

19 April 2022

File Ref: OIAP-7-24006

Brian Warburton

By email: fyi-request-18971-22f11d1d@requests.fyi.org.nz

Tēnā koe Brian

Request for information 2022-048

I refer to your request for information dated 11 April 2022, which was received by Greater Wellington Regional Council (Greater Wellington) on 11 April 2022. You have requested the following:

“Further to my recent request for information about the Environment Court proceedings. I note that the document GWRC has provided entitled: "Affirmation of Iain Nicholas Dawe in support of section 293 application 1 October 2021 refers to:

- *GWRC contacting all territorial authorities about the matter and also receiving confirmation from those parties (para.36)*
- *GWRC filing a memorandum dated 23 April 2021 with the Environment Court.(para.37)*

Please provide me with:

1. *in respect of Para. 36 of Mr Dawe's affirmation all correspondence to and from Porirua City Council*
2. *in respect of Para. 37 of Mr Dawe's affirmation a copy of the 23 April 2021 memorandum and a list of recipients.”*

Greater Wellington’s response follows:

1. Correspondence with Porirua City Council

Greater Wellington contacted Porirua City Council and spoke with planning staff in February 2021 to discuss the s293 application prior to submission and invited feedback. This was followed up with written email correspondence between 1 and 22 March 2021. This correspondence can be viewed in **Attachment 1**.

Porirua City Council was contacted again on 5 October when Counsel acting on behalf of Greater Wellington, applied to the Environment Court for a declaration and consequential orders in relation to the way river mouths are identified in the Proposed Natural Resources Plan. This correspondence can be viewed in **Attachment 2**.

2. 23 April 2021 memorandum and recipients

Attachment 3 is a copy of; “Memorandum of counsel on behalf of Wellington Regional Council: Updating Court as to consent order process dated, 23 April 2021”, that was referenced in; “Affirmation of Iain Nicholas Dawe in support of section 293 application dated, 1 October 2021. We have withheld some information in **Attachment 3** under section 7(2)(a) of the Local Government Official Information and Meetings Act 1987 – to protect the privacy of natural persons, including that of deceased natural persons.

We have considered whether the public interest in the requested information outweighs Greater Wellington’s need to withhold certain aspects of the requested information. As a result, we do not consider that the public interest outweighs Greater Wellington’s reason for withholding parts of the document under the ground identified above.

The 23 April 2021 Memorandum was issued before the Environment Court at Wellington | Mua I te Kōti Taiao Te Whanganui-a-Tara Rohe.

If you have any concerns with the decision(s) referred to in this letter, you have the right to request an investigation and review by the Ombudsman under section 27(3) of the Local Government Official Information and Meetings Act 1987.

Please note that it is our policy to proactively release our responses to official information requests where possible. Our response to your request will be published shortly on Greater Wellington’s website with your personal information removed.

Nāku iti noa, nā



Al Cross
Kaiwhakahaere Matua Taiao | General Manager Environment Management