

Submission on Water Conservation Order - Oreti River

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 15th November 2006.

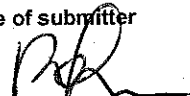
Submission: To the Special Tribunal, Oreti River Water Conservation Order

SUBMITTER'S DETAILS	
Full name:	Peter Derek Lawson
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Work fax:	Home fax: "
Mobile: 0272279996	Email address:

SUBMISSION DETAILS (use additional pages if required)	
<input type="checkbox"/> I/we support the application	<input checked="" type="checkbox"/> I/we oppose the application
1. The specific parts of the application that my/our submission relates to are:	
<p>The river needs protection However the Conservation Order is outdated + inflexible. Environment Southland has a water plan in place which is being formulated at present. This will be "living document" administered by a democratically elected body</p>	
2. My/our submission is (see notes 1 and 2)	
<p>See attached page</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)

Decline the application

Tick if applicable <input checked="" type="checkbox"/> I/We want to be heard in support of this submission	<input checked="" type="checkbox"/> If others make a similar submission, I will consider presenting a joint case with them at a hearing.
Signature of submitter 	Date: 13/11/06

*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
10th 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 river needs protection, however the conservation order is outdated and inflexible. Environment Southland is formulating a water plan which when in place will provide adequate protection for the river. This will be a living document administered by a democratically elected body.

Under a conservation order we as riverside rate payers will be governed by two sets of regulations.

Lack of consultation:

Landowners above Mossburn Bridge were not consulted before the conservation order was put in front of Marion Hobbs. I believe that Fish and Game had no intention of consulting landowners.

The river is no longer in a natural state as Didymo is present.

