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BARRISTER

Resource Management and Environmental Law

17 April 2024

Independent Hearing Panel

Proposed Te Tai o Poutini Plan

By email to: chu.zhao@wrc.govt.nz

Kia ora koutou Commissioners,

Proposed Te Tai o Poutini Plan – Sites and Areas of Significance to Māori

The West Coast Fish and Game Council (**WCF&G**) made two submission points relating to the Sites and Areas of Significance to Māori chapter of the TTPP.

Since filing its submission, WCF&G has had the opportunity to consider the council officers s 42A report, and also the further submission of Te Rūnanga o Ngāti Waewae, Te Rūnanga o Makaawhio, and Te Rūnanga o Ngāi Tahu, as these relate to WCF&G's submission on this topic.

Having considered these documents, and the reasoning set out in them, WCF&G has decided not to present evidence or legal submissions in relation to its submission points on this topic.

WCF&G accepts the position, as set out in para 243 of the s 42A report, that in a district plan context, activities are deemed permitted unless specifically addressed in a rule.

While WCF&G notes that the SASM rules do, in some instances, 'capture' temporary activities, and that the definition of 'temporary activities' is potentially somewhat vague and ambiguous, WCF&G also notes that recreational activities are appropriately and clearly excluded from the definition of 'temporary activities'.

WCF&G also accepts the point made by Te Rūnanga o Ngāti Waewae, Te Rūnanga o Makaawhio, and Te Rūnanga o Ngāi Tahu in their further submission, that where resource consent requirements are triggered, case by case assessment will be appropriate to understand potential effects on Poutini Ngāi Tahu values.

WCF&G also considers that other existing mechanisms, such as Te Rūnanga o Ngāi Tahu involvement in the West Coast Fish and Game Council policy and workplan development through its statutory advisor, and co-opted Council member, provide further avenues to address any potential conflict between WCF&G initiated activities, and appropriate protection of SASM sites on the West Coast.

Ngā mihi



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