



# Public Notice of Application to amend the Water Conservation (Kawarau) Order 1997.

## Section 204 and 216 of the Resource Management Act 1991

The Minister for the Environment has received an application from the New Zealand and Otago Fish and Game Councils, for an amendment to the water conservation order for the Kawarau River supplemented by further information provided to the Minister in May 2007.

The applicant seeks to vary the Water Conservation (Kawarau) Order 1997 in respect of the Nevis River. The Nevis River flows from its source at the southern end of the Garvie and Hector Ranges, to its confluence with the Kawarau River, approximately 50km north north-east.

In summary, the applicant seeks the following amendments to the Order, in respect of the Nevis River:

- *adding a prohibition on damming and diversion of the Nevis River*
- *adding a condition on water takes so as not to breach a minimum flow at two sections of the river (Wentworth and Nevis Crossing)*
- *deletion of Clause 7 of the Order.*

Amendments are also sought to recognise outstanding characteristics of the River:

- *wild and scenic characteristics*
- *back country trout fishery*
- *natural characteristics, in particular outstanding natural landform*
- *trout spawning habitat*
- *adult trout habitat (trophy trout)*
- *native fishery habitat*
- *scientific – biogeographic river capture*
- *historic and cultural characteristics.*

The Minister for the Environment has appointed a special tribunal to hear and report on the application. The special tribunal may consider matters wider than the matters raised in the application.

The application and further information may be inspected at:

- website [www.mfe.govt.nz](http://www.mfe.govt.nz)
- Level 1, Environment House, 23 Kate Sheppard Place, Thorndon, Wellington
- Level 7, Te Waipounamu House, 158 Hereford Street, Christchurch
- Level 6, Tower Centre, 45 Queen St, Auckland
- Queenstown Lakes District Council, The Civic Centre, 10 Gorge Road, Queenstown
- Otago Regional Council, 70 Stafford St, Dunedin
  - available at offices in Dunedin, Alexandra, Queenstown, call 0800 474 082 for details
- Central Otago District Council
  - available at Alexandra, Cromwell, Ranfurly and Roxburgh Service Centres, call (03) 440 0056 for details.

Any person may make a submission. Submissions should be made in writing on submission Form 30 and served on the Special Tribunal or emailed to the Administration Officer.

Copies of Form 30 can be obtained from the Ministry for the Environment at the above addresses or online at:  
<http://www.mfe.govt.nz/rma/forms/form30.rtf>.

If you support the application but prefer to preserve a different but related water body in the same catchment instead of or in addition to the Nevis River, or prefer to preserve different features and qualities of the water body instead, your submission must state this preference and your reasons for this preference. In giving reasons, you must refer, if applicable, to the matters set out in sections 199, 200 and 207 of the Resource Management Act 1991. You must also describe the provisions that you think should be included in the Order and the effects that those provisions would have on the water body.

The relevant sections of the Resource Management Act 1991 and the Water Conservation (Kawarau) Order 1997 are available online at: <http://www.legislation.govt.nz/>

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*Submissions must be received by the Special Tribunal by 3 October 2008.*

*Special Tribunal - Kawarau River Water Conservation Order*

*c/- Alex Miller, Ministry for the Environment, PO Box 10362, Wellington 6143*

*Please contact the Administration Officer Alex Miller on 04 439 7432 or [alex.miller@mfe.govt.nz](mailto:alex.miller@mfe.govt.nz) if you have any questions on the application, or wish to make a submission by email.*

*As soon as reasonably practicable after sending your submission to the Special Tribunal, you must send a copy of your submission to the applicant, whose address for service is:*

*New Zealand Fish and Game Council and Otago Fish and Game Council*

*C/- Anderson Lloyd, Level 10, Otago House, Cnr Moray Place & Princess Street, Private Bag 1959, Dunedin 9054*