

MPI advice on Fast-track Listed Project Application

Application name	Project Toe-Toes Kelp
Application number	FTA340
Applicant	Felicity Perry - Managing Director, Kelp Blue Aotearoa Forestry Limited
Whether aquaculture decision will be required under Schedule 12 of the FTA Bill	This is an application for a marine farm within the Territorial Sea so will require an aquaculture decision under Schedule 12 of the FTA Bill.
Other authorisations that may be required from MPI	n/a
Aquaculture settlement considerations	<p>The application is not located within an aquaculture settlement area established under section 12 of the Māori Commercial Aquaculture Claims Settlement Act 2004 or within an area reserved for aquaculture within an individual iwi settlement.</p> <p>Should this application be consented over an area that has not previously been subject to a resource consent for aquaculture, it could generate a settlement obligation in the Southland region (under the Māori Commercial Aquaculture Claims Settlement Act) that is representative of 20% of the newly consented space.</p>
Fisheries settlement considerations	<p>The Fisheries Settlement has been concluded. Te Rūnanga o Ngāi Tahu hold all commercial fishing assets on behalf of the iwi members. Customary fishing is managed by the Awarua Rūnanga under the provisions of the Fisheries (South Island Customary Fishing) Regulations 1999 which were made to give effect to Fisheries Settlement agreements. Customary fishing and management of important customary fishing grounds can only be conducted under these regulations. The Awarua Rūnanga rohe for customary fishing purpose overlays the application site. An application that affected the ability of the iwi to exercise customary rights would require careful consideration in relation to Treaty obligations. We would recommend consulting Awarua Rūnanga to understand the possible impacts of the application (eg for particular customary fishing locations).</p>
Impacts of a project on Māori development and PSGE priorities	n/a

Disclaimer: This advice has been developed to support MfE advice to the independent Fast-track Projects Advisory Group and is not intended to provide comment on the merits or viability of the application.