

Appendix A: Consent application form

RESOURCE CONSENT APPLICATIONS

under the Resource Management Act 1991 as modified by the Hurunui/Kaikōura Earthquakes Recovery (Coastal Route and Other Matters) Order 2016

To: Canterbury Regional Council (**CRC**)
PO Box 345
Christchurch

and

Kaikoura District Council (**KDC**)
PO Box 6
Kaikōura 7340

1. Scope

These resource consent applications are made under the Resource Management Act 1991 (**RMA**) as modified by the Hurunui/Kaikōura Earthquakes Recovery (Coastal Route and Other Matters) Order 2016 (**OIC**). The OIC modifies several sections of the RMA dealing with application content, process, timeframes, and decision-making as it applies to restoration works on the coastal route. These applications, and the attached report referred to in this form, meet the requirements of the OIC.

2. Applicants

New Zealand Transport Agency, 50 Victoria Street, Private Bag 6995, Wellington 6141, New Zealand.
KiwiRail Holdings Limited, P O Box 593 Wellington 6140, New Zealand

3. The activity and locations to which the applications relate

Restoration work throughout the coastal route within the Kaikoura District, in response to the Hurunui/Kaikōura earthquake sequence commencing 14 November 2016. The OIC defines 'restoration work' and 'coastal route' as:

Restoration work -

- (a) *means any activity that, because of or in connection with the Hurunui/Kaikōura earthquakes, is necessary or desirable to undertake to, without undue delay, restore the coastal route and enable it to be used fully, effectively, and safely; and*
- (b) *includes any activity necessary or desirable for—*
 - (i) *the repair and rebuilding of the coastal route; and*
 - (ii) *safety enhancements to, and improvements to the resilience of, the coastal route.*

Coastal route -

- (a) *means—*
 - (i) *State Highway 1, between Clarence River and the Oaro rail overbridge; and*
 - (ii) *the railway line known as the Main North Line, between 125 km MNL (south of Phoebe Station) and 330 km MNL (north of Tunnel 24); and*
- (b) *includes all land, infrastructure, and other property adjacent to or associated with the coastal route described in paragraph (a).*

The restoration work and coastal route are described in greater detail in the attached report “*Application for Resource Consents: Restoration Work: General works, design refinements and safety and resilience work (Coastal Route)*” dated June 2017.

Further packages of resource consent applications may be made for other restoration work on the coastal route at a later date.

4. Resource consents sought

The New Zealand Transport Agency and KiwiRail Holdings Limited each seek an independent suite of resource consents to carry out restoration work on the coastal route within the Kaikoura District, as described in Tables 1 and 2 below.

Table 1 Resource consents sought by the NZ Transport Agency

Activities	Activity status	Consent authorities	Duration sought	Comment on duration
Section 9 Land Use				
Restoration works on land that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	KDC, CRC	District consent: unlimited Regional consent: unlimited	To provide for permanent structures and works.
Section 12 Coastal Permit				
Restoration works in the coastal marine area that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	35 years	To provide for construction works, ongoing maintenance, and use and occupation of the coastal marine area of permanent structures.
Section 13 Land Use River Beds				
Restoration works in, on, under or over the beds of rivers or lakes that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	Permanent structures: 35 years	To provide for use and occupation of river beds by permanent structures.
			Other works: 15 years	To provide for construction activities and ongoing operations and maintenance activities.
Section 14 Water Permit				
Restoration works involving the taking, use, damming, or diversion of water that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	15 years	To provide for temporary water takes, diversion and damming activities associated with construction activities and ongoing maintenance and operations activities.
Section 15 Discharge Permit				
Restoration works involving the discharge of contaminants to land, water and air that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	15 years	To provide for the construction activities, and any discharges associated with the ongoing operation of the stormwater network.

Table 2 Resource consents sought by KiwiRail

Activities	Activity status	Consent authorities	Duration sought	Comment on duration
Section 9 Land Use				
Restoration works on land that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	KDC, CRC	District consent: unlimited Regional consent: unlimited	To provide for permanent structures and works.
Section 12 Coastal Permit				
Restoration works in the coastal marine area that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	35 years	To provide for construction works, ongoing maintenance, and use and occupation of the coastal marine area of permanent structures.
Section 13 Land Use River Beds				
Restoration works in, on under or over the beds of rivers or lakes that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	Permanent structures: 35 years	To provide for use and occupation of river beds by permanent structures.
			Other works: 15 years	To provide for construction activities and ongoing operations and maintenance activities.
Section 14 Water Permit				
Restoration works involving the taking, use, damming, or diversion of water that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	15 years	To provide for temporary water takes, diversion and damming activities associated with construction activities and ongoing maintenance and operations activities.
Section 15 Discharge Permit				
Restoration works involving the discharge of contaminants to land, water and air that is not expressly allowed by a national environmental standard or regional rule, or contravenes a national environmental standard or regional rule.	Controlled non-notified	CRC	15 years	To provide for the construction activities, and any discharges associated with the ongoing operation of the stormwater network.

5. Land owners and occupiers

The restoration work will occur on land located on the coastal route within the Kaikoura District as defined in Section (3) above. Generally this is the existing corridors of State Highway 1 and the Main North Line, and in and adjacent to the coastal marine area.

Access to land which is not owned or managed by the NZ Transport Agency or KiwiRail is subject to access agreements.

6. Other authorisations required

The following approvals have been obtained from the Department of Conservation:

- Conservation Act 1987 And Reserves Act 1977: concession to undertake restoration works on conservation estate and reserves;
- Marine Mammals Protection Act 1978: permit to hold or take marine mammals;
- Freshwater Fishery Regulations 1983: approval to undertake restoration works in freshwater;
- Ohau New Zealand Fur Seal Sanctuary (Restrictions) Notice 2014: approval to enter sanctuary to undertake restoration works;
- Wildlife Act 1953: concession for restoration works in wildlife sanctuary, wildlife refuge, or wildlife management reserve.

The following approval has been obtained from Heritage New Zealand:

- Heritage New Zealand Pouhere Taonga Act 2014: archaeological authority to disturb/damage archaeological sites.

7. Supporting information

The report "*Application for Resource Consents: Restoration Work: General works, design refinements and safety and resilience work (Coastal Route)*" dated June 2017 forms part of these applications and includes the information required by the OIC.

For the New Zealand Transport Agency:

DATED 30th June 2017

SIGNED 

NAME & POSITION COLIN JAMES KNAPP - HIGHWAY MANAGER

For KiwiRail Holdings Limited:

DATED 30 June 2017

SIGNED 

NAME & POSITION Rebecca Beals - RMA Team Leader

Address for service: North Canterbury Transport Infrastructure Recovery (NCTIR)
205 Annex Road, Middleton, Christchurch 8024

Attention: Daniel Murray, Planning Approvals Manager

E-mail: daniel.murray@nctir.com