
**Form 6: Further submission in support of, or in opposition to,
submission on notified proposed policy statement or plan, change or
variation**

Pursuant to clause 8 of the First Schedule of the Resource Management Act 1991

To: **Kaipara District Council**

Name of submitter: Penny Nelson, Director-General of Conservation

1. This is a further submission in support of submissions on Private Plan Change 84 proposed to the Operative Kaipara District Plan (the Plan Change):
2. The Director-General of Conservation (the D-G) represents relevant aspects of public interest and has interest in the Plan Change that is greater than the general public. The D-G has all the powers reasonably necessary to enable the Department of Conservation to perform its functions¹. The Conservation Act 1987 sets out DOC's functions which include (amongst other things) management of land and natural and historic resources for conservation purposes, preservation so far as is practicable of all indigenous freshwater fisheries, protection of recreational freshwater fisheries and freshwater fish habitats and advocacy for the conservation of natural resources and historic heritage². Section 2 of the Conservation Act defines 'conservation' to mean *'the preservation and protection of natural and historic resources for the purpose of maintaining their intrinsic values, providing for their appreciation and recreational enjoyment by the public, and safeguarding the options of future generations'*.
3. I have outlined my views on specific submissions in the attached table in the required format. Strict measures need to be taken to protect the critical habitat of tara iti from the cumulative effects of intensive development in the catchment of Mangawhai Harbour and potential increases in turbidity affecting their ability to successfully feed. The Department of Conservation would be pleased to assist the Council and applicant to mitigate these concerns.
4. I do not wish to be heard in support of my further submission.

¹ Conservation Act 1987, section 53.

² Conservation Act 1987, section 6.

5. A copy of this submission has been served on the original submitters.



Joel Lauterbach
Operation Manager
Whangarei

Acting pursuant to delegated authority on behalf of Penny Nelson, Director-General of Conservation

Date: 19 December 2023

Note: A copy of the Instrument of Delegation may be inspected at the Director-General's office at Conservation House Whare Kaupapa Atawhai, 18/32 Manners Street, Wellington 6011

Address for service:

gsilver@doc.govt.nz

Attn: Graeme Silver, RMA Team Leader

Telephone: 027 564 5767

Department of Conservation

Hamilton

FS8.1

| Submitter | Submission Point | Provision | Submitter Stance | Submitter Relief | D-G Stance and Reason | D-G decision sought |
|------------------|------------------|--------------------|------------------|--|---|---|
| C. Boonham (06) | 6.1 | Entire plan change | Oppose | Decline the application for a variety of reasons including cumulative effects of development and pollution of streams and the estuary. | Support in part. The D-G shares their concerns about the intensive subdivision enabled through this plan change and effects on the Mangawhai Harbour. This estuary is essential foraging and roosting habitat for the tara iti which are visual feeders. Any increase in sediment reaching the estuary would have significant effects on the survival of this nationally critical species. | Allow in part by addressing cumulative effects of development on the estuary. |
| G. Arnerich (14) | 14.1 | Entire plan change | Oppose | Decline the application due to increased flooding and silt runoff into streams and the estuary. | Support in part. The D-G shares their concerns about the increased runoff and effects on the Mangawhai Harbour. This estuary is essential foraging and roosting habitat for the tara iti which are visual feeders. Any increase in sediment reaching the estuary would have significant effects on the survival of this nationally critical species. | Allow in part by addressing increased runoff and silt reaching the estuary. |
| J. Archer (21) | 21.1 | Entire plan change | Oppose | Decline the application for a variety of reasons including effects on the harbour. | Support in part. The D-G shares their concerns about the increased runoff and effects on the Mangawhai Harbour. This estuary is essential foraging and roosting habitat for the tara iti which are visual feeders. Any increase in sediment reaching the estuary would have significant effects on the survival of this nationally critical species. | Allow in part by addressing increased runoff and silt reaching the estuary. |

FS8.2

FS8.3