

**BEFORE THE WEST COAST REGIONAL COUNCIL & GREY DISTRICT  
COUNCIL OPERATING AS JOINT DECISION-MAKERS THROUGH THEIR  
APPOINTED COMMISSIONER PANEL**

*IN THE MATTER OF* An application under Part 6 of the Resource  
Management Act 1991

*AND*

*IN THE MATTER OF* An application by TIGA Minerals and Metals  
Limited for resource consents. Reference  
WCRC: RC-2023-0046 and GDC: LUN-  
3154/23

*AND*

*IN THE MATTER OF* An application at a Site on Barrytown Flats, State  
Highway 6, approximately 9km south of the  
Punakaiki Township at 36km north of  
Greymouth, to establish and operate a mineral  
sands mine in an area of roughly 63 ha over 12  
years, including the construction of associated  
infrastructure, such as a processing plant and  
associated facilities of an area of about 2.0 ha up  
to 15m in height and for a minimum average of  
50 truck movements per day

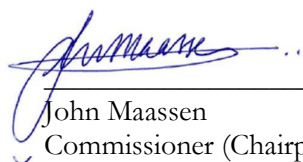
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**MINUTE NO. 8 FROM THE PANEL ON TIGA APPLICATION**  
**Dated 26 FEBRUARY 2024**

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- 1 Following a resumed AVL hearing on 26 February 2024 to hear the Director-General of Conservation's (D-GoC's)\_submission, the Panel issues this email as Minute 8.
- 2 Further information may come from the Applicant to address the D-GoC's information sufficiency concerns identified in Ms Warnock's legal submissions at the AVL hearing delivered on 26 February 2024 about the effects on the Westland Petrel. Notably, the nature and extent of residual night-time lighting after the original Applicant's offered condition at the start of the hearing preventing night-time pit mining. In addition, information on the night-time vehicle movements of the activity to understand what contribution the activity will make to baseline night-time movements on SH6 calculated in Appendix 2 to Ms Simister's primary SOE. There may also be an Applicant's memorandum on how these matters and the proposed regime to respond to Petrel mortalities will operate through proposed revised conditions or a revised Avian Management Plan.
- 3 There will also be further information to address information requests from Commissioners on 26 February about GHGs.
- 4 With more information and analysis likely, the information should be available to at least the D-GoC to review and probably the other experts on Westland Petrel. That information is not appropriately received in reply without comment from contributing experts, given the legal and ecological importance of the topic.
- 5 Accordingly, the timetable in Minute 7 is suspended pending a clearer picture of how to address these matters procedurally. The intention is that whatever process the Panel uses to accommodate these matters, Mr Harding's evidence and the s42A planning updates can only be sensibly finalised and complete after the information is supplied and considered by those people.

- 6 The GHG issue is also, as Ms Warnock agreed, novel and some thought about appropriate guidance to the Panel by Council planners would be appreciated.
- 7 The Panel asked for Wilson 2017, cited by Ms Simister, the NSW *Gloucester* case in the Land and Environment Court on GHGs cited by Ms Warnock and a link to the recommendations report on national planning standards arising from the D-GoC's case on functional need.
- 8 The Panel omitted to mention in Minute 7 that the Panel agreed with Mr Geddes last Tuesday before the recess that a peer review of Mr Fuller's traffic assessment was desirable and that should be circulated as soon as it is available.
- 9 The Panel's Chairperson would also appreciate from Mr Geddes some idea of the following to the extent it is feasible:
  - (a) The degree that lighting effects on the Westland Petrel have informed the Te Tai Poutini proposed plan in terms of development rights to subdivide and develop land in Barrytown, e.g. through s32 analysis and provisions.
  - (b) A sense of how the existing environment through subdivision and development might occur from any unchallenged parts of the proposed plan or the existing plan causing light emissions.
  - (c) Whether on the proposed plan, D-GoC made submissions to address the lighting matter by controlling land uses in Barrytown.
- 10 The listed information from the Chairperson is requested in a memorandum circulated to all parties by 4 March.
- 11 All information on the matters above should be posted on the Council website.



John Maassen

Commissioner (Chairperson)