

REMOVAL OF RESTRICTED COASTAL ACTIVITIES FROM THE AUCKLAND REGIONAL PLAN: COASTAL / MINOR CORRECTIONS

Background

Table 1 below documents changes made to the Auckland Regional Plan: Coastal (ARP:C) in order to remove 'restricted coastal activities' from the ARP:C in accordance with s55 RMA, as required under Policy 29 of the New Zealand Coastal Policy Statement 2010.

Additional to removal of RCA's, a number of minor corrections to the ARP:C have been made pursuant to clause 16 and 20A First Schedule RMA. These are documented in table 2 below.

TABLE 1: Changes Associated with Removal of RCA's (under s55 RMA)

Page / section / rule in Auckland Regional Plan: Coastal	Wording or rule to remove	Wording or rule to amend or add	New wording / numbering required after amendments (underlined = new wording, strikeout = removed)
iii (contents)	<i>(Appendices)</i> <i>D Restricted Coastal Activities as Listed in NZ Coastal Policy Statement D-1 to D-5</i>		D Restricted Coastal Activities as Listed in NZ Coastal Policy Statement D-1 to D-5
iii (contents)		<i>(Appendices)</i> <i>K Comprehensive Compartment Management Plans</i>	<u>K Comprehensive Compartment Management Plans</u>
Page(p)1-8 Section(s)1.5.5		<i>If a rule determines that an activity is either controlled, discretionary, non-complying or a restricted coastal activity, then a coastal permit is required.</i>	If a rule determines that an activity is either controlled, discretionary, <u>or a restricted coastal activity</u> non-complying <u>activity</u> , then a coastal permit is required.
p1-10 s1.5.10	Appendix D: Restricted Coastal Activities as listed in the New Zealand Coastal Policy Statement.		Appendix D: Restricted Coastal Activities as Listed in NZ Coastal Policy Statement:
p1-10 s1.5.10		<i>Appendix K: Comprehensive Compartment Management Plans</i>	<u>Appendix K: Comprehensive Compartment Management Plans</u>
p1-11 s1.6.1	<i>The restricted coastal activities listed in Schedule 1 of New Zealand Coastal Policy Statement have been provided in the Plan and are listed for information purposes in Appendix D.</i>		The restricted coastal activities listed in Schedule 1 of New Zealand Coastal Policy Statement have been provided in the Plan and are listed for information purposes in <u>Appendix D:</u>
p1-11 s1.6.3	<i>Directions of the Minister of Conservation as to Restricted Coastal Activities.</i>		• Directions of the Minister of Conservation as to <u>Restricted Coastal Activities:</u>
p1-14 s1.8.2	<i>It specifies the restricted</i>		1.8.2 Minister of Conservation

	<p><i>coastal activities (being "types of activities which have or are likely to have a significant or irreversible adverse effect on the coastal marine area", in terms of s58(e) of the RMA) for which the Minister of Conservation is the consent authority for coastal permits. The restricted coastal activities specified in the New Zealand Coastal Policy Statement are set out in Appendix D for reference.</i></p>		<p>The New Zealand Coastal Policy Statement prepared and recommended by the Minister of Conservation, became operative in 1994. It specifies the restricted coastal activities (being "types of activities which have or are likely to have a significant or irreversible adverse effect on the coastal marine area", in terms of s58(e) of the RMA) for which the Minister of Conservation is the consent authority for coastal permits. The restricted coastal activities specified in the New Zealand Coastal Policy Statement are set out in Appendix D for reference.</p>
p1-18 s1.11		<p><i>A coastal permit is required for any activity specified in this Plan as a controlled, restricted discretionary, discretionary, or restricted coastal activity, or for any activity that does not comply with the provisions of this Plan (ie, a non-complying activity).</i></p>	<p>A coastal permit is required for any activity specified in this Plan as a controlled, restricted-discretionary, <u>or</u> discretionary activity, or restricted coastal activity, or for any activity that does not comply with the provisions of this Plan (ie, a non-complying activity). The Plan also specifies prohibited activities, for which no application can be made.</p>
p1-19 s1.11.5	<p><i>Restricted Coastal Activities</i></p> <p><i>These may be either discretionary or non-complying activities. They are assessed in the same manner as such activities, the only difference being that the Minister of Conservation is the consent authority, in lieu of the ARC. The hearings committee includes a representative of the Minister of Conservation and the recommendation of that committee goes to the Minister, who makes the final decision.</i></p>		<p>1.11.5 Restricted Coastal Activities</p> <p>These may be either discretionary or non-complying activities. They are assessed in the same manner as such activities, the only difference being that the Minister of Conservation is the consent authority, in lieu of the ARC. The hearings committee includes a representative of the Minister of Conservation and the recommendation of that committee goes to the Minister, who makes the final decision.</p> <p>1.11.05 Prohibited Activities</p>
p1-20 s1.13		<p><i>Applications for discretionary, non-complying, and restricted coastal activities will be publicly notified for submissions, unless the</i></p>	<p>Applications for discretionary, <u>and</u> non-complying, and restricted coastal activities will be publicly notified for submissions, unless the ARC is satisfied that the adverse</p>

		<i>ARC is satisfied that the adverse effects on the environment of the activity for which consent is sought would be minor, and written approval has been obtained from every person who, in the opinion of the ARC, may be adversely affected by the granting of the resource consent.</i>	effects on the environment of the activity for which consent is sought would be minor, and written approval has been obtained from every person who, in the opinion of the ARC, may be adversely affected by the granting of the resource consent.
p10-6 rule(r)10.5.5		<i>Occupation by any activity where that occupation is not otherwise provided for as a permitted, controlled, restricted discretionary, discretionary, non-complying, restricted coastal activity, or prohibited activity in this plan.</i>	Occupation by any activity where that occupation is not otherwise provided for as a permitted, controlled, restricted discretionary, discretionary, non-complying, restricted coastal activity, or prohibited activity in this plan.
p10-7 r10.5.9		<i>Occupation by any activity specified as a discretionary activity, including discretionary restricted coastal activities, by another rule in this plan.</i>	Occupation by any activity specified as a discretionary activity, including discretionary restricted coastal activities, by another rule in this plan.
p10-7 r10.5.10		<i>Occupation by any activity specified as a non-complying activity, including non complying restricted coastal activities, by another rule in this plan.</i>	Occupation by any activity specified as a non-complying activity, including non complying restricted coastal activities, by another rule in this plan.
p10-7 r10.5.11	<p><i>Restricted Coastal Activities</i></p> <p><i>10.5.11. Occupation specified as a restricted coastal activity by Schedule 1.9 of the New Zealand Coastal Policy Statement 1994 (NZCPS), as follows:</i></p> <p><i>S1.9 Exclusive occupation of the coastal marine area.</i></p> <p><i>Any activity involving occupation of the coastal marine area which:</i></p> <p><i>(a) would exclude or effectively exclude public access from areas of the coastal marine area over 10 hectares (except where such exclusion is required in commercial port areas for reasons of public safety or security);</i></p>	<p><i>Prohibited Activities</i></p> <p><i>10.5.12 Occupation by any activity specified as a prohibited activity by another rule in this plan.</i></p>	<p>Restricted Coastal Activities</p> <p>10.5.11. Occupation specified as a restricted coastal activity by Schedule 1.9 of the New Zealand Coastal Policy Statement 1994 (NZCPS), as follows:</p> <p>S1.9 Exclusive occupation of the coastal marine area.</p> <p>Any activity involving occupation of the coastal marine area which:</p> <p>(a) would exclude or effectively exclude public access from areas of the coastal marine area over 10 hectares (except where such exclusion is required in commercial port areas for reasons of public safety or security);</p> <p>(b) would exclude or effectively</p>

	<p><i>(b) would exclude or effectively exclude the public from more than 316 metres along the length of the foreshore; or</i></p> <p><i>(c) would involve occupation or use of areas greater than 50 hectares of the coastal marine area and such occupation or use would restrict public access to or through such areas.</i></p>		<p>exclude the public from more than 316 metres along the length of the foreshore, or</p> <p>(c) would involve occupation or use of areas greater than 50 hectares of the coastal marine area and such occupation or use would restrict public access to or through such areas.</p> <p>Prohibited Activities</p> <p>10.5.121 Occupation by any activity specified as a prohibited activity by another rule in this plan.</p>
p12-7 r12.5.24	<p><i>12.5.24. Any discretionary or non-complying activity involving the erection of a structure or structures in the coastal marine area which:</i></p> <p><i>(a) is solid or presents a significant barrier to water or sediment movement; and</i></p> <p><i>(b) when established on the foreshore or seabed would extend more than 1000 metres in length parallel to the line of Mean High Water Springs (including separate structures which incrementally total over 1000 metres, contiguously).</i></p>		<p>Restricted Coastal Activities</p> <p>12.5.24. Any discretionary or non-complying activity involving the erection of a structure or structures in the coastal marine area which:</p> <p>(a) is solid or presents a significant barrier to water or sediment movement, and</p> <p>(b) when established on the foreshore or seabed would extend more than 1000 metres in length parallel to the line of Mean High Water Springs (including separate structures which incrementally total over 1000 metres, contiguously).</p>
p12-7 r12.5.25	<p><i>12.5.25. Any discretionary or non-complying activity involving the erection of a structure or structures in the coastal marine area which:</i></p> <p><i>(a) is solid or presents a significant barrier to water or sediment movement; and</i></p> <p><i>(b) is sited obliquely or perpendicular in horizontal projection to the line of Mean High Water Springs in the coastal marine area; and</i></p> <p><i>(c) is in horizontal projection 1000 metres or more in length.</i></p>		<p>12.5.25. Any discretionary or non-complying activity involving the erection of a structure or structures in the coastal marine area which:</p> <p>(a) is solid or presents a significant barrier to water or sediment movement, and</p> <p>(b) is sited obliquely or perpendicular in horizontal projection to the line of Mean High Water Springs in the coastal marine area, and</p> <p>(c) is in horizontal projection 1000 metres or more in length.</p>
p12-7 r12.5.26	<p><i>12.5.26. Any discretionary or non-complying activity</i></p>	Prohibited Activities	<p>12.5.26. Any discretionary or non-complying activity involving</p>

	<i>involving the erection of structures in the coastal marine area for the storage or containment of any petroleum, petroleum products, or contaminants in quantities greater than 50,000 litres.</i>	<i>12.5.27 Any structure that would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</i>	the erection of structures in the coastal marine area for the storage or containment of any petroleum, petroleum products, or contaminants in quantities greater than 50,000 litres. Prohibited Activities 12.5.27 4 Any structure that would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.
p12-8 s12.7.1	<i>Schedule 1 of the New Zealand Coastal Policy Statement also enables plans to specify the permissible locations, construction materials and activities for structures that would otherwise be Restricted Coastal Activities.</i>		Many of the New Zealand Coastal Policy Statement policies are quite specific in their requirements and this is reflected in the policies and rules of this chapter. Schedule 1 of the New Zealand Coastal Policy Statement also enables plans to specify the permissible locations, construction materials and activities for structures that would otherwise be Restricted Coastal Activities. The policies and rules give effect to this option.
p12-9 s12.7.9	<i>12.7.9 Rules 12.5.24 to 12.5.26</i> <i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i>		12.7.9 Rules 12.5.24 to 12.5.26 These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.
p13-3 r13.5.3		<i>13.5.3 Any reclamation or drainage that is not provided for as a restricted discretionary, discretionary, or prohibited activity in any other rule contained in this chapter, or which is not otherwise restricted by Rule 13.5.6.</i>	13.5.3 Any reclamation or drainage that is not provided for as a restricted discretionary, discretionary, or prohibited activity in any other rule contained in this chapter, or which is not otherwise restricted by Rule 13.5.6 4 .
p13-4 r13.5.4	<i>Restricted Coastal Activities</i> <i>13.5.4. Any discretionary reclamation of the foreshore or seabed which:</i> <i>(a) equals or exceeds 2 hectares; or</i> <i>(b) extends 300 or more linear metres in any</i>		Restricted Coastal Activities 13.5.4. Any discretionary reclamation of the foreshore or seabed which: (a) equals or exceeds 2 hectares; or (b) extends 300 or more linear metres in any direction, or

	<p><i>direction; or</i> <i>(c) is an incremental reclamation connected to, or part of, another reclamation: i which was commenced or received a resource consent after 5 May 1994; and ii where the sum of the existing and proposed reclamations are equal to or exceed the dimensions in Rule 13.5.4 a and b.</i></p>		<p><i>(c) is an incremental reclamation connected to, or part of, another reclamation: i which was commenced or received a resource consent after 5 May 1994, and ii where the sum of the existing and proposed reclamations are equal to or exceed the dimensions in Rule 13.5.4 a and b.</i></p>
p13-4 r13.5.5	<p><i>13.5.5. Any non-complying reclamation of the foreshore or seabed which: (a) equals or exceeds 1 hectare; (b) extends 100 or more linear metres in any direction; or (c) is an incremental reclamation connected to, or part of, another reclamation; i which was commenced or received a resource consent after 5 May 1994; and ii where the sum of the existing and proposed reclamations are equal to or exceed the dimensions in Rule 13.5.5 a and b.</i></p>	<p>Prohibited Activities</p> <p><i>13.5.6 Any reclamation or drainage in any Coastal Protection Area 1, except:</i></p> <p><i>a as carried out as part of rehabilitation or remedial works; or</i></p> <p><i>b where it is required for the safe and efficient operation of State Highway 1 or State Highway 16, in recognition of these as national strategic routes.</i></p> <p><i>13.5.7 Any reclamation or drainage which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</i></p>	<p>13.5.5. Any non-complying reclamation of the foreshore or seabed which: (a) equals or exceeds 1 hectare; (b) extends 100 or more linear metres in any direction; or (c) is an incremental reclamation connected to, or part of, another reclamation; i which was commenced or received a resource consent after 5 May 1994, and ii where the sum of the existing and proposed reclamations are equal to or exceed the dimensions in Rule 13.5.5 a and b.</p> <p>Prohibited Activities</p> <p>13.5.6 Any reclamation or drainage in any Coastal Protection Area 1, except:</p> <p>a as carried out as part of rehabilitation or remedial works; or</p> <p>b where it is required for the safe and efficient operation of State Highway 1 or State Highway 16, in recognition of these as national strategic routes.</p> <p>13.5.7 Any reclamation or drainage which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>
p13-5 s13.7.1		<p><i>13.7.1 Objective 13.3.1, Policies 13.4.1 – 13.4.3, 13.4.8, 13.4.9, the first part</i></p>	<p>13.7.1 Objective 13.3.1, Policies 13.4.1 – 13.4.3, 13.4.8, 13.4.9, the first part of Policy 13.4.7,</p>

		<i>of Policy 13.4.7, and Rules 13.5.1, 13.5.6 and 13.5.7.</i>	and Rules 13.5.1, 13.5.64 and 13.5.75.
p13-5 s13.7.6	<p>13.7.6 Rules 13.5.4 and 13.5.5</p> <p><i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i></p>	<p>13.7.6 Other Method 13.6.1, Policy 13.4.5...</p> <p>13.7.7 Other Method 13.6.2...</p> <p>13.7.8 Policy 13.4.9 and Other Methods 13.6.3 and 13.6.4...</p>	<p>13.7.6 Rules 13.5.4 and 13.5.5</p> <p>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p> <p>13.7.76 Other Method 13.6.1, Policy 13.4.5...</p> <p>13.7.87 Other Method 13.6.2...</p> <p>13.7.98 Policy 13.4.9 and Other Methods 13.6.3 and 13.6.4...</p>
p14-3 r14.5.4		<i>14.5.4 The extraction of sand, shell, shingle or other natural material from any location outside Coastal Protection Areas 1 or 2, except where prohibited under Rule 14.5.9.</i>	14.5.4 The extraction of sand, shell, shingle or other natural material from any location outside Coastal Protection Areas 1 or 2, except where prohibited under Rule 14.5.97.
p14-3 r14.5.6	<p>Restricted Coastal Activities</p> <p><i>14.5.6. Any discretionary removal of sand, shell, shingle or other natural material from the coastal marine area, in any 12 month period, which:</i></p> <p><i>(a) is greater in volume than 300,000 cubic metres; and</i></p> <p><i>(b) is from areas equal to or greater than 10 hectares; and</i></p> <p><i>(c) extends 10,000 metres or more over the foreshore and seabed.</i></p>		<p>Restricted Coastal Activities</p> <p>14.5.6. Any discretionary removal of sand, shell, shingle or other natural material from the coastal marine area, in any 12 month period, which:</p> <p>(a) is greater in volume than 300,000 cubic metres, and</p> <p>(b) is from areas equal to or greater than 10 hectares, and</p> <p>(c) extends 10,000 metres or more over the foreshore and seabed.</p>
p14-3 r14.5.7	<p><i>14.5.7. Any non-complying removal of sand, shell, shingle or other natural material, in any 12 month period, which:</i></p> <p><i>(a) is greater in volumes than 50,000 cubic metres; and</i></p> <p><i>(b) is from areas equal to or greater than 4 hectares; and</i></p> <p><i>(c) extends 1,000 metres or more over the foreshore and seabed.</i></p>	<p>Prohibited Activities</p> <p><i>14.5.8 The extraction of sand, shell, shingle or other natural materials, including prospecting, from within any Coastal Protection Area 1.</i></p> <p><i>14.5.9 The extraction of sand, shell, shingle or other natural materials, including prospecting, in a manner which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy</i></p>	<p>14.5.7. Any non-complying removal of sand, shell, shingle or other natural material, in any 12 month period, which:</p> <p>(a) is greater in volumes than 50,000 cubic metres, and</p> <p>(b) is from areas equal to or greater than 4 hectares, and</p> <p>(c) extends 1,000 metres or more over the foreshore and seabed.</p> <p>Prohibited Activities</p>

		<i>any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</i>	<p>14.5.86 The extraction of sand, shell, shingle or other natural materials, including prospecting, from within any Coastal Protection Area 1.</p> <p>14.5.97 The extraction of sand, shell, shingle or other natural materials, including prospecting, in a manner which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>
p14-5 s14.7.6	<p><i>14.7.6 Rules 14.5.6 and 14.5.7</i></p> <p><i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i></p>	<p>14.7.6 Rules 14.5.2, 14.5.4, 14.5.5, 14.5.8, and 14.5.9...</p> <p>14.7.7 Other Methods 14.6.1 – 14.6.3...</p> <p>14.7.8 Other Method 14.6.4...</p> <p>14.7.9 other Method 14.6.5...</p> <p>14.7.11 Other Method 14.6.6...</p>	<p>14.7.6 Rules 14.5.6 and 14.5.7</p> <p>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p> <p>14.7.76 Rules 14.5.2, 14.5.4, 14.5.5, 14.5.8, and 14.5.9...</p> <p>14.7.87 Other Methods 14.6.1 – 14.6.3...</p> <p>14.7.98 Other Method 14.6.4...</p> <p>14.7.109 other Method 14.6.5...</p> <p>14.7.1110 Other Method 14.6.6...</p>
p14-5 s14.7.7		<i>14.7.7 Rules 14.5.2, 14.5.4, 14.5.5, 14.5.8, and 14.5.9</i>	14.7.7 Rules 14.5.2, 14.5.4, 14.5.5, 14.5. 86 , and 14.5. 97
p15-6 r15.5.12	<p><i>15.5.12 Any discretionary dredging, other than maintenance dredging in any 12 month period which:</i></p> <p><i>(a) is greater in volume than 300,000 cubic metres; and</i></p> <p><i>(b) is extracted from areas equal to or greater than 10 hectares; and</i></p> <p><i>(c) extends 10,000 metres or more over the foreshore and seabed.</i></p>		<p>Restricted Coastal Activities</p> <p>15.5.12 Any discretionary dredging, other than maintenance dredging in any 12 month period which:</p> <p>(a) is greater in volume than 300,000 cubic metres; and</p> <p>(b) is extracted from areas equal to or greater than 10 hectares; and</p> <p>(c) extends 10,000 metres or more over the foreshore and seabed.</p>
p15-6 r15.5.13	<i>15.5.13 Any non-complying dredging, other than</i>	Prohibited Activities	15.5.13 Any non-complying dredging, other than

	<p><i>maintenance dredging in any 12 month period which:</i></p> <p><i>(a) is greater in volume than 50,000 cubic metres; and</i></p> <p><i>(b) is extracted from areas equal to or greater than 4 hectares; and</i></p> <p><i>(c) extends 1,000 metres or more over the foreshore and seabed.</i></p>	<p>15.5.14 Capital works dredging in any Coastal Protection Area 1.</p> <p>15.5.15 Any dredging which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>	<p>maintenance dredging in any 12 month period which:</p> <p>(a) is greater in volume than 50,000 cubic metres; and</p> <p>(b) is extracted from areas equal to or greater than 4 hectares; and</p> <p>(c) extends 1,000 metres or more over the foreshore and seabed:</p> <p>Prohibited Activities</p> <p>15.5.12 Capital works dredging in any Coastal Protection Area 1.</p> <p>15.5.153 Any dredging which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>
p15-7 s15.7.1		<i>Policies 15.4.1 and 15.4.2 and Rules 15.5.14 and 15.5.15 explicitly implement provisions in Part III: Values.</i>	Policies 15.4.1 and 15.4.2 and Rules 15.5.1 2 and 15.5.1 5 3 explicitly implement provisions in Part III: Values.
p15-8 s15.7.8	<p><i>15.7.8 Rules 15.5.12 and 15.5.13</i></p> <p><i>Dredging at the scale identified in these rules is a Restricted Coastal Activity in accordance with Section 1.6 of Schedule 1 of the New Zealand Coastal Policy Statement. These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i></p>	<p>15.7.9 Rules 15.5.12 and 15.5.15</p> <p>In Coastal Protection Areas 1...</p>	<p>15.7.8 Rules 15.5.12 and 15.5.13</p> <p>Dredging at the scale identified in these rules is a Restricted Coastal Activity in accordance with Section 1.6 of Schedule 1 of the New Zealand Coastal Policy Statement. These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p> <p>15.7.98 Rules 15.5.12 and 15.5.153</p> <p>In Coastal Protection Areas 1...</p>
p15-8 s15.7.9		<i>15.7.9 Rules 15.5.14 and 15.5.15</i>	15.7.9 Rules 15.5.1 2 and 15.5.1 5 3
p16-13 r16.5.12		<i>NB: The use of vehicles in Coastal Protection Area 1 areas, other than on lawful structures, is subject to Rule</i>	NB: The use of vehicles in Coastal Protection Area 1 areas, other than on lawful structures, is subject to Rule 16.5.2 6 4.

p16-14 r16.5.15		<p><i>16.5.26.</i></p> <p><i>a that the area proposed for removal is demonstrated to be the minimum necessary to enable the viable use of the area for feeding or roosting by wading birds, and involves a volume, area or length of disturbance less than that referred to in Rule 16.5.23.</i></p>	<p>a that the area proposed for removal is demonstrated to be the minimum necessary to enable the viable use of the area for feeding or roosting by wading birds, and involves a volume, area or length of disturbance less than that referred to in Rule 16.5.23: <u>300,000 cubic metres, 10 hectares, or 10,000 metres over the foreshore and seabed.</u></p>
p16-15 r16.5.19		<p><i>16.5.19 Disturbance of the foreshore or seabed or the removal of vegetation, including mangrove removal, in the General Management Area that is equal to, or greater than, the volume, area or length of disturbance referred to in Rule 16.5.23.</i></p>	<p>16.5.19 Disturbance of the foreshore or seabed or the removal of vegetation, including mangrove removal, in the General Management Area that is equal to, greater to, or greater than, the volume, area or length of disturbance referred to in Rule 16.5.23 <u>equal to or greater in volume than 300,000 cubic metres, or over an area equal to or greater than 10 hectares, or extends 10,000 metres or more over the foreshore and seabed.</u></p>
p16-16 r16.5.23	<p><i>Restricted Coastal Activities</i></p> <p><i>16.5.23 Any discretionary disturbance of the foreshore or seabed other than dredging or extraction (as addressed in Chapters 14 and 15), involving, in any 12 month period, disturbance which:</i></p> <p><i>(a) is greater in volume than 300,000 cubic metres; or</i></p> <p><i>(b) is over an area equal to or greater than 10 hectares; or</i></p> <p><i>(c) extends 10,000 metres or more over the foreshore and seabed.</i></p>		<p><i>Restricted Coastal Activities</i></p> <p>16.5.23 Any discretionary disturbance of the foreshore or seabed other than dredging or extraction (as addressed in Chapters 14 and 15), involving, in any 12 month period, disturbance which:</p> <p>(a) is greater in volume than 300,000 cubic metres, or</p> <p>(b) is over an area equal to or greater than 10 hectares, or</p> <p>(c) extends 10,000 metres or more over the foreshore and seabed:</p>
p16-16 r16.5.24	<p><i>16.5.24 Any non-complying disturbance of the foreshore or seabed other than dredging or extraction (as addressed in Chapters 14 and 15), involving, in any 12 month period, disturbance which:</i></p> <p><i>(a) is greater in volume than 50,000 cubic metres; or</i></p>	<p><i>Non Complying Activities</i></p> <p><i>16.5.25 In any Coastal Protection Area 1, the disturbance of the foreshore or seabed and/or the removal or clearance of vegetation, including mangrove removal, that is not provided for as a permitted, controlled,</i></p>	<p>16.5.24 Any non-complying disturbance of the foreshore or seabed other than dredging or extraction (as addressed in Chapters 14 and 15), involving, in any 12 month period, disturbance which:</p> <p>(a) is greater in volume than 50,000 cubic metres, or</p>

	<p><i>(b) is over an area equal to or greater than 4 hectares; or</i></p> <p><i>(c) extends 1,000 metres or more over the foreshore and seabed.</i></p>	<p><i>discretionary or prohibited activity in another rule in this chapter.</i></p> <p><i>16.5.26 The use of motor vehicles, except emergency response or conservation management vehicles, or the launching of vessels from any lawful structure, in any Coastal Protection Area 1.</i></p> <p>Prohibited Activities</p> <p><i>16.5.27 Any disturbance of the foreshore or seabed, other than dredging or extraction (as dealt with in Chapters 14 and 15), which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</i></p> <p><i>16.5.28 The grazing of cattle and stock in any Coastal Protection Area 1.</i></p>	<p>(b) is over an area equal to or greater than 4 hectares, or</p> <p>(c) extends 1,000 metres or more over the foreshore and seabed.</p> <p>Non Complying Activities</p> <p>16.5.25³ In any Coastal Protection Area 1, the disturbance of the foreshore or seabed and/or the removal or clearance of vegetation, including mangrove removal, that is not provided for as a permitted, controlled, discretionary or prohibited activity in another rule in this chapter.</p> <p>16.5.26⁴ The use of motor vehicles, except emergency response or conservation management vehicles, or the launching of vessels from any lawful structure, in any Coastal Protection Area 1.</p> <p>Prohibited Activities</p> <p>16.5.27⁵ Any disturbance of the foreshore or seabed, other than dredging or extraction (as dealt with in Chapters 14 and 15), which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p> <p>16.5.28⁶ The grazing of cattle and stock in any Coastal Protection Area 1.</p>
p16-19 s16.7.9	<p>16.7.9 Rules 16.5.23 and 16.5.24 (Restricted Coastal Activities)</p> <p><i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i></p>	<p>16.7.10 Rules 16.5.25 and 16.5.26...</p> <p>16.7.11 Rules 16.5.27 and 16.5.28...</p> <p>16.7.11 Other Methods...</p> <p>16.7.13 Other Method 16.6.3...</p> <p>16.7.14 Other Methods...</p>	<p>16.7.9 Rules 16.5.23 and 16.5.24 (Restricted Coastal Activities)</p> <p>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p> <p>16.7.10⁹ Rules 16.5.25³ and 16.5.26⁴...</p>

		16.7.15 Policies 16.4.12 and 16.4.13, Rule 16.5.26 and Other Method 16.6.4	16.7.110 Rules 16.5.275 and 16.5.286... 16.7.121 Other Methods... 16.7.132 Other Method 16.6.3... 16.7.143 Other Methods... 16.7.154 Policies 16.4.12 and 16.4.13, Rule 16.5.284 and Other Method 16.6.4
p17-6 r17.5.1	Restricted Coastal Activities <i>17.5.2. Any discretionary activity involving the disposal of waste or other matter on the foreshore and seabed of the coastal marine area in quantities greater than 50,000 cubic metres in any 12 month period.</i>	Prohibited Activities <i>17.5.3 The dumping of waste or other matter which is not provided for as a discretionary activity.</i>	Restricted Coastal Activities 17.5.2. Any discretionary activity involving the disposal of waste or other matter on the foreshore and seabed of the coastal marine area in quantities greater than 50,000 cubic metres in any 12 month period. Prohibited Activities 17.5.32 The dumping of waste or other matter which is not provided for as a discretionary activity.
p17-6 s17.7.2		<i>Objective 17.3.1, Policies 17.4.3, 17.4.5 and 17.4.11 and Rules 17.5.1 and 17.5.3</i>	Objective 17.3.1, Policies 17.4.3, 17.4.5 and 17.4.11 and Rules 17.5.1 and 17.5.32
p17-8 s17.7.8	<i>17.7.8 Rule 17.5.2</i> <i>This rule is required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i>	<i>17.7.9 Rule 17.5.3</i> <i>The Marine Pollution Regulations specify that certain types of disposal are discretionary activities. Any other types of disposal not covered by Section 4 of the Regulations are prohibited. This is reflected in Rule 17.5.3 of this Plan.</i>	17.7.8 Rule 17.5.2 This rule is required to be included in the Plan by the Minister of Conservation, pursuant to the RMA. 17.7.93 Rule 17.5.32 The Marine Pollution Regulations specify that certain types of disposal are discretionary activities. Any other types of disposal not covered by Section 4 of the Regulations are prohibited. This is reflected in Rule 17.5.32 of this Plan.
p18-11 r18.5.1		<i>The introduction or planting of any indigenous plant in the coastal marine area, except as prohibited by Rule 18.5.6.</i>	The introduction or planting of any indigenous plant in the coastal marine area, except as prohibited by Rule 18.5.65.
p18-11 r18.5.3	Restricted Coastal Activities	Prohibited Activities	Restricted Coastal Activities

	<p>18.5.3. Any non-complying introduction of any exotic plant species.</p>	<p>18.5.4 The introduction or planting of <i>Spartina alterniflora</i>, <i>Spartina anglica</i> or <i>Spartina x townsendii</i> in the coastal marine area.</p> <p>18.5.5 The introduction of any exotic plant in Coastal Protection Areas 1 or 2.</p> <p>18.5.6 The planting of any plant in a manner which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>	<p>18.5.3. Any non-complying introduction of any exotic plant species.</p> <p>Prohibited Activities</p> <p>18.5.4³ The introduction or planting of <i>Spartina alterniflora</i>, <i>Spartina anglica</i> or <i>Spartina x townsendii</i> in the coastal marine area.</p> <p>18.5.5⁴ The introduction of any exotic plant in Coastal Protection Areas 1 or 2.</p> <p>18.5.6⁵ The planting of any plant in a manner which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>
p18-12 s18.7.1		<p>Objective 18.3.1, Policies 18.4.1, 18.4.3, 18.4.4, Rules 18.5.4 to 18.5.6 and Other Methods 18.6.1 to 18.6.4.</p>	<p>Objective 18.3.1, Policies 18.4.1, 18.4.3, 18.4.4, Rules 18.5³.4 to 18.5.6⁵ and Other Methods 18.6.1 to 18.6.4.</p>
p18-13 s18.7.5	<p>18.7.5 Rule 18.5.3</p> <p>This rule is required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p>		<p>18.7.5 Rule 18.5.3</p> <p>This rule is required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p>
p19-4 r19.5.8	<p>Restricted Coastal Activities</p> <p>19.5.8. Any discretionary activity that involves the erection of any structure which will impound or effectively contain more than 8 hectares of the coastal marine area is also a restricted coastal activity.</p>		<p>Restricted Coastal Activities</p> <p>19.5.8. Any discretionary activity that involves the erection of any structure which will impound or effectively contain more than 8 hectares of the coastal marine area is also a restricted coastal activity.</p>
p19-4 r19.5.9	<p>19.5.9 Any non-complying activity that involves the erection of any structure which will impound or effectively contain more than 8 hectares of the coastal marine area is also a restricted coastal activity.</p>	<p>Prohibited Activities</p> <p>19.5.10 Any taking, use, damming, or diversion of coastal water which modifies, other than for the purpose of maintaining intrinsic heritage values, damages, or destroys any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>	<p>19.5.9 Any non-complying activity that involves the erection of any structure which will impound or effectively contain more than 8 hectares of the coastal marine area is also a restricted coastal activity.</p> <p>Prohibited Activities</p> <p>19.5.10⁸ Any taking, use, damming, or diversion of</p>

			coastal water which modifies, other than for the purpose of maintaining intrinsic heritage values, damages, or destroys any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.
p19-5 s19.7.4	19.7.4 Rules 19.5.8 and 19.5.9 <i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i>	19.7.5 Objective 19.3.2...	19.7.4 Rules 19.5.8 and 19.5.9 These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA. 19.7.5 Objective 19.3.2...
p19-5 s19.7.5		Objective 19.3.2, Policy 19.4.5, Rules 19.5.6 and 19.5.10	Objective 19.3.2, Policy 19.4.5, Rules 19.5.6 and 19.5.10
p20-13 r20.5.3		20.5.3 <i>The discharge of potable water for the purpose of draining pipelines or water reservoirs for inspection, repair or maintenance, subject to the following conditions:</i> <i>a the discharge will occur during the upper half of the tide unless the discharge occurs directly into open water without disturbing sediment; and</i> <i>b the discharge will, after reasonable mixing, result in a Free Available Chlorine concentration of less than or equal to 13 g/l in the receiving water.</i>	20.5.3 The discharge of potable water for the purpose of draining pipelines or water reservoirs for inspection, repair or maintenance, subject to the following conditions: a the discharge will occur during the upper half of the tide unless the discharge occurs directly into open water without disturbing sediment; and b the discharge will, after reasonable mixing, result in a Free Available Chlorine concentration of less than or equal to 13 µg/l in the receiving water.
p20-18 r20.5.8	Restricted Coastal Activities <i>20.5.8. Other than as provided for by Rule 20.5.12 or for discharges from vessels, any direct discharge of human sewage to the coastal marine area that is not to a CPA 1 listed in Table 20.2A and which has not passed through soil or wetland is a restricted coastal activity and a discretionary activity.</i>		Restricted Coastal Activities 20.5.8. Other than as provided for by Rule 20.5.12 or for discharges from vessels, any direct discharge of human sewage to the coastal marine area that is not to a CPA 1 listed in Table 20.2A and which has not passed through soil or wetland is a restricted coastal activity and a discretionary activity.
p20-18 r20.5.9	<i>20.5.9. Other than provided for by Rules 20.5.12, 20.5.14 or 20.5.16, or for discharges from vessels, any discharge of human sewage to a CPA</i>		20.5.9. Other than provided for by Rules 20.5.12, 20.5.14 or 20.5.16, or for discharges from vessels, any discharge of human sewage to a CPA

	<i>1 listed in Table 20.2A that has not passed through soil or a wetland is a restricted coastal activity and a non-complying activity.</i>		listed in Table 20.2A that has not passed through soil or a wetland is a restricted coastal activity and a non-complying activity.
p20-18 r20.5.10	<i>20.5.10 Any discharge to the coastal marine area in respect of which the applicant desires to rely on section 107(2)(a) of the RMA.</i>	Prohibited Activities <i>20.5.11 The direct discharge of litter into the coastal marine area.</i> <i>NB: this rule does not apply to litter discharged via stormwater or other outfalls.</i> <i>20.5.12 The direct discharge of sewage.</i>	20.5.10 Any discharge to the coastal marine area in respect of which the applicant desires to rely on section 107(2)(a) of the RMA. Prohibited Activities 20.5.11 The direct discharge of litter into the coastal marine area. NB: this rule does not apply to litter discharged via stormwater or other outfalls. 20.5.12 The direct discharge of sewage.
p20-19 r20.5.13		<i>20.5.13 Subject to rule 20.5.14...</i> <i>Note: This does not override Rule 20.5.12</i>	20.5.13 Subject to rule 20.5.14... Note: This does not override Rule 20.5.12
p20-19 r20.5.14		<i>20.5.14 Any direct discharges of sewage to the coastal marine area that have not passed through soil or a wetland that are undertaken by a stormwater or wastewater network utility operator:</i> <i>i within the Urban Area shall be assessed under Rule 5.5.11 of the Operative or Proposed Auckland Regional Plan: Air, Land and Water as if that rule also categorised the activity as a restricted coastal activity, and</i> <i>ii outside the Urban Area shall be assessed under Rule 5.5.13 of the Operative or Proposed Auckland Regional Plan: Air, Land and Water as if either rule also categorised the activity as a restricted coastal</i>	20.5.14 Any direct discharges of sewage to the coastal marine area that have not passed through soil or a wetland that are undertaken by a stormwater or wastewater network utility operator: i within the Urban Area shall be assessed under Rule 5.5.11 of the Operative or Proposed Auckland Regional Plan: Air, Land and Water as if that rule also categorised the activity as a restricted coastal activity, and ii outside the Urban Area shall be assessed under Rule 5.5.13 of the Operative or Proposed Auckland Regional Plan: Air, Land and Water as if either rule also categorised the activity as a restricted coastal activity. Note: Rule 20.5.14 means

		<p><u>activity.</u></p> <p><u>Note: Rule 20.5.14 means that any stormwater or wastewater network discharges by a stormwater or wastewater network utility operator to the CMA within the Urban Area containing sewage are assessed under Rule 5.5.11 of the Auckland Regional Plan: Air, Land and Water (ARP:ALW) as if that rule categorised the activity as a discretionary and restricted coastal activity. Similar discharges outside of the Urban Area are assessed under Rule 5.5.13 of the ARP:ALW as non-complying activities and restricted coastal activities. In all cases the relevant policy provisions of the ARP:ALW listed in Rule 20.5.13 apply to those activities.</u></p>	<p><u>that any stormwater or wastewater network discharges by a stormwater or wastewater network utility operator to the CMA within the Urban Area containing sewage are assessed under Rule 5.5.11 of the Auckland Regional Plan: Air, Land and Water (ARP:ALW) as if that rule categorised the activity as a discretionary and restricted coastal activity. Similar discharges outside of the Urban Area are assessed under Rule 5.5.13 of the ARP:ALW as non-complying activities and restricted coastal activities. In all cases the relevant policy provisions of the ARP:ALW listed in Rule 20.5.13 apply to those activities.</u></p>
<p>p20-20 r20.5.15/16</p>		<p>20.2.15 Subject to Rule 20.5.16, the following activities not provided for by Rules 20.5.13 or 20.5.14:</p> <p>20.5.16 Any direct discharge of sewage from a wastewater network not provided for by Rule 20.5.14 into the coastal marine area that has not passed through soil or a wetland shall be a discretionary activity and a restricted coastal activity. In considering applications for resource consent for those activities, in addition to the policies in this chapter, Policies 5.4.2, 5.4.4, 5.4.5, 5.4.13, 5.4.14 and 5.4.15 of the Operative or Proposed Auckland Regional Plan: Air, Land and Water shall apply</p>	<p>20.2.152 Subject to Rule 20.5.163, the following activities not provided for by Rules 20.5.130 or 20.5.141:</p> <p>20.5.163 Any direct discharge of sewage from a wastewater network not provided for by Rule 20.5.14 into the coastal marine area that has not passed through soil or a wetland shall be a discretionary activity and a restricted coastal activity. In considering applications for resource consent for those activities, in addition to the policies in this chapter, Policies 5.4.2, 5.4.4, 5.4.5, 5.4.13, 5.4.14 and 5.4.15 of the Operative or Proposed Auckland Regional Plan: Air, Land and Water shall apply as if those policies were policies contained in this chapter.</p>

		<i>as if those policies were policies contained in this chapter.</i>	
p20-24 s20.7.12	<p><i>20.7.12 Rules 20.5.8 to 20.5.10</i></p> <p><i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i></p>		<p>20.7.12 Rules 20.5.8 to 20.5.10</p> <p>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p>
p22-14 r22.5.11	<p><i>Restricted Coastal Activities</i></p> <p><i>Restricted Coastal Activity 22.5.11 Any limited discretionary or discretionary activity involving occupation of the coastal marine area which:</i></p> <p><i>a would exclude or effectively exclude public access from areas of the coastal marine area over 10 hectares;</i></p> <p><i>b would exclude or effectively exclude the public from more than 316 metres along the length of the foreshore ; or</i></p> <p><i>c would involve occupation or use of areas greater than 50 hectares of the coastal marine area and such occupation or use would restrict public access to or through such areas.</i></p>	<p><i>Prohibited Activities</i></p> <p><i>22.5.12 The erection and placement of any structure and/or use of and occupation of space necessary for carrying out shown in Map Series 1 of the Plan Maps.</i></p> <p><i>22.5.13 The erection, placement, use of, and occupation of space by any structure necessary for carrying out shown in Map Series 1 of the Plan Maps.</i></p> <p><i>22.5.14 The erection and placement of any structure and/or use of and occupation of space necessary for carrying out any part of that has been relinquished by Rule 22.5.7 of this chapter.</i></p>	<p>Restricted Coastal Activities</p> <p>Restricted Coastal Activity 22.5.11 Any limited discretionary or discretionary activity involving occupation of the coastal marine area which:</p> <p>a would exclude or effectively exclude public access from areas of the coastal marine area over 10 hectares;</p> <p>b would exclude or effectively exclude the public from more than 316 metres along the length of the foreshore ; or</p> <p>c would involve occupation or use of areas greater than 50 hectares of the coastal marine area and such occupation or use would restrict public access to or through such areas.</p> <p>Prohibited Activities</p> <p>22.5.12₁ The erection and placement of any structure and/or use of and occupation of space necessary for carrying out shown in Map Series 1 of the Plan Maps.</p> <p>22.5.13₂ The erection, placement, use of, and occupation of space by any structure necessary for carrying out shown in Map Series 1 of the Plan Maps.</p> <p>22.5.14₃ The erection and placement of any structure and/or use of and occupation of space necessary for carrying out any part of that has been relinquished by Rule 22.5.7 of</p>

			this chapter.
p22-16 s22.7.1		<i>Issue 22.2.1, Objectives 22.3.1, 22.3.2, 22.3.6, Policies 22.4.1 to 22.4.3, 22.4.6, 22.4.7, 22.4.11 to 22.4.15, Rules 22.5.2 to 22.5.14, Other Methods 22.6.1, 22.6.2, 22.6.7 to 22.6.13</i>	Issue 22.2.1, Objectives 22.3.1, 22.3.2, 22.3.6, Policies 22.4.1 to 22.4.3, 22.4.6, 22.4.7, 22.4.11 to 22.4.15, Rules 22.5.2 to 22.5.14, Other Methods 22.6.1, 22.6.2, 22.6.7 to 22.6.13
p23-1 Intro		<i>Rule 11.5.1 also provides an additional permitted activity rule which applies to all parts of the coastal marine area. Any structures or activities not provided for within this chapter as permitted, restricted discretionary, discretionary, restricted coastal activities or prohibited activities, or by Rule 11.5.1, will first be considered under the rules of other relevant chapters, and if not provided for Rule 23.5.9 shall apply.</i>	Rule 11.5.1 also provides an additional permitted activity rule which applies to all parts of the coastal marine area. Any structures or activities not provided for within this chapter as permitted, restricted discretionary, discretionary, restricted coastal activities or prohibited activities, or by Rule 11.5.1, will first be considered under the rules of other relevant chapters, and if not provided for Rule 23.5.9 shall apply.
p23-5 r23.5.11	Restricted Coastal Activities <i>23.5.11: Any structure, reclamation or drainage which is part of a marina proposal is subject to the Restricted Coastal Activities Rules 12.5.24 – 12.5.26 in Chapter 12 Structures and Rules 13.5.4 and 13.5.5 of Chapter 13 Reclamation and Drainage.</i>	Prohibited Activities <i>23.5.11 Any marina proposal in, or the expansion of any marina into, any Coastal Protection Area 1.</i> <i>23.5.13 Any marina that would modify, other than for the purpose of maintaining intrinsic heritage values, damage, or destroy a site, building, place or area scheduled for preservation in the Cultural Heritage Schedule 1.</i>	Restricted Coastal Activities 23.5.11. Any structure, reclamation or drainage which is part of a marina proposal is subject to the Restricted Coastal Activities Rules 12.5.24 – 12.5.26 in Chapter 12 Structures and Rules 13.5.4 and 13.5.5 of Chapter 13 Reclamation and Drainage. Prohibited Activities 23.5.12 1 Any marina proposal in, or the expansion of any marina into, any Coastal Protection Area 1. 23.5.13 2 Any marina that would modify, other than for the purpose of maintaining intrinsic heritage values, damage, or destroy a site, building, place or area scheduled for preservation in the Cultural Heritage Schedule 1.
p23-6 s23.7.3	<i>23.7.3 Rule 23.5.11</i> <i>This rule is required to be included in the Plan by the</i>		23.7.3 Rule 23.5.11 This rule is required to be included in the Plan by the

	<i>Minister of Conservation, pursuant to the RMA.</i>		Minister of Conservation, pursuant to the RMA. 23.7.43 Other Methods...
p25-8 r25.5.35/44	Restricted Coastal Activities <i>25.5.35 (numbering as per operative plan) / 25.5.44 (numbering as per PC-3 decisions version). Structures within the Port Management Areas are subject to the Restricted Coastal Activities rules 12.5.24 – 12.5.26 in Chapter 12: Structures.</i>		Restricted Coastal Activities 25.5.35. Structures within the Port Management Areas are subject to the Restricted Coastal Activities rules 12.5.24 – 12.5.26 in Chapter 12: Structures.
p25-8 r25.5.36/45	<i>25.5.36 (numbering as per operative plan) / 25.5.45 (numbering as per PC-3 decisions version). Other restricted coastal activities may include reclamation and dredging, and reference should be made to Chapters 13 and 15 in determining whether this is the case.</i>	Prohibited Activities <i>25.5.37 Any activity or work which would modify, other than for the purpose of maintaining intrinsic heritage values, damage, or destroy any site buildings place or area identified in Cultural Heritage Schedule 1.</i>	25.5.36 Other restricted coastal activities may include reclamation and dredging, and reference should be made to Chapters 13 and 15 in determining whether this is the case. Prohibited Activities 25.5.375 Any activity or work which would modify, other than for the purpose of maintaining intrinsic heritage values, damage, or destroy any site buildings place or area identified in Cultural Heritage Schedule 1.
p25-10 s25.7.8		<i>Policies 25.4.11 and 25.4.12, Rules 25.5.6, 25.5.17, 25.5.33 and 25.5.37</i>	Policies 25.4.11 and 25.4.12, Rules 25.5.6, 25.5.17, 25.5.33 and 25.5.375
p25-10 s25.7.10/12	<i>25.7.10 Rules 25.5.35 and 25.5.36</i> <i>25.7.10 Rules 25.5.35 and 25.5.36</i> <i>These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i>	Prohibited Activities <i>25.5.37 Any activity or work..</i>	25.7.10 Rules 25.5.35 and 25.5.36 Prohibited Activities 25.5.375 Any activity or work.. 25.7.10 Rules 25.5.35 and 25.5.36 These rules are required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.
p25a-4 r25A.5.25	Restricted Coastal Activities <i>25A.5.25. Refer to Chapter 12: Structures, Chapter 13: Reclamation, Chapter 15: Dredging, Chapter 16: Disturbance III Other, Chapter 17: Disposal and</i>		Restricted Coastal Activities 25A.5.25. Refer to Chapter 12: Structures, Chapter 13: Reclamation, Chapter 15: Dredging, Chapter 16: Disturbance III Other, Chapter 17: Disposal and Deposition.

	<i>Deposition.</i>		
p33-9 r33.5.31	<p>Restricted Coastal Activities</p> <p><i>33.5.31. Structures within the Devonport Defence Management Area or in other parts of the coastal marine area where they are for Defence purposes are subject to the Restricted Coastal Activities Rules 12.5.24 – 12.5.26 of Chapter 12 Structures.</i></p>	<p>Prohibited Activities</p> <p><i>33.5.32 Underwater explosives training exercises in:</i></p> <p><i>a A Coastal Protection Area 1; or</i></p> <p><i>b Areas identified by Tangata Whenua in accordance with Tikanga Maori as being of special spiritual, cultural, or historical significance and shown on the Plan Maps; or</i></p> <p><i>c Sites, buildings, places or areas identified for preservation and protection in Cultural Heritage Schedules 1 or 2; or</i></p> <p><i>d Marine reserves and marine protected areas.</i></p> <p><i>33.5.33 Any activity or work which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</i></p>	<p>Restricted Coastal Activities</p> <p>33.5.31. Structures within the Devonport Defence Management Area or in other parts of the coastal marine area where they are for Defence purposes are subject to the Restricted Coastal Activities Rules 12.5.24 – 12.5.26 of Chapter 12 Structures.</p> <p>Prohibited Activities</p> <p>33.5.321 Underwater explosives training exercises in:</p> <p>a A Coastal Protection Area 1; or</p> <p>b Areas identified by Tangata Whenua in accordance with Tikanga Maori as being of special spiritual, cultural, or historical significance and shown on the Plan Maps; or</p> <p>c Sites, buildings, places or areas identified for preservation and protection in Cultural Heritage Schedules 1 or 2; or</p> <p>d Marine reserves and marine protected areas.</p> <p>33.5.332 Any activity or work which would modify, other than for the purpose of maintaining intrinsic heritage values, damage or destroy any site, building, place or area scheduled for preservation in Cultural Heritage Schedule 1.</p>
p33-10 s33.7.4		<i>Policies 33.4.4, 33.4.6, 33.4.11, 33.4.12 and Rules 33.5.3, 33.5.26, 33.5.29 and 33.5.33</i>	Policies 33.4.4, 33.4.6, 33.4.11, 33.4.12 and Rules 33.5.3, 33.5.26, 33.5.29 and 33.5.33 2
p33-10 s33.7.5		<i>Policy 33.4.3 and Rules 33.5.25 and 33.5.32</i>	Policy 33.4.3 and Rules 33.5.25 and 33.5.32 1
p33-10 s33.7.7	<p><i>33.7.7 Rule 33.5.31</i></p> <p><i>This rule is required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</i></p>		<p>33.7.7 Rule 33.5.31</p> <p>This rule is required to be included in the Plan by the Minister of Conservation, pursuant to the RMA.</p>
p36-1 s36.1		<i>A coastal permit is required for any activity listed as a</i>	A coastal permit is required for any activity listed as a controlled

		<i>controlled activity, a restricted discretionary activity, a discretionary activity, a restricted coastal activity, or if it is not specifically provided for, in which case it will necessitate an application for a non-complying activity.</i>	activity, a restricted discretionary activity, a discretionary activity, a restricted coastal activity , or if it is not specifically provided for, in which case it will necessitate an application for a non-complying activity.
p36-1 s36.1	<i>Some discretionary and non-complying activities have been identified in this plan as restricted coastal activities. A coastal permit may be sought for these activities and may either be granted with conditions or declined. The ARC will process and consider the application, and then serve a recommendation on the application on the Minister of Conservation. The Minister makes the decision to grant or refuse an application for a restricted coastal activity.</i>		Some discretionary and non-complying activities have been identified in this plan as restricted coastal activities. A coastal permit may be sought for these activities and may either be granted with conditions or declined. The ARC will process and consider the application, and then serve a recommendation on the application on the Minister of Conservation. The Minister makes the decision to grant or refuse an application for a restricted coastal activity.
p36-1 s36.2.1		<i>36.2.1 What to include in making an application for Controlled, Restricted Discretionary, Discretionary, Non-Complying or Restricted Coastal Activities.</i> <i>In applying for a Controlled, Restricted Discretionary, Discretionary, Non-Complying or Restricted Coastal Activity, section 88(4) of the RMA requires that an application include:</i>	36.2.1 What to include in making an application for Controlled, Restricted Discretionary, Discretionary, or Non-Complying or <u>Restricted Coastal Activities</u> . In applying for a Controlled, Restricted Discretionary, Discretionary, or Non-Complying or Restricted Coastal Activity, section 88(4) of the RMA requires that an application include:
p36-3 s36.3.1		<i>Applications for restricted coastal activities are required to be publicly notified pursuant to section 117(3) of the RMA. When a coastal permit application is publicly notified submissions are called for and any person may lodge a submission within 20 working days of notification, in support of, or in opposition to, the proposal.</i>	Applications for restricted coastal activities are required to be publicly notified pursuant to section 117(3) of the RMA. When a coastal permit application is publicly notified submissions are called for and any person may lodge a submission within 20 working days of notification, in support of, or in opposition to, the proposal.
p36-3 s36.3.2	<i>A hearing for a coastal permit application for a restricted coastal activity is processed in the same way</i>		A hearing for a coastal permit application for a restricted coastal activity is processed in the same way as that for a

	<i>as that for a discretionary or non-complying activity except that, as stated in section 117(5) of the RMA, a representative of the Minister of Conservation is appointed to sit on the ARC's Hearing Committee. Following the hearing that Committee makes a recommendation (section 117(6) of the RMA) on the application to the Minister of Conservation, who is the consent authority for restricted coastal activities.</i>		discretionary or non-complying activity except that, as stated in section 117(5) of the RMA, a representative of the Minister of Conservation is appointed to sit on the ARC's Hearing Committee. Following the hearing that Committee makes a recommendation (section 117(6) of the RMA) on the application to the Minister of Conservation, who is the consent authority for restricted coastal activities.
p36-3 s36.3.2		<i>When consent authorities jointly hear applications for coastal permits the hearing committee may jointly decide those applications (s 102(3)), unless the application is for a restricted coastal activity or the consent authorities consider that it is not appropriate to make a joint decision.</i>	When consent authorities jointly hear applications for coastal permits the hearing committee may jointly decide those applications (s 102(3)), unless the application is for a restricted coastal activity or the consent authorities consider that it is not appropriate to make a joint decision.
p36-3 s36.4	<i>For a restricted coastal activity the Minister of Conservation shall make a decision within 20 working days after receiving the recommendation from the Hearing Committee.</i>		For a restricted coastal activity the Minister of Conservation shall make a decision within 20 working days after receiving the recommendation from the Hearing Committee.
p36.4 figure 36.1		<i>Application process for resource consents under RMA.</i>	To remove box from figure titled, "Additional Procedure for Coastal Permits for Restricted Coastal Activities" .
p36-5 s36.5	<i>The applicant or any submitter who does not agree with a decision made by the ARC or the Minister of Conservation may appeal to the Environment Court in accordance with section 121 of the RMA, against the whole or any part of the decision (for example an application that has been declined, or the conditions imposed on a consent). The Environment Court then hears the appeal and generally the Court's decision is final, although section 299 of the RMA allows for a further appeal to the High Court on a point of</i>		The applicant or any submitter who does not agree with a decision made by the ARC or the Minister of Conservation may appeal to the Environment Court in accordance with section 121 of the RMA, against the whole or any part of the decision (for example an application that has been declined, or the conditions imposed on a consent). The Environment Court then hears the appeal and generally the Court's decision is final, although section 299 of the RMA allows for a further appeal to the High Court on a point of law.

	<p><i>law.</i></p> <p><i>For restricted coastal activities an inquiry by the Environment Court into the Hearing Committee's recommendation may be made under section 118(b) of the RMA. The Court then makes a recommendation, following the inquiry, to the Minister of Conservation (s121(3) of the RMA). The Minister makes the final decision, but this may be subject to review by the High Court.</i></p>		<p>For restricted coastal activities an inquiry by the Environment Court into the Hearing Committee's recommendation may be made under section 118(b) of the RMA. The Court then makes a recommendation, following the inquiry, to the Minister of Conservation (s121(3) of the RMA). The Minister makes the final decision, but this may be subject to review by the High Court.</p>
p37-1 s37.1.1		<p><i>Conditions are usually attached to resource consents for controlled, restricted discretionary, discretionary, non-complying or restricted coastal activities.</i></p>	<p>Conditions are usually attached to resource consents for controlled, restricted discretionary, discretionary, or non-complying or restricted coastal activities.</p>
p39.3 s39.2.4		<p><i>Compliance with the Resource Management Act 1991</i></p> <p><i>Monitoring of compliance with the RMA may be carried out either through coastal permits granted by the ARC or the Minister of Conservation, or through actions taken by the ARC concerning breaches of the RMA outside consent administration.</i></p> <p><i>a Coastal permits</i></p> <p><i>Coastal permits may be issued directly by the ARC, by those to whom the ARC has delegated this function, by the Minister of Conservation (if the application is for a restricted coastal activity), or by a public authority to which the ARC has transferred consent granting powers.</i></p>	<p>Compliance with the Resource Management Act 1991</p> <p>Monitoring of compliance with the RMA may be carried out either through coastal permits granted by the ARC or the Minister of Conservation, or through actions taken by the ARC concerning breaches of the RMA outside consent administration.</p> <p>a Coastal permits</p> <p>Coastal permits may be issued directly by the ARC, by those to whom the ARC has delegated this function, by the Minister of Conservation (if the application is for a restricted coastal activity), or by a public authority to which the ARC has transferred consent granting powers.</p>
p41-1 s41.3.1		<p><i>Under the building Act 1991, the ARC is responsible for issuing building consents for the construction or alteration of structures within the</i></p>	<p>Under the building Act 1991, the ARC is responsible for issuing building consents for the construction or alteration of structures within the coastal</p>

		<p>coastal marine area. There are two exceptions to this:</p> <p>a where there are specific exceptions provided in the Building Act; and</p> <p>b where structures are dealt with as a restricted coastal activity, in which case the Minister of Conservation becomes the issuing authority.</p>	<p>marine area, <u>except where there are specific exceptions provided in the Building Act.</u></p> <p>There are two exceptions to this:</p> <p>a where there are specific exceptions provided in the Building Act, and</p> <p>b where structures are dealt with as a restricted coastal activity, in which case the Minister of Conservation becomes the issuing authority.</p>
Appendix D: Restricted Coastal Activities as Listed in NZ Coastal Policy Statement	<i>D Restricted Coastal Activities as Listed in NZ Coastal Policy Statement D-1 to D-5</i>		D Restricted Coastal Activities as Listed in NZ Coastal Policy Statement D-1 to D-5...

TABLE 2: Minor Corrections to the ARP:C

Page / section / rule in Auckland Regional Plan: Coastal	Current wording / provision	Clause 16 and 20A change	Reason
p20-13 r20.5.3	20.5.3.. b the discharge will, after reasonable mixing, result in a Free Available Chlorine concentration of less than or equal to 13 g/l in the receiving water.	20.5.3.. b the discharge will, after reasonable mixing, result in a Free Available Chlorine concentration of less than or equal to 13 <u>µ</u> g/l in the receiving water.	To correct a typo in regards to concentrations of Chlorine.
p20-15 table 20.2 <i>(note: changes to table 20.2 are as identified in the table saved at - L:\EM\Coastal\Coastal Plan\Coastal Plan - Conundrums\Errors relating to Variation 1)</i>	CPA 20, 37, 44, 46, and 84a included in Table 20.2	Remove CPA 20, 37, 44, 46, and 84a from Table 20.	Table 20.2 should only contain non-ecological CPA1s. CPAs 20, 37, 44, 46 and 84a are all CPA2 in current Map Series 1. CPA20 and 37 were changed from CPA1 to CPA 2 by decisions on submissions to the PARP:C. CPAs 44, 46, and 84a were CPA2s in the original PARP:C. These CPAs have been erroneously included in Table 20.2 since its creation by decisions on submissions on the PARP:C.
p20-15 table 20.2	From CPA 62a onwards, Location and Feature Columns are out of step by	Amend Table 20.2 so that Location and Feature columns from CPA 62a	The error originates in Decision 35, in which Table 20.2 was

	one row with CPA numbers, compared with titles and descriptions in Schedule 3 ARP:C 2004.	onwards match Schedule 3 ARP:C.	incorrectly copied. DN 35 does NOT amend Table 20.2 as part of the variation. Operative ARP:C 2004 is not out of step.
p20-15 table 20.2	Table 20.2 reads "13d-f, g, j, 1".	Amend the "1" in Table 20.2 to "l".	Letter "l" reads "1" in Table 20.2 in DN35 on Variation 1, black and white appeals version, PDF file and latest published and online versions. Published correctly as "l" in ARP:C August 2003 and in Operative ARP:C 2004.
p20-15 table 20.2	Table 20.2 Location reads "Tainaki River"	Correct spelling of Location to read "Tamaki River"	Tamaki River misspelt.
p20-15 table 20.2	Included in Table 20.2. Feature is called "Folds and Faults in Waitemata Group".	Amend Feature to read "Whangaparaoa Head vertically tilted strata and Point East of Army Bay displaced basalt"	Current Feature doesn't reflect description. Align with new Table 16.1 which reads more accurately "Whangaparaoa Head vertically tilted strata and Point East of Army Bay displaced basalt"
p20-16 table 20.2	In Table 20.2, Last row. No appropriate location and feature included.	Amend Location to read "Waiheke Island" and Feature to read "Double 'U' Bay Miocene Macrofauna"	When rows were displaced in DN35, location and feature have been deleted. Amendments reflect ARP:C Aug 2003, and new Table 16.1