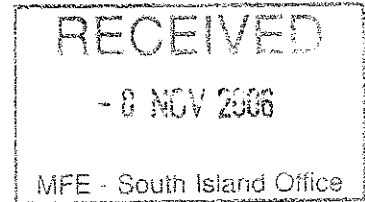


030



## Submission on Water Conservation Order - Oreti River (Form 30)

### Section 205, Resource Management Act 1991

1. In completing your submission include:
- whether you support or oppose the Order; and the reasons for your views
  - If you support the Order, but prefer to preserve a different but related water body in the same catchment, state this and your reasons
  - If you support the Order, but prefer to preserve different features and qualities of the water body, state this and your reasons.

In giving reasons for these preferences, you must refer, if practicable, 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.

2. If you oppose the Order, you must give reasons why you consider that the Order is not justified in terms of sections 199 and 207 of the Resource Management Act 1991.
3. The Special Tribunal may require you to provide further information on your submission.
4. You must send a copy of your submission to the applicant as soon as reasonably practicable after you have served your submission on the Special Tribunal.


Submissions must be received by the Special Tribunal at its address stated below by **5pm on Wednesday 15<sup>th</sup> November 2006**.

### Submission: To the Special Tribunal, Oreti River Water Conservation Order

SUBMITTER'S DETAILS	
Full name: <b>Phil Neylon</b>	
Postal Address <b>33 Helmsdale St, Invercargill</b>	
Work phone: <b>03 2185878</b>	Home phone: <b>03 2179304</b>
Work fax:	Home fax:
Mobile: <b>027 3067522</b>	Email address: <a href="mailto:neylon@xtra.co.nz">neylon@xtra.co.nz</a>

SUBMISSION DETAILS (use additional pages if required)	
<input checked="" type="checkbox"/> I/we support the application	<input type="checkbox"/> I/we oppose the application
1. * The specific parts of the application that my/our submission relates to are:	
<ul style="list-style-type: none"> <li>• To prevent water take above Mossburn</li> <li>• To maintain water quality</li> <li>• Prevent damming of the main stems of the river to allow fish passage</li> <li>• To prevent damming of major tributaries above Mossburn</li> <li>• To limit ground water takes in the vicinity above Mossburn</li> <li>• In making this application I seek to establish adequate protection of the natural, wild and scenic characteristics of the Oreti River upstream of Mossburn, together with its cultural, fisheries and recreational values and to ensure that there is free passage for fish throughout the main stem of the river</li> </ul>	
2. * My/our submission is (see notes 1 and 2):	
<ul style="list-style-type: none"> <li>• The upper Oreti is a significant, pristine and beautiful fishery in the Southland region with the head water being a trophy trout area that attracts valuable tourism for the NZ economy.</li> <li>• To maintain the free passage for fish to ensure its ability to maintain the population</li> <li>• This is one of the few remaining unmodified rivers in the area, with very special characteristics</li> <li>• Ground waters are connected to the river this needs to be protected to ensure overuse from draw-off by irrigation does not adversely affect the river water, both in sustainable flows and quality of water for all down stream users</li> <li>• Retaining the habitat for fish and wildlife (10-20% of the world population of black billed gulls, 5-10% of black fronted terns, both are threatened species)</li> </ul>	



<p>3. *I/we seek the following decision from the special tribunal (give precise details, including the general nature of any changes sought to the Order)</p>	
<ul style="list-style-type: none"> <li>I seek to establish adequate protection of the natural, wild and scenic characteristics of the Oreti River upstream of Mossburn, together with its cultural, fisheries and recreational values and to ensure that there is free passage for fish throughout the main stem of the river</li> <li>To protect and maintain the river water to ensure overuse from draw-off by irrigation or damming does not adversely affect the river water, both in sustainable flows and quality of water for all down stream users or affect fish passage to the head waters of the river.</li> </ul>	
<p><b>Tick if applicable</b></p> <p><input type="checkbox"/> I/we want to be heard in support of this submission</p>	<p><input checked="" type="checkbox"/> If others make a similar submission, I will consider presenting a joint case with them at a hearing.</p>
<p><b>Signature of submitter</b></p> 	<p>Date: 5.11.06</p>

\*Use additional pages if required

**Return by 15 November to:**

The Special Tribunal  
Oreti River Water Conservation Order  
Ministry for the Environment  
Te Waipounamu House  
Level 7, 158 Hereford Street  
PO Box 1345  
Christchurch

**And as soon as practicable to:**

NZ and Southland Fish & Game Councils  
C/- Anderson Lloyd Caudwell  
Otago House  
10<sup>th</sup> Floor  
Moray Place/Princes Street corner  
Private Bag 1959  
Dunedin

### Summary of application

The applicant seeks protection of:

- the main stem of the Oreti River upstream of Mossburn
- Weydon Burn, Windley River and all other tributaries upstream of Lincoln Hill
- Groundwater connected to the surface water of the river from Mossburn upstream to the headwaters

In recognition of the following outstanding features and characteristics

- Natural state, wild and scenic
- Fishery and angling amenity
- Habitat for trout and wildlife
- Value in accordance with tikanga Maori,

The outstanding features and characteristics are to be protected by prohibiting damming; restricting the taking of surface water and groundwater, restricting alteration of river flow, form or water quality; and the maintenance of fish passage.

The applicant also seeks protection of the main stem of the Oreti between Mossburn and the bridge at Wallacetown, for:

- Its necessary contribution to the outstanding angling and fishery values upstream.
- This necessary contribution is to be protected in this stretch by a prohibition on damming, which will enable fish passage to be maintained.

The application is supplemented by further information provided to the Minister in July and August 2005.