

# FTAA - Waitaha Hydro Project: Proffered Conditions for Complex Freshwater Fishery Permit

## **PART A: DEFINITIONS AND EXPLANATION OF TERMS**

This table below defines the acronyms and terms used in the conditions.

Acronym/Term	Definition
<b>Application</b>	The document titled “Westpower Limited Waitaha Hydro Project: An Application made under the Fast-track Approvals Act 2024” dated 8 August 2025, including all technical assessments and supporting reports.
<b>CEMP</b>	Construction Environmental Management Plan
<b>ESCP</b>	Erosion and Sediment Control Plan
<b>FEMP</b>	Freshwater Ecology Management Plan
<b>Grantor</b>	The Department of Conservation
<b>Streamworks</b>	All physical works undertaken within, and involving the disturbance of, any stream or riverbed excluding riverbed gravel extraction.

## **PART B: CONDITIONS**

ACTIVITIES AUTHORISED	LOCATION	TERM	LAPSE
Placement, use, maintenance and removal of structures in, on or over the beds of rivers and streams.	Various Waitaha River and Waitaha River tributary locations within the Project Site.	35 years	10 years

1. This permit authorises the construction, use and maintenance (including all associated Streamworks) of:
  - a) The Waitaha Hydro Project’s diversion weir structure;
  - b) Box culvert structures in the beds of Alpha Creek, Allen Creek and an unnamed tributary of the Waitaha River;
  - c) The drift deck structure for the Macgregor Creek crossing; and
  - d) The Alpha Creek and Macgregor Creek flow training structures / bunds.
2. All construction, use and maintenance of the structures authorised by this permit must be undertaken in general accordance with the document titled “Westpower Limited Waitaha Hydro Project: An Application made under the Fast-track Approvals Act 2024” dated 8 August 2025, including all relevant technical assessments and supporting reports (“the Application”).
3. Where there is any inconsistency between the Application and:
  - a) these conditions, the conditions will prevail; and

- b) Any Management Plan referred to in these conditions, the Management Plan will prevail.

### **Freshwater Ecology Management Plan**

4. The permit holder must engage an appropriately qualified and experienced ecologist (Project Ecologist - Freshwater) to advise upon, supervise and coordinate the implementation of the Freshwater Ecology Management Plan provided in the Application.

### **Diversion Weir Structure**

5. The permit holder must engage a suitably qualified and experienced engineer and a freshwater ecologist to provide advice on the design the weir with the objective of minimising as practicable adverse effects on kōaro.
6. Prior to the commencement of any Streamworks associated with the Headworks, the consent holder must submit a FINAL Weir and Intake Structure Design Report to WCRC and WDC for certification. The FINAL Weir and Intake Structure Design Report must reflect preliminary plan drawing titled “Concept Design – Preferred Arrangement Headworks General Arrangement Channel and Intake” Revision E, and preliminary cross-section drawing titled “Preliminary Design – Headworks General Arrangement Section and Details” Revision E, provided in Appendix 42 of the Application and include:
- a) Final detailed drawings of the weir;
  - b) Final location details of the weir;
  - c) Details of consultation undertaken;
  - d) Confirmation of design features to maintain existing natural fish passage including the continued provision for upstream and downstream passage of kōaro and the continued exclusion of upstream salmonid passage;

Once approved, the permit holder must construct the Weir in accordance with the approved Weir and Intake Structure Design Report.

7. Prior to any changes to the design of the Weir, the permit holder must submit a Revised Weir and Intake Structure Design Report to the Grantor for approval. Any Revised Weir and Intake Design Report must include:
- a) The reasons for changing the design (e.g. monitoring results of kōaro recruitment into Kiwi Flat);
  - b) Revised detailed drawings of the weir;
  - c) Any revised location details of the weir;
  - d) Details of consultation undertaken; and
  - e) Reconfirmation of Condition 6 (d) matters.

Once approved, the permit holder must alter the Weir and Intake structures in accordance with the certified Revised Weir and Intake Structure Design Report.

**Fish passage**

8. The design for all culvert and culverted ford structures must be informed by the most recent version of the New Zealand Fish Passage Guidelines, and must reflect the local waterway conditions and fish species present or expected to be present.
9. Fish passage must be maintained at all times for permanently flowing waterways during and following the construction of all in-stream structures except where pumping over or around culvert structures locations is required for construction or maintenance purposes and undertaken in accordance with Condition 12.

**Streamworks**

10. Streamworks associated with the construction of structures authorised by these Consents must be undertaken in accordance with relevant requirements set out in the CEMP, ESCP and FEMP.
11. Streamworks associated with the maintenance of structures authorised by these Consents must be undertaken in accordance with the SOMP.
12. Any diversion pumping activities during construction or maintenance must be undertaken under supervision of an appropriately qualified and experienced ecologist.