

16 August 2021

File Ref: 2021-212

Brian Warburton

By email: fyi-request-16216-df34cc1e@requests.fyi.org.nz

Dear Mr Warburton

Request for information 2021-212

I refer to your request for information to Porirua City Council dated 27 July 2021, which was in part transferred to Greater Wellington Regional Council (Greater Wellington) on 29 July 2021. You have requested the following:

“In respect of recent failure of the wastewater (WW) main south of Paremata and the diversion of wastewater flow to a redundant WW main on the western side of Porirua Harbour at Whitireia and Onepoto, please provide me with the following information.

- details of the work undertaken by WWL and/or PCC;

- a copy of the current consents under the RMA (if any) that PCC/WWL has relied upon for: the infrastructure; the work undertaken on it; and, the discharges from it, in respect of:

- the use of land in terms of section 9 of the RMA

- the use of land in terms of section 13 of the RMA

- restrictions imposed under section 12 of the RMA

- restrictions imposed under section 15 of the RMA .

- a copy of all correspondence within, and between, PCC/WWL about the lawfulness or otherwise of: the specifically in terms of:

- the WW main as a structure;

- the recent work undertaken on it; and,

- the recent discharges from it.”

Greater Wellington responds as follows to the highlighted part of the above request. Please note Porirua City Council will respond separately to the remaining aspects of the information request as follows:

The request for a copy of the current consents under the RMA (if any) that PCC/WWL has relied upon has been refused under section 17 (e) the Local Government Official Information and Meetings Act 1987 (the Act) on the grounds that the document does not exist.

Correspondence regarding wastewater discharges into Porirua Harbour on 18-Jul-2021 (and the events before and after) has been withheld under section 6(a) as the release of this information would prejudice the maintenance of law (there is no Public Interest test for section 6).

Please note these wastewater discharges are the subject of an investigation, under the Resource Management Act, by Greater Wellington officers. This investigation is in its early stages and we cannot discuss the specifics of what occurred or what the outcomes will be. All documents and correspondence relating to these events which are not already in the public domain may constitute evidence in this investigation; release of this information may prejudice this investigation.

If you have any concerns with the decision(s) referred to in this letter, you have the right to request an investigation and review by the Ombudsman under section 27(3) of the Local Government Official Information and Meetings Act 1987.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'AC', written in a cursive style.

Al Cross
General Manager, Environment Group