

File No.		
File Confirmed / Amended		
BOP Regional Council		
Received	23 SEP 2013	
ID:		
Name	Signature	

IN THE MATTER

of the Resource Management Act 1991

AND

IN THE MATTER

of an appeal under Clause 14 of Schedule 1 to the Act

BETWEEN

ELEMENT IMF LIMITED & OMANAWA HOLDINGS LTD
(ENV-2012-AKL-000176)

Appellant

AND

BAY OF PLENTY REGIONAL COUNCIL

Respondent

BEFORE THE ENVIRONMENT COURT

Environment Judge J A Smith sitting alone under section 279 of the Act
IN CHAMBERS at Auckland.

CONSENT ORDER

Introduction

1. This appeal relates to the Bay of Plenty Regional Policy Statement. The parties have agreed that topic ENV-2013-339-00007 Urban Limits can be resolved by consent. As a result, this appeal resolved in its entirety.
2. In making this order the Court has read and considered the Appeal and the memorandum of the parties dated 16 September 2013.
3. New Zealand Transport Agency gave notice to become an interested party to this appeal under section 274 of the Act. It has signed the memorandum of the parties setting out the relief sought.
4. The Court is making this order under section 279(1)(b) of the Act, such order being by consent, rather than representing a decision or determination on the merits pursuant to section 279. The Court understands for the present purpose that:



4.1 All parties to the proceedings with an interest in this Appeal have executed the memorandum requesting this order;

- 4.2 All parties are satisfied that all matters proposed for the Court's endorsement fall within the Court's jurisdiction, and conform to the relevant requirements and objectives of the Resource Management Act, including in particular Part 2.

Order

5. Therefore the Court orders by consent that the Proposed Bay of Plenty Regional Policy Statement, Map 10, is amended as shown on Appendix 1. The amendment agreed as between the parties is an addition to Map 10 in Appendix E of an area of 50ha of land south of Belk Road Tauriko, which is shown as "Urban Limits (start post 2021)".
6. This consent order disposes of all relief sought in the above appeal in its entirety.
7. There is no order as to costs in relation to this order.

DATED at Auckland this

19^L

day of

September

2013

J A Smith
Environment Judge






REFER TO MAP 8 - OMOKOROA

REFER TO MAP 9 - BETHLEHEM

REFER TO MAP 11 - MOUNT MAUNGANUI

LEGEND

-  Urban Limit (Start pre 2021)
-  Urban Limit (Start post 2021)
-  Residential zones outside the Urban Limits

North-west Bethlehem

Wairoa Pa

Te Puna

Tauranga Central (Te Papa)

Waimapu Bay

Greerton

Barkes Corner

Pyes Pa

Tauriko

Waimapu

Te Ranga

Pyes Pa West

Pukemapu

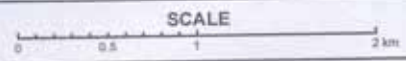
Pyes Pa West (Keenan Rd)

Neewood

REFER TO MAP 12 - WELCOME BAY / KAITIEMAKO

Bay of Plenty Regional Policy Statement

Tauranga Central - Pyes Pa



Map 10
C2125 - 13 September 2013