised there have been two main differences of opinion with Audit New Zealand. The first relates to costs for the LTCCP audit, Council has previously requested that these costs be written off during the three year life of the LTCCP. The other difference of opinion relates to quarry aftercare liability provisions of \$108,000. R. Mallinson suggested to Audit New Zealand that Council sticks with the original provision of \$85,800 due to the uncertain future of some quarries.

Moved (Birchfield / Archer)

That Council adopt the audited Annual Report for the year to 30 June 2009 in accordance with Section 98 of the Local Government Act 2002.

Carried

6.0 CHIEF EXECUTIVES REPORT

C. Ingle spoke to his report advising that he was the Controller for the first shift for Exercise Ru Whenua. C. Ingle stated the exercise went well with some minor issues needing to be addressed.

C. Ingle drew attention to the two requests for sponsorship that are attached to his report. One of the requests is for sponsorship for the 50th Anniversary of Westland Tai Poutini National Park celebrations. C. Ingle advised that there is no budget in place for sponsorship but stated that Council may wish to support these causes in principle. Cr Davidson stated he supports in principle but feels that the Districts will probably be funding this and it would mean that the ratepayers would be paying twice. Cr Archer agrees with Cr Davidson and stated that Council needs to be sticking to its core business, as there is no budget for sponsorship.

Moved (Archer / Robb) *that the Chief Executive's Report be received.*

Carried

7.0 CHAIRMANS REPORT (VERBAL)

The Chairman reported that he, Cr Ewen and C. Ingle met with Mr Laurence Yule, President of Local Government New Zealand on the 14th of September. Cr Scarlett advised that issues relating to this area were discussed; Mr Yule also met with territorial authorities during his visit to the West Coast. Cr Scarlett reported that he participated in a teleconference with the Regional Affairs Committee to discuss biosecurity issues relating to Tb and funding of the Tb levy. Other matters regarding the Animal Health Board and the expectations of both parties were discussed. Cr Scarlett advised that he met with Hon Gerry Brownlee on the 17th of September. Cr Ewen and C. Ingle also attended this meeting. Cr Scarlett recently met with Mr Basil Morrison, Chairman of the Local Government New Zealand Superannuation Scheme.

Moved (Scarlett / Archer) *that this report be received.*

Carried

GENERAL BUSINESS

There was no general business.

The meeting closed at 11.32 a.m.

.....
Chairman

.....
Date

4.1

THE WEST COAST REGIONAL COUNCIL

Prepared for: Council Meeting – 9 November 2009
Prepared by: S. Moran – Planning & Environmental Manager
Date: 29 October 2009

4

Subject: **PLANNING & ENVIRONMENTAL MANAGER'S MONTHLY REPORT
ON ENGINEERING OPERATIONS**

1. WORKS

a) Greymouth Rating District – Upgrade Design

Good Earth Matters Consulting is maintaining progress in terms of their proposed timelines. Design work is continuing and is to be completed by 6 November 2009

b) Southside Rating District – Maintenance

This work involving 550 tonnes of rock to top up slumped rockwork has been completed by MBD Contracting.

c) Redjacks Creek Rating District

This work involving 300 tonnes of rock to top up slumped rockwork, channel clearing and drain clearance has been completed by MBD Contracting.

d) Wanganui Rating District – Maintenance

This work involving 1136 tonnes of rock to top up slumped rockwork has been completed by MBD Contracting.

e) Franz Josef Rating District – Maintenance

This work involving 500 tonnes of rock to top up existing rockwork has been tendered and completed. Four tenders were received and ranged from \$11,500.00 to \$15,430.00 (G.S.T. Exclusive). The successful tenderer was G.H. Foster Contracting Ltd.

f) Lower Waiho Rating District – Maintenance

This work involving 750 tonnes of rock to top up existing rockwork has been tendered and completed. Four tenders were received and ranged from \$19,050.00 to \$23,182.50 (G.S.T. Exclusive). The successful tenderer was G.H. Foster Contracting Ltd.

g) Waitangitaona Rating District – Maintenance

This work involving 200 tonnes of rock and 750 tonnes of rubble to top up existing rockwork has been tendered and completed. Four tenders were received and the successful tenderer was Arnold Contracting Ltd at \$15,250.00 (G.S.T. Exclusive).

h) Kowhitirangi Rating District

This work involving 250 tonnes of rubble and 200 tonnes of rock to top up existing works was tendered. Three tenders were received and the successful tenderer was Taylors Contracting Co. Ltd at \$4,384.00 (G.S.T. Exclusive).

i) Vine Creek Rating District

This work involving 1,500 tonnes of rubble to top up existing works was tendered. Three tenders were received and the successful tenderer was Taylors Contracting Co. Ltd at \$7,072.00 (G.S.T. Exclusive).

2. Rating District annual meetings

All rating district meetings have been completed. The minutes will be presented at the December Council meeting for consideration and staff are working through the action points that were raised.

3. QUARRIES

Quarry Rock Movements For The Period 1 September To 30 September 2009

Quarry	Rock In Quarry 31/08/09	Rock Used	Rock Quarried	Rock In Quarry 30/09/09
Blackball	904	0	0	904
Camelback	0	865	865	0
Inchbonnie	8840	1520	0	7320
Kiwi	1438	300	0	1138
Miedema	0	0	0	0
Okuru	560	0	0	560
Taramakau	0	0	0	0
Wanganui	2204	200	0	2004
Whataroa	2000	0	0	2000
Totals	15,946	2885	865	13,926

4. Quarry Work Permitted Since 30 September 2009

Quarry	Contractor	Tonnage Requested	Permit Start	Permit Finish
Camelback	MBD Contracting	450	28-09-09	02-10-09
Camelback	Westroads	100 of rubble	12-10-09	23-10-09
Wanganui	MBD Contracting	1100	05-10-09	19-10-09
Whataroa	Arnold Contracting	200 plus rubble	12-10-09	19-10-09
Whataroa	G.H Foster Contracting	1250	12-10-09	29-10-09

RECOMMENDATION

That this report be received.

Simon Moran
Planning and Environmental Manger

THE WEST COAST REGIONAL COUNCIL

Prepared for: November Council Meeting
 Prepared by: Robert Mallinson – Corporate Services Manager
 Date: 28 October 2009

1. Financial Report

FOR THE THREE MONTHS ENDED 30 SEPTEMBER 2009	ACTUAL	YEAR TO DATE BUDGET	ACTUAL % ANNUAL BUDGET	ANNUAL BUDGET
REVENUES				
General Rates	479,753	478,250	25%	1,913,000
Rates Penalties	27,326	18,750	36%	75,000
Investment Income	643,431	193,750	83%	775,000
Regulatory	252,843	290,323	26%	976,191
Planning Processes	17,389	42,338	10%	169,350
Environmental Monitoring	0	0	0%	0
Emergency Management	10,172	10,000	20%	50,000
River, Drainage, Coastal Protection	239,763	273,155	22%	1,092,618
Regional % Share Controls	143,684	143,750	25%	575,000
VCS Business Unit	1,227,076	934,450	33%	3,737,800
	3,041,437	2,384,765	32%	9,363,959
EXPENDITURE				
Representation	92,138	96,001	24%	384,003
Regulatory Activities	472,999	421,642	28%	1,686,568
Planning Processes	128,183	147,489	22%	589,954
Environmental Monitoring	148,537	184,291	20%	737,163
Emergency Management	32,819	32,903	25%	131,612
River, Drainage, Coastal Protection	456,110	1,288,359	9%	5,153,434
Regional % Share Controls	212,101	188,716	28%	754,862
VCS Business Unit	347,989	831,359	10%	3,325,436
Portfolio Management	13,615	0		0
	1,904,491	3,190,758	15%	12,763,032
SURPLUS / (DEFICIT)	1,136,946	-805,993		-3,399,073

BREAKDOWN OF SURPLUS (-DEFICIT)	Variance Actual V Budgeted YTD	ACTUAL	BUDGET Year to date	ANNUAL BUDGET
Rating Districts	786,356	-162,435	-948,791	-3,795,164
Quarries	-15,492	-19,333	-3,842	-15,366
Regional % Share of AHB Programmes	-23,452	-68,417	-44,966	-179,862
Investment Income	436,066	629,816	193,750	775,000
VCS Business Unit	775,996	879,087	103,091	412,364
Other	0	0	0	0
General Rates Funded Activities	-16,538	-121,772	-105,236	-596,045
TOTAL	1,942,939	1,136,946	-805,993	-3,399,073

Net Contributors to General Rates Funded Surplus (-Deficit)	Actual	Budet ytd	Annual Plan
<u>Net Variance</u>			
<u>Actual V YTD</u>			
Rates	1,503	479,753	1,913,000
Rates Penalties	8,576	27,326	75,000
Representation	3,863	-92,138	-384,003
Regulatory Activities	-88,837	-220,156	-710,377
Planning Activities	-5,643	-110,794	-420,604
River, Drainage, Coastal Protection (excl.)	27,993	-34,579	-250,286
Environmental Monitoring	35,754	-148,537	-737,163
Emergency Management	256	-22,647	-81,612
	-16,538	-121,772	-596,045

STATEMENT OF FINANCIAL POSITION AS AT 30 SEPTEMBER 2009

	@ 30/09/2009	@ 30/06/2009
<u>CURRENT ASSETS</u>		
Cash	343,800	66,831
Short term Deposit - Westpac	702,130	1,303,942
Accounts Receivable - Rates	1,492,585	209,243
Accounts Receivable - General Debtors	248,315	728,118
Prepayments	127,009	103,062
Sundry Receivables	143,775	145,750
Stock - explosives	0	0
Stock - VCS	23,903	32,437
Stock - Rock	45,261	49,603
Stock - Office Supplies	14,624	14,624
Accrued Rates Revenue		
Unbilled Revenue	224,640	227,560
	<u>3,366,042</u>	<u>2,881,170</u>
<u>Non Current Assets</u>		
Investments	11,153,881	10,513,944
Fixed Assets	3,810,251	3,780,748
Infrastructural Assets	39,403,646	39,403,646
	<u>54,367,778</u>	<u>53,698,338</u>
TOTAL ASSETS	<u>57,733,820</u>	<u>56,579,508</u>
<u>CURRENT LIABILITIES</u>		
Bank OD		0
Accounts Payable	495,304	1,131,602
GST	181,247	83,965
Deposits and Bonds	415,927	403,400
Sundry Payables	122,963	388,778
Accrued Annual Leave, Payroll	235,102	234,902
Other Revenue in Advance	15,000	15,000
Rates Revenue in Advance	842,844	0
	<u>2,308,387</u>	<u>2,257,647</u>
<u>NON CURRENT LIABILITIES</u>		
Future Quarry restoration	85,800	85,800
Punakaiki Loan	274,834	283,435
Lower Waiho Loan	35,964	45,295
Office Equipment and IT Leases	88,435	103,877
	<u>485,033</u>	<u>518,407</u>
TOTAL LIABILITIES	<u>2,793,420</u>	<u>2,776,054</u>
<u>EQUITY</u>		
Ratepayers Equity	20,479,822 }	20,479,822
Surplus Tsfrd.	1,136,946 }	
Rating District Equity Mvmts	-24,583 }	
Rating Districts Equity	2,432,450	2,407,867
Tb Special Rate Balance	-36,374	-36,374
Revaluation	22,714,725	22,714,725
Quarry Account	152,414	152,414
Investment Growth Reserve	8,085,000	8,085,000
TOTAL EQUITY	<u>54,940,400</u>	<u>53,803,454</u>
LIABILITIES & EQUITY	<u>57,733,820</u>	<u>56,579,508</u>

2. Investment Portfolio

PORTFOLIO @ 30 September 2009 Summary & Reconciliation		Cash	Bonds	Australasian Equities	International Equities	Property Equities	Alternative Asset Classes	Total
Portfolio Value @ Start	01 July 2009	2707972	3898343	1128754	1243964	583366	930569	10492968
Contributions		211495	0	516000	163	0	0	727658
Withdrawals		-163	-516000	-7015	-73986	-1341	-129153	-727658
Realised Gains/(Losses)								0
Price		-26643	1680				54800	29837
FX		0		5605	73824	1341	73211	153981
adj.		4698						4698
Unrealised Gains/(Losses)								0
Price		7590	11565	249860	134249	80941	37226	521431
FX				-20572	-86203	-2960	-47989	-157723
Mgmt Fee								0
Interest Income		50277	35047	3721		1026	4417	94488
Changes Accrued Interest		3379	23498					26877
Dividends				13976	6583	9994		30553
reversal Hedges 30.6.09				-8843	-26079	-1691	-33142	-69755
Current Hedges @ 30.9.09				8155	3099	1347	-7049	5552
Portfolio Value @ End Period	30 September 2009	2958606	3454134	1889641	1275613	672024	882889	11132907
ytd return for	3 months	1.26%	2.11%	15.66%	10.62%	15.56%	13.73%	
Portfolio return year to date of								6.10%

0
639939

Asset Allocation %'s @ 30 September 2009	Benchmarks	Tactical asset allocation range	
Cash	27%	25%	10% - 50%
Bonds	31%	25%	10% - 50%
Australasian Equities	17%	15%	0% - 20%
International Equities	11%	15%	0% - 20%
Property Equities	6%	5%	0% - 10%
Alternative Asset Classes	8%	15%	0% - 20%
	100%	100%	

3. General Comment

Total operating expenditure for the two month period to 30 September was \$1,904 million. Total operating revenues for the same period amounted to \$3.041 million.

The operating surplus for the period amounted to \$1.137 million.

The Investment portfolio showed a \$640,000 increase in value since 30 June 2009. This is a 6.10% return for the September quarter.

In the general rate funded area, there were positive budget variances amounting to \$16,536 for the three month period.

4. Loan Raising

In accordance with the resolution passed at the August Council meeting, Council has now completed all the documentation required by Westpac for the loan rising of \$3 million.

I can report that on 27 October Council entered into forward interest rate swap arrangements with Westpac (for the \$2 million being borrowed on 5 and 10 year interest rate swap arrangements) on the following basis;

- \$1,000,000 5 year swap 6.22% (+ the Bank margin of 0.95%)
- \$1,000,000 10 year swap 6.57% (+ the Bank margin of 0.95%)

The swaps commences on 1 March 2010, at which date the Council will uplift the \$2 million loan funds the subject of the interest rate swap.

The \$1 million which Council is borrowing on a floating rate basis will be uplifted when required.

RECOMMENDATION

That this report be received.

Robert Mallinson
Corporate Services Manager

THE WEST COAST REGIONAL COUNCIL

Prepared for: Council Meeting – 9 November 2009
Prepared by: Robert Mallinson – Corporate Services Manager
Date: 27 October 2009

Subject: **SCHEDULE OF MEETING DATES FOR 2010**

Attached is a proposed meeting date schedule for 2010.

All dates are the second Tuesday of the month.

RECOMMENDATION

That Council adopt the 2010 Schedule of Meeting Dates.

Robert Mallinson
Corporate Services Manager

THE WEST COAST REGIONAL COUNCIL

SCHEDULE OF MEETING DATES FOR 2010

ORDINARY MEETING AND RESOURCE MANAGEMENT MEETINGS

(Held 2nd Tuesday of the Month – Commencing at 10.30 a.m.)

MEETING MONTH	DATE
2010	
January	No Meeting
February	9 th
March	9 th
April	13 th
May	11 th
June	8 th
July	13 th
August	10 th
September	14 th
October	12 th
November	9 th
December	14 th

THE WEST COAST REGIONAL COUNCIL

Prepared for: Council Meeting 9 November 2009
 Prepared by: Chris Ingle – Chief Executive
 Date: 2 November 2009
 Subject: **CHIEF EXECUTIVES REPORT**

Meetings Attended

The meetings I have attended since the 13 October Council meeting include:

- Attended the annual Greymouth, Kongahu, Karamea, Kaniere, Southside, Raft Creek, Kowhitirangi and Vine Creek Rating District Meetings.
- Attended an Animal Health Board meeting held at Shantytown on 22 October.
- Met with Bruce Robertson, Assistant Auditor General on 23 October.
- Chaired the Envirolink Governance Committee Meeting in Wellington on 28 October.
- Met with Development West Coast CEO John Chang to discuss the proposed Regional Energy Strategy on 29 October.
- Met with Council lawyer and consultant ecologist in Christchurch 29 October to discuss the planning and consultation work I have done on wetlands.
- Attended the SOLGM branch meeting in Christchurch on 30 October.
- Attending LGNZ Zone 5 meeting on Thursday 5 November.

Wetlands Court Case

Mr Moran's Planning Report advises Council that there may be budgetary implications arising from the Department of Conservation's appeal on the Wetlands Variation, which is now proceeding to environment court. The Council has not set aside money to defend this case and it may cost between \$50,000 – \$100,000, for Council's legal and consultant costs.

The case has been set down for week of 14 December 2009. Council should be aware that as well as the external costs, there are implications for the timeframes of other work the Council is involved with. Mr Dall, Mr Moran and myself have been asked to prepare briefs of evidence for this case, which could set important precedents for the application of RMA law in the West Coast situation. Due to time it will take to prepare and present this evidence to the court I predict that other Council work may be delayed significantly.

Council has recently put a second Variation out to add/amend 4 wetlands in the Plan, following a thorough review of the existing schedule by DoC ecologists and Council staff. Because a review has already occurred and new protection has been put in place where appropriate, the Council will defend its position that the relief sought by DoC will make it harder than necessary for West Coasters to provide for their social, economic and cultural wellbeing and that the wetland protection in the current version of the Plan goes far enough.

Animal Health Board Proposed TB Strategy and Council's Submission

I am currently preparing a submission on the proposed new AHB national TB Strategy. Councillors discussed this matter with AHB CEO William McCook when he attended the August Council meeting. The proposal has not changed as a result of that discussion, so our Council submission needs to repeat those arguments again. I proposed to circulate the submission via email once I have a draft ready. It needs to be sent in by the end of November, so cannot be approved at our December meeting.

RECOMMENDATION

That this report be received.

That Council confirm it is acceptable to approve the TB Strategy submission by email.

Chris Ingle
 Chief Executive

THE WEST COAST REGIONAL COUNCIL

To: Chairperson
West Coast Regional Council

I move that the public be excluded from the following parts of the proceedings of this meeting, namely, -

Agenda Item No. 8.

12 – 17	8.1	Confirmation of Confidential Minutes 13 October 2009
	8.2	Overdue Debtors Report (to be tabled)
18	8.3	Future of the Quarry Truck, Compressor, and Drill Rig
19 - 27	8.4	OceanaGold Limited – Discharge of Minewater to Devils Creek

Item No.	General Subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution.
8.			
8.1	Confirmation of Confidential Minutes 13 October 2009		Section 48(1)(a) and in particular Section 9 of 2nd Schedule Local Government Official Information and Meetings Act 1987.
8.2	Overdue Debtors Report		
8.3	Future of the Quarry Truck, Compressor, and Drill Rig		
8.4	Oceana Gold Limited – Discharge of Minewater to Devils Creek		

I also move that:

- Chris Ingle
- Robert Mallinson
- Simon Moran
- Colin Dall

be permitted to remain at this meeting after the public has been excluded, because of their knowledge on the subject. This knowledge, which will be of assistance in relation to the matter to be discussed.

The Minutes Clerk also be permitted to remain at the meeting.