



Extension of Time Periods

Sections 37 and 37A, Resource Management Act 1991 (RMA)

Application Number: U190438
Applicant: The New Zealand King Salmon Co Limited
Location: North of Cape Lambert
Description of Activity: To install new salmon farms within a 1791 hectare site located between 5 kilometres and 12 kilometres due north of Cape Lambert.
Date Application Lodged: 5 July 2019

1. Time Extension **[Section 37(1)(a)]**

This decision relates to the power to extend a time period specified in the RMA or in regulations, whether or not the time period has expired.

2. Nature of Time Extension **[Section 37A(3)]**

The relevant time limit imposed on Council applies in respect of an application for a resource consent; an application to change or cancel a condition; or a review of a resource consent.

3. Matters to Take Into Account **[Section 37A(1)]**

Who may be directly affected by the time extension and what are their relevant interests? [section 37A(1)(a)].

Applicant – avoiding an unduly lengthy and expensive application process.

Would the extension promote the interests of the community in achieving adequate assessment of the effects of the proposal? [section 37A(1)(b)].

Yes – the application contains eleven technical reports. The time extension will enable additional time for those reports to be reviewed and information gaps identified and filled prior to notification of the proposal. This will enable interested members of the community to make meaningful input based on comprehensive assessments of effects of the proposal.

Would granting the time extension result in an unreasonable delay? [section 37A(1)(c)].

No, the delay is reasonable given the scale and complexity of the application.

4. Time Period(s) to be Extended

Section 95(2)(b) – time limit for notification of the application.

5. Length of Time Extension

[Section 37A(3)]

Applicable Time Period (Days): 20 working days after the day the application is first lodged (lodged on 5 July 2019)

Date Extended To: 2 August 2019 (20 additional days)

Time Period as Extended (Days): 40 (ie. twice the applicable time period)

The time period as extended does not exceed twice the maximum period specified in the RMA [section 37A(4)(a)].

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or

The time period as extended does exceed twice the maximum period specified in the RMA [section 37A(5)].

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6. Requirements for a 37A(4) Time Extension

[Section 37A(4)]

Special circumstances apply [section 37A(4)(b)(i)].

<http://www.qualityplanning.org.nz/index.php/10-useful-links/253-extending-the-timeframes>

The special circumstances are:

The scale and complexity of the application is such that additional time is required to identify any information gaps and ask for those to be filled, prior to public notification of the application

or

The applicant agrees to the time extension [section 37A(4)(b)(ii)].

The applicant's agreement is recorded in the following document:

n/a

8. Persons to be Notified of Time Extension

[Section 37A(6)]

I consider the following person(s) to be directly affected by the extension of the time period and are therefore to be notified of the extension:

List person(s) to be notified of time extension:

Agent – Amanda Hills

Decision

Recommended for approval:



Senior Resource Management Officer

21 August 2019

Date

Approved:



Manager Resource Consents
Acting under delegated authority

21 August 2019

Date

Record No: 1975423