

APPENDIX 1: RECOMMENDED AMENDMENTS

The following tables follow the order of relevant specific submission points in the parts of the Kāi Tahu ki Otago, Ngāi Tahu ki Murihiku and Te Rūnanga o Ngāi Tahu submissions and further submissions that refer to the CE, ECO, HCV and NFL chapters and related appendices. They identify points for which I support the section 42A report and ORC supplementary evidence recommendations and, for other points, my recommended alternatives.

The PORPS supplementary evidence version is used as the base for recommendations, with recommended amendments to this version shown by underlining and strikethrough.

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
CE – Coastal environment			
CE - General (Integrated management & climate change)	Kāi Tahu ki Otago 00226.013, 015, 016, 017 Ngāi Tahu ki Murihiku 00223.076 FS00223.035, 037, 038, 039	Relief achieved via recommended amendments in this table across all CE provisions	
CE - General (Recognition of customary fisheries etc)	Kāi Tahu ki Otago 00226.019 Te Rūnanga o Ngāi Tahu FS00234.120	Relief achieved via recommended amendments in this table across all CE provisions	
CE - General	Te Rūnanga o Ngāi Tahu 00234.013, FS00234.113	Relief achieved via recommended amendments in this table across all CE provisions	

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	Ngāi Tahu ki Murihiku 00223.063 Kāi Tahu ki Otago FS00226.455, 470		
CE-O1 Safeguarding/ Te Hauora o Te Tai o Arai-te-uru	Kāi Tahu ki Otago 00226.130, 131 Te Rūnanga o Ngāi Tahu 00234.014, 015 Ngāi Tahu ki Murihiku 00223.064 FS00223.042, 047, 129, 157	<p>Insert new CE-O1 as follows:</p> <p><u>CE-O1 Te Mauri o te Moana</u></p> <p><u>The mauri of Otago's coastal waters and their health and well-being is protected and restored where it is degraded, including through enhancing coastal water quality where it has deteriorated from what would be its natural condition.</u></p> <p>Amend Supplementary Evidence version of CE-O1 as follows:</p> <p><u>CE-O1 O2 – Safeguarding the coastal environment (Te Hauora o Te Tai o Arai-te-uru)</u></p> <p>The health, integrity, form, functioning and resilience of Otago's coastal environment is safeguarded, so that:</p> <ol style="list-style-type: none"> 1. the mauri of coastal water and its health and well-being is protected, and restored where it has degraded, 2. coastal water quality supports healthy ecosystems, natural habitats, water-based recreational activities, existing activities, and customary uses, including practices associated with mahika kai and kaimoana <u>Otago's coastal ecosystems are sustained and habitats of mahika kai and kaimoana are thriving,</u> 3. the dynamic and <u>interdependent natural biological and physical processes in the coastal environment are maintained or enhanced, and it is recognised that the coastline is a dynamic and shifting environment,</u> 4. the diversity of indigenous coastal flora and fauna is maintained, and areas of significant indigenous biodiversity are protected, 	Mauri and hauora Evidence of Tanya Stevens (<i>CE-O1 Te Mauri o Te Moana</i>)

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		5. surf breaks of national significance are protected, 6. the interconnectedness of wai Māori and wai tai, and the effects of terrestrial and freshwater uses and activities on coastal waters and ecosystems, are recognised, understood, and protected <u>managed</u> ; and 7. the ongoing effects of climate change are identified and planned for.	
CE-O2 Public access and recreation	Kāi Tahu ki Otago 00226.132 Ngāi Tahu ki Murihiku 00223.65	Amend Supplementary Evidence version as follows: CE-02 O5 – Public access and recreation Public <u>walking</u> access and recreation opportunities in the coastal environment are maintained or enhanced, <u>and vehicle access is controlled</u> .	Access
CE-O3 Natural character, features and landscapes	Kāi Tahu ki Otago 00226.133 Ngāi Tahu ki Murihiku FS00223.048, 066	Accept Supplementary Evidence Version, although recommend renumber as CE-O4	-
CE-O4 Mana moana	Kāi Tahu ki Otago 00226.134, FS00226.592 Te Rūnanga o Ngāi Tahu 0234.016 Ngāi Tahu ki Murihiku 00223.049, 067	Renumber and amend as follows: CE-04 O3 - Mana moana The enduring cultural association <u>relationship</u> of Kāi Tahu with Otago's coastal environment is recognised and provided for, and mana whenua are able to: <ol style="list-style-type: none"> 1. exercise their <u>rakatirataka</u> role, manaakitaka and their kaitiaki duty of care within the coastal environment, <u>and</u> 2. <u>engage in customary and commercial fisheries and other mahika kai</u>. 	Mana moana Evidence of Tanya Stevens (<i>CE-O4 Kāi Tahu associations with Otago's coastal environment</i>)
CE-O5 Activities in the coastal environment	Kāi Tahu ki Otago 00226.135, FS00226.080 Te Rūnanga o Ngāi Tahu 0234.017	Amend Supplementary Evidence version as follows: CE-05 O6 – Activities in the coastal environment <u>The cultural, social or economic wellbeing and health and safety of people and communities is achieved, through A activities in the coastal environment being managed so that they:</u>	Activities

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	Ngāi Tahu ki Murihiku 00223.068 FS00223.050, 160	<ol style="list-style-type: none"> 1. <u>avoid adverse environmental and cultural effects as a priority and avoid adverse effects on customary fisheries, including management areas such as mātaihai reserves and taiāpure.</u> 2. make efficient use of space occupied in the coastal marine area, 3. are of a scale, density and design compatible with their location, 4. are only provided for within appropriate locations and constraints <u>limits</u>, and 5. maintain or enhance public access to and along the coastal marine area, including for customary uses, <u>such as mahika kai</u>, except where public access needs to be restricted for reasons of health and safety or ecological or cultural sensitivity. 	Evidence of Tanya Stevens (<i>CE-O5 Activities in the coastal environment</i>)
CE-P1 Links with other chapters	Kāi Tahu ki Otago 00226.136 FS00226.457, 489 Ngāi Tahu ki Murihiku FS00223.051, 069	<p>Amend Supplementary Evidence version as follows:</p> <p>CE-P1 – Links with other chapters <u>Ki uta ki tai</u></p> <p>Implement an integrated approach to managing Otago’s coastal environment <u>and ecosystems</u> that:</p> <ol style="list-style-type: none"> 1. <u>recognises the interactions ki uta ki tai between the terrestrial environment, fresh water, and the coastal marine area, including the migration of fish species between fresh and coastal waters.</u> 2. <u>takes an ecosystems approach to the management and use of coastal resources.</u> 3. <u>manages the effects of the use and development of land and freshwater to maintain or enhance the health and well-being of coastal waters and the coastal environment.</u> 4. <u>has regard to foreseeable climate change risks.</u> 5. <u>recognises that where relevant the provisions within the following chapters of the RPS also apply within the coastal environment, unless expressly excluded:</u> <ol style="list-style-type: none"> (a) IM – Integrated management, (aa) MW – Mana whenua, (b) AIR – Air, 	Ki uta ki tai

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		(c) LF – Land and freshwater, (d) ECO – Ecosystems and indigenous biodiversity, (e) EIT – Energy, infrastructure and transport, (f) HAZ – Hazards and risks, (g) HCV – Heritage and historical values, (h) NFL – Natural features and landscapes, and (i) UFD – Urban form and development.	
CE-P2 Identification	Kāi Tahu ki Otago 00226.137 FS00226.081, 471 Te Rūnanga o Ngāi Tahu 00234.018 Ngāi Tahu ki Murihiku FS00223.052, 161	Amend Supplementary Evidence Version as follows, including by creating a new Appendix XX to include the items used to identify the coastal environment: Identify the following in the coastal environment: 1. the landward extent of the coastal environment, recognising that the coastal environment includes <u>those items set out in APPXX</u> : a. the coastal marine area, b. islands within the coastal marine area, c. areas where coastal processes, influences or qualities are significant, including coastal lakes, lagoons, tidal estuaries, saltmarshes, coastal wetlands, and the margins of these, d. areas at risk from coastal hazards as identified in CE-P2(4), e. coastal vegetation and the habitat of indigenous coastal species including migratory birds, f. elements and features that contribute to the natural character, landscape, visual qualities or amenity values, g. items of Kāi Tahu cultural association and historic heritage in the coastal marine area or on the coast, h. inter-related coastal marine and terrestrial systems, including the intertidal zone, and	Mauri and hauora Evidence of Tanya Stevens (<i>CE-P2 Identification</i>)

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		<p>i. physical resources and built facilities, including infrastructure, that have modified the coastal environment,</p> <p>2. areas of water quality in the coastal marine area that are considered to have deteriorated so that it is having a significant adverse effect on:</p> <p>a. <u>the mauri and hauora of coastal water,</u></p> <p>b. <u>indigenous biodiversity, natural habitats and coastal ecosystems,</u></p> <p>c. <u>water-based recreational activities,</u></p> <p><u>or is restricting existing uses such as:</u></p> <p>d. <u>the ability for Kāi Tahu to exercise mana moana as set out in CE-O4,</u></p> <p>e. <u>customary fisheries, including mātaimai reserves and taiāpure,</u></p> <p>f. <u>cultural activities such as mahika kai, including harvesting of kaimoana,</u></p> <p>g. <u>aquaculture and shellfish gathering,</u></p> <p>ecosystems, natural habitats, or water-based recreational activities, or is restricting existing uses, such as aquaculture, shellfish gathering, and cultural activities such as mahika kai and harvesting of kaimoana,</p> <p>3. areas of coastal water where <u>takata mana</u> whenua have a particular interest, including <u>wāhi tūpuna, mātaimai, and taiāpure, and any aquaculture settlement areas gazetted under the Māori Commercial Aquaculture Claims Settlement Act 2004,</u> and</p> <p>4. the nationally significant surf breaks at Karitane, Papatowai, The Spit, and Whareakeake and any regionally significant surf breaks.</p>	
CE-P3 Coastal water quality	Kāi Tahu ki Otago 00226.138 FS00226.472, 596	Amend Supplementary Evidence version as follows: CE-P3 – Coastal water quality/ <u>Te Hauora o Te Wai Tai</u> Improve coastal water quality where it is considered to have deteriorated to the extent described within CE-P2(2), and otherwise manage water quality by:	Mauri and hauora

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	Te Rūnanga o Ngāi Tahu 00234.019 Ngāi Tahu ki Murihiku FS00223.053, 070, 162	<ol style="list-style-type: none"> 1. maintaining or enhancing healthy coastal ecosystems, indigenous habitats provided by the coastal environment, and the migratory patterns of indigenous coastal water species <u>prioritising the health and well-being of coastal water and coastal ecosystems in all decision-making.</u> 2. 7 setting appropriate <u>targets and</u> limits for water quality, including ecosystem health, sediment, kaimoana gathering, contact recreation and habitats of taoka species, 3. <u>actively enhancing areas of deteriorated coastal water described within CE-P2(2), including by the avoidance of adverse effects of activities on these areas,</u> 4. 6. maintaining or enhancing water quality within <u>avoiding adverse effects on those</u> areas of coastal water identified in CE-P2(3) where mana whenua have a particular cultural interest, and 5. <u>managing effects on other areas of coastal waters so that water quality is maintained or enhanced.</u> 2. sustaining Kāi Tahu relationships with and customary uses of coastal water, 3. maintaining or enhancing recreation opportunities and existing uses of coastal water, 5. managing activities outside the coastal marine area that have an effect on coastal water quality,	Evidence of Tanya Stevens (<i>CE-P3 Coastal water quality</i>)
CE – P4 Natural character	Kāi Tahu ki Otago 00226.139 FS00226.008, 121, 490, 551 Ngāi Tahu ki Murihiku FS00223.041, 054	Led by Kāi Tahu mana whenua as rakatirataka, develop objectives, policies and methods for the management of natural character values on native reserves and Māori land in the coastal environment.	Māori land
CE – P5 Coastal Indigenous biodiversity	Kāi Tahu ki Otago 00226.140, FS00226.552 Ngāi Tahu ki Murihiku FS00223.055	Amend Supplementary Evidence version as follows: Protect indigenous biodiversity in the coastal environment by: (1) identifying and avoiding adverse effects on the following ecosystems, vegetation types and areas <u>and avoiding adverse effects on them:</u> ...	Coastal indigenous biodiversity

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		<p>(2) identifying the following ecosystems, vegetation types and areas, and avoiding significant adverse effects on them, and avoiding, remedying or mitigating other adverse effects on <u>applying the effects management hierarchy (in relation to indigenous biodiversity) in relation to other adverse effects on them</u> the following ecosystems, vegetation types and areas: ...</p> <p>(3) <u>In assessing adverse effects in the implementation of this policy, have particular regard to the mahika kai and kaimoana practices of mana whenua.</u></p> <p>Led by Kāi Tahu mana whenua as rakatirataka, develop objectives, policies and methods for the management of indigenous biodiversity on native reserves and Māori land in the coastal environment.</p>	Māori land
CE – P6 Natural features and landscapes (including seascapes)	Kāi Tahu ki Otago 00226.140 FS00226.264, 491, 553 Ngāi Tahu ki Murihiku 00223.071, FS00223.056	Amend Supplementary Evidence version as follows: 5. promoting restoration or enhancement of natural features and landscapes (including seascapes) where they <u>their values</u> have been reduced or lost. Led by Kāi Tahu mana whenua as rakatirataka, develop objectives, policies and methods for the management of landscape values on native reserves and Māori land in the coastal environment.	Clause (4) - Evidence of Maria Bartlett (<i>Coastal environment</i>) Māori land
CE - P7 Surf breaks	Kāi Tahu ki Otago 00226.142	Accept Supplementary Evidence Version	
CE - P8 Public access	Kāi Tahu ki Otago 00226.143 FS226.122, 422	Amend clause (1C) to: <ul style="list-style-type: none"> • Broaden range of circumstances for which vehicle access may be controlled, as per NZCPS Policy 20. • Correct misspelling of wāhi tūpuna in subclause (e) 	Access

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
CE-P9 Activities on land	Kāi Tahu ki Otago 00226.144 FS226.009, 061, 083, 123, 458 Ngāi Tahu ki Murihiku 00223.072 FS00223.057, 130	Amend Supplementary Evidence version as follows: ... 6. <u>controlling the location, density, scale and form of buildings, structures, earthworks, mining and other activities in the coastal environment,</u> 7. <u>enabling mana whenua to meet their needs for papakāika, marae and associated developments within the coastal environment, and</u> 8. <u>avoiding the adverse visual impacts of development on sensitive areas, including headlands and prominent ridgelines.</u>	Activities
CE-P10 Activities within the coastal marine area	Kāi Tahu ki Otago 00226.145 Ngāi Tahu ki Murihiku FS00223.058	Amend Supplementary Evidence version as follows: <u>Only provide for use Use and development in the coastal marine area must in appropriate locations and where it will: ...</u> 1. enable multiple uses of the coastal marine area wherever reasonable and practicable, 2. maintain or improve the health, integrity, form, function and resilience of the coastal marine area, <u>including the health of coastal waters and ecosystems, and</u> 3. have a functional or operational need to be located in the coastal marine area, or 4. have a public <u>open space</u> benefit or opportunity for public recreation that cannot practicably be located outside the coastal marine area, <u>or</u> 5. <u>provide for the cultural wellbeing of Kāi Tahu as mana whenua.</u>	Activities
CE-P11 Aquaculture	Kāi Tahu ki Otago 00226.146 FS226.473, 597 Te Rūnanga o Ngāi Tahu 00234.020 Ngāi Tahu ki Murihiku FS00223.163	Amend Supplementary Evidence version as follows: <u>Only allow Provide for the development and operation of aquaculture activities within appropriate locations and limits, taking into account:</u> <u>1A the environmental effects of aquaculture including effects on water quality, effects on species and ecosystems contained in the pelagic and benthic zones, and risks to biosecurity from disease or introduced pest species,</u>	Aquaculture Evidence of Tanya Stevens (CE-P11 Aquaculture and CE-M13 Regional Plans)

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		<p>1B the effects of aquaculture on cultural values, including effects on mahika kai and kaimoana practices, and customary fisheries, including mātaítai reserves and taiāpure,</p> <p>1C <u>whether the aquaculture development sought is being carried out by Kāi Tahu and has been identified as Settlement outcome.</u></p> <ol style="list-style-type: none"> 1. the need for high quality water required for an aquaculture activity, 2. the need for land-based facilities and infrastructure required to support the operation of aquaculture activities, and 3. the potential social, economic and cultural benefits associated with the operation and development of aquaculture activities. 	
CE-P12 Reclamation and de-reclamation	Kāi Tahu ki Otago 00226.147 Ngāi Tahu ki Murihiku FS00223.059	<p>Amend Supplementary Evidence version as follows:</p> <p>CE-P12 – Reclamation <u>and De-reclamation</u></p> <p>Manage reclamation and de-reclamation by:</p> <p>(1A) Avoiding reclamation in the coastal marine area, unless:</p> <ol style="list-style-type: none"> a. land outside the coastal marine area is not available for the proposed activity, b. the activity to be established on the reclamation can only occur immediately adjacent to the coastal marine area, c. there are no practicable alternative methods of providing for the activity, and d. the reclamation will provide significant regional or national benefit and <p>(1B) Encourage ing de-reclamation of redundant reclaimed land where it would restore the natural character, resources <u>and functioning</u> of the coastal marine area and provide for more public open space.</p>	Mauri and hauora
CE-P13 Rakaitirataka and kaitiakitaka	Kāi Tahu ki Otago 00226.018, 148 Ngāi Tahu ki Murihiku FS00223.036/060	Accept Supplementary Evidence version, but renumber as CE-P1	Mana moana

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
CE-New policy (Modification of land, freshwater CMA interface)	Kāi Tahu ki Otago 00226.150 Ngāi Tahu ki Murihiku FS00223.044	Develop, in collaboration with Kāi Tahu as mana whenua, policies to manage the physical modification of the interface between land, fresh and coastal waters, and make consequential amendments to CE methods.	Ki uta ki tai
CE-New policy (Discharges, sedimentation, dredging)	Kāi Tahu ki Otago 00226.149 Ngāi Tahu ki Murihiku FS00223.043	Develop, in collaboration with Kāi Tahu as mana whenua, policies to manage the effects of discharges and sedimentation (including dredging) on the coastal environment, and make consequential amendments to CE methods.	Ki uta ki tai
CE- New Policy	Te Rūnanga o Ngāi Tahu 00234.021 Ngāi Tahu ki Murihiku FS00223.158	Add the following policy: <u>CE-PX Discharge of contaminants into Te Tai o Arai Te Uru</u> <u>Coastal water quality will be improved by:</u> <u>(a) in time, ceasing all wastewater discharges into Te Tai o Arai Te Uru,</u> <u>(b) avoiding adverse effects from discharge originating in terrestrial, freshwater or marine environments,</u> <u>(c) cessation of wastewater infiltration into stormwater systems, and</u> <u>(d) attenuation and treatment of stormwater prior to discharge into coastal waters.</u>	Evidence of Tanya Stevens (<i>CE – New Policy, Discharge of contaminants into Te Tai o Arai Te Uru</i>)
CE-M1A Mana whenua/mana moana involvement	Kāi Tahu ki Otago 0226.156 Ngāi Tahu ki Murihiku FS00223.045	Amend Supplementary Evidence version as follows: CE-M1 - Mana whenua/mana moana involvement Otago Regional Council must partner with Kāi Tahu in coastal management by: 1. <u>implementing the actions in MW-M2, MW-M3 and MW-M4,</u> 2. <u>actively identifying and pursuing opportunities for mana whenua to exercise their rākatirataka, manaakitaka and their kaitiaki duty of care kaitiaki role in within the coastal environment be involved in coastal governance, including through use of available mechanisms such as transfers of functions (under section 33 of the RMA 1991) and supporting the establishment of mātaimai reserves and taiāpure,</u>	Mana moana

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		<p>3. <u>implementing actions to foster the development of mana whenua capacity to contribute to the Council's decision-making processes, including resourcing,</u></p> <p>4. <u>supporting mana whenua initiatives that contribute to maintaining or improving the health and well-being of coastal water and ecosystems, and</u></p> <p>5. <u>providing relevant information to mana whenua for the purposes of (1), (2), (3) and (4).</u></p>	
CE-M1 Identifying the coastal environment	Kāi Tahu ki Otago 00226.151	Accept Supplementary Evidence version	-
CE-M2 Identifying other areas	Kāi Tahu ki Otago 00226.152 Ngāi Tahu ki Murihiku 00223.073, FS00223.061	<p>Amend Supplementary Evidence version as follows:</p> <p>... (2) identify, at an appropriate scale, areas and values of outstanding natural features, and landscapes and (including seascapes) in the coastal environment within their jurisdictions in accordance with CE-P6(1), map the areas and describe their values in the relevant regional plans and district plans, and identify their capacity to accommodate change through use or development while protecting the values that contribute to the natural features and landscapes and (including seascapes) being considered outstanding, ...</p> <p>... (4) prioritise identification under (1)-(3) in areas that are: ...</p> <p>(b) likely to contain outstanding natural character areas, outstanding natural features or landscapes, and areas of significant indigenous biodiversity <u>described in CE-P5(1)</u>, including the areas in the table below.</p>	CE methods
CE-M3 Regional plans	Kāi Tahu ki Otago 00226.153, FS00226.474 Te Rūnanga o Ngāi Tahu 00234.022	<p>Amend Supplementary Evidence version as follows:</p> <p>Otago Regional Council must prepare or amend and maintain its regional plans no later than 31 December 2028 to:</p>	<p>CE methods</p> <p>Evidence of Tanya Stevens (<i>CE-P11</i>)</p>

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	Ngāi Tahu ki Murihiku 00223.074 FS00223.062, 164	<p>(1) map, <u>manage and improve</u> areas of deteriorated water quality in the coastal environment, in accordance with CE– P2(2),</p> <p>(1A) identify, protect <u>manage</u>, and improve where degraded, areas of coastal water where mana whenua have a particular cultural interest, including wāhi tupuna, statutory acknowledgement areas, tōpuni and nohoaka identified in the NTCSA, and customary fisheries, ...</p> <p>(3) require development to be set back from the coastal marine area where practicable to protect the natural character (<u>including natural functioning, health and resilience of coastal waters and ecosystems</u>), open space, public access, <u>cultural</u> and amenity values of the coastal environment,</p> <p>(4) [<i>amend consequential to development of new policies</i>],</p> <p>(5) control the use and development of the coastal marine area, in order to:</p> <ol style="list-style-type: none"> a. <u>as a priority, protect and enhance the functioning, resilience and health of coastal waters and coastal ecosystems.</u> b. <u>avoid adverse effects on areas of deteriorated water quality or areas of coastal waters where mana whenua have a particular cultural interest,</u> c. <u>avoid adverse effects on customary fisheries management areas, mahika kai and kaimoana activities,</u> d. preserve the coastal water quality; natural character; <u>and protect</u> natural features and landscapes (including seascapes); wāhi tupuna and indigenous biodiversity of the coastal marine area in accordance with CE-P3, CE-P4, CE-P5, CE-P6 and HCV-WT-P2, ... <p>(7) identify areas <u>that may be</u> appropriate for aquaculture and the forms and constraints <u>limits</u>, including appropriate level of cultural and environmental</p>	<i>Aquaculture and CE-M13 Regional Plans)</i>

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		<p><u>effects</u>, associated with providing for aquaculture that will enable achievement of objectives CE-O1 to CE-O5, ...</p> <p>(10) manage <u>avoid</u> reclamation and <u>manage</u> de-reclamation activities in accordance with CE-P12, and when reclamation is considered suitable ...</p> <p>(13) <u>allocate areas of aquaculture for Kāi Tahu consistent with Settlement outcomes under Māori Commercial Aquaculture Claims Settlement Act 2004.</u></p>	
CE-M4 District plans	Kāi Tahu ki Otago 00226.154, FS00226.459 Ngāi Tahu ki Murihiku 00223.075	<p>Amend Supplementary Evidence version as follows:</p> <p>...</p> <p>(3) control the location and scale of earthworks, <u>mining</u> and vegetation planting, modification and removal in the coastal environment (outside the coastal marine area), <u>while allowing for mahika kai activities.</u></p> <p>(3A) achieve the integrated management of, and control over, land use activities which could cause direct or indirect effects on the coastal marine area, <u>in line with CE-P1.</u> ...</p> <p>(8) recognise takata <u>mana</u> whenua needs for papakāika, marae and associated developments within the coastal environment and make appropriate provision for them, ...</p> <p>(11) provide for and encourage activities undertaken for the primary purpose of <u>enhancing coastal water quality, coastal habitats and ecosystems, customary fisheries and other mahika kai activities, restoring natural character, features, or landscapes in accordance with CE-P1, CE-P3, CE-P4 and CE-P6 and CE-P13.</u></p>	CE methods

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
CE-M5 Other incentives and mechanisms	Kāi Tahu ki Otago 00226.155 Ngāi Tahu ki Murihiku FS00223.064	Accept Supplementary Evidence version	-
CE-M6 Monitoring	Kāi Tahu ki Otago 0226.157 Ngāi Tahu ki Murihiku FS00223.046, 128	Accept Supplementary Evidence version	-
CE – AER 8 and CE – AER9	Ngāi Tahu ki Murihiku 00223.077 Kāi Tahu ki Otago FS00226.456 Te Rūnanga o Ngāi Tahu FS00234.116	Accept Supplementary Evidence version	-
ECO – Ecosystems and indigenous biodiversity			
New definition – indigenous fauna	Kāi Tahu ki Otago FS00226.053 Ngāi Tahu ki Murihiku FS00223.122	Accept s42A recommendation	-
New definition – indigenous flora	Ngāi Tahu ki Murihiku FS00223.123	Accept s42a recommendation	-
New definition – indigenous vegetation	Kāi Tahu ki Otago FS00226.054	Accept Supplementary Evidence version	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
Definition – significant natural area	Kāi Tahu ki Otago 00226.035 Ngāi Tahu ki Murihiku FS00223.011, 022	Accept Supplementary Evidence version	-
ECO-General (Mahika kai, kaitiakitaka)	Kāi Tahu ki Otago 00226.020, 021 Ngāi Tahu ki Murihiku FS00223.084, 085 Te Rūnanga o Ngāi Tahu FS00234.211	Relief achieved via recommended amendments in this table across all ECO provisions	-
ECO-General (Integration with CE)	Ngāi Tahu ki Murihiku 00223.097, 098 Te Rūnanga o Ngāi Tahu FS00234.212	Relief achieved via recommended amendments in this table to ECO-P7	-
ECO-O1 Indigenous biodiversity	Kāi Tahu ki Otago 00226.214, FS00226.340 Ngāi Tahu ki Murihiku FS00223.086, 141	Accept Supplementary Evidence version	-
ECO-O2 Restoring or enhancing	Kāi Tahu ki Otago 00226.215 Ngāi Tahu ki Murihiku 00223.099	Accept Supplementary Evidence version	Clarity of ECO provisions

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
ECO-O3 Kaitiakitaka and stewardship	Kāi Tahu ki Otago 00226.216 FS00226.129, 475 Te Rūnanga o Ngāi Tahu 00234.031	Accept Supplementary Evidence version	Kāi Tahu as kaitiaki
ECO-P1 Kaitiakitaka	Kāi Tahu ki Otago 00226.217, FS00226.130	Amend Supplementary Evidence version as follows: ... (3) facilitating promoting access to and use of indigenous biodiversity by Kāi Tahu, including mahika kai, according to tikaka.	Kāi Tahu as kaitiaki Taoka
ECO-P2 Identifying significant natural areas and taoka	Kāi Tahu ki Otago 00226.218 FS00226.131, 166	Accept Supplementary Evidence version	Taoka
ECO-P3 Protecting significant natural areas and taoka	Kāi Tahu ki Otago 00226.219 FS00226 (16 FS points) Ngāi Tahu ki Murihiku FS00223.087	Amend Supplementary Evidence version as follows: Except as provided for by ECO-P4 and ECO-P5, protect significant natural areas and indigenous species and ecosystems that are taoka by: (1) first avoiding adverse effects that result in: ... (b) any loss of taoka values identified and mapped under ECO-P2(2), and ...	Taoka
ECO-P4 Provision for new activities	Kāi Tahu ki Otago 00226.220 FS00226 (9 FS points) Te Rūnanga o Ngāi Tahu 00234.032 Ngāi Tahu ki Murihiku FS00223.088	Amend Supplementary Evidence version as follows: ECO-P4 – Provision for new activities <u>in significant natural areas and affecting taoka</u> Maintain....	Clarity of ECO provisions Mahika kai Biodiversity on Māori land

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
ECO-P5 Existing activities in significant natural areas	Kāi Tahu ki Otago 00226.221 FS00226 (6 FS points)	Amend Supplementary Evidence version as follows: ECO-P5 – Existing activities in significant natural areas <u>and affecting taoka</u> Provide for....	Clarity of ECO provisions
ECO-P6 Maintaining indigenous biodiversity	Kāi Tahu ki Otago 00226.221 FS00226.135, 168, 413 Ngāi Tahu ki Murihiku FS00223.089	Led by Kāi Tahu mana whenua as rakatirataka, develop objectives, policies and methods for the management of indigenous biodiversity on native reserves and Māori land. Amend Supplementary Evidence version by adding new clause 6 as follows: ... <u>(6). In assessing adverse effects in the implementation of this policy, have particular regard to the mahika kai practices of mana whenua.</u>	Mahika kai Biodiversity on Māori land
ECO-P7 Coastal indigenous biodiversity	Kāi Tahu ki Otago 00226.223	Amend Supplementary Evidence version as follows: ECO-P7 – Coastal indigenous biodiversity <u>and taoka</u> Indigenous biodiversity and taoka species and ecosystems in the coastal environment are managed by CE-P5 in addition to all objectives, and policies <u>and methods</u> of the ECO chapter except ECO-P3, ECO-P4, ECO-P5 and ECO-P6.	ECO integration with CE provisions
ECO-P8 Enhancement	Kāi Tahu ki Otago 00226.224 FS00226.067, 185, 515, 579 Ngāi Tahu ki Murihiku FS00223.090	Accept Supplementary Evidence version	Clarity of ECO provisions
ECO-P9 Wilding conifers	Kāi Tahu ki Otago 00226.225 FS00226 (6 FS points)	Accept Supplementary Evidence version	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
ECO-P10 Co-ordinated approach	Kāi Tahu ki Otago 00226.226, FS00226.477 Te Rūnanga o Ngāi Tahu 00234.033 Ngāi Tahu ki Murihiku FS00223.091, 167	Amend Supplementary Evidence version as follows: ... (2)(b) the effects of land-use activities on the coastal environment <u>biodiversity and ecosystems</u> , ...	Clarity of ECO provisions
ECO-M1 Statement of responsibilities	Kāi Tahu ki Otago 00226.227, FS00226.069	Accept Supplementary Evidence version	-
ECO-M2 Identification of significant natural areas	Kāi Tahu ki Otago 00226.228 Ngāi Tahu ki Murihiku FS00223.092	Accept Supplementary Evidence version	-
ECO-M3 Identification of taoka	Kāi Tahu ki Otago 00226.229, FS00226.136	Accept Supplementary Evidence version	Taoka
ECO-M4 Regional plans	Kāi Tahu ki Otago 00226.230 Ngāi Tahu ki Murihiku FS00223.093, 149	Accept Supplementary Evidence version	Mahika kai
ECO-M5 District plans	Kāi Tahu ki Otago 00226.231	Accept Supplementary Evidence version	Mahika kai
ECO-M6 Engagement	Kāi Tahu ki Otago 00226.232	Include new method as follows: <u>ECO-MX – Kāi Tahu kaitiakitaka</u>	Kāi Tahu as kaitiaki

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	Ngāi Tahu ki Murihiku FS00223.095	Local authorities must partner with Kāi Tahu in the management of indigenous biodiversity to the extent desired by mana whenua, including by: 1) <u>actively supporting the role of mana whenua as kaitiaki,</u> 2) <u>facilitating opportunities for mana whenua to be involved in resource management (including decision making),</u> 3) <u>enabling the mahika kai practices of mana whenua in accordance with tikaka,</u> 4) <u>working with mana whenua to determine appropriate management approaches for indigenous biodiversity within native reserves and Māori land,</u> 5) <u>supporting mana whenua initiatives that contribute to restoring or enhancing te hauora o te koiora (the health of indigenous biodiversity),</u> 6) <u>where appropriate, incorporating Kāi Tahu mātauraka and tikaka in indigenous biodiversity management and monitoring, and</u> 7) <u>providing relevant information to mana whenua for the purposes of indigenous biodiversity management and monitoring.</u>	
ECO-M7 Monitoring	Kāi Tahu ki Otago 00226.233 Ngāi Tahu Ki Murihiku FS00223.096	Accept s.42A recommendation	Mahika kai
ECO-M8 Other incentives and mechanisms	Kāi Tahu ki Otago 00226.234 Ngāi Tahu ki Murihiku FS00223.097	Accept s.42A recommendation	Mahika kai
ECO-E1 Explanation	Kāi Tahu ki Otago FS00226.137	Accept s.42A recommendation	-
ECO-PR1 Principal reasons	Kāi Tahu ki Otago FS00226.138	Accept s.42A recommendation	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
ECO-AER1 – ECO-AER4	-	In ECO-AER1 and ECO-AER2 amend the term ‘quality’ to ‘condition’ consequential to the amendment to ECO-O1	-
APP3 Criteria for biodiversity offsetting	Ngāi Tahu ki Murihiku 00223.134	Amend APP3 as follows: ... (2)(j) <u>the offset accords with mātauraka Māori when taoka species are affected, and</u> ... (3)(e) include consideration <u>application</u> of mātauraka Māori, and ...	Evidence of Maria Bartlett (<i>Ecosystems and Indigenous Biodiversity</i>)
HCV-WT Wāhi tūpuna			
Wāhi tūpuna Definition	Kāi Tahu ki Otago 00226.037	Accept Supplementary Evidence version	-
HCV-WT-O1 Kāi Tahu wāhi tūpuna	Kāi Tahu ki Otago 00226.275, FS00226.140 Te Rūnanga o Ngāi Tahu 00234.034 Ngāi Tahu ki Murihiku FS00223.100	Accept Supplementary Evidence version	-
HCV-WT-O2 Rakatirataka	Kāi Tahu ki Otago 00226.276 Te Rūnanga o Ngāi Tahu 00234.035 Ngāi Tahu ki Murihiku FS00223.101	Accept Supplementary Evidence version	Clarity of HCV-WT provisions
HCV-WT-P1	Kāi Tahu ki Otago 00226.277	Accept Supplementary Evidence version	HCV-WT-P1

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
Recognise and identify wāhi tūpuna			
HCV-WT-P2 Management of wāhi tupuna	Kāi Tahu ki Otago 00226.278 FS00226.015, 027, 141, 498 Ngāi Tahu ki Murihiku FS00223.103	Amend Supplementary Evidence version as follows: ... (2) where <u>it is demonstrated that other</u> adverse effects demonstrably cannot be completely avoided, <u>then either</u> remedying or mitigating ...	HCV-WT-P2
HCV-WT-M1 Identification	Kāi Tahu ki Otago 00226.279 Ngāi Tahu ki Murihiku 00223.121	Accept Supplementary Evidence version	HCV-WT Methods
HCV-WT-M2 Regional and district plans	Kāi Tahu ki Otago 00226.280 Ngāi Tahu ki Murihiku 00223.122, FS00223.104	Amend Supplementary Evidence version as follows: (3) require conditions on resource consents or designations to protect wāhi tūpuna from incompatible activities, in accordance with APP11, (4) require accidental discovery protocols as <u>conditions</u> an advice note on resource consents or designations for activities that may unearth archaeological sites, <u>in accordance with APP11,</u> and ...	HCV-WT-Methods
HCV-WT-M3 Treaty partnership with Kāi Tahu	Kāi Tahu ki Otago 00226.281	Accept Supplementary Evidence version	HCV-WT Methods
HCV-WT-E1 Explanation	Kāi Tahu ki Otago 00226.282	Accept Supplementary Evidence version	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
HCV-WT-PR1 Principal reasons	Kāi Tahu ki Otago 00226.283, FS00226.483	Accept Supplementary Evidence version	-
HCV-WT-AER1 Anticipated Environmental Results	Kāi Tahu ki Otago 00226.284	Amend Supplementary Evidence version as follows: Wāhi tūpuna areas and sites are identified in the relevant regional plans and district plans and sensitive sites are identified and protected using <u>where appropriate, using mechanisms deemed appropriate by Kāi Tahu.</u>	Clarity of HCV-WT provisions
HCV-WT-AER2	Kāi Tahu ki Otago 00226.285 Ngāi Tahu ki Murihiku 00223.124	Accept Supplementary Evidence version	Clarity of HCV-WT provisions
APP7 Identifying wāhi tūpuna	Kāi Tahu ki Otago 00226.327 Ngāi Tahu ki Murihiku 00223.135	Accept Supplementary Evidence version	Clarity of HCV-WT provisions
HCV-HH Historic heritage			
HCV-HH-O3 Historic heritage resources	Kāi Tahu ki Otago 00226.286	Accept Supplementary Evidence version	-
HCV-HH-P3 Recognising historic heritage	Kāi Tahu ki Otago FS00226.142	Amend Supplementary Evidence version as follows: Recognise that Otago's historic heritage includes: (1) Māori Kāi Tahu cultural and historic heritage values, and sites <u>places and areas, ...</u>	HCV-HH-P3

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
HCV–HH–P4 Identifying historic heritage	Kāi Tahu ki Otago 00226.288 Ngāi Tahu ki Murihiku 00223.126	Accept Supplementary Evidence version	-
HCV-HH-P5 Managing historic heritage	Kāi Tahu ki Otago 00226.289 FS00226 (6 points)	Amend Supplementary Evidence version as follows: recommendation Protect historic heritage by: (1) requiring the use of accidental discovery protocols in accordance with APP11, (2) avoiding adverse effects on areas or places with special or outstanding historic heritage values or qualities, except in the circumstances where HCV-HH-P7 applies, (3) <u>for other areas or places with historic heritage values or qualities:</u> <u>(a)</u> avoiding significant adverse effects on areas or places with historic heritage values or qualities, (4) <u>(b)</u> avoiding, as the first priority, other adverse effects on areas or places with historic heritage values or qualities, (5) <u>(c)</u> and where it is demonstrated that adverse effects cannot be completely avoided, they are remedied or mitigated, and (6) <u>(4)</u> recognising that for infrastructure, EIT-INF-P13 applies instead of HCV-HH-P5(1) to (5).	HCV-HH-P5
HCV–HH–P6 Enhancing historic heritage	Kāi Tahu ki Otago 00226.290 Ngāi Tahu ki Murihiku FS00223.105	Accept Supplementary Evidence version	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
HCV-HH-P7 Integration of historic heritage	Kāi Tahu ki Otago 00226.291	Accept Supplementary Evidence version	-
HCV-HH-M4 Regional plans	Kāi Tahu ki Otago 00226.292 Ngāi Tahu ki Murihiku FS00223.106	Accept Supplementary Evidence version	-
HCV-HH-M5 District plans	Kāi Tahu ki Otago 00226.293 Ngāi Tahu ki Murihiku FS00223.107	Amend Supplementary Evidence version as follows: ... (4) require the use of accidental discovery protocols as conditions on resource consents and designations for earthworks or other activities that may unearth archaeological features, <u>in accordance with APP11</u> .	HCV-HH-P5
HCV-HH-M6 Incentives and education	Kāi Tahu ki Otago 00226.294 Ngāi Tahu ki Murihiku FS00223.108	Accept Supplementary Evidence version	-
HCV-HH-E2 Explanation	Kāi Tahu ki Otago 00226.295	Accept Supplementary Evidence version	-
HCV-HH-PR2 Principal reasons	Kāi Tahu ki Otago 00226.296	Accept Supplementary Evidence version	-
New APP11 Accidental Discovery Protocol	Kāi Tahu ki Otago 00226.280 Ngāi Tahu ki Murihiku 00223.122	Amend Supplementary Evidence version to recognise rūnaka kaitiakitaka in respect of Kāi Tahu archaeological heritage (recommended drafting to be circulated ahead of hearing)	HCV-HH-P5

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
NFL – Natural features and landscapes			
NFL-General	Kāi Tahu ki Otago 00226.304 Ngāi Tahu ki Murihiku FS00223.109	Provide clarity around integration matters raised in evidence	NFL integration with CE
NFL-General	Ngāi Tahu ki Murihiku 00223.127 Te Rūnanga o Ngāi Tahu FS00234.292	Accept s42A recommendation	-
NFL-New provision	Te Rūnanga o Ngāi Tahu 00234.037 Kāi Tahu ki Otago FS00226.478 Ngāi Tahu ki Murihiku FS00223.168	Led by Kāi Tahu mana whenua as rakatirataka, develop objectives, policies and methods for the management of landscape values on native reserves and Māori land.	NFL and Māori land
NFL-O1	Kāi Tahu ki Otago 00226.297 Te Rūnanga o Ngāi Tahu FS00234.294 Ngāi Tahu ki Murihiku FS00223.110	Accept Supplementary Evidence version	Clarity of NFL provisions
NFL-P1	Kāi Tahu ki Otago 00226.298	Amend Supplementary Evidence version as follows:	Clarity of NFL provisions

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	Te Rūnanga o Ngāi Tahu 00234.036, FS00234.295, 296 Ngāi Tahu ki Murihiku 00223.128, FS00223.169	In order to m Manage outstanding and highly valued natural features and landscapes outside the coastal environment, <u>by identifying</u> : ...	
NFL-P2	Kāi Tahu ki Otago 00226.299 FS00226 (6 FS points) Te Rūnanga o Ngāi Tahu FS00234.297, 298 Ngāi Tahu ki Murihiku FS00223.111	Amend Supplementary Evidence version as follows: Protect outstanding natural features and landscapes outside the coastal environment from inappropriate subdivision, use and development by: (1) avoiding adverse effects on the values of the natural features and landscapes where there is limited or no capacity to absorb use or development that contribute to <u>the natural feature or landscape being considered outstanding, even if those values are not themselves outstanding</u> , and (2) avoiding, remedying or mitigating other adverse effects.	NFL-P2 Protection of outstanding natural features and landscapes
NFL-P3	Kāi Tahu ki Otago 00226.018, 300, 373, 501 Te Rūnanga o Ngāi Tahu FS00234.299 Ngāi Tahu ki Murihiku FS00223.112	Accept Supplementary Evidence version	-
NFL-P4	Kāi Tahu ki Otago 00226.301 Te Rūnanga o Ngāi Tahu FS00234.300 Ngāi Tahu ki Murihiku	Accept Supplementary Evidence version	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
	FS00223.113		
NFL-P5	Kāi Tahu ki Otago 00226.302 Te Rūnanga o Ngāi Tahu FS00234.301, 302 Ngāi Tahu ki Murihiku FS00223.114	Accept Supplementary Evidence version	-
NFL-P6	Kāi Tahu ki Otago 00226.303 Te Rūnanga o Ngāi Tahu FS00234.303	Do not accept Supplementary Evidence version (refer discussion above under NFL-General)	NFL integration with CE
NFL-M1	Kāi Tahu ki Otago 00226.304 Ngāi Tahu ki Murihiku 00223.128 Te Rūnanga o Ngāi Tahu FS00234.296	Amend Supplementary Evidence version as follows: ... (2A) collaborate with Kāi Tahu to identify the areas, values, and capacity of outstanding natural features and landscapes, and highly valued natural features and landscapes of significance for Kāi Tahu in accordance with <u>NFL-P1 tikaka, and record and apply appropriate management responses as determined by mana whenua,</u> ...	NFL-M1 Identification
NFL-M2	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-M3	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-M4	Kāi Tahu ki Otago 00226.305	Accept Supplementary Evidence version	-

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
NFL-E1	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-PR1	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-AER1	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-AER2	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-AER3	Kāi Tahu ki Otago 00226.304	Accept Supplementary Evidence version	-
NFL-New AER	Ngāi Tahu ki Murihiku 00223.129 Kāi Tahu ki Otago FS00226.465 Te Rūnanga o Ngāi Tahu FS00234.293	Accept s42A recommendation	-
APP9	Kāi Tahu ki Otago 00226.304 Ngāi Tahu ki Murihiku 0223.136 Te Rūnanga o Ngāi Tahu FS00234.328	Amend Supplementary Evidence version as follows: APP9 - Identification criteria for outstanding and highly valued natural features and landscapes (including seascapes) The areas and the values of outstanding and highly valued natural features and landscapes (including seascapes) are identified using the following attributes: ...	NFL integration with CE Clause (k) – Maria Bartlett evidence (<i>Wāhi Tūpuna</i>)

PORPS provision	Submission point/ further submission point	Recommendation	Reference in evidence
		<p>...(k) Cultural and spiritual values for Kāi Tahu, identified by working, as far as practicable, in accordance with tikanga Māori, including their expression as cultural landscapes and features <u>wāhi tūpuna</u>...</p>	