

WORKSHOP MATERIAL

Date of Release: 27 April 2023

Workshop: Future of Environmental Policy and Transitioning and Resource Management Reform

Date: Wednesday, 8 March 2023

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Environmental Policy and Transitioning to new plans options for 2023 and beyond



Thriving and resilient Tasman communities

Purpose

- To outline high level options for transitioning to the new system that will replace the Resource Management Act plans
- Seek feedback and possible preferences from Council

Agenda

- Current work program
- New legislation and implications
- Options for moving to the new system

Current work program

Tasman Environment Plan (TEP)

- Half way through issues & options work
- Consultation complete on around half of TEP topics
- Consultation mid 2023 on rest of topics
- Includes big issues like Natural hazards, Biodiversity, Freshwater

Current work program

Other Environmental policy work

- Te Waikoropupū WCO
- Growth Plan Changes
- Mapua Master Plan
- Deferred zoning PC
- Urban Growth and Govt reporting
- Future Development Strategy – implementation and review

New legislation and implications

Resource Management Act (RMA) will be repealed & replaced with three new Acts:

1. Spatial Planning Act (SPA)

2. Natural and Built Environment Act (NBEA)

3. Managed Retreat and Climate Change Adaption Act (CAA)

Key Planning Instruments

National Planning Framework (NPF)

- Existing national direction collated into NPF
- Sets national and potentially regional environment limits and targets and will apply to:
 - Air - Indigenous biodiversity - Coastal water - Estuaries
 - Freshwater - Soil

Regional Spatial Strategy (RSS)

- 30 years + vision, objectives
- Priority actions
- Implementation plans and agreements
- Collaboration – iwi, central and local govt
- Links NBEA, LGA, LTA, CCRA

Natural and Built Environment Plan (NBE Plan)

- Combined Plan for Tasman & Nelson-
- Directed by National Planning Framework (NPF)
- Needs to be consistent with the RSS
- Council input via RSS and *voluntary instruments* Statements of Community Outcomes (SCO) or Statements of Regional Environmental Outcomes (SREO)

Governance & Decision Making

Regional Planning Committee (RPC)

Purpose: to make, maintain and monitor implementation of RSS and NB plans for Region

- RPC composition & process joint decision between TDC, NCC, Iwi
- Councils must in good faith **jointly fund** and provide resources
- Iwi participation agreements required to start ball rolling
- Supported by Secretariat (RPC appoint director)

Time frames

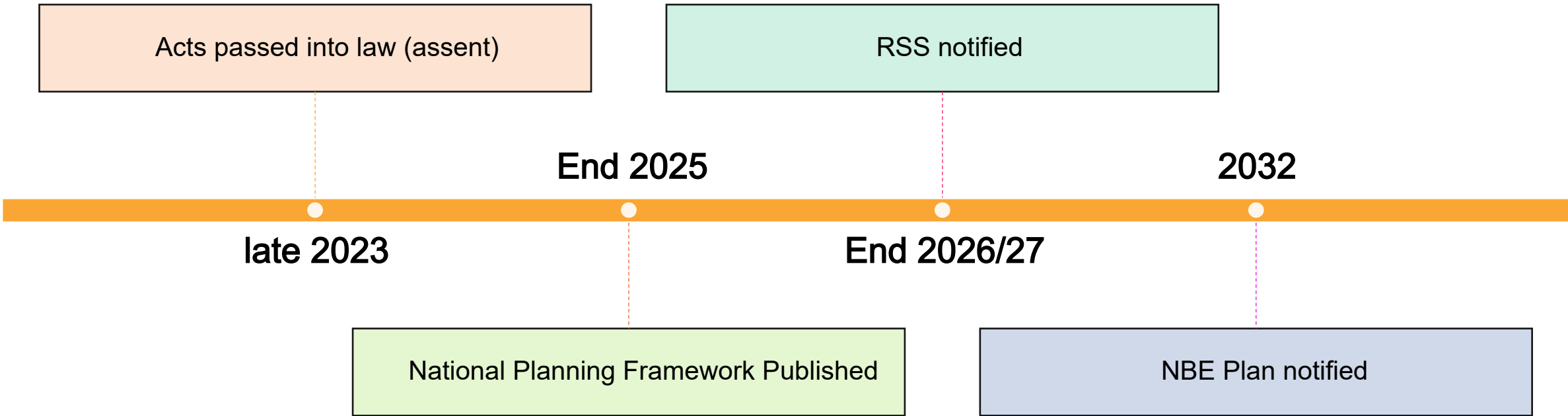
RPC must notify draft RSS within seven years of Royal Assent

- Unless Minister sets a later date
- No time frames for completion of RSS process

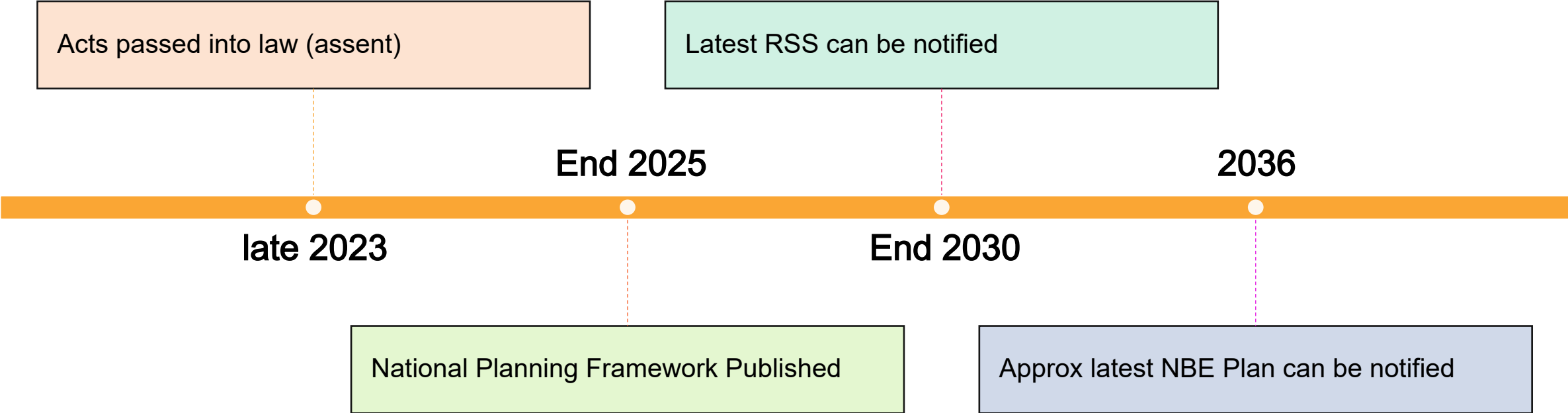
RPC must notify NBE plan within four years of RSS being adopted

Can't start drafting RSS until the Government completes the National Planning Framework – end of 2025

Time frames – quickest



Time frames- slowest



Considerations

- TRPS and TRMP will remain until new NBE Plan is operative
- Establishing the RPC likely to take at least two years
 - Resourcing required through LTP
 - Iwi participation agreements to be established
 - Information/data/evidence gathering
 - Staffing of secretariat (policy, GIS, science, engineering etc)
- FDS requires review in 2025 (commencing start 2024)

Options for moving to the new system

Three high level options:

Option 1: Early Adopter ~~er~~ move now

Option 2: Fast Follower ~~er~~ let the dust settle

Option 3: Late adopter ~~er~~ wait and see

Must consider implications for Nelson and preferences of iwi

Options 2 & 3 have sub options....

BAU not a viable option

Option 1: Early Adopter – move now

Defer all BAU and commence transition to new system

Dedicate resources and time to establish a strategic project team to design with iwi and NCC governance structure and processes to implement this workstream.

- Opportunity for Government resources – MfE
- Risk with rushed legislation and new system
- Iwi capacity to go now?
- Would commence by end of 2023
- Council resourcing – science and information requirements significant

But we haven't seen the Managed Retreat and Climate Change Adaption Bill or the proposed National Planning Framework

Option 2: Fast Follower

Wait two years for new system to bed in:

- Progress priority plan change/s to TRMP: and
- Freshwater Plan
 - Freshwater PC to meet Dec 2024 deadline
 - Decision on whether this is joint with Nelson or two separate PCs?
- Start preparing for transition

➤ Opportunity to learn from early adopters

➤ Gives iwi more time

➤ Plan changes can be rolled into NBE plan

➤ Could resolve some big planning issues now and avoid re-litigation in a few years

Option 3: Late adopter

- Progress series of plan changes to TRMP : and
 - Start preparing for transition (2023h)
 - Freshwater Plan
 - Freshwater PC to meet Dec 2024 deadline
 - Decision on whether this is joint with Nelson or two separate PCs?
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- Opportunity to learn from others
 - Gives iwi more time
 - TRMP getting older ...

Considerations

What is important for our communities?

Pressing issues include deferred zone PC, Growth, freshwater, ONLF work to date, can these wait?

Discussions with:

- MfE on early adopter resourcing and support
- Iwi on preferences and views
- Nelson regarding timing and priorities



Thank you

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