

Appendix A - Decisions on Submissions
Topic 43: Sites and Areas of Significance to Maori

Submitter	Provision	Decision Requested	Decision	Plan Amended
S109.046 Department of Conservation	SASM - General	Retain as notified. The D-G supports the provisions provided in the plan to recognise the relationship of Māori with the natural environment and the practicing of Māori cultural activities and application of these objectives and policies throughout the district.	Accept in part	Yes
S148.003 Alistair & Bernadette Hunt	SASM - General	Does not support the entire district being SASM. This creates enormous uncertainty and bureaucracy. Landowners need to be able to make plans for development without the risk of being surprised at the consenting stage. SASM to be identified and public knowledge before restrictions are applied to them.	Accept in part	Yes
<i>FS17.003 Southland Federated Farmers of New Zealand</i>		<i>Allow S148.003 Alistair & Bernadette Hunt</i>		
<i>FS30.002 Transpower New Zealand Limited</i>		<i>Allow S148.003 Alistair & Bernadette Hunt. Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.</i>		
<i>FS25.001 Stoney Creek Station Ltd</i>		<i>Allow S148.003 Alistair & Bernadette Hunt. the SASM chapter as drafted creates uncertainty for landowners</i>		
S59.003 Adrienne Crispin S60.003 Ronald Crispin	SASM - General	SASM should not be included in the plan as it only causes division.	Accept in part	Yes
S104.029 McLeod- Wantwood Trust /Wantwood Station	SASM - General	Remove uncertainty for plan users by clarifying why the entire district has been identified as a SASM. Provide a list of high-risk activities for which an assessment of cultural effects is required.	Accept in part	Yes
<i>FS20.030 Hokonui Rūnanga Inc</i>		<i>Allow S104.029 McLeod- Wantwood Trust /Wantwood Station in part. McLeod- Wantwood Trust /Wantwood Station. Hokonui Runanga Inc do not adhere to the concept of identifying specific sites as culturally significant; all the whenua and wai of its takiwā is important to them. However, we agree, the Gore District Plan should include a more explicit land classification approach whereby mana whenua identify the values associated with each part of the takiwā and can have more tailored policies and targeted rules.</i>		
<i>FS30.049 Transpower New Zealand Limited</i>		<i>Allow S104.029 McLeod- Wantwood Trust /Wantwood Station. Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.</i>		
<i>FS25.002 Stoney Creek Station Ltd</i>		<i>Allow S104.029 McLeod- Wantwood Trust /Wantwood Station as the SASM chapter as drafted creates uncertainty for landowners</i>		
S146.034 Southland District Council	SASM - General	Support.	Accept in part	Yes
S23.007 Mātara Marae	SASM - General	Retain as drafted as the approach taken to recognising Sites of Significance to Māori as this bespoke approach enables impacts on sites relevant mātawaka to be considered alongside sites of significance to mana whenua, which better enables Council to meet its obligations to all Māori living within their district. Whilst Mātara Marae may not be directly involved in these assessments, through our relationship with mana whenua and the flexibility of the approach in	Accept in part	Yes

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		the PDP, we are confident that our values will be considered more often than they would be under the approach used in the operative Plan.		
S64.024 Jet Boating NZ	SASM - General	JBNZ holds the perspective that waterways should be shared and enjoyed responsibly, with appropriate controls and management to avoid adverse effects. The GDP should facilitate, not restrict, waterway activities, and potential impacts should be mitigated. The submitter is mindful that recreational jet boating will come under the above given waters are considered SASM, this consideration is not opposed in principle. However, it emphasises fair and reasonable evaluation of its impact on specific Māori cultural and spiritual values relating to the specific waterway. The submitter has concern around engagement with mana whenua for all recreational jetboating activities, and in doing so being subject to the formality, effort and expense associated with any application for land use consent. Listing all land, water and natural features as SASM, this chapter and MW chapters appear to require full and formal involvement of mana whenua for all applications, which will remove any exercise of Council discretion. The submitter questions whether this is necessary and appropriate in all situations. If effective and streamlined procedures are established for initiating early consultations with hokonui runanga, followed by their subsequent involvement in applications for land use consents, and similar processes then concerns may be allayed. Furthermore, there is a proposal indicating that only activities deemed "hi-risk" might prompt comprehensive and formal consultation with and participation by hokonui runanga. If this criterion is adopted, it would be beneficial to establish a clear definition or qualification for what constitutes "high risk." Additionally, it can be inferred that applications categorised as not "hi-risk" would not entail full participation in the process by Hokonui runanga.	Accept in part	Yes
<i>FS25.003 Stoney Creek Station Ltd</i>		<i>Allow S64.024 S64.024 Jet Boating NZ</i>		
S105.029 Farm Manager - Wantwood Station S127.029 Peters Farm Ltd - Karen Peters	SASM - General	Remove uncertainty for plan users by clarifying why the entire district has been identified as a SASM. Provide a list of high-risk activities for which an assessment of cultural effects is required. The s32 report mentions resource consent triggers for high-risk activities, but these are not specified. All activities regardless of their risk level will, therefore, require an assessment of cultural effects.	Accept in part	Yes
<i>FS30.026 Transpower New Zealand Limited</i>		<i>Allow S105.29 Farm Manager - Wantwood Station. Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.</i>		
S116.001 Nathan Bokser S118.001 AW+ JA Johnston Family Trust S18.003 Reaby Downs Farm Ltd	SASM - General	Sites and Areas of Significance to Māori are identified and mapped in the planning maps through a transparent, consistent process. As objectives and policies regarding Ngāi Tahu values have been incorporated into the plan, there is no justification for the entire district to be a SASM. The SASM chapter should	Accept in part	Yes

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S19.003 Karen Temple S20.003 Sarah and Peter Barclay S24.003 Helen McIntosh S68.005 John Baynes S127.037 Peters Farm Ltd - Karen Peters S117.001 Greg Bokser S113.001 Trudy Bokser S3.001 Stoney Creek Station Limited		instead provide further clarity to plan users by identifying and delineating those specific sites, areas and landscapes that are significant to Māori.		
<i>FS30.055, FS30.009, FS30.064, FS30.044, FS30.074, FS30.034, FS30.039, FS30.062, FS30.031, FS30.086, FS30.084 Transpower New Zealand Limited</i>		<i>Allow S116.001 Nathan Bokser, S118.001 AW+ JA Johnston Family Trust, S18.003 Reaby Downs Farm Ltd, S19.003 Karen Temple, S20.003 Sarah and Peter Barclay, S24.003 Helen McIntosh, S68.005 John Baynes, S127.037 Peters Farm Ltd - Karen Peters, S117.001 Greg Bokser, S113.001 Trudy Bokser, S3.001 Stoney Creek Station Limited. Appropriate evaluation of such sites must be undertaken to confirm that the extent of regulation applied to the sites is tested in terms of necessity and appropriateness. By way of example, Transpower is of the view that Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.</i>		
<i>FS5.033 Hamish Weir</i>		<i>Allow S3.001 Stoney Creek Station Limited</i>		
<i>FS20.031 Hokonui Rūnanga Inc</i>		<i>Disallow S3.001 Stoney Creek Station Limited. The submitters reasoning the private property rights are paramount is erroneous in law; and fails to achieve the purpose of the RMA or give effect to the Southland Regional Policy Statement.</i>		
S128.020 Greenbriar Ltd.	SASM-Overview	No amendments required. Overview identifies that all areas significant. Objectives and provisions in line with that	Reject	
S85.100 Environment Southland	SASM-Overview	Mention needed of Āpiti Hono Tātai Hono and other narrative approaches to identifying sites of cultural importance.	Reject	
<i>FS20.009 Hokonui Rūnanga Inc</i>	<i>SASM-Overview</i>	<i>Allow S85.100 in part. The submitter appears to have misunderstood that Apiti [sic] Hono Tati [sic] Hono is not using narrative to identify culturally significant sites. All whenua and wai is culturally important. However, the Plan should include a more explicit land classification approach whereby mana whenua identify the values associated with each part of the takiwā and can have more tailored policies and targeted rules.</i>		
S115.076 Kevin Robertson S60.078 Ronald Crispin S143.087 Rural Ratepayers Group S148.088 Alistair & Bernadette Hunt S68.196 John Baynes	SASM-Overview	Amend typo in Overview: The Gore District Plan manages the impacts of high-risk activities on Ngāi Tahu cultural values, as opposed to restricting a wide range of activities at specific locations.	Accept	Yes

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S126.075 Southland Federated Farmers of New Zealand				
S153.001 Oakland Farming Ltd S142.001 Alan Taylor S3.002 Stoney Creek Station Ltd S126.076 Southland Federated Farmers of New Zealand S113.002 Trudy Bokser S116.002 Nathan Bokser S118.002 AW+ JA Johnston Family Trust S18.004 Reaby Downs Farm Ltd S19.004 Karen Temple S20.004 Sarah and Peter Barclay S24.004 Helen McIntosh S68.006 John Baynes S127.038 Peters Farm Ltd - Karen Peters S115.077 Kevin Robertson S60.079 Ronald Crispin S143.088 Rural Ratepayers Group S148.089 Alistair & Bernadette Hunt S68.197 John Baynes S117.002 Greg Bokser	SASM-O1	Concerned that a broad approach creates uncertainty as to what activities will require consultation with mana whenua. Need for iwi consulting in everyday farm tasks will hinder farming operations. SASM should be identified and mapped in the planning maps. SASM- 01 to read: <u>All Those</u> lands, waterbodies, natural features, and marae withing Gore District <u>identified as Sites of Significance to Māori in the Planning Maps</u> are recognised as sites and areas of cultural significance to mana whenua and/or tangata whenua, and are offered appropriate considerations with regard to the cultural values identified in MW-2.3 in relation to their management, development, and use.	Accept in part	Yes
FS30.057, FS30.001, FS30.085, FS30.079, FS30.087, FS30.056, FS30.010, FS30.065, FS30.045, FS30.075, FS30.035, FS30.040, FS30.063, FS30.048, FS30.068, FS30.073, FS30.006, FS30.032 Transpower New Zealand Limited		Allow S153.001 Oakland Farming Ltd, 142.001 Alan Taylor, S3.002 Stoney Creek Station Limited, S126.076 Southland Federated Farmers of New Zealand, S113.002 Trudy Bokser, S116.002 Nathan Bokser, S118.002 AW+ JA Johnston Family Trust, S18.004 Reaby Downs Farm Ltd, S19.004 Karen Temple, S20.004 Sarah and Peter Barclay, S24.004 Helen McIntosh, S68.006 John Baynes, S127.038 Peters Farm Ltd - Karen Peters, S115.077 Kevin Robertson, S60.079 Ronald Crispin, S143.088 Rural Ratepayers Group, S148.089 Alistair & Bernadette Hunt, S117.002 Greg Bokser. Appropriate evaluation of such sites must be undertaken to confirm that the extent of regulation applied to the sites is tested in terms of necessity and appropriateness. By way of example, Transpower is of the view that Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.		
FS17.004 Southland Federated Farmers of New Zealand	SASM-O1	Allow S3.002 Stoney Creek Station Limited		
FS25.006 Stoney Creek Station Ltd	SASM – O1	Allow S126.076 Southland Federated Farmers of New Zealand		

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FS20.032, FS20.023 Hokonui Rūnanga Inc	SASM-O1	Disallow S3.002 Stoney Creek Station Limited in part, S126.076 Southland Federated Farmers of New Zealand. The decision requested will not achieve the purpose of the RMA or give effect to the Southland Regional Policy Statement. It is not the role of a third party to tell mana whenua how to understand or express their relationship with the whenua and wai of their takiwā. However, the Plan should include a more explicit land classification approach whereby mana whenua identify the values associated with each part of the takiwā and can have more tailored policies and targeted rules.		
S74.001 Hamish Weir	SASM-O1	The objectives wording should be modified as follows; All <u>identified</u> land, waterbodies, natural features, and marae within Gore District are recognised as sites and areas of cultural significance to mana whenua and/or tangata whenua, and are afforded appropriate considerations in relation to their management, development, and use.	Accept in part	Yes
FS30.033 Transpower New Zealand Limited	SASM – O1	Allow S74.001 Hamish Weir. Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.		
FS25.004 Stoney Creek Station Ltd	SASM – O1	Allow S74.001 Hamish Weir		
S138.006 Port Blakely Limited	SASM-O1	Recognises that tangata whenua and Ngāi Tahu consider all elements of the environment are culturally significant to them. This approach is inherently uncertain and unclear for other landowners. Port Blakely would like to be part of this conversation going forward	Accept	Yes
FS25.005 Stoney Creek Station Ltd	SASM – O1	Allow S138.006 Port Blakely Limited. The SASM chapter as drafted creates uncertainty for landowners		
S3.003 Stoney Creek Station Limited S113.003 Trudy Bokser S116.003 Nathan Bokser S118.003 AW+ JA Johnston Family Trust S18.005 Reaby Downs Farm Ltd S19.005 Karen Temple S20.005 Sarah and Peter Barclay S24.005 Helen McIntosh S68.007 John Baynes S127.039 Peters Farm Ltd - Karen Peters S117.003 Greg Bokser	SASM-P1	Provide for existing activities in accordance with s10 of the RMA. Amend SASM-P1 to read: <u>New use, subdivision, and development is enabled where adverse effects on the Ngāi Tahu cultural values, including those listed in MW-2.3, are avoided, remedied or mitigated. Council shall have regard to any other benefits (e.g. pest control) provided by the proposed activity.</u>	Accept in part	Yes
FS17.006 Southland Federated Farmers of New Zealand	SASM-P1	Allow S3.003 Stoney Creek Station Limited		

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S115.078 Kevin Robertson S60.080 Ronald Crispin S143.089 Rural Ratepayers Group S148.090 Alistair & Bernadette Hunt S68.198 John Baynes S126.077 Southland Federated Farmers of New Zealand	SASM-P1	It is important to protect existing use rights therefore this policy requires an amendment. The policy also implies that there may be other cultural values other than what is listed in MW-2.3. The wording should be amended to provide clarity that it is only the values listed in MW-2.3 which the policy seeks to address. Amend SASM-P1: <u>New</u> use, subdivision, and development is enabled where adverse effects on Ngāi Tahu cultural values, including those listed in MW-2.3, are avoided, remedied or mitigated.	Accept in part	Yes
<i>FS20.024 Hokonui Rūnanga Inc</i>	<i>SASM-P1</i>	<i>Disallow S126.077 Southland Federated Farmers of New Zealand. The plan does not need to provide for matters covered by s10 of the RMA; that is the purpose of s10.</i>		
<i>FS25.007 Stoney Creek Station Ltd</i>		<i>Allow S126.077 Southland Federated Farmers of New Zealand</i>		
S126.078 Southland Federated Farmers of New Zealand S115.079 Kevin Robertson S60.081 Ronald Crispin S143.090 Rural Ratepayers Group S148.091 Alistair & Bernadette Hunt S68.199 John Baynes	SASM-P2	The policy implies that there may be other cultural values other than what is listed in MW-2.3. However, this does not appear to be the intention as the MW chapter specifically lists and defines the cultural values. The wording should be amended to provide clarity that it is only the values listed in MW-2.3 which the policy seeks to address. Amend SASM-P2: The impact of proposed activities <u>on Sites of Significance to Maori as identified in the Planning Maps</u> on the Ngāi Tahu cultural values <u>listed in MW2.3, and their underlying relationship with the natural environment</u> is determined in partnership with Hokonui Rūnanga.	Accept in part	Yes
<i>FS20.025 Hokonui Rūnanga Inc</i>		<i>Disallow S126.078 Southland Federated Farmers of New Zealand. The plan does not need to provide for matters covered by s10 of the RMA; that is the purpose of s10.</i>		
<i>FS25.008 Stoney Creek Station Ltd</i>		<i>Allow S126.078 Southland Federated Farmers of New Zealand.</i>		
S3.004 Stoney Creek Station Limited S113.004 Trudy Bokser S116.004 Nathan Bokser S118.004 AW+ JA Johnston Family Trust S18.006 Reaby Downs Farm Ltd S19.006 Karen Temple S20.006 Sarah and Peter Barclay S24.006 Helen McIntosh S68.008 John Baynes S127.040 Peters Farm Ltd - Karen Peters S117.004 Greg Bokser	SASM-P2	Amend SASM-P2 to read: The impact of proposed activities <u>on Sites of Significance to Māori as identified in the Planning Maps</u> on the Ngāi Tahu cultural values <u>identified in MW-2.3, and their underlying relationship with the natural environment</u> is determined in partnership with Hokonui Rūnanga <u>and takes into account any benefits of the proposal.</u>	Accept in part	Yes
<i>FS17.007 Southland Federated Farmers of New Zealand</i>		<i>Allow S3.004 Stoney Creek Station Limited</i>		

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S123.027 Heritage New Zealand Pouhere Taonga	SASM-Additional provisions sought	Add Identification, scheduling and rules for Sites and Areas of Significance to Māori. HNZPT advocates for the identification and scheduling of wāhi tupuna. Protection of taonga, including wāhi tapū, wāhi tūpuna and whakapapa, is a key principle of Te Tiriti o Waitangi. Cultural landscapes, maunga and awa, are the heart of iwi, hapū and hāpori identity, mātauranga Māori, and wellbeing and must be protected as part of the fulfilment of the principles of Te Tiriti. HNZPT recommends that additional layers of protection are afforded to areas of significant cultural value through their identification and targeted provisions. Should the current approach remain, an increased level of processing time and resource can be anticipated at the consenting stage. HNZPT recommends that the criteria and process for consultation with Hokonui Rūnanga is clearly stated and agreed to by both parties, to ensure all involved understand the circumstances under which they will be consulted with and how this will factor into any decision making.	Accept in part	Yes
FS30.037 Transpower New Zealand Limited	SASM-Additional provisions sought	<i>Allow S123. 027 Heritage New Zealand Pouhere Taonga. Appropriate evaluation of such sites must be undertaken to confirm that the extent of regulation applied to the sites is tested in terms of necessity and appropriateness. By way of example, Transpower is of the view that Sites and Areas of Significance to Māori must be identified in order for Rule INFR-R9 to be confined to 'specified areas' as opposed to the whole District.</i>		
FS25.009 Stoney Creek Station Ltd	SASM-Additional provisions sought	<i>Allow S123.027 Heritage New Zealand Pouhere Taonga in part as sites of significance should be identified and scheduled</i>		
S85.101 Environment Southland	SASM-Additional provisions sought	Mana whenua need objectives and policies to support the identification of cultural areas of significance either through Apiti Hono Tatai Hono or other narrative or matauranga approaches..	Accept in part	Yes
FS20.010 Hokonui Rūnanga Inc	SASM-Additional provisions sought	<i>Allow S85.101 S85.101 Environment Southland in part. The submitter appears to have misunderstood that Apiti [sic] Hono Tati [sic] Hono is not using narrative to identify culturally significant sites. All whenua and wai is culturally important. However, we agree, the Gore District Plan should include a more explicit land classification approach whereby mana whenua identify the values associated with each part of the takiwā and can have more tailored policies and targeted rules.</i>		