

BEFORE THE HEARINGS PANEL

UNDER the Resource Management Act 1991
IN THE MATTER of the Proposed Te Tai o
Poutini Plan – Natural Character of
Waterbodies and Activities on the Surface of
Water Hearing - Ngā Āhua me ngā Mahi ka
Noho Hāngai ki ngā Hopua Wai - Ngā mahi ki
te kārewa o te wai

STATEMENT OF EVIDENCE OF RACHAEL ELIZABETH PULL

**ON BEHALF OF TE RŪNANGA O NGĀTI WAEWAE, TE RŪNANGA O MAKAAWHIO AND TE
RŪNANGA O NGĀI TAHU
(Submitter 620 and Further Submission FS41)**

5 March 2024

Introduction

1. Following the hearing on 20 February 2024 on the Natural Character of Waterbodies and Activities on the Surface of Water (waterbodies), Ms Pull was asked by the panel to provide additional evidence on behalf of Poutini Ngāi Tahu assessing the submission by Jet Boating New Zealand to provide for recreational motorised boating at Kaimata/New River above the State Highway which would mean it was not inside the identified site and area of significance to Māori (SASM) further downstream.

Notified TTP Rules

2. The relevant rule is:

ASW-R2 Use of Motorised Watercraft for Non-commercial Use on the Surface of Rivers, Lagoons and Lakes

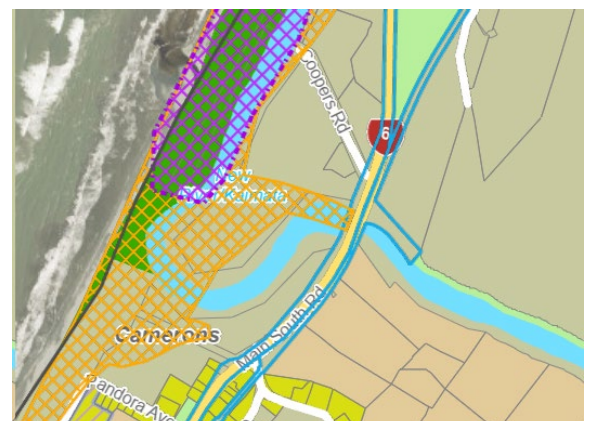
Activity Status Permitted

Where:

1. This does not occur on the surface of [Lake Mahinapua](#) or Mahinapua Creek/Tuwharewhare, Waitangiroto [River](#), Makaawhio River, Arahura [River](#), Kaimata/New [River](#), Makatata Stream or Saltwater Lagoon (at Paroa) except:
 - a. As provided for in an [Iwi/Papatipu Rūnanga Management Plan](#) for these awa, [roto](#) and [hāpua](#); or
 - b. Where the [activity](#) is for:
 - i. Scientific investigations or monitoring;
 - ii. Law enforcement;
 - iii. Search and rescue work;
 - iv. Conservation work undertaken by the Department of Conservation in respect of their duties under the Conservation Act 1987, Wildlife Act 1953 or Fisheries Act 1983;
 - v. The control and management of sports fish (as defined in the Conservation Act 1987) and game (as defined in the first Schedule of the Wildlife Act 1953) by Fish and Game New Zealand; or
 - vi. Biosecurity work carried out by West Coast Regional Council or Fish and Game New Zealand.

Activity status where compliance not achieved: [Discretionary](#)

3. For clarity, other relevant rules would include:
 - a. SASM68 (Paroa Lagoon) - Purple Hatch
 - b. High Natural Character – Orange Hatch
 - c. Zoning – Open Space and General Rural



Submissions

4. The relevant submissions are:

Submission	Provision	Position	Reasons for Submission	S42A position
FS41.051 on S161.003 Jet Boating NZ	ASW - R2	Oppose	Activities on these rivers need to be considered against these values.	P293-294 No changes recommended

5. Poutini Ngāi Tahu did not provide direct evidence on this further submission, however Ms Pull noted in Appendix Two of her evidence that Kaimata/New River is identified in the West Coast Regional Land and Water Plan as having the following Poutini Ngāi Tahu values:

- a. Kaitiakitanga
- b. Mauri
- c. Mahinga Kai
- d. Traditional Campsite

6. Jet Boating New Zealand presented at the hearing a presentation that was made available after the hearing. The submission requests exemptions on Kaimata/New River, stating that the river is exempt from the speed limit under the Maritime Transport Act. It also suggests that the low water flows at Kaimata/New River would mean effects would be low due to infrequent use.

Cultural Assessment

7. This request has been shown to Paul Madgwick and Francois Tumahai as cultural experts for Poutini Ngāi Tahu who have stated that they are comfortable with the approach identified by Jet Boating New Zealand.

Planning Assessment

8. The restriction was proposed for the eight rivers due to the potential cultural effects, particularly on the Paroa Lagoon which also provides for consideration via the Sites and Areas of Significance for Māori overlay.

9. The activity proposed by Jet Boating New Zealand has been identified to not have more than minor effects on the Kaimata/New River.

Conclusion

10. Poutini Ngāi Tahu have no further opposition under further submission FS41.051 on S161.003 by Jet Boating New Zealand in regard to Rule ASW-R2 and Kaimata/New River. The opposition to the removal of Makaawhio River from the Rule ASW-R2 remains.



Rachael Pull, for Poutini Ngāi Tahu

Date: 4 March 2024