

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211190 |
| Submitted on | 2025-02-07T13:09:27.0000787+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|-----------|-------------|
| Name in full | Wharepapa | Georgina |
| | Surname | First Name |
| 9 Liverpool Street, Takaro, Palmerston North 4412 | | |
| Address | | |
| 64212148841 | | |
| Mobile | | Other phone |
| gwharepapa65@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Tāwhiri ki te Kaitiaki Take Kōwhiri,

I make this submission on behalf of myself and the Wharepapa whānau of Kaponga, Taranaki.

Our whakapapa is to Te Whānau Ā Rongomai, and Te Whānau Ā Rāwhiti, Te Whānau Ā Apanui iwi, and Ngāti Rua hapū, Whakatāhea iwi.

We're opposed to the alignment of the proposed trail affecting our ancestral lands at Awanui, Omaio. Presently our whānau occupy Māori freehold land adjacent to SH 35, (Awanui Haparapara 3C1B block). This multiply owned land and other of our ancestral lands will be directly affected by the proposed trail. In particular, (Awanui Haparapara 3C1A & Awanui Haparapara 3C2 blocks), owned by the Wharepapa whānau.

The reasons for making my submission are (briefly describe the reasons for your views):

The old Motu Coach Road from Opotiki to Gisborne was built across our tipuna whenua at Awanui and through the Public Works Act, our late grandfather Tamehana Wharepapa surrendered land for the State Highway to be built. Therefore, our whānau Wharepapa do not support further ancestral land being given for use by the general public of Aotearoa/New Zealand.

Nāku noa nā,

Wharepapa whānau, Kaponga, Taranaki.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211237 |
| Submitted on | 2025-02-07T13:24:56.7349508+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|---------|----------------|
| Name in full | Cameron | Alice Winifred |
| | Surname | First Name |
| 1034 Braemar Road, RD 2, Whakatane 3192 | | |
| Address | | |
| 0220890689 | | |
| Mobile | | Other phone |
| alicewinifredcameron@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

| |
|--|
| Clearly state which parts of the application you support or oppose or wish to have amended: |
| I oppose where this application proposes to travel through the whenua of Te Whānau-a-Maruhaeremuri. |
| The reasons for making my submission are (briefly describe the reasons for your views): |
| After lengthy debate and discussion among iwi, hapū and whānau members, and hearing only one person in support of this kaupapa and a great many against, I do not believe the proposed Te Ara Tipuna proposal is in the best interests of our community. |
| I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought): |
| Do not approve the proposal where it crosses into Te Whānau-a-Maruhaeremuri whenua. Allow Te Whānau-a-Maruhaeremuri the right to make all decisions about their own whenua as a hapū. |

| 3. Please indicate: | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211267 |
| Submitted on | 2025-02-07T13:32:30.5221204+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|---------|-------------|
| Name in full | Potae | Kylee |
| | Surname | First Name |
| 128 Birrell Street, Elgin, Gisborne 4010 | | |
| Address | | |
| 0272799857 | | |
| Mobile | | Other phone |
| kylee.potae@bdo.co.nz | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | support | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Firstly, I need to declare that I am a Trustee on Te Ara Tipuna Charitable Trust. I also have other conflicts, as a BDO Director, and Accountant for the Trust. I am a whenua maori shareholder, and my whakapapa dictates either shareholdings or whanau connect at various points along the 500kms. I am a committee member of Pourau Incorporation that signed an agreement in principle for the project.

I fully support the application and project in its entirety, with the understanding that should any landowner wish not to engage, they have the choice. Likewise, those who chose to engage can do so.

The reasons for making my submission are (briefly describe the reasons for your views:

My reasons for supporting.

- Our region is changing, on the east coast, sheep and beef farming were once a strong hold. Latterly, trees, namely Pine Trees became a balance to help erosion and provide industry on the coast. These industries have good and bad times. I'm witnessing that the bad times are getting deeper and longer, while the good times are short lasting. Watching the cash flows, that you need to build strong balance sheets erode is a signal to me that we need to do something else. Carbon is the new option being considered, the political risk and ever-changing regulations make it a guessing game, and with high risk. To continue to try to maximise our regional growth within markets that are tough, feels like insanity for me. As the saying goes, if you keep doing the same thing, you'll keep getting the same outcome.

- I work with whenua maori, in governance, management and shareholders. The strategic thinking (up until the Pandemic) was all about how to realise a piece of the tourist market, most leaned towards eco-tourism to help balance the impact on the natural environment and bring in cash flow. The obvious Achillies heal for us in Tairāwhiti was the lack of infrastructure to underpin home industry tourism initiatives. This project brings that backbone, for those who want to engage. Now that we are traversing away from the Pandemic, whilst balancing environmental change, the conversation is again coming back to eco-tourism (or any other fancy name that one wants to call it). Having infrastructure that can come with this project, has the potential to enable those to realise their strategic goals.

- Personally, I'd like to walk in the footsteps of my Tipuna, on our whenua, so I can keep my ahikaa alive. I'd like to take my daughter, and one day when I'm blessed, my mokopuna. Such as my grandparents did. Now that we have corporate organisations in place, to manage our whenua and keep it safe by adhering to regulations (acknowledging that they do a great job), the ability to walk your whenua has reduced to waiting for a farm field day, if one over comes. You become a recipient of others decision making and have less autonomy on when you can go. If a land block decided to engage to its fullest extent in this project, the whanau can be the decision makers on day/time purpose of hikoi. Giving Whanau the choice of how they want to engage with their whenua - that is powerful, in my humble opinion.

- An example in point that relates to the above, a whenua maori land entity, that my mother is a shareholder in, has opposed the global consent. They represent the owners, yet there was no consultation with her as a shareholder. The instance I raise is more an example where organisations are speaking and not whanau. Likewise, this could go the other way, with those in support yet not engaging with the whanau they represent.

- The global consent is a step in the project that I see is all about due diligence, it allows for that to happen. If the global consent does not proceed, then opportunity to explore is lost. That would be sad, especially in a region that has a history of leading, being innovative, and agile. We need to be brave to charter new waters, go out and have a look, just as they did in the great migration. We need to create opportunities, so our mokopuna have choices in the future. That is one aspect of trees and carbon that some say to me, they feel like they are limiting choice for their mokopuna in the future given the permanence of planting a tree, forever. This project

has the flexibility to engage or not, or you can change your mind at any time in the future. For me, that allows my mokopuna to make decisions relevant to their time and needs.

- I have whanau committed to living on the east coast. I'd like to see them have options to start up business, should they choose to do so. That could be accommodation, provide kai, be cultural guides, transportation, sell crafts, entertainment, the list is endless. I'm reminded by Aunty Ngoi Pewhairangi, who said in the series of documentaries in the 1980's that the Coast is land rich, but people poor. This was on the back of the Rural to Urban drift, as people followed mahi and income making in the cities. This project has the potential to lift the vibrancy of our home, and the great thing is, in a way and pace that we want it to. I align it to the Whanau Ora kaupapa, creating sustainable and meaningful change, that is whanau-led. Sustainable change happens when whanau have a voice and engage in a way that is meaningful for whanau.

- I read and talk to whanau on the ground. There is a mixed feeling about the project, at one end, pure fear (and given history of land confiscation, that is justified), in the mid-point, curiosity, and at the other end, some are keen to get the project into action. I raise this only to acknowledge all of the voices I hear, and that I continue to listen. Which leads into my next point.

- During all of my points, I have raised that whanau need to have a voice. Ensuring that they are at the heart of this kaupapa is important to me. Should any landowner not want to engage in the project, then I respect that, and I ask that the authorities ensure flexibility so that those who do want to engage in this project can do so. Neither party impeding on the others Mana, and Mana Whenua. In my view that is Mana Whanau in action.

- The Te Ara Tipuna Charitable Trust can bring the facts and stats to the table. This submission is my personal submission, and represents myself only, and is my personal viewpoint based on what I see, hear and feel on the ground. I am heartened to have the support of my Pourau whanau. Thank you for taking the time to read and consider my submission, I wish all well as we traverse rough waters. Let's make sure we all care for each other on the journey. Whāia te iti kahurangi ki te tūohu koe me he maunga teitei.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Approve the global consent.

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |

4. Confirmation

| | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211294 |
| Submitted on | 2025-02-07T13:41:22.7621286+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---------------------------------------|---------|-------------|
| Name in full | Morice | Leeanne |
| | Surname | First Name |
| 36 Harrison Road, RD 1, Ruatoria 4081 | | |
| Address | | |
| 021871829 | | |
| Mobile | | Other phone |
| Imorice@tronp.org.nz | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | support | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I support all parts of the application.

The reasons for making my submission are (briefly describe the reasons for your views):

As a Civil Defence Lead and Coordinator, community member, and someone with long-standing service to Ngati Porou, marae, and hapu. I support Te Ara Tipuna.

Te Ara Tipuna would provide critical emergency access and an alternative route when State Highway 35 is disrupted by severe weather events. In times of these events, this trail could offer an essential escape or supply route when primary infrastructure is compromised, ensuring the safety and well-being of our local communities.

Furthermore, the trail offers significant potential for securing government funding to support its development and maintenance, as well as to improve the resilience of State Highway 35. This investment would not only strengthen infrastructure but also boost local businesses and tourism, benefiting iwi and the broader community.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I wish for the Gisborne District Council to grant the resource consent for Te Ara Tipuna.

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | Yes |
|--|-----|

| | |
|--|-----|
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |
|--|-----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211304 |
| Submitted on | 2025-02-07T13:44:55.1594118+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|---------|-------------|
| Name in full | Freeman | Krystal |
| | Surname | First Name |
| 760 Anaura Road, Tolaga Bay, Gisborne 4112 | | |
| Address | | |
| 0273240524 | | |
| Mobile | | Other phone |
| krydalfreeman@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

| |
|---|
| Clearly state which parts of the application you support or oppose or wish to have amended: |
| I oppose all parts of the application and there entirety. |
| The reasons for making my submission are (briefly describe the reasons for your views): |
| <p>I whakapapa to the places.</p> <p>I live within the places effected.</p> <p>Destruction of wahi tapu.</p> <p>Suffered enough damage to our whenau already.</p> |
| I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought): |
| Decline all applications |

| 3. Please indicate: | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

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LODGING INFORMATION

| | |
|------------------|----------------------------------|
| Reference Number | RCS250211307 |
| Submitted on | 2025-02-07T13:46:04.555221+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | Taiapa | Shyla |
| | Surname | First Name |
| Counter Delivery, Hicks Bay Postcentre, Hicks Bay 4054 | | |
| Address | | |
| 021956254 | | |
| Mobile | Other phone | |
| taiapafencing@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
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| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

☒ Health & Safety

☒ Threats of biodiversity

☒ CONCERNS regarding the "LIEN" and how this can enable whanau to lose the mana as to who has access to their whenua!

☒ Maintenance

☒ Infrastructure

The reasons for making my submission are (briefly describe the reasons for your views:

☒ NO ENGAGEMENT WITH HAPU

Health & Safety

☒ Threats of biodiversity

☒ CONCERNS regarding the "LIEN" and how this can enable whanau to lose the mana as to who has access to their whenua!

☒ Maintenance

☒ Infrastructure

Mana Whenua Ngā Uri o Tuwhakairiora oppose this kaupapa!

We have our own hapū aspirations!!!!

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

3. Please indicate:

I wish to speak at the Hearing in support of my submission

No

Would you consider presenting a joint case with others who have made a similar submission?

Yes

4. Confirmation

Are you submitting this form on behalf of another person?

No

I confirm that all the above details are correct

True

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211318 |
| Submitted on | 2025-02-07T13:49:50.0495657+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|---------|-------------|
| Name in full | Barlow | Czenamin |
| | Surname | First Name |
| 59 Taharangi Street, Koutu, Rotorua 3010 | | |
| Address | | |
| 0278974348 | | |
| Mobile | | Other phone |
| czenamin.barlow@icloud.com | | |
| Email address | | |

2. SUBMISSION ON

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|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
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| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

| |
|---|
| Clearly state which parts of the application you support or oppose or wish to have amended: |
| I oppose the application for the council to build a walking track through my land. I do not give my consent for this development and request that my property be excluded from the proposed plans |
| The reasons for making my submission are (briefly describe the reasons for your views): |
| I oppose the application for the council to build a walking track through my land. I do not give my consent for this development and request that my property be excluded from the proposed plans |
| I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought): |
| Cancel Te Ara Tipua |

| 3. Please indicate: | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission of: Czenamin Heather Barlow

Application Number: RC2024-04

1.0 Introduction

Tēnā koutou,

My name is Czenamin Barlow I am of Te Whānau-a-Maruhaeremuri descent. My father is the landowner at Ōrete Q , **I submit this in opposition** to resource consent application **RC2024-04** and all other consents that have been applied for by Te Ara Tipuna Charitable Trust in regard to any whenua (land) under the jurisdiction of the Ōpōtiki District Council.

2.0 Background and connection to the whenua

My whānau has a longstanding connection to this whenua, grounded in whakapapa and history spanning generations. This whenua carries the legacy of our tīpuna, and is a taonga tuku iho, entrusted to us to preserve for our uri whakaheke (future generations).

The proposed activity in application RC2024-04 threatens to disrupt this connection. It compromises the integrity of the whenua, diminishes its mana, and undermines our responsibilities as kaitiaki.

Ko au ko tōku whenua, ko tōku whenua ko au. This land carries the footsteps of my tīpuna, the battles they fought, and the sacrifices they made to keep it in our hands. It is more than just whenua—it is whakapapa, identity, and legacy. To protect it is to honour them, to uphold their fight, and to ensure our mokopuna can stand on the same land, knowing it was safeguarded with aroha and determination. Some things are not meant to be shared—this whenua is ours, just as our tīpuna intended.

3.0 Key Concerns

3.1 Property ownership

The construction of a walking track on and around our whenua, and the building of a compostable toilet is a direct threat to the privacy, security and cultural integrity of our whenua. As landowners, we hold not only legal rights over this block of land but also cultural responsibilities as kaitiaki to protect if for current and future generations.

3.2 Increase in public and private intrusion

The proposed activities, especially the walking track, will create unrestricted access for the public, increasing foot traffic and human activity around the land. This will disrupt our expectation of peaceful enjoyment as landowners and will compromise the privacy and security we currently rely on.

There is a genuine risk of trespassing onto our whenua, whether accidental or intentional, threatening property boundaries. Public access frequently leads to issues such as littering, vandalism and damage to the environment. These issues place an unjust burden on us as landowners, who are left to manage the consequences inflicted on our whenua.

3.3 Damage to land, marine cultivation areas and marine ecosystems

Our whenua is a taonga nurtured through generations, serving as a vital source for growing food, and practising traditional food gathering such as mahinga kai (food harvesting), and ruku kaimoana (diving).

The proposed construction of the Te Ara Tipuna trail and compostable toilet threatens to permanently disrupt these practices. Increased human activity and construction-related impacts, such as sediment runoff, noise, and habitat destruction can disrupt our customary access to fishing and kaimoana gathering areas, and will compromise the delicate marine ecosystems we rely on for sustenance.

Once these ecosystems are damaged, restoration is difficult, if not impossible. This disruption severs our connection to the moana (ocean) and undermines our ability to pass on essential knowledge and tikanga to future generations.

The area proposed for development overlaps with key sites for ruku kaimoana (diving), hī ika (fishing) and other practices. These activities are not only essential for sustenance but also hold deep cultural significance that serves not only our whānau but our iwi and hapū at the various marae in and around Waihou Bay and Raukōkōre.

The proposed activity disrupts the access to our natural kāpata kai (outdoor food gathering areas) through habitat destruction and overuse, severely impacting our ability to sustain our whānau, hapū and iwi.

4.0 Te Tiriti o Waitangi implications

Article 2 of Te Tiriti o Waitangi guarantees the right of Māori to tino rangatiratanga over their lands, fisheries, and other taonga, including decisions-making authority over their use and protection.

The proposed activity disregards this right, by excluding tangata whenua from determining what happens to their resources. Decisions made without genuine consultation and consent breach the Treaty partnership between Māori and the Crown.

Allowing such developments sets a harmful precedent, undermining iwi authority and eroding the respect and recognition owed to their tikanga (customs) and mātauranga (knowledge).

5.0 Protection of natural and physical resources

The proposed activity threatens the natural and physical resources of the whenua. Increased foot traffic and construction-related vehicles use will accelerate erosion, degrade soil, and compact the land, damaging our māra, fishing grounds, and kaimoana gathering areas.

These impacts disrupt the ecological balance and violate the sustainable management principles set out in the Resource Management Act 1991. As kaitiaki, we are committed to protecting these resources for future generations and oppose any activity that compromises their integrity.

6.0 Amenity values at stake

The proposed development adversely impacts the amenity values of the whenua, including its natural beauty, tranquillity, and accessibility for customary practices. The introduction of construction vehicles and other intrusive activities disrupts the serene environment, diminishing its appeal and cultural resonance.

7.0 Recommendations

- 1) **decline** resource consent application RC2024-04.
- 2) **note** that genuine consultation with tangata whenua and landowners should have been sought before seeking resource consent.
- 3) **note** that the entire walking trail does not need to cross multiple privately owned land blocks to be accomplished.
- 4) **agree** not to review, amend or reconsider this application for resource consent.

- 5) **agree** cease this land acquisition effort, knowing that many whānau Māori lack the necessary education or resources to formally contest these matters.
- 6) **note** that Te Ara Tipuna Charitable Trust is welcome to build a walking track on their own whenua.

Nāku noa nā

Czenamin Barlow

07.02.2025

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211321 |
| Submitted on | 2025-02-07T13:51:40.7171006+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | TAIAPA | Frank |
| | Surname | First Name |
| Counter Delivery, Hicks Bay Postcentre, Hicks Bay 4054 | | |
| Address | | |
| 021956254 | | |
| Mobile | Other phone | |
| taiapafencing@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

â€¢

I oppose TE ARA TIPUNA TRAIL! Stay out of Wharekahika.

Health & Safety

â€¢ Threats of biodiversity

â€¢ CONCERNS regarding the "LIEN" and how this can enable whanau to lose the mana as to who has access to their whenua!

â€¢ Maintenance

â€¢ Infrastructure

The reasons for making my submission are (briefly describe the reasons for your views:

â€¢ Health & Safety

â€¢ Threats of biodiversity

â€¢ CONCERNS regarding the "LIEN" and how this can enable whanau to lose the mana as to who has access to their whenua!

â€¢ Maintenance

â€¢ Infrastructure

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Oppose â€¢ Health & Safety

â€¢ Threats of biodiversity

â€¢ CONCERNS regarding the "LIEN" and how this can enable whanau to lose the mana as to who has access to their whenua!

â€¢ Maintenance

â€¢ Infrastructure

3. Please indicate:

I wish to speak at the Hearing in support of my submission

No

Would you consider presenting a joint case with others who have made a similar submission?

No

4. Confirmation

Are you submitting this form on behalf of another person?

No

I confirm that all the above details are correct

True

 PO Box 747
Gisborne 4040 NZ

 15 Fitzherbert Street, Gisborne
Waiapu Road, Te Puia Springs

 06 867 2049
0800 653 800

 service@gdc.govt.nz
 www.gdc.govt.nz

 @Gisborne DC
 Antenna

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211339 |
| Submitted on | 2025-02-07T13:58:43.5784937+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--------------------------------|---------|---------------|
| Name in full | Hillier | Tracy Francis |
| | Surname | First Name |
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| Address | | |
| 0279559734 | | |
| Mobile | | Other phone |
| tracy.hillier1964@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

We Ngai Tamahaua Hapu, WAI 1781 Co Claimants and MACA CIV-2017-485-262 Ngai Tamahaua and CIV 2017-485-377 Titoko Whanau are opposed to all applications made by Te Ara Tipuna Trust over the whenua, moana and awa in the area from Tarakeha to Oroki Tai (Te Rangi)

The reasons for making my submission are (briefly describe the reasons for your views):

We hold Mana Whenua and Kaitiaki status in this area with other Hapu and Iwi Of Ngai Tai. We are opposed to other Iwi outside our rohe making application without due consultation, and engaged face to face with our Hapu in line with the accepted tikanga. Even though the roopu are using the Tai Rawhiti Regional Resource Plan, which we as the recognised Kaitiaki for resource consents may not know, we are known to the Bay of Plenty Regional Council, and I am the registered representative, and yet no contact has been made in reference to this application.

We submit this is to takahi over the Mana of our Hapu, and if it had been lead by the Crown would be a clear breach of the Tiriti, and as this roopu is seeking Crown Funding we would expect a higher standard of behaviour when making application.

We therefore are at a disadvantage, as we have not been given adequate time to assess the issues having impact on our Hapu, Lands, Rivers and Moana, and the impact on our wahi tapu and sites of significant which are significant.

Our experience of the Motu Trials is there has been significant issues that have impacted negatively on our Hapu. We have been exposed to public rubbish discharge, body waste discharge, dangers of horses mixing with quad and motor bikes while people have been walking and biking. There is also been public disturbances and conflict over the trail from Opotiki

We have also had the track go over wahi tapu, urupa and sites of historical and cultural significance without consideration and protection of our Tipuna and Taniwha

We have also been exposed to the wrongful application of names like the Motu and the Motu Trial over whenua with its own rightful names. This has created disturbances in the wairua of the track with significant implications for the users and communities surrounding the track

We are also opposed to any process under the legislation of easement to transfer and rights of property and access through the application of a Public pathway over our lands to the Crown, or a defacto Trust that is not owned by ourselves as Hapu.

With the Motu Trials, Ngai Tamahaua Hapu did support the plan on the proviso that our Hapu was part of a Co Management Agreement and there was a plan that protected wahi, tapu, urupa and sites of significant and protected our taniwha, and taonga like our rare Pepeketua Hochstetter's Frog and the Toatoa Diary. There was also the requirement for the protection of the environment the whenua and waterways and the moana.

There are other fauna and flora along the track which are on the endangered list which would be put at risk by increased access.

Opape Beach and the Ngai Tamahaua Community within Opape leading up to the Tarakeha point have a high level of vulnerability. The beach environment is a source of food to sustain whanau It will not sustain if access increased to the Nation. Our Kaimoana are all ready over harvested by the Community originating in other towns. Parking is a problem. Rubbish, the lack of toilets, vehicle on the vulnerable sand environment and near the rocks are a constant problem, and this will only increase with the proposed Te Ara Tipuna track linking with our Tauturangi Track.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

To not grant the resource consent as the Te Ara Tipuna Charitable Trust has not facilitated a full open and transparent consultation with the affected Hapu on the whenua, awa and moana impacted by this application which is a breach of tikanga and the Resource Management Act and application process.

To link the Motu Trial to Te Ara Tipuna at Tarakeha you would have to go over our Hapu whenua and Hapu created Tauturangi Track and consent has not been granted for this

The area from Tarakeha to Oroki Tai has a significant number of historical Pa, wahi tapu, urupa and sites of cultural significance, and these sites will be negatively impacted by an increasing usage rate by the Public who largely will not be connected with the whenua.

As Hapu, and as Kaitiaki under the Resource Management Act we are recognised by the Bay of Plenty Regional Council. We have a responsibility to protect Papatuanuku, our whenua, moana and awa and under the obligations to uphold Mana Atua, Mana Tipuna, Mana Whenua and Mana Tangata, this applications and the activities being applied for do not meet the standards of protections over our wahi tapu, urupa, pa and sites of historical and cultural significance.

Due to the limited time we were given to prepare a submission I have prepared this summary and I am preparing a more complete submission I seek confirmation that the Gisborne District Council will accept the email

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | Yes |
|--|-----|

| | |
|--|-----|
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |
|--|-----|

4. Confirmation

| | |
|---|-----|
| Are you submitting this form on behalf of another person? | Yes |
|---|-----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211387 |
| Submitted on | 2025-02-07T14:15:19.3505703+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--------------------------------|---------|-------------|
| Name in full | Green | Maude |
| | Surname | First Name |
| 22 Kent Street, Te Kuiti 3910 | | |
| Address | | |
| 021 088 91300 | | |
| Mobile | | Other phone |
| maudegreen.generator@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Submission of: Maude Te Waiata Green & Wiari TT Green

Application Number: RC2024-04

1.0 Introduction

Tāwhiri koutou,

We are Maude Green & Wiari TT Green we are of Te Whānau-a-Maruhaeremuri descent. I am a landowner at Orete Q, I submit this in opposition to resource consent application RC2024-04 and all other consents that have been applied for by Te Ara Tipuna Charitable Trust in regard to any whenua (land) under the jurisdiction of the Ōpōtiki District Council.

2.0 Background and connection to the whenua

My whānau has a longstanding connection to this whenua, grounded in whakapapa and history spanning generations. This whenua carries the legacy of our tūpuna, and is a taonga tuku iho, entrusted to us to preserve for our uri whakaheke (future generations).

The proposed activity in application RC2024-04 threatens to disrupt this connection. It compromises the integrity of the whenua, diminishes its mana, and undermines our responsibilities as kaitiaki.

3.0 Key Concerns

3.1 Property ownership

The construction of a walking track on and around our whenua, and the building of a compostable toilet is a direct threat to the privacy, security and cultural integrity of our whenua. As landowners, we hold not only legal rights over this block of land but also cultural responsibilities as kaitiaki to protect if for current and future generations.

3.2 Increase in public and private intrusion

The proposed activities, especially the walking track, will create unrestricted access for the public, increasing foot traffic and human activity around the land. This will disrupt our expectation of peaceful enjoyment as landowners and will compromise the privacy and security we currently rely on.

There is a genuine risk of trespassing onto our whenua, whether accidental or intentional, threatening property boundaries. Public access frequently leads to issues such as littering, vandalism and damage to the environment. These issues place an unjust burden on us as landowners, who are left to manage the consequences inflicted on our whenua.

3.3 Damage to land, marine cultivation areas and marine ecosystems

Our whenua is a taonga nurtured through generations, serving as a vital source for growing food, and practising traditional food gathering such as mahinga kai (food harvesting), and ruku kaimoana (diving).

The proposed construction of the Te Ara Tipuna trail and compostable toilet threatens to permanently disrupt these practices. Increased human activity and construction-related impacts, such as sediment runoff, noise, and habitat destruction can disrupt our customary access to fishing and kaimoana gathering areas, and will compromise the delicate marine ecosystems we rely on for sustenance.

Once these ecosystems are damaged, restoration is difficult, if not impossible. This disruption severs our connection to the moana (ocean) and undermines our ability to pass on essential knowledge and tikanga to future generations.

The area proposed for development overlaps with key sites for ruku kaimoana (diving), hā« ika (fishing) and other practices. These activities are not only essential for sustenance but also hold deep cultural significance that serves not only our whā nau but our iwi and hapā« at the various marae in and around Waihou Bay and Raukā kā re.

The proposed activity disrupts the access to our natural kā pata kai (outdoor food gathering areas) through habitat destruction and overuse, severely impacting our ability to sustain our whā nau, hapā« and iwi.

4.0 Te Tiriti o Waitangi implications

Article 2 of Te Tiriti o Waitangi guarantees the right of Mā ori to tino rangatiratanga over their lands, fisheries, and other taonga, including decisions-making authority over their use and protection.

The proposed activity disregards this right, by excluding tangata whenua from determining what happens to their resources. Decisions made without genuine consultation and consent breach the Treaty partnership between Mā ori and the Crown.

Allowing such developments sets a harmful precedent, undermining iwi authority and eroding the respect and recognition owed to their tikanga (customs) and mā tauranga (knowledge).

5.0 Protection of natural and physical resources

The proposed activity threatens the natural and physical resources of the whenua. Increased foot traffic and construction-related vehicles use will accelerate erosion, degrade soil, and compact the land, damaging our mā ra, fishing grounds, and kaimoana gathering areas.

These impacts disrupt the ecological balance and violate the sustainable management principles set out in the Resource Management Act 1991. As kaitiaki, we are committed to protecting these resources for future generations and oppose any activity that compromises their integrity.

6.0 Amenity values at stake

The proposed development adversely impacts the amenity values of the whenua, including its natural beauty, tranquillity, and accessibility for customary practices. The introduction of construction vehicles and other intrusive activities disrupts the serene environment, diminishing its appeal and cultural resonance.

7.0 Recommendations

- 1) decline resource consent application RC2024-04.
- 2) note that genuine consultation with tangata whenua and landowners should have been sought before seeking resource consent.
- 3) note that the entire walking trail does not need to cross multiple privately owned land blocks to be accomplished.
- 4) agree not to review, amend or reconsider this application for resource consent.
- 5) agree cease this land acquisition effort, knowing that many whā nau Mā ori lack the necessary education or resources to formally contest these matters.
- 6) note that Te Ara Tipuna Charitable Trust is welcome to build a walking track on their own whenua.

NÄ ku noa

Maude Green & Wiari Grewn Snr

7th February 2025

The reasons for making my submission are (briefly describe the reasons for your views:

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |

4. Confirmation

| | |
|---|------|
| Are you submitting this form on behalf of another person? | Yes |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|----------------------------------|
| Reference Number | RCS250211406 |
| Submitted on | 2025-02-07T14:21:06.073692+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--------------------------------------|---------|-------------|
| Name in full | WiRepa | Janie |
| | Surname | First Name |
| 147 Tawaroa Road, RD 3, Opotiki 3199 | | |
| Address | | |
| 0212666477 | | |
| Mobile | | Other phone |
| janiewirepa@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I OPPOSE ALL OF IT!

The reasons for making my submission are (briefly describe the reasons for your views:

The future of our Tamariki. As it stands we have to constantly clean up after people that come here to fish and dive. Our emergency resources are restricted. We do not need this trail and we do not need people traipsing through our whenua. Keep your trail on the Ngati side if you want to.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Reject all Resource consents!!!

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211451 |
| Submitted on | 2025-02-07T14:40:31.7855711+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|----------|-------------|
| Name in full | Delamere | Eynon |
| | Surname | First Name |
| 14 Meiland Place, Glen Eden, Auckland 0602 | | |
| Address | | |
| 0272279547 | | |
| Mobile | | Other phone |
| eynon.delamere@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Te Whanau a Apanui is an indigenous nation. We have ongoing and enduring mana, rangatiratanga and sovereignty over the territory of Te Whānau a Apanui. Te Whānau a Apanui rely on inherent sovereignty authority and jurisdiction, acquired when the hapū of Te Whānau a Apanui settled their territory in accordance with tikanga, and consistent with accepted international law standards. This sovereignty has never been taken, ceded, voluntarily relinquished or acquired in any other way by a foreign power or government, including the Crown.

As a member of Te whanau a Tutawake / Tuwahiawa (Ngati Paeakau) we are the Hapū whom have mana Motuhake within their tribals boundaries, to this end we believe it is a fatal flaw not to engage with all Hapū in Te Whanau a Apanui prior to lodging this application further to that the information submitted we believe does not outline any engagement with our hapū let alone other in our Rohe.

34 1a of the RMA state that If a local authority is considering appointing 1 or more hearings commissioners to exercise a delegated power to conduct a hearing under Part 1 or 5 of Schedule 1.

(a) the local authority must consult tangata whenua through relevant iwi authorities on whether it is appropriate to appoint a commissioner with an understanding of tikanga Māori and of the perspectives of local iwi or hapū

We don't believe that the Opotiki district council or the Bay of plenty regional council approached our Hapū on this matter, whilst we understand the project in its entirety over 12 Hapū in our rohe there should have been at the minimum an attempt made to talk to the Iwi chairs.

For myself and Te whanau a Tutawake / Tuwahiawa (Ngati Paeakau) best practice is to engage with affected parties prior to lodgement not as an afterthought after the consent has been issued. Opotiki own website states that "You will need to seek approval from any persons affected by your proposal by completing the Written Approval of Affected Persons form PDF." Whilst not legally you can apply for a consent without land owner approval From a Tikanga perspective this should be done up front. Please note this is prior to lodgement. Again we oppose this consent on this bases.

Social issues

In the social impact assessment, which was provided in consent documentation does not consider or responded adequately to potential issues which will affect Te Whanau a Apanui / Te Te Whanau a Tutawake / Whanau a Tuwahiawa (Ngati Paeakau) When visitor numbers increase, safety concerns can multiply, as larger crowds can lead to various risks. Here are some of the main safety issues that might arise with increased visitors:

a) Pressure on the current health system - Our current healthcare facilities are already operating under significant pressure due to high patient volumes, limited resources, and increasing demands for care. The pressure to add more people to these systems While increasing capacity is essential to meet the growing needs of the population, it also risks stretching an already overburdened system too thin, potentially affecting the quality of care, leading to burnout among healthcare professionals, and further diminishing the effectiveness of the system. Balancing growth with sustainability is crucial for maintaining a healthcare environment where both patients and providers can thrive.

b) Safety "The possible way the trail is structured there is no way of tracking where people would travel, this put extra stress on security on Hapu. We believe this needs to be address, also we find that there are little or no information around CPTED (Crime Prevention Through Environmental Design)

c) Emergency Response Challenges: With more people, it becomes harder for emergency responders to quickly access affected areas or manage evacuations effectively. We don't see any plans relating to this in the proposal

d) Health and Hygiene: The trail plans to use current public toilets in the first instance, however given the significant increase in visitor number we do not believe that the current facilities will be able to accommodate the influx in visitors. This includes the frequency of cleaning and usage of water, we do not believe the council should burden the cost as effectively this could lead to an increase in rates. Given this factor we believe this consent should be put on hold until all issues are responded too.

e) Environmental Impact: Increased human presence can lead to degradation of natural environments, such as Waahi Tapu, with more littering, erosion, or damage to protected areas. W

The reasons for making my submission are (briefly describe the reasons for your views):

This Trail will have a significant impact on myself and our Hapu

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Decline this application until the appropriate Tikanga has taken place and a more complete application is submitted

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |

4. Confirmation

| | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211463 |
| Submitted on | 2025-02-07T14:44:52.9109515+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|-------------|------------|
| Name in full | Kopua | Reece Boyd |
| | Surname | First Name |
| 869 Tuparoa aroad, Tuparoa, Ruatoria 4082 | | |
| Address | | |
| 0277106676 | 0225927812 | |
| Mobile | Other phone | |
| reecekopua@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

| |
|--|
| Clearly state which parts of the application you support or oppose or wish to have amended: |
| I oppose to this trail entering Tuparoa Bay to my land. |
| The reasons for making my submission are (briefly describe the reasons for your views): |
| As a Land Owner, I oppose to the trail on my land or adjacent land. |
| I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought): |
| Given how we maintain respectful relationship within Tuparoa by not speaking for others we would hope the learned Trustees of the Ara Tipuna Trust would do likewise. Sadly that has not been the case. |

| 3. Please indicate: | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211471 |
| Submitted on | 2025-02-07T14:47:53.2340905+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--------------------------------------|---------|-------------|
| Name in full | Couling | Aroha |
| | Surname | First Name |
| 236 Waiomatatini Road, Ruatoria 4032 | | |
| Address | | |
| 0226010956 | | |
| Mobile | | Other phone |
| arohac2@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I do not support the use of the name "Te Ara Tipuna" as we already have a track known by this name, travelled by our tipuna Umuariki, and others, between Ngati Porou and Te Whanau-a-Apanui.

I have concerns about the applicants pushing through on crossing wāhi tapu (either on or by). Wāhi tapu could be created at any time (eg whānau urupā). Processes to alter accesses?

There is no relationship or commitment, even in principle, that will support locals with economic opportunities.

I cannot see that this project can provide emergency accesses that will be needed. I raised a specific question at one of the consultation hui in respect of the roads around Tokomaru Bay. The response was that the track there would be three metres wide, instead of the one metre norm. This is a proposed walking, then cycling and horse-trek, track, so will there actually be provision for emergency accesses, for whom, and for what type of vehicles?

The reasons for making my submission are (briefly describe the reasons for your views:

To lodge my views.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Change the name.

Add more and/or specific conditions in respect of wāhi tapu.

Be specific about the stated emergency accesses.

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|-----|
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |
|--|-----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211498 |
| Submitted on | 2025-02-07T14:56:10.3394427+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|---------|--------------|
| Name in full | Walker | Huia Jocelyn |
| | Surname | First Name |
| 16 Landscape Road, Coastlands, Whakatane 3120 | | |
| Address | | |
| 0272728931 | | |
| Mobile | | Other phone |
| huiaw4673@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Land blocks that I am a multiple shareholder of and river and marine area access in the iwi of Tte Whanau-A-Apanui;

Hakota No2. Block

Awanui-Haparapara 3E3B, including Marine foreshore

Riverbed Haparapara River

I OPPOSE strongly all parts of this global resource consent that impinge on all my rights as an owner of this land and its access to the included Haparapara River and marine foreshore.

The reasons for making my submission are (briefly describe the reasons for your views):

As a shareholder in different multiple owned blocks of Maori land inherited from my Tupuna I object to all parts of this application for these reasons:

Property Rights

I would like to retain the private property rights of myself and my extended whanau over these blocks. I do not wish for strangers to traverse our land. In the case of Awanui-Haparapara 3E3B my family trust the Hakota Walker Snr Whanau Trust we are developing a papakaiinga of an acre of just my fathers, land for retirement and all family use. This land includes up to the foreshore and borders the river. Privacy and safety are our main concerns.

Lack of Consultation:

All of the notices sent to rate payers of my blocks were not forwarded onto the other owners. I note that many many of the listed owners of blocks notified are no longer alive. I worry about this will mean many unortharised access ways might happen anyway.

Cultural and Historic Concerns:

This land is where my father and many generations grew up and it has parts of historical and whakapapa significance to us. We wish for it to remain undisturbed. This inherited land has been handed down for us to look over as a kaitiaki.

Waterways:

We wish for the neighbouring riverbed to be left undisturbed for historical reasons.

Environmental Reasons:

We oppose any changes to the natural environment of our land and waterways. We do not want the risk of rubbish or pollution from increased activity or damage

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I wish the Gisborne District Council to decline all aspects of the entire application.

3. Please indicate:

I wish to speak at the Hearing in support of my submission

No

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211527 |
| Submitted on | 2025-02-07T15:05:46.6978121+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | Carrington | Domini |
| | Surname | First Name |
| 41 Lloyd George Road, Wainui, Gisborne 4010 | | |
| Address | | |
| | | |
| Mobile | Other phone | |
| carringtondomini@yahoo.co.nz | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | support | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I support the full application because I believe it will be beneficial for our community and will attract more tourism to the coast. This is needed now more than ever, the coast has very little industry and tourism activities.

The reasons for making my submission are (briefly describe the reasons for your views):

I work on the coast and have seen a decline in the local economy over the past 5 years and I believe a project like this will provide economic improvement. It will also provide a future for our children to be proud of.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I would like the council to approve this resource consent in its entirety.

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211549 |
| Submitted on | 2025-02-07T15:14:13.4859467+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | Houkamau | Annette |
| | Surname | First Name |
| PO Box 1, Te Araroa 4050 | | |
| Address | | |
| 02102349958 | | |
| Mobile | Other phone | |
| annette@kkmt.school.nz | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

See below!

The reasons for making my submission are (briefly describe the reasons for your views:

Submission Against the Te Ara Tipuna Trial

To Whom It May Concern,

I am writing to express my strong opposition to the proposed Te Ara Tipuna Trial, which stretches 500 kilometers from Gisborne to Opotiki. While I appreciate the intention behind promoting trails for tourism and community engagement, I believe this project raises several critical concerns that warrant serious reconsideration.

1. Impact on Biodiversity:

The proposed trail poses a significant threat to our local biodiversity. The 500 km stretch encompasses various ecosystems that host unique flora and fauna. Construction and maintenance of the trail could disrupt habitats, lead to soil erosion, and introduce invasive species. Protecting our native biodiversity should be a priority, and diverting resources to this trial undermines conservation efforts that are crucial for maintaining our ecological balance.

2. Increasing Rates:

It has come to my attention that funding for the Te Ara Tipuna Trial could lead to increased rates for local residents. As community members, we are already burdened with rising costs of living, and any additional financial strain due to the trial's expenses would be unwelcome. Our rates should be allocated to essential services and infrastructure that directly benefit the community, rather than a project that primarily serves tourism interests.

3. Crossing of Private and Tapu Land:

There is a significant concern regarding the crossing of private and tapu land. Many landowners have expressed their opposition to the trail traversing their properties without adequate consultation. Respecting the rights of landowners and the cultural significance of tapu land is essential. The lack of clear communication and consultation raises ethical questions about the project's implementation and disregards the principles of respect for indigenous rights and local land use.

4. Misuse of the Name "Tipuna Trail":

The name "Tipuna Trail" invokes a sense of cultural heritage and ancestral significance. However, its application in this context is misleading. By associating this project with our tipuna (ancestors), it seems to exploit cultural sentiments for commercial gain. The project should genuinely reflect the values and traditions of our communities, rather than serve as a branding tool for tourism.

5. Prioritization of Roding Needs:

Our region is currently facing significant road infrastructure issues that require immediate attention. Funds that could be allocated to improve our roads, which are essential for safety and accessibility, are being diverted to this trial. Investing in roading would directly enhance the quality of life for residents and ensure that our communities have reliable access to services, employment, and emergency response. Prioritizing road improvements over a recreational trail is a more responsible use of public funds.

In conclusion, I urge decision-makers to reconsider the Te Ara Tipuna Trial. The potential negative impacts on biodiversity, the increase in local rates, the crossing of private and tapu land, the misuse of cultural heritage,

and the urgent need for better roading infrastructure all point to the necessity of halting this project. Let us focus our efforts and resources on initiatives that truly benefit our community and respect our environment and heritage.

Thank you for considering my submission.

Sincerely,

Annette Houkamau

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Submission Against the Te Ara Tipuna Trial

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211557 |
| Submitted on | 2025-02-07T15:17:11.1137148+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | Lewis | Tui |
| | Surname | First Name |
| 2287 State Highway 35, RD 1, Opotiki 3197 | | |
| Address | | |
| 0212716249 | | |
| Mobile | Other phone | |
| paeratatrust@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | neutral | |

Clearly state which parts of the application you support or oppose or wish to have amended:

See below.

The reasons for making my submission are (briefly describe the reasons for your views):

As a landowner in Torere 3 BLOCK_ID 37,427.00 and Chair of Paerata trust, we would welcome further korero about this application.

We are neutral in our views of this application as we see challenges and issues with access through our land; safety and privacy for both homeowners & landowners and future users of a walkway, environmental impacts, monitoring and management of unlawful behaviour by people that is out of sight these are just to name a few concerns.

We also see positives in the proposal, ideas of which will require a lot more discussion and a majority of our trustees support before writing in support of the application, plus we haven't had time to discuss this proposal with the Ngai tai iwi authority.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | Yes |
|--|-----|

| | |
|--|-----|
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |
|--|-----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211592 |
| Submitted on | 2025-02-07T15:27:29.1586302+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|----------|-------------|
| Name in full | Holloway | Kupuora |
| | Surname | First Name |
| 93 Airstrip road, Cape Runaway, Opotiki 3199 | | |
| Address | | |
| 0220416676 | | |
| Mobile | | Other phone |
| kupuhouholloway11@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I oppose all parts of the application, the whole thing I oppose. I don't want or need this track running through my Whenua.

The reasons for making my submission are (briefly describe the reasons for your views):

Because I don't approve of this track coming through my whenua. The proposed trail runs straight through my hunting grounds and I also don't want to have random people taking a shit on my whenua and leaving their rubbish behind. There are a lot of reasons why I oppose this application.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Scrap the whole application and never allow Te Ara Tipuna Trail to happen there are more important things to worry about.

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | Yes |
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |

4. Confirmation

| | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211596 |
| Submitted on | 2025-02-07T15:28:28.7606472+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|---------|------------------|
| Name in full | Te Aho | William Stirling |
| | Surname | First Name |
| 9770 State Highway 35, RD 3, Opotiki 3199 | | |
| Address | | |
| 021768462 | | |
| Mobile | | Other phone |
| willie.teaho@icsolutions.co.nz | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | support | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I support the full application. I would ask that the consenting authority consider that the development of the pathway along State Highway 35 is supported as an alternative where individual land owners may not consent - as is their right - to the current proposed pathway through private lands. I would also ask that there be a condition that the walkway is only used during daylight hours and that any future consented developments will ensure that there are mechanisms for shutting down areas an hour before sun set and opening up an hour before sun rise.

The reasons for making my submission are (briefly describe the reasons for your views):

Irrespective of the tourism opportunity, I would like a safe walkway created so that the tamariki and pakeke in my area of Raukokore can walk or cycle safely without our hapu area which spans from the Waiokaha area (Te Moari land blocks) in the east to the Orima Stream (Te Anaputarua 1 block).

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I ask the Gisborne District Council to approve the application with the following conditions: (1) That the development of the pathway along State Highway 35 is supported as an alternative where individual land owners may not consent - as is their right - to the current proposed pathway through private lands AND also the full extent of Tawaroa Road to enable school children to walk safely to the school pick up area (2) That there be a condition that any future walkway is only used during daylight hours and that the consent holder ensures that there are mechanisms for shutting down areas an hour before sun set and opening up an hour before sun rise.

3. Please indicate:

| | |
|--|-----|
| I wish to speak at the Hearing in support of my submission | Yes |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

4. Confirmation

| | |
|---|------|
| Are you submitting this form on behalf of another person? | Yes |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211634 |
| Submitted on | 2025-02-07T15:38:59.5717181+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | Hogan | Melody |
| | Surname | First Name |
| 73 Burbank Dr, Reservoir, Victoria, Australia 3073 | | |
| Address | | |
| | | |
| Mobile | Other phone | |
| bhmelody@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Please refer to the attached letter.

The reasons for making my submission are (briefly describe the reasons for your views):

Please refer to the attached letter.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Please refer to the attached letter.

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|-----|
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |
|--|-----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

To Whom It May Concern,

I am writing to formally express my opposition to the **Resource Consent Application (GDC: DL-2023-112074-00, LR-2023-112076-00, LL-2023-112077-00, LV-2023-112078-00 BOPRC: RM23-0508-AP ODC: RC2024-04)** for Te Ara Tipuna Trail, submitted by Te Ara Tipuna Charitable Trust (CC61975).

There are **several significant legal and ethical concerns** regarding this application that must be thoroughly considered by all relevant parties, including landowners, before any consent is granted. The application seeks to **authorise the use of private land by both the Trust and the general public**. Given that **Te Ara Tipuna Charitable Trust operates under a Trust Deed as per New Zealand law, I urge a careful review of its terms and implications**.

Firstly, I believe the **Trust Deed may conflict with the legal definition of a charitable trust under New Zealand law** (see The Charitable Trusts Act 1957 regarding "charitable purpose"). While the Deed frequently references "charitable purposes," **it does not provide a clear plan for their execution**. Furthermore, although the Trust highlights potential financial, social, and cultural benefits to the community and landowners, **no concrete financial planning or documentation has been provided to demonstrate how these benefits will directly go to the community and landowners, all benefits are implied**.

Of particular concern is that, as per the Trust Deed, **the primary financial beneficiary appears to be Te Ara Tipuna Charitable Trust itself**. This raises significant questions about how the project will directly serve the broader community and landowners. Given that the Trust will govern and oversee the proposed trail, **it is crucial to assess whether its structure aligns with the intended public interest**.

The Charitable Trusts Act 1957:

Section 2:

"charitable purpose means every purpose which in accordance with the law of New Zealand is charitable; and, for the purposes of [Parts 1](#) and [2](#), includes every purpose that is religious or educational, whether or not it is charitable according to the law of New Zealand: provided that in [Part 4](#) the term charitable purpose has the meaning specified in [section 38](#)."

Section 38:

"In this Part, unless the context otherwise requires, the term charitable purpose means every purpose which in accordance with the law of New Zealand is charitable; and includes the following purposes, whether or not they are beneficial to the community or to a section of the community:

- (a) the supply of the physical wants of sick, aged, destitute, poor, or helpless persons, or of the expenses of funerals of poor persons:*
- (b) the education (physical, mental, technical, or social) of the poor or indigent or their children:*
- (c) the reformation of offenders, prostitutes, drunkards, or drug addicts:*
- (d) the employment and care of discharged offenders:*
- (e) the provision of religious instruction, either general or denominational:*
- (f) the support of libraries, reading rooms, lectures, and classes for instruction:*

- (g) the promotion of athletic sports and wholesome recreations and amusements:
- (h) contributions towards losses by fire and other inevitable accidents:
- (i) encouragement of skill, industry, and thrift:
- (j) rewards for acts of courage and self-sacrifice:
- (k) the erection, laying out, maintenance, or repair of buildings and places for the furtherance of any of the purposes mentioned in this section."

Part 1, Section 5: Transfer of Properties

"Where any property is vested in or held by any person in trust for or for the benefit (directly or indirectly) of any body or corporation, or for the maintenance and support of the officers or members of any body or corporation, whether or not the trust or purpose appears upon the face of the conveyance or other instrument under which the property is held and whether or not the trust is for any charitable purpose, it shall be lawful for the person to convey or transfer the property so held to such trustees as the body or corporation directs or appoints or (in the case of a corporation) to the corporation."

Part 2, Section 14 (2)

Where any estate or interest in, or any mortgage or charge on, any land under the [Land Transfer Act 2017](#) is vested in a board by virtue of this section, the Registrar-General of Land shall, on receiving a written application under the common seal of the board, register the board as proprietor of that estate, interest, mortgage, or charge.

Secondly, please refer to the concerning excerpts below from sections of the Te Ara Tipuna Charitable Trust Deed (CC61975) regarding **'charitable purpose,' 'powers,' 'discretions,' 'funds,' 'application of trust fund,' 'delegation of power,' 'exceptions to private pecuniary profit,'** and more. I believe these provisions **conflict with the Charitable Trusts Act 1957 and raise serious concerns about the potential for misuse of funds and power.** Such issues could effectively **undermine the Trust's status as a charitable entity under New Zealand law.** Furthermore, I do not believe that **Te Ara Tipuna Charitable Trust is acting in the best interests of the general public but rather in favour of the Trust itself and its listed Trustees.**

For your information, a full copy of the Deed, without excerpt, may be accessed by the general public online at: <https://www.register.charities.govt.nz/Charity/CC61975>.

All significant and notable concerns and conflicts of interests have been highlighted:

A. The Settlor wishes to establish a trust for the charitable purposes set out in this deed.

D. It is anticipated that further property may from time to time be acquired by the Trustees for the purposes of the Trust.

"Trust Fund" means the sum of fifty dollars referred to in the introduction to this deed, the property from time to time representing that sum, any further property which may in the future be acquired by the Trustees from any source whatever for the purposes of the Trust, the moneys and investments from time to time representing such property, and, unless inconsistent with the context, the income received from such property.

4.1 Powers: To achieve the objects of the Trust the Trustees shall have in the administration, management and investment of the Trust Fund all the rights, powers and privileges of a natural person, and, subject always to the terms imposed by this deed, may deal with the Trust Fund as if the Trustees were the absolute owners of and beneficially entitled to the Trust Fund, and accordingly, in addition to any specific powers vested in the Trustees by law, in dealing with the Trust Fund or acting as Trustees of the Trust the Trustees may do any act or thing or procure the doing of any act or thing or enter into any obligation whatever, including, without limitation, exercising unrestricted powers to borrow and raise

money, and to give securities and guarantees.

4.2 Discretions: Except as otherwise expressly provided by this deed, the Trustees may exercise all the powers and discretions vested in the Trustees by this deed in the absolute and uncontrolled discretion of the Trustees, at such time or times, upon such terms and conditions, and in such manner as the Trustees may decide.

5.2 Charitable purpose: Without limiting clause 5.1, the Trustees shall hold the Trust Fund upon trust for promoting Te Ara Tipuna (the concept), developing Te Ara Tipuna (the approach), and delivering Te Ara Tipuna (the infrastructure) for use by Iwi, Hapu, and whanau, together with members of the public, and in doing so, furthering, all or any of the following purposes, provided that they constitute charitable purposes:

5.3 Means of achieving purposes: The Trustees may, in order to achieve the purposes of the Trust, in addition to all other powers vested in the Trustees:

(a) seek, raise, accept and receive donations, subscriptions, subsidies, grants, endowments, endorsements, sponsorships, gifts, legacies and bequests whether in money or in kind or partly in both for the purposes of carrying out the charitable purposes of the Trust;

(b) provide grants, support and assistance to any person, project or programme where it is consistent with the charitable purposes of the Trust;

(c) make known, advertise and otherwise promote the activities and objects of the Trust by such use of any media as the Trustees may decide;

(d) seek out and enter into strategic relationships with other parties in the pursuit of common goals consistent with the purposes of the Trust;

(e) host educational and other public events that facilitate the charitable purposes of the Trust; and

(f) undertake such other activities and enterprises to further the charitable purposes of the Trust as the Trustees may decide.

6. APPLICATION OF TRUST FUND

6.1 The Trustees may in any year:

(a) use or apply, or decide not to use or apply, all or any of the income of the Trust Fund for all or any of the purposes of the Trust;

(b) use or apply any capital of the Trust Fund for all or any of the purposes of the Trust without first using or applying the whole or any portion of the income of the Trust Fund for that year;

(c) set aside reserves or accumulations for future use or application.

7.5 Appointment of Trustee: The power of appointment of a new or additional Trustee shall be vested in the Appointor.

7.9 Transfer of powers of appointment and removal: The Appointor may transfer the powers of appointment and removal of Trustees to such person or persons as the Appointor may nominate by deed or will.

7.10 Appointment of sole Trustee: Notwithstanding anything contained or implied in this deed, the holder or holders of the power of appointment may (jointly, if more than one) appoint a corporation to be the sole Trustee of the Trust and may at any time remove such Trustee.

8.1 General:

(a) The Trustees shall have the absolute management and entire control of the Trust Fund.

(b) The Trustees may from time to time appoint, remunerate and dismiss officers or employees of the Trust.

(c) Any individual, whether or not a Trustee, may be appointed as an officer or employee of the Trust.

8.5 Delegation of powers:

(a) The Trustees may delegate to any person or committee, whether or not a Trustee or Trustees, such of the powers of the Trustees as the Trustees may decide;

(b) Any person or committee acting under delegated power shall act in accordance with the terms of this deed and, in the absence of proof to the contrary, shall also be presumed to be acting within the terms of the delegation;

(c) The Trustees may revoke wholly or partly any delegation of the powers of the Trustees at any time;

(d) Subject to any directions given by the Trustees, any person or committee to which any powers of the Trustees have been delegated may conduct that person's or the committee's affairs as that person or the committee may decide;

(e) The Trustees may, in delegating the powers of the Trustees, provide restrictions or rules by or within which such delegated powers are to be exercised.

8.6 Bank account: The Trustees shall keep an account or accounts at such bank or banks as the Trustees may decide. Cheques, withdrawals and authorities shall be signed, endorsed, or electronically authorised as the case may be, by such person or persons (including in all instances at least one Trustee) as the Trustees may decide.

8.7 Accounts and audit: The Trustees shall cause true accounts for each year to be kept in such manner as the Trustees may decide of all receipts, credits, payments, assets and liabilities of the Trust Fund and all such other matters necessary for showing the true state and condition of the Trust.

9.1 No liability of Trustees, with exceptions: No Trustee shall be liable for any loss to the Trust Fund not attributable to that Trustee's own dishonesty, or to the wilful commission or omission by that Trustee of an act known by that Trustee to be a breach of trust. No Trustee shall be bound to take any proceedings against a co-Trustee for any breach or alleged breach of trust committed by such co-Trustee.

9.2 Indemnity of Trustees: Each Trustee shall be entitled to a full and complete indemnity from the Trust Fund for any personal liability which that Trustee may incur in any way arising from or in connection with that Trustee acting or purporting to act as a Trustee of the Trust, provided such liability is not attributable to that Trustee's own dishonesty, or to the wilful commission or omission by that Trustee of an act known by that Trustee to be a breach of trust.

9.3 Prudent investment duty excluded (contrary intention): This clause expresses a contrary intention for the purposes of section 30 of the Trusts Act 2019 (and any successor provisions). The Trustees are not required to exercise the care, diligence, and skill that a prudent person of business would exercise in managing the affairs of others when exercising a power of investment. Nor are professional Trustees required to meet the higher standard of prudence found in section 29 of the Trusts Act 2019. The Trustees may give preference to investments that align with the charitable purposes set out in clause 5 of this deed.

11.1 No private pecuniary profit: No private pecuniary profit may be made by any person from the Trust, except that:

(a) any Trustee may receive full reimbursement for all expenses properly incurred by that Trustee in connection with the affairs of the Trust;

(b) the Trust may pay reasonable remuneration to any officer or servant of the Trust (whether a Trustee or not) in return for services actually rendered to the Trust;

(c) any Trustee may be paid all usual professional, business or trade charges for services rendered, time expended and all acts done by that Trustee or by any firm or entity of which that Trustee is a member, employee or associate in connection with the affairs of the Trust;

(d) any Trustee may retain any remuneration properly payable to that Trustee by any company or undertaking with which the Trust may be in any way concerned or involved for which that Trustee has acted in any capacity whatever, notwithstanding that that Trustee's connection with that company or undertaking is in any way attributable to that Trustee's connection with the Trust.

12.2 Professional account and influence: A person who in the course of and as part of the carrying on of his or her business of a professional public practice shall not, by reason only of his or her rendering

professional services to the Trust or to any company by which any business of the Trust is carried on, be in breach of the terms of this clause.

13.1 Allocation of payments between capital and income: If any dividend or distribution is received which in the opinion of the Trustees has been paid or made out of profits other than trading profits of the financial year in respect of which the dividend or distribution has been paid or made, the Trustees may decide how much of that dividend or distribution ought to be treated as capital and how much as income of the Trust Fund. Such decision shall be made by the Trustees after considering the nature of the profit used to pay or make the dividend or distribution, and the account to which the dividend or distribution has been debited in the books of the person making such payment or distribution. The Trustees shall not be liable to any person in respect of the payment of any moneys in accordance with any decision made by the Trustees under this clause.

13.2 No apportionment in respect of date of payment: There shall be no apportionment as between capital and income of the Trust Fund of rents, interest, dividends, or other periodic payments for the period current to the date of commencement of the Trust or for any other period current at the date upon which any interest created under the terms of this deed commences or determines.

14.1 The Trustees may at any time by deed appoint any appropriate corporation under section 67(1)(c) of the Trusts Act 2019 to be the custodian trustee of the Trust Fund, or any part of the Trust Fund, upon such terms as the Trustees may decide, or otherwise to act pursuant to the provisions of section 67 of the Trusts Act 2019, and the Trustees may at any time by deed revoke any such appointment.

16.1 If at any time the Trustees decide that for any reason it is no longer practicable or desirable to carry out the purposes of the Trust then the Trustees may, by a unanimous resolution decide to wind up the Trust and to vest the assets of the Trust in such one or more charitable bodies in New Zealand for their charitable purposes in such manner, upon such terms, and in such proportions as the Trustees may decide.

17.1 The Trustees may, by a unanimous resolution revoke, vary, or add to any of the provisions of this deed, provided such revocation, variation, or addition is consistent with the charitable purposes of the Trust.

Finally, the **Trust Deed primarily benefits the Trust and its listed Trustees**, with no direct financial advantage for landowners or the general public. It grants **broad powers**, including **the ability to acquire more property, without any clear accountability measures**. There are **significant conflicts of interest**, and **no compensation or protections have been outlined for landowners**. Additionally, **the scope of power outlined in the Trust Deed allows for potential misuse of funds and power**, with **no mechanisms in place to ensure accountability**. For these reasons, I believe **approving this Resource Consent Application is not in the best interests of the general public or landowners**.

Sincerely,

Melody Hogan

TOHUNGA / KAITIAKI

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211664 |
| Submitted on | 2025-02-07T15:45:53.9038235+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|---------|-------------|
| Name in full | Allison | Lee Matenga |
| | Surname | First Name |
| Flat 18H, City Gardens, 76 Albert Street, Auckland Central, Auckland 1010 | | |
| Address | | |
| 0211287881 | | |
| Mobile | | Other phone |
| rewetiallison@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I oppose the building and use of tracks that run through private property.

The reasons for making my submission are (briefly describe the reasons for your views):

The proposed track cuts through our whanau whenua at Papatea Bay. It passes very close to the whanau homestead. I have concerns that we would have no control over when or how many people are crossing our land. This raises security, privacy, safety and a number of environmental concerns such as rubbish, toilets, waste etc. Safety for trekkers during weather events.

Also I don't see much, if any actual benefit for the landowners.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

Scrap this idea.

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250211665 |
| Submitted on | 2025-02-07T15:46:08.9216678+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--------------------------------|---------|---------------|
| Name in full | Black | Kate Hineahua |
| | Surname | First Name |
| 46 Station Road, Taneatua 3123 | | |
| Address | | |
| 0272674366 | | |
| Mobile | | Other phone |
| huiaw4673@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Landblocks I own shares in the iwi of Te Whanau-A-apanui are;

Awanui-haparapara Pt 4A1

Awanui-Haparapapara 3E1

Awanui-Haparapara 3E3B

Hakota 2

riverbed of Haparpara River

Access to foreshore and marine area of all blocks,

I strongly oppose all parts of the resource consent application

The reasons for making my submission are (briefly describe the reasons for your views:

As a shareholder in different multiple owned blocks of Maori land in inherited from my Tupuna I object to all parts of this application for these reasons:

Property Rights

I would like to retain the private property rights of myself and my extended whanau over these blocks. I do not wish for strangers to traverse our land. We want privacy and protection from vandalism and theft.

Lack of Consultation:

All of the notices sent to rate payers of my blocks were not forwarded onto the other owners. I note that many many of the listed owners of blocks notified are no longer alive. I worry about this will mean many unortharised access ways might happen.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I wish the Gisborne District Council to decline all aspects of the entire application.

3. Please indicate:

I wish to speak at the Hearing in support of my submission

No

Would you consider presenting a joint case with others who have made a similar submission?

No

4. Confirmation

Are you submitting this form on behalf of another person?

Yes

I confirm that all the above details are correct

True

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250212008 |
| Submitted on | 2025-02-07T16:02:34.1159146+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|----------|-------------|
| Name in full | Martelli | Grant |
| | Surname | First Name |
| 6447 State Highway 35, RD 3, Opotiki 3199 | | |
| Address | | |
| 0274 740044 | | |
| Mobile | | Other phone |
| agmartelli@farmside.co.nz | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

| |
|--|
| Clearly state which parts of the application you support or oppose or wish to have amended: |
| I oppose all parts of the application. |
| The reasons for making my submission are (briefly describe the reasons for your views: |
| The location of the trail in relation to our property is totally unacceptable, it will be less than 20 meters from our house. This is concerning for privacy and security. We are also concerned about the impacted on the area, there is no infrastructure to support this trail e.g toilets, rubbish, water, accommodation. |
| I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought): |
| I wish the Gisborne District Council to oppose the resource consents for Te Ara Tepuna Trail. |

| 3. Please indicate: | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|----------------------------------|
| Reference Number | RCS250212011 |
| Submitted on | 2025-02-07T16:03:13.616615+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|-------------|------------|
| Name in full | Papuni | Taryne |
| | Surname | First Name |
| 183 Crawford Road, Kaiti, Gisborne 4010 | | |
| Address | | |
| 0225011002 | | |
| Mobile | Other phone | |
| tarynepapuni@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I oppose all parts of this application.

The reasons for making my submission are (briefly describe the reasons for your views:

Illegal Aspects of the TAT Resource Consent Application

The application for resource consent by Te Ara Tipuna (TAT) raises several significant legal concerns that may render it illegal under current statutes and principles:

â€¢ Breach of the Resource Management Act (RMA):

The RMA mandates that all decisions must be made fairly, objectively, and in the public interest. In the case of TAT, there is evidence suggesting that key decision-making processes did not adhere to these requirements. The application appears to have advanced without securing the necessary resource consent, thus potentially bypassing mandatory environmental assessments and the required consultation process.

â€¢ Violation of Consultation and Treaty Obligations:

The application process failed to secure the full, informed consent of affected MÄori landowners. The lack of genuine and meaningful consultation undermines the principles of partnership, participation, and protection as guaranteed by the Treaty of Waitangi. Decisions that affect MÄori land, especially those involving culturally significant sites (wÄhi tapu, urupÄ, and taonga), must involve robust engagement with the legal owners and local hapÄ. The failure to do so constitutes a breach of both Treaty obligations and statutory consultation requirements under the RMA.

â€¢ Conflict of Interest

Conflicts of interest have been identified in the overlapping roles held by key figures associated with the project. For example, Sir Selwyn Parataâ€™s simultaneous leadership roles in multiple organizations (including Tronpui, the Te Ara Tipuna Board, and Rau Tipu Rau Ora) create significant conflicts that undermine the objectivity of the decision-making process.

â€¢ Funding concerns

The approval of grant funding from Te Puni KÄkiri under circumstances that raise questions about its propriety further exacerbates these concerns suggesting that decisions may have been influenced by personal or organizational interests rather than objective public benefit

â€¢ Inappropriate Reliance on Adaptive Approaches in High-Risk Zones:

The application suggests an adaptive management approach to mitigating coastal hazards. However, given the rapidly evolving nature of climate change impactsâ€™such as increased coastal erosion, sea level rise, and extreme weather eventsâ€™this approach does not adequately address the inherent risks. Relying on such a strategy without robust, precautionary planning in high-risk coastal zones is both

2

legally and practically insufficient, potentially placing lives, property, and culturally significant lands at unacceptable risk.

In addition there is no information on TAT website that should this consent be granted

1. Who will carry out the construction of the path, what is the procurement process and how much will it cost? Will the project engage contractors specific to the area where the trail is located? Is
2. Who is responsible for the ongoing maintenance of trail? Who is financially responsible and liable?
3. What are the risks to hapu and landowners in terms of Health and Safety regulations? For example what happens if someone falls and is injured, in an area with no service. What is the H&S plan for TAT.
4. I oppose the use of processes that further alienates us from our lands.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I wish the GDC NOT to grant resource consent and request the section 32 evaluation report (which will include the council's analysis of costs and benefits of the proposal) be made available for public inspection. When I requested the report from GDC I was told that I would need to read thru all the appendixes some 800 pages to find it, which is not practical.

Furthermore In light of the above points, the TAT resource consent application is fundamentally flawed on legal grounds. The failure to comply with the RMA's requirements for fair, objective decision-making and robust consultation, coupled with significant conflicts of interest and the misuse of funding mechanisms, renders the application illegal. Consequently, the application should be declined to ensure adherence to legal and Treaty obligations and to protect the rights and safety of Māori landowners and the broader community.

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|----|
| Would you consider presenting a joint case with others who have made a similar submission? | No |
|--|----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

You can email your submission to: notifiedRC@gdc.govt.nz

The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250212013 |
| Submitted on | 2025-02-07T16:04:19.2975111+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--|-------------|------------|
| Name in full | Tuisaula | Maria |
| | Surname | First Name |
| 19 Hardham Crescent, Petone, Lower Hutt 5012 | | |
| Address | | |
| | | |
| Mobile | Other phone | |
| tuimaria507@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

| |
|---|
| Clearly state which parts of the application you support or oppose or wish to have amended: |
| Oppose all of the application |
| The reasons for making my submission are (briefly describe the reasons for your views: |
| I believe money should be spent elsewhere and on problems the community are facing. Drugs is a big issue with family and especially the younger generation. |
| I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought): |
| Think thoroughly and carefully re the future of not only our land but our people. Maybe a smaller track to start out with? |

| 3. Please indicate: | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

All information provided in your submission is available to the public (on request).

Submissions must be lodged before **5pm Friday 7 February 2025**.

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The Resource Management Act 1991 requires a copy of your submission must be sent to the applicant. For this Resource Consent application, the Gisborne District Council Resource Coordination team will do this for you.

LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250212019 |
| Submitted on | 2025-02-07T16:06:59.1691707+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|--------------------------------|---------|-------------|
| Name in full | O'Leary | Wendy Marie |
| | Surname | First Name |
| 6441 State Highway 35, Opotiki | | |
| Address | | |
| 021 225 9105 | | |
| Mobile | | Other phone |
| wendyoleary96@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

I oppose all parts of the application.

The reasons for making my submission are (briefly describe the reasons for your views:

1. Impact on the Natural Environment

The proposed trail spans approximately 500km and will traverse sensitive environments, including private land, multiple-owner land blocks, reserves, and the coastal margin. This region is a pristine and special part of New Zealand that requires careful protection. The construction and subsequent use of the trail may lead to:

- Habitat disruption for native flora and fauna.
- Erosion and sedimentation, particularly along the coastal margin.
- Potential contamination of waterways.
- Disturbance of ecological balance in an area already under environmental pressures.

2. Sacred Land for Iwi

Many areas along the proposed trail route hold immense cultural and spiritual significance to local iwi. These lands are deeply sacred and integral to the identity, traditions, and history of tangata whenua. Developing a public trail across such lands without proper consultation and consent risks disrespecting and undermining these cultural values.

3. Lack of Adequate Infrastructure

State Highway 35 and the surrounding areas are not equipped to handle the increased demand that this trail will bring. The lack of existing infrastructure poses serious challenges:

- Insufficient facilities for waste disposal, leading to potential littering and pollution.
- Limited water resources for visitors, increasing pressure on local supplies.
- Narrow and winding roads that are already challenging for traffic and unsuitable for a surge in visitors.
- Lack of parking and rest areas to support trail users.

4. Long-Term Environmental and Community Impact

The introduction of a large-scale trail may have unintended consequences, such as:

- Increased foot traffic leading to degradation of natural landscapes.
- Over-tourism that strains local communities and their resources.
- Disruption to the peaceful and secluded character of this unique region.

Conclusion

While the Te Ara Tipuna Trail may have the potential to enhance recreation and tourism opportunities, the adverse effects on the natural environment, cultural heritage, and local infrastructure cannot be ignored. I urge the Resource Management Authority to decline this application or, at the very least, require the applicant to provide:

- Comprehensive environmental impact assessments.
- Robust cultural impact assessments in partnership with local iwi.
- Detailed plans for infrastructure development and maintenance.

The protection of this extraordinary region for future generations should remain our top priority. Thank you for considering my submission.

The reason for making my submissions are (briefly describe the reasons for your views):

The reasons for my submissions are to advocate for the protection of State Highway 35, a unique and beautiful part of the world that holds deep cultural and environmental significance. I am particularly concerned about the sacred lands of the local iwi, which deserve the utmost respect and preservation. My family and I spend a significant amount of time at Te Kaha, and we have always held both the land and its people in the highest regard. An uncontrolled influx of visitors who may not share these values could have devastating consequences for the area's natural beauty, cultural heritage, and community well-being.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

I wish the Gisborne District Council to oppose all parts of the Te Ara Tipuna Trail.

3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
|--|----|

| | |
|--|-----|
| Would you consider presenting a joint case with others who have made a similar submission? | Yes |
|--|-----|

4. Confirmation

| | |
|---|----|
| Are you submitting this form on behalf of another person? | No |
|---|----|

| | |
|--|------|
| I confirm that all the above details are correct | True |
|--|------|

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250212033 |
| Submitted on | 2025-02-07T16:10:54.3006142+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|---------------|-------------------|
| Name in full | Papuni-Hohepa | Te Paea Reremoana |
| | Surname | First Name |
| 183 Crawford Road, Kaiti, Gisborne 4010 | | |
| Address | | |
| | | |
| Mobile | Other phone | |
| hohepareremoana@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

Illegal Aspects of the TAT Resource Consent Application

The application for resource consent by Te Ara Tipuna (TAT) raises several significant legal concerns that may render it illegal under current statutes and principles:

â€¢ Breach of the Resource Management Act (RMA):

The RMA mandates that all decisions must be made fairly, objectively, and in the public interest. In the case of TAT, there is evidence suggesting that key decision-making processes did not adhere to these requirements. The application appears to have advanced without securing the necessary resource consent, thus potentially bypassing mandatory environmental assessments and the required consultation process.

â€¢ Violation of Consultation and Treaty Obligations:

The application process failed to secure the full, informed consent of affected MÄori landowners. The lack of genuine and meaningful consultation undermines the principles of partnership, participation, and protection as guaranteed by the Treaty of Waitangi. Decisions that affect MÄori land, especially those involving culturally significant sites (wÄhi tapu, urupÄ, and taonga), must involve robust engagement with the legal owners and local hapÄ. The failure to do so constitutes a breach of both Treaty obligations and statutory consultation requirements under the RMA.

â€¢ Conflict of Interest

Conflicts of interest have been identified in the overlapping roles held by key figures associated with the project. For example, Sir Selwyn Parataâ€™s simultaneous leadership roles in multiple organizations (including Tronpui, the Te Ara Tipuna Board, and Rau Tipu Rau Ora) create significant conflicts that undermine the objectivity of the decision-making process.

â€¢ Funding concerns

The approval of grant funding from Te Puni KÄkiri under circumstances that raise questions about its propriety further exacerbates these concerns suggesting that decisions may have been influenced by personal or organizational interests rather than objective public benefit

â€¢ Inappropriate Reliance on Adaptive Approaches in High-Risk Zones:

The application suggests an adaptive management approach to mitigating coastal hazards. However, given the rapidly evolving nature of climate change impactsâ€”such as increased coastal erosion, sea level rise, and extreme weather eventsâ€”this approach does not adequately address the inherent risks. Relying on such a strategy without robust, precautionary planning in high-risk coastal zones is both legally and practically insufficient, potentially placing lives, property, and culturally significant lands at unacceptable risk.

The reasons for making my submission are (briefly describe the reasons for your views:

In addition there is no information on TAT website that should this consent be granted

1. Who will carry out the construction of the path, what is the procurement process and how much will it cost? Will the project engage contractors specific to the area where the trail is located?
2. Who is responsible for the ongoing maintenance of trail? Who is financially responsible and liable?
3. What are the risks to hapu and landowners in terms of Health and Safety regulations? For example what happens if someone falls and is injured, in an area with no service. What is the H&S plan for TAT.
4. I oppose the use of processes that further alienates us from our lands.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

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| 3. Please indicate: | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

| 4. Confirmation | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |

Submission on

Te Ara Tipuna Trail Application

Form 13

Under Section 96 of the Resource Management Act 1991.

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LODGING INFORMATION

| | |
|------------------|-----------------------------------|
| Reference Number | RCS250212049 |
| Submitted on | 2025-02-07T16:15:01.4107314+13:00 |

1. PERSON MAKING SUBMISSION

| | | |
|---|---------------|------------|
| Name in full | Papuni-Hohepa | Rakai |
| | Surname | First Name |
| 183 Crawford Road, Kaiti, Gisborne 4010 | | |
| Address | | |
| | | |
| Mobile | Other phone | |
| rakaiph14@gmail.com | | |
| Email address | | |

2. SUBMISSION ON

| | | |
|--|---|--|
| Application Number | Gisborne District Council: LU-2023-112074-00; DL-2023-112075-00; LR-2023-112076-00; LL-2023-112077-00; LV-2023-112078-00 Bay of Plenty Regional Council: RM23-0508-AP Ōpōtiki District Council: RC2024-04 | |
| Name of Applicant | Te Ara Tipuna Trail Charitable Trust | |
| Type of Resource Consent applied for | Land Use, Discharge to Land, Land Use - Lake/Riverbed, Land Disturbance, Land Use - Vegetation Clearance | |
| Brief description of proposed activity | Construction & use of a shared trail from Makorori (in the South) round to Opotiki (in the North of the East Coast) | |
| Position on application | oppose | |

Clearly state which parts of the application you support or oppose or wish to have amended:

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The reasons for making my submission are (briefly describe the reasons for your views:

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â€¢ Inappropriate Reliance on Adaptive Approaches in High-Risk Zones:

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legally and practically insufficient, potentially placing lives, property, and culturally significant lands at unacceptable risk.

In addition there is no information on TAT website that should this consent be granted

1. Who will carry out the construction of the path, what is the procurement process and how much will it cost? Will the project engage contractors specific to the area where the trail is located? Is
2. Who is responsible for the ongoing maintenance of trail? Who is financially responsible and liable?
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4. I oppose the use of processes that further alienates us from our lands.

I wish the Commissioner Panel to make the following decision (give details, including the nature of any conditions sought):

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3. Please indicate:

| | |
|--|----|
| I wish to speak at the Hearing in support of my submission | No |
| Would you consider presenting a joint case with others who have made a similar submission? | No |

4. Confirmation

| | |
|---|------|
| Are you submitting this form on behalf of another person? | No |
| I confirm that all the above details are correct | True |