

IN THE MATTER OF Resource Management Act 1991

AND

IN THE MATTER OF the hearing of submissions in relation to
the Proposed Timaru District Plan

MINUTE 36

**CLARIFICATION OF SCOPE OF CONFERENCING REFERRED TO IN MINUTE 34,
HEARING F, BETWEEN THE DIRECTOR GENERAL OF CONSERVATION (166) AND
JET BOATING NEW ZEALAND LTD (48)**

DATED 15 MAY 2025

INTRODUCTION

[1] The Panel¹ has received an email dated 14 May 2025 on behalf of the Director General of Conservation (Submitter 166) seeking clarification on the scope of conferencing that we directed in Minute 34 to take place between Dr Clement Lagrue (on behalf of the DG) and James Jolly (on behalf of Jet Boating New Zealand Ltd), together “**the Submitters**”.

[2] In particular, the Panel requested that the Submitters provide a joint statement setting out whether there is agreement regarding a temporal restriction for motorised craft (in relation to effects on avifauna) pertaining to the rivers to which Rules ASW R4-6 apply (Orari, Opihi and Pureora/Pareora rivers), and where agreement is not reached, to record the differences and reasons.

[3] The rules relating to the other rivers addressed in the Submitters’ evidence (the Rangitata River and the Te Ngawai, Te Moana and Waihi rivers) were not referenced with the possible implication that the Submitters should not consider/address a temporal restriction for motorised craft (in relation to effects on avifauna) for those rivers.

¹ The Timaru District Council (“the Council”) appointed Cindy Robinson (Chairperson), Ros Day-Cleavin, Councillor Stacey Scott, Jane Whyte, Megen McKay, and Raewyn Solomon (“the Panel”) to hear submissions and further submissions, and evidence to make decisions on the Timaru Proposed District Plan (“the Proposed Plan”) pursuant to Section 34A(1) of the Resource Management Act 1991 (“RMA”). Our delegation includes all related procedural powers to conduct those hearings. The Hearing Panel for Hearing F was Cindy Robinson, Councillor Scott, Raewyn Solomon and Jane Whyte.

[4] The Panel wishes to provide clarification in regard to the rules applying to the other rivers addressed in the Submitters' evidence.

DIRECTION

[5] The Panel amends the Request from Panel under "Questions of clarification for submitters" in Minute 34 to the following:

Director General of Conservation (166)	Clement Lagrue	Provide a joint statement setting out whether there is agreement regarding a temporal restriction for motorised craft under Rules ASW-R4-6 and the submitter (48) proposed new rule ASW-R11; and where agreement is not reached, record the differences and reasons.
Jet Boat New Zealand Limited (48)	James Jolly	

[6] The Panel has not included ASW-3, in relation to the Rangitata River because submitter (48) supported the rule as notified with a minor correction to reference to Schedule 13 Fish Spawning Areas.²

Dated this 15th day of May 2025.



C E ROBINSON - CHAIR ON BEHALF OF THE HEARINGS PANEL

² Malcolm Smith, Statement of Evidence, 28 April 2-25 paragraph 39.