

COVER SHEET



Return your submission by the advertised closing date to: Environmental Policy Tasman District Council Private Bag 4, Richmond 7050 OR 189 Queen Street, Richmond OR Fax 03 543 9524 OR Email: tasmanrmp@tasman.govt.nz

Further Submission on any Original Submission on a Change to the Tasman Resource Management Plan

OFFICE USE

Date received stamp:

27/5/16 via reception

Initials: [signature] Submitter No. 1050

Note:

- 1. This form is only for the purpose of supporting or opposing original submissions. It is NOT for making an original submission to the Plan, or for making a submission on a resource consent or on Council's Annual Plan. 2. You may only make a further submission if you or your organisation complies with the requirements below. Tick to show that you or your organisation is: [] A person representing a relevant aspect of the public interest. [] A person who has an interest in the proposed Plan Change greater than the general public.

Submitter Name: Friends of Nelson Haven & Tasman bay (Inc) (organisation/individual)

Representative/Contact: Helen Campbell (if different from above)

Postal Address:

The Friends of Nelson Haven & Tasman Bay (Inc) PO Box 365 Nelson 7040

Phone: 03 521 1148

Fax: n/a

Email: maccam@ts.co.nz

Date: 26/05/2016

Postal address for service of person making submission: (if different from above)

8432 Wairau Valley Highway RD2 NELSON 7072

Total number of pages submitted (including this page): 4

Signed:

Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

IMPORTANT - Please state:

This submission relates to Change No.: C61

Change Title/Subject: Private Plan Change: Wainui Spat Catching Group

- [] Tick if you wish to be heard in support of your further submission. [] Tick if you would be prepared to consider presenting your submission in a joint case with others making a similar submission at any hearings.

Remember:

- 1. Attach this Cover Sheet to as many Content Sheets as required. 2. Within five working days of sending this further submission to the Tasman District Council, send a copy of this further submission to the person who made the original submission.

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CONTENT SHEET

COMPLETE AS MANY CONTENT SHEETS AS REQUIRED AND ATTACH WITH ONE COMPLETED COVER SHEET

Sheet No.	1
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(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Golden Bay Marine Farmers Consortium Ltd		
	Address: c/- W Wallace, 815 Collingwood-Puponga Main Road, RD Collingwood		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.327.1 - 2	C61 Gen & 25.1.3.1	FC61.1050.1 & 2
Reasons for Support or Opposition: We oppose this submission as it seeks only to ensure that the activity is continued. No account is taken that changing conditions may make the activity no longer appropriate; that future industry changes may mean that mussel spat is produced more reliably by land-based hatcheries and that no account is taken by the Consortium that there are significant natural character and outstanding natural values associated with the area including that the site is within an Outstanding Natural Landscape/Seascape (NZ Marine Farmers Environment Court decision). This is not an appropriate locality for structures in the coastal marine area (CMA) to continue in perpetuity.			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: William (Bill) Wallace		
	Address: 815 Collingwood-Puponga Main Road, RD Collingwood		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61-4131.1-2	C61 GEN & 25.1.3.1	FC 61.1050.3 & 4
Reasons for Support or Opposition: We oppose this submission as it seeks only to ensure that the activity is continued. No account is taken that changing conditions may make the activity no longer appropriate; that future industry changes may mean that mussel spat is produced more reliably by land-based hatcheries and that no account is taken by the Consortium that there are significant natural character and outstanding natural values associated with the area including that the site is within an Outstanding Natural Landscape/Seascape (NZ Marine Farmers Environment Court decision). This is not an appropriate locality for structures in the coastal marine area (CMA) to continue in perpetuity.			

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Sheet No.

2

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Ministry for Primary Industries		
	Address: c/o Andrea Kapoutsos, PO Box 2526 Wellington		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.4128.1-.2	C61 GEN	FC61.1050.5+.6
Reasons for Support or Opposition: The Ministry has a specific role in encouraging development which may (or may not) result in economic benefits without taking into the environmental aspects of the proposal. Quite clearly this plan change proposal runs counter to much of section 6 of the RMA and the New Zealand Coastal Policy Statement 2010's Objectives and Policies (other than those referring to economic benefits of activities in the coastal environment). The existing spat farms are in an area defined by the Environment Court as an Outstanding Natural Landscape/Seascape - the characteristics of Wainui Bay and the wider Golden Bay have to be taken into account when assessing the proposal which would prevent any future decision-maker from declining continued occupation of the "commons", public space, by these structures. This does not support the Purpose of the Resource Management Act as such an action is not "sustainable". The Ministry should be putting its best efforts into ensuring that future mussel spat becomes more reliably available from land-based hatcheries.			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Minister of Conservation		
	Address: c/o RMA Shared Services, Department of Conservation, Christchurch Mail Centre		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.4127.1-.6	25.1.3.1&(ga)&(4); 25.1.3.2(4)	FC61.1050.7+.12
Reasons for Support or Opposition: Note: this further submission also includes 25.1.3.2 (4) and 25.1.3.3 Controlled status is not appropriate for the spat farms in this locality: case law shows that there should only be "appropriate activities in appropriate places" - the Department of Conservation has in the past been staunch in its opposition for these sites to continue in this locality for anything other than a limited term, especially as their interests in managing the adjacent Abel Tasman National Park, the Tata headland and the Tata islands and protecting them from adverse impacts (actual and potential) including on their natural character. Clearly DOC also has a role in encouraging tourism within these areas and thus protecting landscape values.			

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Sheet No.

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Golden bay Community Board		
	Address: c/- Golden Bay TDC Service Centre, PO Bo 74 Takaka		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.3592.1-.3	25.1.3.1& (ga) and GEN ONL	FC 61.1050.13-.15
Reasons for Support or Opposition: We oppose Council's interpretation of this submission. Our reading of the submission is that the activity should be allowed to continue: whether this is of the current status (discretionary) or the plan change proposal (controlled) is clearly noted at the end of the submission with the Board unable to agree. Your reference therefore to 25.1.3.1 is incorrect. We acknowledge the role that the Board has as representing (to the best of its ability) the many varied requirements of the community, and its' awareness of the NZ Marine Farmers' Environment Court decision for Golden Bay, but consider that the proposal for controlled status for these spat catching sites does not constitute sustainable management of our natural and physical resources.			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Tui Community		
	Address: c/- Natasha Gall, 264 McShane Road, Takaka		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.4130.1	25.1.3.1 (ga)	FC 61.1050.16
Reasons for Support or Opposition: "Controlled" status would mean that the spat catching sites cannot be declined or removed in future, but only subjected (potentially) to further conditions. This would mean that there would be loss of the "commons" that is, in effect permanent alienation of public space in an area of undoubted high natural character with exceptional landscape values.			

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Date received stamp:

30/5/16

Initials:

[Handwritten initials]

Submitter No.

1328

Further Submission on any Original Submission on a Change to the Tasman Resource Management Plan

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2. You may only make a further submission if you or your organisation complies with the requirements below.
Tick to show that you or your organisation is:
[] A person representing a relevant aspect of the public interest.
[] A person who has an interest in the proposed Plan Change greater than the general public.

Submitter Name: Friends of Golden Bay (Inc)
(organisation/individual)

Representative/Contact: Heather Wallace
(if different from above)

Postal Address:

PO Box 274
Takaka

Phone: 03 5258298

Fax:

Email: heather.rick@xtra.co.nz

Date: 29/05/2016

Postal address for service of person making submission:
(if different from above)

Total number of pages submitted (including this page): 2

Signed:

Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

IMPORTANT - Please state:

This submission relates to Change No.: C61

Change Title/Subject: Private Plan Change Request 61: Wainui Bay Spat Catching

- [] Tick if you wish to be heard in support of your further submission.
[] Tick if you would be prepared to consider presenting your submission in a joint case with others making a similar submission at any hearings.

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(Please tick one) <input checked="" type="checkbox"/> I/We SUPPORT the original submission of Or <input type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Friends of Nelson Haven and Tasman Bay Inc		
	Address: C/- Helen Cambell 8432 Wairau Valley Road; Nelson 7072		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.1050.1-.3 ?		FC61.1328.1-.3
Reasons for Support or Opposition: Friends of Golden Bay was, like Friends of Nelson Haven and Tasman Bay (FoNHTB), a party to the 2004 Environmental Court case on the location of aquaculture in Golden Bay. In the FoNHTB submission they quoted the Judge's Interim decision that the Wainui Bay site be phased out. We agree with their conclusion that changing the status to an AMA would go against this decision and that it should remain a discretionary activity. We also support their interpretation with respect to the effect on outstanding natural landscapes and their comments on the Coastal Policy Statement.			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Ministry of Primary Industries		
	Address: PO Box 2326 wellington 6140		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.4128.1-.2 ?		FC61.1328.4-.5
Reasons for Support or Opposition: We note that MPI supports this proposal primarily because its role is to encourage development. They have done this without taking into account environmental or sustainability issues as they should do under the RMA and Coastal Policy Statement. They should also have been aware that when the Aquaculture Act was passed, the Parliament did not prescribe the Wainui Spat Farm as an AMA but rather kept to the original Judge's 2004 interum decision that the area should be phased out and so remain a discretionary activity. Finally, they do not consider recent research on breeding spat and how this could offer a long-term option to the Wainui Spat farm.			

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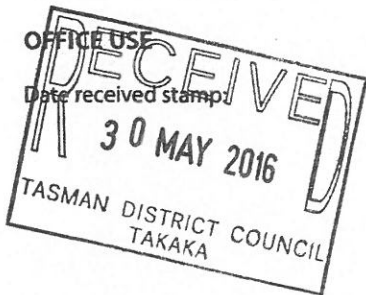
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Tick to show that you or your organisation is:

- A person representing a relevant aspect of the public interest.
A person who has an interest in the proposed Plan Change greater than the general public.

Initials:

Submitter No. 1421

Submitter Name: The Royal Forest & Bird Protection Society Golden Bay Branch (organisation/individual)

Representative/Contact: Jo-Anne Vaughan (if different from above)

Postal Address: The Golden Bay Branch Forest & Bird c/- J. Vaughan 20 Hiawatha Lane Takaka 7110

Phone: 03 5256031

Fax:

Email: javn@xtra.co.nz

Date: 26th May 2016

Postal address for service of person making submission: (if different from above)

Same

Total number of pages submitted (including this page):

Signed: [Signature] Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

IMPORTANT - Please state:

This submission relates to Change No.: C61

Change Title/Subject: PRIVATE PLAN CHANGE: WAINUI SPAT CATCHING GROUP

- Tick if you wish to be heard in support of your further submission.
Tick if you would be prepared to consider presenting your submission in a joint case with others making a similar submission at any hearings.

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(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Golden Bay Marine Farmers Consortium Ltd Address: c/o W. Wallace, 815 Collingwood - Pūponga Main Road RD Collingwood 7073.		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C 61	C61-327-1-2	C61 GEN+25.1.3.1	FC 61.1421.10.2
Reasons for Support or Opposition:			
We oppose this submission because it seeks to change a discretionary activity to a controlled activity status. The current status in the TRMP is our strong wish as we too, the community of Golden Bay, need the security of the current status because of its sensitive location. We are not against the collection of mussel spat whilst this site remains important to the welfare of the industry.			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: William (Bill) Wallace Address: 815 Collingwood - Pūponga Main Rd. RD1 Collingwood 7073		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C 61	C61-413-1-2	C61 GEN+25.1.3.1	FC 61.1421.30.4
Reasons for Support or Opposition:			
We oppose this submission because it seeks to change a situation that the community of Golden Bay sought through an Environment Court decision to resolve. We too need certainty by maintaining the current status quo. We believe 'certainty' is available to the industry under the current TRMP status as long as Wainui Bay continues to supply. Their tenure is not threatened!			

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(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: <i>Ministry for Primary Industries</i> Address: <i>c/o Andrea Kapoutsos, P.O. Box 2526 Wellington</i>		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
<i>C61</i>	<i>C61.4128.1-2</i>	<i>C61 GEN</i>	<i>FC61.4121.5-6</i>
Reasons for Support or Opposition:			
<p>The Ministry is seeing the current status of the Tasman Resource Management Plan as a risk to this industry. It does not risk the industry, it provides certainty to the local community and the environment that both will be respected. The industry has its certainty as long as spat remains in abundant supply. This area is deemed an outstanding Natural Landscape and a 1999 Environment Court decision deemed spat catching to be discretionary.</p>			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: <i>Minister of Conservation</i> Address: <i>c/- RMA shared Services, Dept of Conservation, Christchurch Mail Centre</i>		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
<i>C61</i>	<i>C61.4127.1-6</i>	<i>25.1.3.1 & (gg)4 (2)</i>	<i>FC61.4121.7-12</i>
Reasons for Support or Opposition:			
<p>The Department of Conservation has a duty to have protective regard for an area deemed by the Environment Court to require special protection due to natural and landscape values. Retaining the current TRMP status is protective of the area but does not threaten industry certainty.</p>			

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(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Golden Bay Community Board		
	Address: c/- Golden Bay TDC Service Centre, P.O. Box 74 Takaka		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.3592.1-3	25.1.5.17(ga) an SENT ONE	FC61.1421.13-.15
Reasons for Support or Opposition: The Community Board was split 50-50 in their decision to be ambivalent regarding this application. A periodical renewal of this resource consent would more fully meet the aims of their submission to protect the industry at the same time as protecting the needs of the coastal community in Waunee; the importance of the environment of the bay; and the tourism it attracts.			

(Please tick one) <input type="checkbox"/> I/We SUPPORT the original submission of Or <input checked="" type="checkbox"/> I/We OPPOSE the original submission of	Original Submitter Opposed or Supported:		
	Name: Tui Community		
	Address: c/- Natasha Gell, 264 McShane Road, Takaka.		
Change No. [e.g. C15]	Original Submitter and Submission Point Nos [e.g. C15.2659.2 - .6]	Topic Number [Tasman Resource Management Plan provision, e.g. 31.4.6 or Schedule 31.1C]	Further Submission No. OFFICE USE ONLY
C61	C61.4130.1	25.1.3.(ga)	FC61.1421.16
Reasons for Support or Opposition: "Controlled activity" removes options for members of the Tui community. At the Environment Court Hearings in 1999 the Judge listened to the Tui Community's experiences of noise disruption and marine debris and set the current TRMP rules. The Industry is highly likely to be able to continue under current rules and and at the same time gives 'certainty' to Tui that it will not disrupt their lives.			

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