



HUD2024-004070

s 9(2)(a)

Tēnā koe s 9(2)(a)

Thank you for your email of 14 March 2024 requesting information under the Official Information Act 1982 (the Act) I will respond to each part of your request as follows:

With reference to the above, information has been requested and received from Kapiti Coast District Council pursuant to the Local Government Official Information and Meetings Act 1987 (LGOIMA). As a result of the reply received from KCDC, the following has been establish:

- 1. Ongoing discussions are being maintained with Will DORSET, Capital Developments as part of the site remediation of the land identified in LINZ 840307*
- 2. That the Resource Consent Application for the development of this land if forthcoming and is being led by Luke WIJOHN, Ministry of Urban Developments.*

It is important to note that the summation you have provided above is not correct. As our most recent letter to you stated:

On 26 July 2023 and 19 February 2024, we advised you that during discussions between the contractor responsible for the geotechnical investigation and Kāpiti Coast District Council (KCDC), it was determined that remediation works on the site will be included in any possible future masterplan that is presented to KCDC as part of a resource consent process. We also advised that, in the unlikely event the site is not developed, the contractor has agreed to remediate any damage.

Whoever the developer is that is awarded the development contract for this site will be responsible for completing and submitting any Resource Consent application. Te Tūāpapa Kura Kāinga – Ministry of Housing and Urban Development (the Ministry) is not responsible for the resource consent application for the site.

As part of this request under the Act, I request information regarding the following:

- 1. Has Capital Developments been awarded a development contract by MHUD or any other crown entity to develop the land identified as LINZ 840307*

No.

- 2. In the event that a development contract has been awarded to Capital Developments, please advise the date and contract number for such development.*

No development contract has been awarded for this site.

3. *Please provided all information, documents, drawings and / or reports pertaining to the 'program of work' that MHUD has undertaken to date, including:*
- a) information relating to the purchase (or transfer) of the land folio,*
 - b) the date and documents that attributed in the decision process for the urban development of the identified folio,*

As the site remains subject to negotiations regarding its future use, I am withholding this information and relevant documents under section 9(2)(j) of the Act, to enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations.

- c) MHUD personnel (No. of FTEs) resources allocated to the development planning of the identified land*

Responsibility for planning related to the development of this site is not a matter for the Ministry. This responsibility lies solely with whichever developer that is awarded the contract. For this reason, I am refusing this part of your request under section 18(e), as the information requested does not exist.

- d) Reports created to map the timeline for the Resource Consent Application*
- e) Any maps, drawing, charts or other documents which will be used directly, indirectly or, created and that are no longer required, as part of MHUD's work to file the resource consent with KCDC*

As I stated earlier, the Ministry is not responsible for any Resource Consent application that is likely to be submitted as part of future development of this site. For this reason, I am also refusing these parts of your request under section 18(e).

In terms of section 9(1) of the Act, I am satisfied that, in the circumstances, the decision to withhold information under section 9 of the Act is not outweighed by other considerations that render it desirable to make the information available in the public interest.

You have the right to seek an investigation and review of my response by the Ombudsman, in accordance with section 28(3) of the Act. The relevant details can be found on the Ombudsman's website at: www.ombudsman.parliament.nz.

As part of our ongoing commitment to openness and transparency, the Ministry proactively releases information and documents that may be of interest to the public. As such, this response, with your personal details removed, may be published on our website.

Nāku noa, nā



Fiona Coughlan
Manager Land Acquisition and Development
Te Tūāpapa Kura Kāinga – Ministry of Housing and Urban Development