

IN-CONFIDENCE

Feedback on FTA 229 - Waipiro Marina

Reference: FTA229 - Waipiro Marina
Region / District: Northern North Island, Bay of Islands
Date: 18-06-2024
<i>Given the confidentiality requirements of this process, we have not been able to engage with our Treaty partners or address our obligations to give effect to Treaty principles. We recommend engagement with the Treaty partners to fully understand their perspectives.</i>

Is any PCL affected? In particular, is the project likely to affect a National Park, Wildlife or Forest Sanctuary, Nature or National Reserve, or Ramsar sites?

Primarily coastal based, no Public Conservation Land (PCL) showing on DOC GIS, but affects:

- **Sanctuary to protect Marine Mammals** Te Pēwhairangi (Bay of Islands) Marine Mammal Sanctuary, Legislation: Marine Mammals Protection Act 1978
- **Protected Area** Te Pēwhairangi (Bay of Islands) Marine Mammal Sanctuary, Marine Mammals Protection Act 1978.

Also overlaps the following environments: wetlands, mangroves, Coastal Marine Area, possibly freshwater sources.

Permissions recorded on GIS:

- Te Pēwhairangi (Bay of Islands) Marine Mammal Sanctuary
- Bay of Islands - Taronui Bay to Cape Brett (Less Exclusion Zones but including Manganui Bay)
- Northern Marine Area from Raglan and Opotoki north to Three Kings Islands

Would the site likely require any DOC approvals (eg Wildlife Act, Conservation Act, freshwater fisheries)

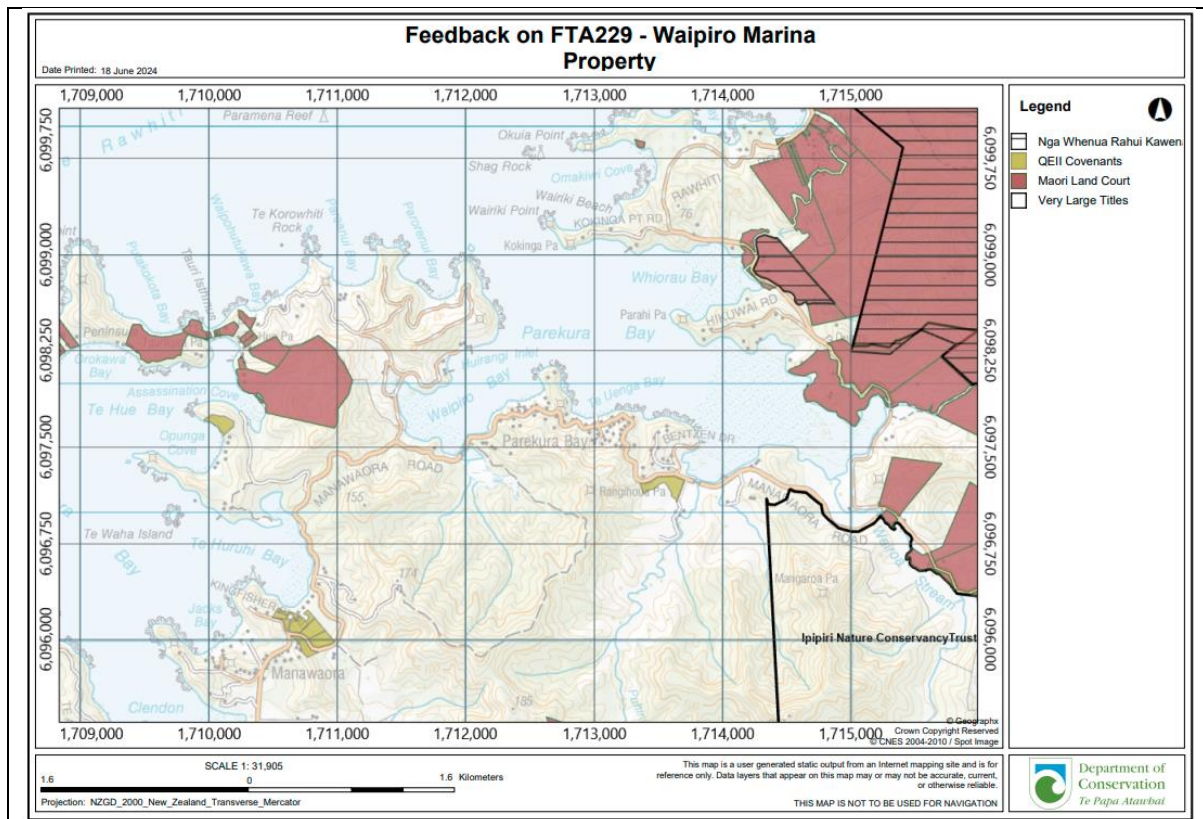
Without a proper ecological assessment, it is difficult to assess the impacts of the proposal from a DOC perspective on ecological values.

- **Wildlife Act** - relocation of lizards, birds, possibly other species - this would typically require wildlife authority
- **Marine Mammals (Te Pēwhairangi Marine Mammals Sanctuary) Notice 2021** – would need to manage construction and ongoing impacts on Marine Mammals.

Other considerations:

- Freshwater Regulations – would depend on species found in affected freshwater courses.
- Biosecurity management (Te Rawhiti Caulerpa Controlled Area Notice) – would be important, however this MPI.

Pre-settled environment, no Treaty Settlements currently exist.
Ngati Kuta and Patukeha tangata whenua.



Any other points we should bring to MfE's attention?

Important breeding habitat for birds, estuarine and marine species.