

Tasman Resource Management Plan - Change 61

Notified : Saturday, 12 March 2016

Summary of Decisions Requested In Change 61

In Submitter Name Order

Summary of Decisions Requested In Change 61 Submissions

Anatimo Trust

C/o Anna Wright 64 Muritai Crescent Havelock North

- **C61.4125.1** 25.1.3.1 - **Controlled Activities (Spat Catching)** 4125
Remedy: Oppose the Plan Change. Request spat catching in Wainui Bay remain a discretionary activity under 25.1.4.4 of the TRMP requiring a resource consent and compliance with any conditions set by Council.
- **C61.4125.2** 25.1.3.1 (ga) - **Controlled Activities (Spat Catching)**
Remedy: Oppose the Plan Change. Request spat catching in Wainui Bay remain a discretionary activity under 25.1.4.4 of the TRMP requiring a resource consent and compliance with any conditions set by Council

Beard, James A

P O Box 5070 WELLINGTON

- **C61.840.1** C61 GEN - **Change 61** 840
Remedy: Relocate the six factories elsewhere.
- **C61.840.2** C61 GEN - **Change 61**
Remedy: Tasman District Council to consider the operation illegal.
- **C61.840.3** C61 GEN - **Change 61**
Remedy: Oppose the continued extraction of mussel spat at Abel Tasman Point.
- **C61.840.4** C61 GEN ONL - **Change 61**
Remedy: Relocate the six factories elsewhere.
- **C61.840.5** 25.1.3.1 - **Controlled Activities (Spat Catching)**
Remedy: Relocate the six factories elsewhere.
- **C61.840.6** C61 GEN Heritage - **Change 61**
Remedy: Relocate the six factories elsewhere.

de Lambert Family Trust

C/o 36 Koraha St Remuera Auckland

- **C61.1531.1** 25.1.3.1 (ga) - **Controlled Activities (Spat Catching)** 1531
Remedy: Incorporate the following controlled conditions:
i. The community Liaison Group is maintained;
ii. The hours of operation are limited (for all maintenance/operations) to after 7 am start and 7 pm finish;
iii. No artificial lighting is allowed for extending operation beyond natural light;
iv. Controls on noise are included, considering also the way in which noise travels over water. This should include noise from music on the boats; and
v. The operators should be required to undertake beach/coastal clean up to keep the beaches clean of debris from the farms.
- **C61.1531.2** C61 GEN ONL - **Change 61**
Remedy: Decline the Plan Change in its entirety.

Foxwell, Jillian

1578 Abel Tasman Drive Wainui Bay Takaka

- **C61.4126.1** 25.1.3.1 - **Controlled Activities (Spat Catching)** 4126
Remedy: Leave the Wainui site as a discretionary activity
- **C61.4126.2** 25.1.3.1 (ga) - **Controlled Activities (Spat Catching)**
Remedy: Leave the Wainui site as a discretionary activity.
- **C61.4126.3** C61 GEN ONL - **Change 61**
Remedy: Leave the Wainui site as a discretionary activity.

Friends of Golden Bay

C/o Heather Wallace, Secretary PO Box 274 R D 1 Takaka

- **C61.1328.1** C61 GEN - **Change 61** 1328
Remedy: Oppose Plan Change rezoning the spat sites to AMA 4 and the designation as a controlled activity.
- **C61.1328.2** C61 GEN ONL - **Change 61**
Remedy: Oppose Plan Change rezoning the spat sites to AMA 4 and the designation as a controlled activity.
- **C61.1328.3** C61 GEN - **Change 61**

Summary of Decisions Requested In Change 61 Submissions

Friends of Golden Bay

Remedy: Request the [Plan] remain as it is until 2024 as designated by the Environment Court.

Friends of Nelson Haven & Tasman Bay (Inc.)

C/o Helen Campbell 8432 Wairau Valley Highway NELSON

■ **C61.1050.1 C61 GEN ONL - Change 61** **1050**

Remedy: Decline the Plan Change and retain the status of the spat sites as discretionary with no changes to species/structures/activities (including mussel farming) or extensions in area allowed.

Further Submissions :	<u>Support</u>	FC61.1328.1	Friends of Golden Bay
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■ **C61.1050.2 C61 GEN Climate Change - Change 61**

Remedy: Decline the Plan Change and retain the status of the spat sites as discretionary with no changes to species/structures/activities (including mussel farming) or extensions in area allowed.

Further Submissions :	<u>Support</u>	FC61.1328.2	Friends of Golden Bay
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■ **C61.1050.3 C61 GEN Heritage - Change 61**

Remedy: Decline the Plan Change and retain the status of the spat sites as discretionary with no changes to species/structures/activities (including mussel farming) or extensions in area allowed.

Further Submissions :	<u>Support</u>	FC61.1328.3	Friends of Golden Bay
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Golden Bay Community Board

C/o Golden Bay TDC Service Centre PO Box 74 TAKAKA

■ **C61.3592.1 25.1.3.1 - Controlled Activities (Spat Catching)** **3592**

Remedy: The farms continue to be consented to operate.

Further Submissions :	<u>Oppose</u>	FC61.1050.13	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.13	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.3592.2 25.1.3.1 (ga) - Controlled Activities (Spat Catching)**

Remedy: Annual meetings between residents and the Wainui Marine Farmers be a condition of the continued use of Wainui Bay for the purpose of spat catching.

Further Submissions :	<u>Oppose</u>	FC61.1050.14	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.14	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.3592.3 C61 GEN ONL - Change 61**

Remedy: The farms continue to be consented to operate.

Further Submissions :	<u>Oppose</u>	FC61.1050.15	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.15	Royal Forest & Bird Protection Society (Golden Bay)
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Golden Bay Marine Farmers Consortium Ltd

C/o W Wallace 815 Collingwood Puponga Main Road R D COLLINGWOOD

■ **C61.327.1 C61 GEN - Change 61** **327**

Remedy: Rename Wainui Bay as AMA 4 Wainui.

Further Submissions :	<u>Oppose</u>	FC61.1050.1	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.1	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.327.2 25.1.3.1 - Controlled Activities (Spat Catching)**

Remedy: Make mussel spat catching and holding controlled activities.

Further Submissions :	<u>Oppose</u>	FC61.1050.2	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.2	Royal Forest & Bird Protection Society (Golden Bay)
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Minister of Conservation

C/o RMA Shared Services Department of Conservation Christchurch Mail Centre

■ **C61.4127.1 25.1.3.1 - Controlled Activities (Spat Catching)** **4127**

Remedy: Make further or alternative relief to like effect to that sought in the submission.

Further Submissions :	<u>Oppose</u>	FC61.1050.7	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.7	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.4127.2 25.1.3.1 - Controlled Activities (Spat Catching)**

Summary of Decisions Requested In Change 61 Submissions

Minister of Conservation

Remedy: Amend first paragraph of 25.1.3.1 to:
 "The occupation and disturbance of any site in the coastal marine area by structures, and the use of those structures, for;
 • scallop spat catching or mussel spat catching in subzone (a) AMA 1 Waikato, subzones (a) – (k) AMA 2 Puramakau, and subzones (a) – (h) of AMA 3 Te Kumara and;
 • mussel spat catching in AMA 4 Wainui;
 is a controlled activity, if it complies with the following conditions:"

Further Submissions :	<u>Oppose</u>	FC61.1050.8	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.8	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.4127.3 25.1.3.1 (ga) - Controlled Activities (Spat Catching)**

Remedy: Include after matter (7) "Timing and purpose of reviews of any or all conditions":
 "In Wainui Bay:
 In addition, the following standard conditions (to the extent that they are applicable) will be applied to any consent granted under this rule:
 (i) Where any structure or part of a structure sinks, breaks free or otherwise causes a navigation hazard, steps are taken as soon as practicable to recover, secure, and make safe the structure. The consent holder, or site manager, whoever is first aware of the matter, is to notify the Council Harbourmaster of any such incident as soon as practicable on becoming aware of it.
 (ii) The consent holder removes from the site any structure or material that is superfluous to the activity, including any discarded equipment.
 (iii) The consent holder notifies Maritime New Zealand immediately prior to the placement of structures; and within 24 hours of the placement of structures notifies Land Information New Zealand, and the Council Harbourmaster.
 (iv) The whole or any part of the interest in the coastal permit for the activity may be transferred to any other party. The transferor remains responsible for compliance with the terms and conditions of the permit until written notice of the transfer is given to the Council."

Further Submissions :	<u>Oppose</u>	FC61.1050.9	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.9	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.4127.4 25.1.3.1 (4) - Controlled Activities (Spat Catching)**

Remedy: Amend as follows:
 "(4) Management of biosecurity risk organisms such as Undaria and the prevention of arrival and the movement of unwanted organisms."

Further Submissions :	<u>Oppose</u>	FC61.1050.10	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.10	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.4127.5 25.1.3.2 (4) - Restricted Discretionary Activities (Spat Catching)**

Remedy: Amend as follows:
 "(4) Management of biosecurity risk organisms such as Undaria and the prevention of arrival and the movement of unwanted organisms."

Further Submissions :	<u>Oppose</u>	FC61.1050.11	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.11	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.4127.6 25.1.3.3 - Prohibited Activities (Spat Catching)**

Remedy: Amend rule 25.1.3.3 to:
 "(a) Scallop and mussel spat catching in subzones (a) – (k) of AMA 2 Puramakau, and subzones (a) – (h) of AMA 3 Te Kumara and mussel spat catching and holding in AMA 4 Wainui that does not comply with conditions (a) – (h)(i) of rule 25.1.3.1, rule 25.1.3.1A (a) – (e), or with rule 25.1.3.2 (a) or (b) is a prohibited activity for which no resource consent application will be received or granted. For the avoidance of doubt, this does not preclude an applicant from applying for consent to catch spat across all spat-catching subzones in an AMA in successive years, subject to compliance with rule 25.1.3.1(b) and (f) in any spat-catching season.
 (b) The catching of spat of species other than scallops or mussels in subzones (a) – (k) of AMA 2 Puramakau, and subzones (a) – (h) of AMA 3 Te Kumara and other than mussel spat in AMA 4 Wainui is a prohibited activity for which no resource consent application will be received or granted.
 (c) Aquaculture other than the catching of scallop or mussel spat in subzones (a) – (k) of AMA 2 Puramakau, and subzones (a) – (h) of AMA 3 Te Kumara and catching of mussel spat and holding mussel spat in AMA 4 Wainui is a prohibited activity for which no resource consent application will be received or granted."

Further Submissions :	<u>Oppose</u>	FC61.1050.12	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.12	Royal Forest & Bird Protection Society (Golden Bay)
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Summary of Decisions Requested In Change 61 Submissions

Ministry for Primary Industries

C/o Andrea Kapoutsos PO Box 2526 Wellington

■ **C61.4128.1 C61 GEN - Change 61**

4128

Remedy: Supports the intent of the plan change, subject to requested amendments.

Further Submissions :	<u>Oppose</u>	FC61.1328.4	Friends of Golden Bay	FC61.1050.5	Friends of Nelson Haven & Tasman Bay (Inc.)
FC61.1421.5	Royal Forest & Bird Protection Society (Golden Bay)				

■ **C61.4128.2 25.1.3.1 (4) - Controlled Activities (Spat Catching)**

Remedy: Ensure spat catching and holding operations managed under the plan change contain specific requirements for best practice biosecurity management.

Further Submissions :	<u>Oppose</u>	FC61.1328.5	Friends of Golden Bay	FC61.1050.6	Friends of Nelson Haven & Tasman Bay (Inc.)
FC61.1421.6	Royal Forest & Bird Protection Society (Golden Bay)				

Reed, Denis

1836 Abel Tasman Drive Wainui Bay Takaka

■ **C61.4129.1 C61 GEN - Change 61**

4129

Remedy: Retain the status quo.

■ **C61.4129.2 C61 GEN ONL - Change 61**

Remedy: Retain the status quo.

Royal Forest & Bird Protection Society (Golden Bay)

C/o Jo-Anne Vaughan 20 Hiawatha Lane Ferntown Takaka

■ **C61.1421.1 C61 GEN - Change 61**

4121

Remedy: Request the current TRMP policy to continue.

■ **C61.1421.2 25.1.3.1 - Controlled Activities (Spat Catching)**

Remedy: Oppose the Controlled Activity Status; retain as a Discretionary Activity.

■ **C61.1421.3 C61 GEN - Change 61**

Remedy: Accept the permitted time [for farming] to extend beyond 2014 if there is no environmental or social reasons against it.

■ **C61.1421.4 25.1.3.1 (ga) - Controlled Activities (Spat Catching)**

Remedy: Request the current TRMP policy to continue.

■ **C61.1421.5 C61 GEN ONL - Change 61**

Remedy: Request the current TRMP policy to continue.

■ **C61.1421.6 C61 GEN Heritage - Change 61**

Remedy: Request the current TRMP policy to continue.

Tui Community

C/o Natasha Gall 264 McShane Road Takaka

■ **C61.4130.1 25.1.3.1 (ga) - Controlled Activities (Spat Catching)**

4130

Remedy: Support the changes so retain the Plan Change.

Further Submissions :	<u>Oppose</u>	FC61.1050.16	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.16	Royal Forest & Bird Protection Society (Golden Bay)
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Vaughan, Alan J

20 Hiawatha Lane R D 1 Takaka

■ **C61.1377.1 C61 GEN - Change 61**

1377

Remedy: Oppose the re-designation of the Wainui Bay spat catching sites as an AMA.

■ **C61.1377.2 C61 GEN ONL - Change 61**

Remedy: [Spat catching sites] should be subject to a periodically renewed resource consent.

Summary of Decisions Requested In Change 61 Submissions

Wallace, William (Bill)

815 Collingwood Puponga Main Road Collingwood

■ **C61.4131.1 C61 GEN - Change 61**

4131

Remedy: Rename Wainui Bay as AMA 4 Wainui.

Further Submissions :	<u>Oppose</u>	FC61.1050.3	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.3	Royal Forest & Bird Protection Society (Golden Bay)
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■ **C61.4131.2 25.1.3.1 - Controlled Activities (Spat Catching)**

Remedy: Make mussel spat catching and holding controlled activities.

Further Submissions :	<u>Oppose</u>	FC61.1050.4	Friends of Nelson Haven & Tasman Bay (Inc.)	FC61.1421.4	Royal Forest & Bird Protection Society (Golden Bay)
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Whitehead, Beryl J

1836 Abel Tasman Drive Wainui Bay Takaka

■ **C61.4132.1 25.1.3.1 - Controlled Activities (Spat Catching)**

4132

Remedy: Retain the status quo.

■ **C61.4132.2 C61 GEN ONL - Change 61**

Remedy: Retain the status quo.
