

Before the Independent Hearings Commissioners

IN THE MATTER	of the Resource Management Act 1991
AND	An application from Eastland Port Limited
FOR	Stage 2 Twin Berth Project

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SUPPLEMENTARY STATEMENT OF EVIDENCE (PROPOSED CONDITIONS REVIEW)

Todd Whittaker (MNZPI)

For Gisborne District Council (Consent Authority)

13 October 2023

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## 1 INTRODUCTION

1. My name is Todd Whittaker and I am an independent planning consultant. I am the author of the S.42A report dated 25 September 2025.
2. The S.42A report referred to the provision of draft conditions. Eastland Port Limited (Eastland Port) provided a set of draft conditions with their planning evidence dated 3 October 2023.
3. The GDC Independent Review Panel (IRP) has reviewed the draft conditions and has engaged with Eastland Port on the scope and specific wording of conditions.
4. Overall, there is alignment across the consent conditions in terms of the key effects based issues that need to be addressed and the framing of conditions. However there are a number of conditions which are yet to be finalised. In most cases, it is anticipated that the conditions can be confirmed and endorsed with further discussions and engagement between Eastland Port and the IRP.
5. For any matters or conditions where agreement cannot be reached prior to and/or during the hearings process, then the outstanding matters and conditions will be highlighted and presented to the Commissioners. The respective rationale for any differences of opinion and alternate wording can also be presented by both Eastland Port and the IRP.
6. Any final review or presentation of conditions may also be subject to directions from the Commissioners.
7. A 'working document' of the comments and review of conditions has been prepared by the IRP. This is attached as **Appendix 1**. The 'working document' has been issued directly to Eastland Port, however due to time constraints, Eastland Port has not had the opportunity to review or comment on the document before it is issued to the Commissioners and submitters.
8. In general terms, the following matters will require further discussion and engagement between Eastland Port and the IRP;
  1. The linkage and relationship between the Twin Berth consent conditions and the Te Tai Uru conditions as set out in the Wharf 6 & 7 decision,
  2. Refinement of certification process,
  3. Timing and process to approve Avian Management plan and additional conditions for protection of habitat,
  4. Provision of biosecurity conditions for maintenance dredging,
  5. Additional conditions for management of transportations effects (following evidence from waka Kotahi),
  6. Amendments to noise performance performances and compliance,
  7. Provision of specific methods to be included within conditions for marine mammals, stormwater discharge and coastal process monitoring, and

8. Monitoring of Off Shore Disposal Ground and response condition for non-compliance of sediment.



Todd Whittaker (MNZPI)  
Independent Planning Consultant  
13 October 2023

**APPENDIX 1:**

**GDC REVIEW COMMENTS  
TWIN BERTH CONDITIONS**