

12 May 2022

Grant Birkinshaw  
outlook\_7E309F4BDD83EDDE@outlook.com

Tēnā koe Grant

**Request for Information – Local Government Official Information and Meetings Act (LGOIMA) 1987**

We refer to your official information request dated 10 May 2022 for the following information:

*I understand there is a written statement from Cr. Andy Mitchell, responding to my submission to the Regulatory Meeting on 3rd May. I wish to see an unredacted copy of his statement.*

Your request has been processed as a request for official information under the LGOIMA, rather than as a Privacy Act request.

The information you have requested is enclosed. Phone numbers have been redacted under section 7(2)(a) of the LGOIMA, to protect the privacy of the individual concerned.

The unconfirmed minutes of the Infrastructure and Regulatory Committee meeting held on 3 May 2022 will be available shortly. You can view the livestreaming of this meeting on Council's Facebook page - see link <https://www.huttcity.govt.nz/council/council-meetings/watch-council-meetings-online>

You have the right to seek an investigation and review by the Ombudsman of this response. Information about how to make a complaint is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or freephone 0800 802 602.

Please note that this letter may be published on the Council's website.

Nāku noa, nā



Susan Sales  
**Senior Advisor, Official Information and Privacy**

**From:** Andy Mitchell <[Andy.Mitchell@huttcity.govt.nz](mailto:Andy.Mitchell@huttcity.govt.nz)>  
**Sent:** Monday, 9 May 2022 5:50 pm  
**To:** Chris Milne <[Christopher.Milne@huttcity.govt.nz](mailto:Christopher.Milne@huttcity.govt.nz)>  
**Cc:** Elected Members Requests <[electedmembersrequests@huttcity.govt.nz](mailto:electedmembersrequests@huttcity.govt.nz)>; \_\_Mayor & Councillors <[Mayor&Councillors@huttcity.govt.nz](mailto:Mayor&Councillors@huttcity.govt.nz)>; Pam Hanna <[Pam.Hanna@huttcity.govt.nz](mailto:Pam.Hanna@huttcity.govt.nz)>; Gabriel Tupou <[Gabriel.Tupou@huttcity.govt.nz](mailto:Gabriel.Tupou@huttcity.govt.nz)>; Virginia Horrocks <[Virginia.Horrocks@huttcity.govt.nz](mailto:Virginia.Horrocks@huttcity.govt.nz)>; \_\_CLT <[CLT@huttcity.govt.nz](mailto:CLT@huttcity.govt.nz)>  
**Subject:** Re: Birkinshaw Submission

Tēnā koe Chris,

Did Mr Birkinshaw explain to you the capacity under which he speaks “for Ngāti Toa” (to quote the English version of his submission)? He’s not listed as a member of either the Board or Leadership Team of Te Rūnanga o Toa Rangatira on [their website](#). The rūnanga are our formal partners, and their Chair and CE have participated in a number of formal and informal meetings with us. Mr Birkinshaw has addressed Council in public comment previously but never, as far as I can recall, speaking “for Ngāti Toa”. I’m sure officers will clarify for you who from Ngāti Toa they consult with regularly.

Mr Birkinshaw’s submission was regarding the particular issue of contracting external consultants to assist with meeting high demand for processing resource consents. His submission makes no mention of whether or why he thinks mana whenua should be consulted on this operational matter.

Ngā mihi,

**Andy Mitchell**  
Eastern Ward Councillor

Hutt City Council, [30 Laings Road, Private Bag 31912](#), Lower Hutt 5040, New Zealand  
s7(2)(a) [W www.huttcity.govt.nz](http://www.huttcity.govt.nz) [F www.facebook.com/CrAndyMitchell](https://www.facebook.com/CrAndyMitchell)

On 9/05/2022, at 12:49 PM, Chris Milne <[Christopher.Milne@huttcity.govt.nz](mailto:Christopher.Milne@huttcity.govt.nz)> wrote:

I have spoken with Mr Birkenshaw and he advises that he emailed this to HCC on the Sunday prior to the meeting. I understand that it was written in Maori rather than in English as a protest against HCC who, Mr Birkenshaw claims, refuses to consult or deal with Ngati Toa despite their having a heads of agreement or protocol in place with HCC which establishes them as joint mana whenua with one or more other Maori groups. Two points:

1. Could this not have been translated before the meeting, knowing that likely no one (maybe somebody could??) would understand what was being read out?
2. What is the situation with Ngati Toa and mana whenua and consultation? It's not the first time that this statement has been made about HCC not consulting with them. It would be useful to know what the true situation actually is.

Best regards

Cr Chris Milne  
Councillor for the Western Ward, Hutt City Council

s7(2)(a)

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**From:** Elected Members Requests <[electedmembersrequests@huttcity.govt.nz](mailto:electedmembersrequests@huttcity.govt.nz)>

**Sent:** 09 May 2022 11:14

**To:** \_\_Mayor & Councillors <[Mayor&Councillors@huttcity.govt.nz](mailto:Mayor&Councillors@huttcity.govt.nz)>; Pam Hanna <[Pam.Hanna@huttcity.govt.nz](mailto:Pam.Hanna@huttcity.govt.nz)>; Gabriel Tupou <[Gabriel.Tupou@huttcity.govt.nz](mailto:Gabriel.Tupou@huttcity.govt.nz)>; Virginia Horrocks <[Virginia.Horrocks@huttcity.govt.nz](mailto:Virginia.Horrocks@huttcity.govt.nz)>

**Cc:** \_\_CLT <[CLT@huttcity.govt.nz](mailto:CLT@huttcity.govt.nz)>

**Subject:** Birkinshaw Submission

Kia ora,

Please find the attached copies of Mr Birkinshaw's submission in both Te Reo Maori and English.

Ngā mihi nui,  
Grace

To: Elected Members Requests <[electedmembersrequests@huttcity.govt.nz](mailto:electedmembersrequests@huttcity.govt.nz)>

Cc: Mayor.Councillors <[Mayor.Councillors@huttcity.govt.nz](mailto:Mayor.Councillors@huttcity.govt.nz)>

Subject: Birkinshaw Submission

Kia ora,

Could we please get a copy of Mr Birkinshaw's submission in English (as well as the written copy of the Te Reo version that Kara read out)

Ngā mihi,  
Brady

Released under the Local Government Official Information and Meetings Act