

Wildlife Act Authority for wildlife on non-public land

Authorisation Number:

THIS AUTHORITY is made this day of 2025

PARTIES:

Panel under the Fast-track Approvals Act 2024 (the Grantor)

AND

Babbage Consultants Limited (the Authority Holder)

BACKGROUND

- A. The Panel is empowered to issue authorisations under the Wildlife Act 1953 in accordance with section XX of the Fast-track Approvals Act 2024.
- B. The Authority Holder wishes to exercise the authorisation issued under the Fast-track Approvals Act 2024 and Wildlife Act 1953 subject to the terms and conditions of this Authority.

OPERATIVE PARTS

In exercise of the Grantor's powers the Grantor **AUTHORISES** the Authority Holder under section 53 (taking or killing of wildlife for certain purposes) of the Wildlife Act 1953, subject to the terms and conditions contained in this Authority and its Schedules.

SIGNED on behalf of the Grantor by [INSERT DETAILS] acting under delegated authority in the presence of:

Witness Signature

A copy of the Instrument of Delegation may be inspected at the Director-General's office at 18-32 Manners Street, Wellington.

SCHEDULE 1

1.	Authorised activity (including the species, any approved quantities and collection methods). (Schedule 2, clause 2)	a) Activities authorised for a certain purpose: i. catch alive and liberate the protected wildlife referred to in the Native Lizard Management Plan (LMP) in Schedule 4 b) Purpose of authorisation: i. to protect lizards by way of salvage. c) Methodology: d) in accordance with the amended Native Lizard Management Plan attached as Schedule 4.
2.	The Land (Schedule 2, clause 2)	a) Catch alive at land not managed by the Department of Conservation at Drury, Auckland as outlined in Schedule 4. b) Liberate in release sites outlined in Schedule 4.
3.	Personnel authorised to undertake the Authorised Activity (Schedule 2, clause 3)	a) Chris Wedding b) Suitably qualified personnel under the direct supervision of Chris Wedding
4.	Term (Schedule 2, clause 4)	Commencing on XXX Date.
5.	Authority Holder's address for notices (Schedule 2, clause 8)	The Authority Holders address in New Zealand is: Level 4, 68 Beach Road Auckland Central Auckland 1140 New Zealand Phone: 09379 9980 Email: chris.wedding@bioresearches.co.nz
6.	Grantor's address for notices	The Grantor's address for all correspondence is: [TO BE CONFIRMED]

SCHEDULE 2

STANDARD TERMS AND CONDITIONS OF THE AUTHORITY

1. Interpretation

- 1.1 The Authority Holder is responsible for the acts and omissions of its employees, contractors or, agents. The Authority Holder is liable under this Authority for any breach of the terms of the Authority by its employees, contractors or agents as if the breach had been committed by the Authority Holder.
- 1.2 Where obligations bind more than one person, those obligations bind those persons jointly and separately.

2. What is being authorised?

- 2.1 The Authority Holder is only allowed to carry out the Authorised Activity in the Land described in Schedule 1, Item 2.
- 2.2 The Authority Holder must advise the Department of Conservation's local Operations Manager(s) one week prior to carrying out the Authorised Activity in the District, when the Authority Holder intends to carry out the Authorised Activity.
- 2.3 Any arrangements necessary for access over private land or leased land are the responsibility of the Authority Holder. In granting this authorisation the Grantor does not warrant that such access can be obtained.
- 2.4 The Authority Holder and Authorised Personnel must carry a copy of this Authority with them at all times while carrying out the Authorised Activity.
- 2.5 The Authority Holder may publish authorised research results.
- 2.6 The Authority Holder must immediately notify the Grantor of any taxa found which are new to science. In addition, the Authority Holder must lodge holotype specimens and a voucher specimen of any new taxa with a recognised national collection.

3. Who is authorised?

- 3.1 Only the Authority Holder and the Authorised Personnel described in Schedule 1, Item 3 are authorised to carry out the Authorised Activity, unless otherwise agreed in writing by the Grantor.

4. How long is the Authority for - the Term?

- 4.1 This Authority commences and ends on the dates set out in Schedule 1, Item 4.

5. What are the liabilities?

- 5.1 The Authority Holder agrees to exercise the Authority at the Authority Holder's own risk and releases to the full extent permitted by law the Grantor and the Grantor's employees and agents from all claims and demands of any kind and from all liability which may arise in respect of any accident, damage or injury occurring to any person or property arising from the Authority Holder's exercise of the Authorised Activity.
- 5.2 The Authority Holder must indemnify the Grantor against all claims, actions, losses and expenses of any nature which the Grantor may suffer or incur or for which the Grantor may become liable arising from the Authority Holder's exercise of the Authorised Activity.
- 5.3 This indemnity is to continue after the expiry or termination of this Authority in respect of any acts or omissions occurring or arising before its expiry or termination.

6. What about compliance with legislation and Grantor's notices and directions?

- 6.1 The Authority Holder must comply with all statutes, bylaws and regulations, and all notices, directions and requisitions of the Grantor and any competent Authority relating to the conduct of the Authorised Activity. Without limitation, this includes the Conservation Act 1987 and the Acts listed in the First Schedule of that Act and all applicable health and safety legislation and regulation.

7. When can the Authority be terminated?

- 7.1 The Grantor may terminate this Authority at any time in respect of the whole or any part of Authorised Activity if:
 - (a) the Authority Holder breaches any of the conditions of this Authority; or
 - (b) in the Grantor's opinion, the carrying out of the Authorised Activity causes or is likely to cause any unforeseen or unacceptable effects.
- 7.2 If the Grantor intends to terminate this Authority in whole or in part, the Grantor must give the Authority Holder such prior notice as, in the sole opinion of the Grantor, appears reasonable and necessary in the circumstances.

8. How are notices sent and when are they received?

- 8.1 Any notice to be given under this Authority by the Grantor is to be in writing and made by personal delivery, by pre-paid post or email to the Authority Holder at the address, fax number or email address specified in Schedule 1, Item 5. Any such notice is to be deemed to have been received:
 - (a) in the case of personal delivery, on the date of delivery;

- (b) in the case of post, on the 3rd working day after posting;
- (c) in the case of email, on the date receipt of the email is acknowledged by the addressee by return email or otherwise in writing.

8.2 If the Authority Holder's details specified in Schedule 1, Item 5 change then the Authority Holder must notify the Grantor within 5 working days of such change.

9. What about the payment of costs?

9.1 The Authority Holder must pay the standard Department of Conservation charge-out rates for any staff time and mileage required to monitor compliance with this Authority and to investigate any alleged breaches of the terms and conditions of it.

10. Are there any Special Conditions?

10.1 Special conditions are specified in Schedule 3. If there is a conflict between this Schedule 2 and the Special Conditions in Schedule 3, the Special Conditions will prevail.

11. Can the Authority be varied?

11.1 The Authority Holder may apply to the Grantor for variations to this Authority.

Schedule 3 – Special conditions

I1	Adhere to approved application The Authorised Activity must be undertaken in accordance with the Native Lizard Management Plan (NLMP) attached to Schedule 4 of this Authority.
I2	The Authority Holder is responsible for the acts and omissions of its employees, contractors, or agents. The Authority Holder is liable under this Authority for any breach of the terms of the Authority by its employees, contractors or agents as if the breach had been committed by the Authority Holder.
I3	Salvage relocation and habitat enhancement The Authority Holder must perform actions as set out in the contingencies/adaptive management sections of the NMP to ensure adequate mitigation of effects has been achieved.
I4	The DOC Operations Manager for Drury ([TBC]@doc.govt.nz) is to be contacted immediately for further advice if wildlife other than those listed in Schedule 1 are located within the Site or within the release site. A separate application to kill non-authorised species will be required.
I5	Lizard capture and handling Lizards must only be handled by Authorised Personnel listed in Schedule 1 Item 3, or under the direct supervision of the Authorised Personnel.
I6	Lizard capture, handling and relocation should be undertaken at a suitable time of year, October – April, when the temperature is between 12-22 degrees Celsius, as advised by a suitably qualified and experienced herpetologist.
I7	Capture and handling of lizards must involve only techniques that minimise the risk of infection or injury to the animal.
I8	Capture and handling methods shall follow those described in the Herpetofauna inventory and monitoring toolbox http://www.doc.govt.nz/our-work/biodiversity-inventory-and-monitoring/herpetofauna/
I9	The Authority Holder must ensure all live capture traps are covered to protect lizards from exposure and minimise stress. Damp leaf litter or other material must be provided to reduce desiccation risk and the bottom of the pit-fall trap must be perforated to allow drainage of water.
I10	The Authority Holder must ensure all live capture traps, (e.g., pitfall traps and G-minnow traps), are checked at least every 24 hours.
I11	The Authority Holder must sterilise any instruments that come in contact with the lizards and/or are used to collect or measure lizards between each location. A separate holding bag must be used for each animal. All gear should be thoroughly cleaned and dried between sites.
I12	The Authority Holder must ensure lizards are temporarily held individually in a suitable container (e.g., breathable cloth bag) and held out of direct sunlight to minimise the risk of overheating, stress and death.
I13	The Authority Holder is strongly encouraged to adhere to current best practice hygiene protocols when visiting sites of known native frog populations to avoid the spread of pest organisms such as chytrid fungus.

I14	If required in writing by the Grantor, the Authority Holder must make such improvements to techniques (including catching, handling, releasing, preserving and storing), and take such other steps as directed by the Grantor.
I15	Lizard Salvage Reporting A report summarising the outcomes of lizard salvaging must be submitted in writing to the DOC Operations Manager for Drury ([TBC]@doc.govt.nz) and permissionshamilton@doc.govt.nz within three months of the salvage being completed. Each report must include: (a) The permission number; (b) The species and number of any animals collected and released; (c) The GPS location (or a detailed map) of the collection point(s) and release point(s); (d) The results of all surveys, monitoring or research; and (e) A description of how the NLMP was implemented, including: (i) Any difficulties encountered with capture and handling; (ii) How release sites were assessed; (iii) Post-release monitoring; and (iv) What contingency actions (if any) were required.
I16	Completed Amphibian and Reptile Distribution System (ARDS) cards for all herpetofauna sightings and captures (Report a sighting: Amphibian and reptile species sightings and observations (doc.govt.nz)) must be sent to Herpetofauna, Department of Conservation, National Office, PO Box 10420 Wellington 6143 or herpetofauna@doc.govt.nz .