

OIR: 2425/1237

10 February 2025

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Tēnā koe ██████,

Request for Information under the Local Government Official Information and Meetings Act 1987 (the Act) (the LGOIMA)

Thank you for your email of **8 January 2025** requesting the following information:

I write in reference to the Strategy, Operations, and Finance Committee Meeting convened on 5 December 2024, specifically agenda item 9.3, "Responding to the Coastal Advisory Panel's Report."

1. At 4.3, the report states (page 111):

"The Panel was established...endorsed by the Council via a Terms of Reference...."

Could you please provide me with a copy of the Terms of Reference to which the report refers.

The "terms of reference" referred to on page 111 of the report refers to the Co-Design Working Group's report ("the report"), and specifically its recommendations relating to the Panel's scope, which Council approved by resolution 2020/41 at its meeting of 10 December 2020.

The report is available from the Council website at:

https://kapiticoast.infocouncil.biz/Open/2020/12/CO_20201210_AGN_2272_AT_WEB.htm

2. At Table 1, 4th row, the report states (page 114):

"Package - Statutory (RMA) Coastal Adaptation Planning"

Please provide the documentation the Council staff relied upon to make the above statement.

To clarify, the 4th row of Table 1 is a heading which aims to categorise and distinguish the Coastal Advisory Panel's recommendations relating to the statutory requirements for a coastal plan change, from recommendations related to other types of adaptation action.

Please note that any information provided in response to your request may be published on the Council website, with your personal details removed.

This categorisation aligns with legislation that sets out expectations for territorial authorities on this matter. In addition to Schedule 1 requirements of the Resource Management Act 1991, for example, [Section 74 \(2\)\(e\) of this Act](#) sets a requirement for territorial authorities to also 'have regard' for "any national adaptation plan made in accordance with [section 5ZS](#) of the Climate Change Response Act 2002".

- 3. In Table 2, Option B - Risks, the report states (page114):**
"Partners and stakeholders...could become frustrated and disengaged..."
Could you please provide a list of the partners and stakeholders to which the report refers and the documentation relied upon or referencing to make the statement "...could become frustrated and disengaged..."

Just under 1,500 items of [feedback were received from the community](#) alongside key partners including iwi, and Greater Wellington Regional Council. I understand that the statement refers to the *potential* for frustration and engagement amongst those partners and stakeholders who made a considerable commitment of time and effort to provide feedback to and/or engaged in the Takutai Kāpiti process.

As there is no list of partners and stakeholders to which the report refers and no specific documentation was relied upon to make this statement, this part of your request is refused under section 17(e) of the Act as the documents alleged to contain the information requested do not exist.

- 4. The Risk column further states:**
"An alternative approach to coastal hazard adaptation would need to be developed..."
Please provide the documentation the Council staff relied on or referenced to make that statement.

I understand that this statement intends to note that coastal hazards will be an ongoing issue for this district into the future, which it will need to plan for. No specific documents were relied upon to make this statement, and accordingly this part of your request is refused under section 17(e) of the Act as the documents alleged to contain the information requested do not exist.

You have the right to request the Ombudsman to review this decision. Complaints can be sent by email to info@ombudsman.parliament.nz, or by post to The Ombudsman, PO Box 10152, Wellington 6143.

Ngā mihi,



Kris Pervan
Group Manager Strategy and Growth
Te Kaihautū Rautaki me te Tupu