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Tēnā koutou,

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RE: Continuation of works past Lake Rotokākahi (Green Lake)

Rotorua Lakes Council's application to the District Court for an injunction to prevent unlawful interference and disruption to the Tarawera Sewerage Scheme (Stage 1) was adjourned indefinitely and an oral decision was delivered by Judge Clark in the Māori Land Court on 17 July 2024.

In his decision, the Judge confirmed and reiterated that Council works on the road corridor are lawful and can continue and any conduct that obstructs or interferes with the works could lead to an injunction being granted. The Court's decision means that legal proceedings can be renewed on an urgent basis if necessary in the future.

Fulton Hogan is now updating its work plan which includes reassigning machinery to the site and traffic management planning.

Fulton Hogan will commence operational works on 19 August 2024. From this date, please expect possible delays of **up to five minutes** on Tarawera Road, towards Lake Rotokākahi (Green Lake). Works in this section will consist of;

- Site enabling works
- Directional drilling of the rising main pipeline
- Installation of the associated assets
- Site reinstatement

To allow effective monitoring of the works and to facilitate a possible reconvening of the Court if required, site operations will be monitored through CCTV cameras, Security and a regular Police patrolling.

The Court and the Rotorua Lakes Council acknowledge people's right to peaceful protest, however, the safety of contractors, the road user safety, the protection of public assets and avoiding contractual costly delays is paramount.

In the interest of avoiding contractual delays that would add costs to the project, this is also an important reminder to Tarawera property owners to progress and sign off Locality Plans that are necessary to obtaining on-property building consents without delay.

Signing of the Locality Plan records the owners' consent to the installation of necessary sewerage assets on the property, to record the location for future maintenance and replacement, for any Heritage NZ investigations necessary, and acknowledges there could be some minor location changes if required by the owner. The installation of the assets and connection to the house plumbing requires building consent. Signed owner permission on the Locality Plan is a necessary part of the building consent application process.

Signing the locality plan does not imply a person's agreement (or non-agreement) with the funding principles of the scheme, nor to any commitment to the payment of targeted capital or operational rates for the scheme. These are matters that Council will consider at the time of setting the targeted rate. The

requirement to connect to the scheme and to pay eventually the set rates already exist in legislation and as a result of the decision-making processes followed by Council pursuant to that.

Ngā manaakitanga,

A handwritten signature in blue ink, appearing to read 'Stavros Michael', with a horizontal line drawn through it.

Stavros Michael
Group Manager – Infrastructure & Environment