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Moana Wyatt

From: Moana Wyatt
Sent: Thursday, 29 July 2021 4:03 PM
To: info@gw.govt.nz
Subject: FW: [EXTERNAL] Official Information request - Lawfulness of WasteWater Pipes and Discharges

Attention official information officer

Kia ora

Please see below a LGOIMA request regarding work that was completed on wastewater pipes in Porirua. I understand that section 12, 13 and 15 of the RMA are monitored by GWRC so this is a part-transfer of the request to your agency.

Please let me know if this is not the case.

I am happy to compile the response to the requester as it encompasses more than one agency. To this end, could you please send me your information, as soon as possible but by 23 August at the latest to enable me time to finalise the response.

Many thanks
Moana

Ngā mihi,

Moana Wyatt

Principal Advisor (Information)
Kaitohutohu Matua (Pārongo)

porirucity

Tel: 04 237 1411 | Mob: 027 469 8532
porirucity.govt.nz

From: Enquiries@pcc.govt.nz <enquiries@pcc.govt.nz>
Sent: Wednesday, 28 July 2021 8:54 AM
To: Records Management <Records.Management@porirucity.govt.nz>
Subject: FW: [EXTERNAL] Official Information request - Lawfulness of WasteWater Pipes and Discharges

Hi Team

An Official Information Act request for you.

Kind regards
Sandy Betham

From: fyi-request-16216-df34cc1e@requests.fyi.org.nz
Sent: Tuesday, July 27, 2021 5:57 PM
To: enquiries@porirucity.govt.nz
Subject: [EXTERNAL] Official Information request - Lawfulness of WasteWater Pipes and Discharges

Dear Porirua City Council,

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.

Yours faithfully,

Brian Warburton

This is an Official Information request made via the FYI website.

Please use this email address for all replies to this request:

fyi-request-16216-df34cc1e@requests.fyi.org.nz

Is enquiries@porirucity.govt.nz the wrong address for Official Information requests to Porirua City Council? If so, please contact us using this form:

https://fyi.org.nz/change_request/new?body=porirua_city_council

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

<https://fyi.org.nz/help/officers>

If you find this service useful as an Official Information officer, please ask your web manager to link to us from your organisation's OIA or LGOIMA page.

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Moana Wyatt

From: Jude Chittock <Jude.Chittock@gw.govt.nz>
Sent: Thursday, 12 August 2021 1:08 PM
To: Moana Wyatt
Subject: [EXTERNAL] RE: OIA response

Hi Moana

Darrell is involved in OIA processes at GW in the Data and Information team. Francis Ryan is the Dem Services Manager DDI: 04 830 4248 should you wish to contact him to find out more about our processes

Thanks
Jude

From: Moana Wyatt <Moana.Wyatt@porirua.govt.nz>
Sent: Thursday, 12 August 2021 12:58 PM
To: Jude Chittock <Jude.Chittock@gw.govt.nz>
Subject: RE: OIA response

Kia ora Jude,
Thanks for your call yesterday and for this information. Much appreciated.

Fyi - I emailed Darrell Young, who I assume is in your Dem Services team, as he copied me in on GW's response to the requester.

I'm keen to understand your LGOIMA process for future reference and look forward to hearing from Darrell.

Ngā mihi,

Moana Wyatt
Principal Advisor (Information)
Kaitohutohu Matua (Pārongo)

poriruacity

Tel: 04 237 1411 | Mob: 027 469 8532
porirua.govt.nz

Please note: I work Monday, Tuesday and Thursday and may not respond on unscheduled work days.

From: Jude Chittock <Jude.Chittock@gw.govt.nz>
Sent: Thursday, 12 August 2021 12:54 PM
To: Moana Wyatt <Moana.Wyatt@porirua.govt.nz>
Subject: [EXTERNAL] OIA response

Hi Moana

Further to my call yesterday we will respond directly to the requestor regarding the highlighted parts of the OIA PCC received (see below). We will send you a copy of our letter but essentially we have refused the request for a consent certificate on the grounds that one doesn't exist and will not be releasing information pertaining to the wastewater discharges as it is under investigation under the RMA by GWRC officers.

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.

Please note have received a similar OIA from a different requestor, and will be responding in the same way.

Let me know if you have any further questions

Ngā mihi
Jude



Jude Chittock

Kaitaki-a-tīma | Team Leader, Consents and Compliance

Greater Wellington Te Pane Matua Taiao

021 195 5689

100 Cuba St, Te Aro, Wellington 6011

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Moana Wyatt

From: Darrell Young <Darrell.Young@gw.govt.nz>
Sent: Friday, 13 August 2021 7:36 AM
To: Democratic Services
Cc: Moana Wyatt
Subject: [EXTERNAL] FW: Acknowledgement of Request for Information

Hi Moana,

I have referred you to our Democratic Services Team. They will be able to assist with you any queries in regards to our wider processes around OIA's and workflow.

Regards,



Darrell Young

| Kairururku/ Information Management Advisor

Greater Wellington Te Pane Matua Taiao

100 Cuba St, Te Aro, Wellington 6011 | PO Box 11646, Manners St, Wellington 6142

Wellington 6011

DDI 04 830 4136 | www.gw.govt.nz

From: Moana Wyatt <Moana.Wyatt@porirua.govt.nz>
Sent: Thursday, 12 August 2021 9:08 am
To: Darrell Young <Darrell.Young@gw.govt.nz>
Subject: RE: Acknowledgement of Request for Information

Kia ora Darrell

Do you manage LGOIMA requests for GWRC? I'm keen to touch base to understand your processes so I can take them into consideration when requests like this require response from a number of agencies.

Do you have time for chat some time?

Thanks

Moana

Ngā mihi,

Moana Wyatt

Principal Advisor (Information)

Kaitohutohu Matua (Pārongo)

poriruacity

Tel: 04 237 1411 | Mob: 027 469 8532

porirua.govt.nz

Please note: I work Monday, Tuesday and Thursday and may not respond on unscheduled work days.

From: Darrell Young <Darrell.Young@gw.govt.nz>
Sent: Tuesday, 3 August 2021 10:37 AM
To: Moana Wyatt <Moana.Wyatt@porirua.govt.nz>
Cc: fyi-request-16216-df34cc1e@requests.fyi.org.nz
Subject: [EXTERNAL] Acknowledgement of Request for Information

Dear Brian,

Acknowledgement of Request for Information under the Local Government Official Information and Meetings Act 1987

Thank you for your email transferred from Porirua City Council on 29 July 2021, requesting information regarding lawfulness of waste water pipes and discharges.

Your request is being followed-up and a reply will be sent to you shortly.

Yours sincerely,

Darrell Young

for
Luke Troy
General Manager
Strategy
Greater Wellington Regional Council

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Moana Wyatt

From: Sharon Hornal <Sharon.Hornal@gw.govt.nz>
Sent: Monday, 16 August 2021 10:56 AM
To: fyi-request-16216-df34cc1e@requests.fyi.org.nz
Subject: [EXTERNAL] Response letter to 2021-212
Attachments: Response letter to 2021-212.pdf

Dear Mr Warburton

The OIA request you forwarded to Porirua City council on 27 July 2021 was in part forwarded to Greater Wellington Regional Council to respond to.

Please find attached our response to your questions - highlighted in grey within our letter.

Ngā Mihi

**Sharon Hornal**

Kaiwhakahaere Matua | Executive Assistant – General Managers, Environment and Maori

Greater Wellington Te Pane Matua Taiao

DDI: 04 830 4234 Mobile: 027 661 4677

100 Cuba Street, Te Aro, Wellington 6011

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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



Al Cross
General Manager, Environment Group