

Appendix E

Takitimu North Link Stage 2 Wildlife Approval Conditions

DEFINITIONS

The table below defines the acronyms and terms used in the Wildlife Approval conditions. Defined terms are capitalised.

Abbreviation/term	Meaning/definition	
Approval Holder	New Zealand Transport Agency Waka Kotahi	
Authorised Activity	To catch alive and relocate Lizards for the purpose of protecting the Lizards by way of salvage, and the incidental killing of Lizards.	
Construction Works	Activities undertaken to construct the Project, excluding Enabling Works.	
Designation	Designation D203 (Road purposes – State Highway 2) which includes an alteration to D203 extending its footprint over D181 (Road for access to State Highway 2) in the Western Bay of Plenty District Plan.	
Designation Boundary	The boundary of the area of land subject to the Designation.	
DOC	Department of Conservation	
Enabling Works	<p>Preparatory works and investigations to enable Construction Works, including the following activities:</p> <ul style="list-style-type: none"> • Archaeological investigations • Geotechnical investigations • Formation of access for site investigations • Establishing construction yards and offices • Constructing and sealing (if necessary) access roads and accesses to private properties and the Project • Contaminated land investigations • Demolition or removal works, including contaminated land clearance • Fencing • Vegetation protection or removal works • Investigation, protection and relocation of utilities • Establishment of mitigation measures (such as screen planting) for Enabling Works 	
Lizards	Common Name(s)	Scientific name

Abbreviation/term	Meaning/definition
	<p>Copper skink <i>Oligosoma aeneum</i></p> <p>Ornate skink <i>O. ornatum</i></p> <p>Moco skink <i>O. moco</i></p> <p>Striped skink <i>O. striatum</i></p> <p>Crenulate skink <i>O. robinsoni</i></p> <p>Shore skink <i>O. smithi</i></p> <p>Forest Gecko <i>Mokopirirakau granulatus</i></p> <p>Pacific gecko <i>Dactylocnemis pacificus</i></p> <p>Raukawa gecko <i>Woodworthia maculatus</i></p> <p>Elegant gecko <i>Naultinus elegans</i></p>
Project Works	All Enabling Works and Construction Works.
Release Area	The Te Puna Quarry park release site, which is an approximately 5 ha area within land at 110 Quarry Road (Parcel ID 4370151).
SQEP	Suitably Qualified Experienced Person - a person (or persons) who can provide sufficient evidence to demonstrate their suitability and competence in the relevant field of expertise.
Working Day	<p>A day of the week other than—</p> <p>(a) Saturday, a Sunday, Waitangi Day, Good Friday, Easter Monday, Anzac Day, the Sovereign's birthday, Te Rā Aro ki a Matariki/Matariki Observance Day, and Labour Day; and</p> <p>(b) if Waitangi Day or Anzac Day falls on a Saturday or a Sunday, the following Monday; and</p> <p>(c) a day in the period commencing on 20 December in any year and ending with 10 January in the following year.</p>

WA1 The Approval shall expire 20 years after the date the Approval is granted.

- WA2 (a) The Approval Holder shall prepare a **Lizard Management Plan (LMP)**. The purpose of the LMP is to reduce the injury and mortality of Lizards within the areas of vegetation clearance associated with the Project, and to support the creation and enhancement of habitats lost.
- (b) The LMP shall be prepared and signed off by a SQEP, follow best practice in terms of hygiene and animal welfare, and include:
- (i) Identification of suitable Lizard habitats;
 - (ii) Survey and monitoring requirements for Lizards prior to, during and after completion of Project Works;
 - (iii) Translocation methods, including requirements to undertake salvage before and during vegetation clearance;
 - (iv) Protocols for:
 1. Lizard disease and pest management;
 2. Incidental discovery;
 3. Kill and harm minimisation; and
 4. Incidental death associated with salvage.

- (v) Measures for involvement of Pirirākau and Ngāti Taka in implementing the Authorised Activity;
 - (vi) Measures for the creation and enhancement of Lizard habitat within the Release Area; and
 - (vii) Reporting requirements.
- (c) At least 10 Working Days prior to submitting the LMP (including, where practicable, any updated LMP under WA2(f)) to DOC in accordance with WA2(d), the LMP shall be provided to Pirirākau and Ngāti Taka for comment. The Approval Holder shall consider any feedback received from Pirirākau and Ngāti Taka prior to providing the LMP to DOC, as required in WA2(d), and incorporate suggestions from the feedback into the LMP as the Approval Holder considers appropriate. The LMP shall include a summary of feedback received from Pirirākau and Ngāti Taka and outline how feedback has been incorporated into the LMP and, if not, the reasons for that.
- (d) At least 20 Working Days before starting Project Works, the LMP shall be provided to DOC for certification that the LMP satisfies the requirements of WA2(a) and (b).
- (e) The certified LMP shall be implemented and complied with for the duration of Project Works.
- (f) The Approval Holder may update the LMP by submitting the amended LMP in writing to DOC for certification in accordance with WA2(d).

Advice note: *the application documents contain a draft LMP which will be finalised through this condition.*

- WA3 The Authorised Activity shall be carried out:
- (a) By a SQEP;
 - (b) In accordance with the LMP;
 - (c) At a suitable time of year, when Lizards are active, as advised by a SQEP; and
 - (d) For catch / capture, within the Designation Boundary, and for relocation, within the Release Area.
- WA4 The Authority Holder may apply to the Director-General for variations to this Approval in accordance with clause 7(2) of Schedule 7 of the Fast-Track Approvals Act 2024.
- WA5 The Approval Holder must pay the Department of Conservation's standard charge-out rates for any staff time and mileage required to monitor compliance with this Approval and to investigate any alleged breaches of the terms and conditions of it.
- WA6 The Authority Holder agrees to exercise the Approval at their own risk and releases, to the full extent permitted by law, the Director-General and the Director-General'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 Approval.
- WA7 The Director General may revoke this Approval at any time in respect of the whole or any part (pursuant to clause 7(4) of Schedule 7 of the Fast-Track Approvals Act 2024) if:
- (a) The Approval Holder breaches any of the conditions of this Approval; or
 - (b) In the Director-General's opinion, the carrying out of the Approval has caused or is likely to cause any unforeseen or unacceptable effects on lizards.
- If the Director-General intends to revoke this Approval in whole or in part, the Director-General must give the Approval Holder such prior notice as is reasonable and necessary in the circumstances.
- WA8 The Approval Holder must comply with all statutes, bylaws, and regulations, and all notices, directions, and requisitions of the Director-General and any competent authority relating to the exercise of the Approval.
- WA9 The Authority Holder must review the LMP and resubmit it to the Director-General for certification on or before the 10-year anniversary date of the Approval date. The objective of the review is to re-assess habitat conditions and characteristics and update the LMP to reflect current species knowledge, best practice lizard management and mitigation techniques.
- WA10 Lizards may only be handled by those people suitably qualified as according to the Department of Conservation.

- WA11 Capture and handling methods must involve only techniques that minimise the risk of infection or injury to the animal and must follow those described in the Herpetofauna inventory and monitoring toolbox <http://www.doc.govt.nz/our-work/biodiversity-inventory-and-monitoring/herpetofauna/>.
- WA12 The DOC Operations Manager for Tauranga must be contacted immediately (taurangainfo@doc.govt.nz) for further advice if lizard species other than those authorised are located within the footprint of the development or within the release site.
- WA13 (a) If any lizards die during the approved activities of catch, transfer or liberate, the Approval Holder must:
- (i) inform the Tauranga DOC Operations Manager (taurangainfo@doc.govt.nz) within 48 hours, chill the body if it can be delivered within 72 hours, or freeze the body if delivery will take longer than 72 hours; and
 - (ii) send the body to Massey University Wildlife Postmortem Service for necropsy or as otherwise advised by the Tauranga DOC Operations Manager, along with details of the animal's history; and
 - (iii) pay for any costs incurred in investigation of the death of any lizard; and
 - (iv) if required by the Tauranga DOC Operations Manager, cease the Approved Activity for a period determined by the DOC Operations Manager.
- (b) For the avoidance of doubt condition WA13 applies to lizard deaths that are associated with salvage activities, and does not apply to incidental deaths that occur during construction activities. The purpose of clause (a) is to ensure the methodologies and practices for catch, transfer and liberate are functioning successfully and to require investigation in the event that deaths occur during salvage activities.
- WA 14 If any lizards are found injured, the Project Herpetologist must be contacted to get advice on management of the lizard. Injured lizard(s) may be euthanised on recommendation of the Project Herpetologist or a veterinarian.
- WA 15 A report summarising lizard salvage and relocation activities must be prepared and submitted to DOC (taurangainfo@doc.govt.nz and permissionshamilton@doc.govt.nz) within 30 days from the completion date of the salvage. Specifically, this report is to include:
- (a) Results of lizard salvage and relocation work. Should native lizards be found, then the following will also be included in the report:
 - (i) Photos illustrating lizard salvage methods utilised.
 - (ii) Photos of lizards captured (including photos of the salvage and relocation areas),
 - (iii) A map showing the location of lizard upon capture and upon release,
 - (iv) The species and number of any lizards detected, captured, and released, and
 - (v) The results of all surveys and monitoring;
 - (b) Descriptions of how lizard management activities outlined in the LMP were followed, including conditions detailed in the wildlife approval and associated resource consent conditions;
 - (c) An Amphibian and Reptile Distribution Scheme (ARDS) card detailing information relating to captured lizards (also to be provided to herpetofauna@doc.govt.nz); and,
 - (d) A brief summary regarding the outcomes of the LMP, including any improvements/changes that should be implemented in future.