

From: Bruno Brosnan-5050
Sent: 11 Jul 2014 15:27:13 +1200
To: 'uae@mpi.govt.nz'
Subject: UAE request for The New Zealand King Salmon Company ? Waitata Reach (U140294), Richmond Bay (U140295) & Ngamahau Bay (U140296).
Attachments: Circulation - Ministry of Primary Industries.DOC

To whom it may concern;

A request for an aquaculture decision for the new New Zealand King Salmon fish farms at Waitata Reach (U140294), Richmond Bay (U140295) & Ngamahau Bay (U140296) was lodged with the Ministry of Primary Industries on 22 April 2014 (attached).

An issue has arisen around the timing of requests to be made in light of concurrent applications. The provisions in the Resource Management Act and the Aquaculture Guidance notes are unclear in terms of concurrent applications.

In light of this ambiguity and uncertainty, a pragmatic approach has been agreed where the Marlborough District Council will withdraw the requests and resubmit once the relevant plan change is operative.

Please remove the UAE requests for U140294, U140295, and U140296.

We apologize for any inconvenience this may cause.

It would be greatly appreciated if you could acknowledge when this has been completed.

All the best

Bruno Brosnan

Resource Management Officer

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22 April 2014

Ministry of Primary Industries
Attention: Chief Executive Officer
Private Bay 14
Nelson Mail Centre
Nelson 7042

ISO 9001:2008
Document Number:
RAD0082-CI1238

File Ref: U140294, U140295,
U140296
Case Officer: Bruno Brosnan

Request for an aquaculture decision – The New Zealand King Salmon Company – Waitata Reach (U140294), Richmond Bay (U140295) & Ngamahau Bay (U140296).

In accordance with section 114 of the Resource Management Act 1991, the Marlborough District Council formally requests that an aquaculture decision be made by the Chief Executive Officer of the Ministry of Primary Industries for 3 new finfish farms as detailed in the table below.

Consent No.	Location	Proposal	Decision Date
U140294	Waitata Reach, Pelorus Sound.	To establish, operate and maintain a salmon farm and undertake salmon farming of King Salmon (<i>Onchorynchus tshawytscha</i>), including: a) All associated structures, activities in the coastal marine area, occupation of the common marine and coastal area, disturbance of or dame to the foreshore or seabed, and other ancillary activities and structures; b) all associated discharge to water, but excluding the discharge of human sewage; c) all associated discharge to air of odour and from diesel and petrol powered equipment; and d) the associated taking and use of coastal water.	17 April 2014
U140295	Richmond Bay, Waitata Reach, Pelorus Sound.	To establish, operate and maintain a salmon farm and undertake salmon farming of King Salmon (<i>Onchorynchus tshawytscha</i>), including: a) All associated structures, activities in the coastal marine area, occupation of the common marine and coastal area, disturbance of or dame to the foreshore or seabed, and other ancillary activities and structures; b) all associated discharge to water, but excluding the discharge of human sewage; c) all associated discharge to air of odour and from diesel and petrol powered equipment; and d) the associated taking and use of coastal water.	17 April 2014
U140296	Ngamahau Bay, Tory Channel.	To establish, operate and maintain a salmon farm and undertake salmon farming of King Salmon (<i>Onchorynchus tshawytscha</i>), including: a) All associated structures, activities in the coastal marine area, occupation of the common marine and coastal area, disturbance of or dame to the foreshore or seabed, and other ancillary activities and structures; b) all associated discharge to water, but excluding the discharge of human sewage; c) all associated discharge to air of odour and from diesel and petrol powered equipment; and d) the associated taking and use of coastal water.	17 April 2014

These applications were processed through a Board of Inquiry process culminating in a Supreme Court judgement released on 17 April 2014.

I can provide you with a copy of the decisions but they are very large and can be downloaded from the EPA website (<http://www.epa.govt.nz/Resource-management/previous/king-salmon/Pages/default.aspx>) and the Supreme Court website (<https://www.courtsofnz.govt.nz/from/decisions/judgments-supreme/judgments-supreme-2014>). Please let me know if you need to be provided with a copy.

The Marlborough District Council looks forward to your decision in due course.

Please do not hesitate to contact me if you have any questions or concerns regarding the above matters.

Yours sincerely,



Bruno Brosnan
RESOURCE MANAGEMENT OFFICER

