

Table of Responses to the Department of Conservation Recommended Changes to the Recommended Wildlife Approval Conditions

Dated: 9/08/2026

General Comments:

- 1 Where sought by the Department of Conservation ("DOC"). The reference to Department of Conservation has been deleted.
- 2 Where sought by DOC, the reference to Schedule Four has been deleted and reference is made to *Sphenotrochus ralphae* and *Kionotrochus suteri*.
- 3 *Culicia rubeola* has been added when the specific corals which the Wildlife Approval is to cover are named.
- 4 It remains the opinion of the Applicant that it is both practical and efficient for the Panel to approve the Cup Coral Management Plan ("CCMP") as part of the approval and granting of the Resource Consent and Wildlife Approval. Those changes sought by DOC which provides for DOC to approve the CCMP have therefore not been adopted.

Specific Comments:

Schedule/Condition	Response to DOC Recommendations
Schedule 1	
1	Changes adopted except to the final sentence in a) iii and in c) i which relates to a change which would only apply if the CCMP was to be certified by DOC. As outlined above, it remains the opinion of the Applicant that the Panel can certify the CCMP as part of granting of the Approval.
2	The change in the schedule number has not been changed. With the approval of the CCMP as part of the current consenting process, then the CCMP would remain in Schedule Four and the Site Plan in Schedule Five.
3	Changes adopted.
4	Change adopted in part. The Applicant is seeking a 35-year period (rather than the 10 years recommended by DOC) but agrees that the wording "from the date of approval" is appropriate.
5	Change adopted and email address for the Approval Holder has been added.
6	Change to DOC contact details made.
Schedule 2	

2.1	Changes adopted.
3.1	Changes adopted.
4.1	Changes adopted.
5.1	Changes adopted.
5.2	Changes adopted.
6.1	Changes adopted.
7.1	Changes adopted.
Schedule 3	
1.1	Changes adopted in part. The reference to the CCMP in Schedule 4 is retained in the first sentence. “Special” has been added in front of “Conditions 3 to 6”. The new final sentence recommended by DOC addressing conflicts between the CCMP and conditions has been added.
2.1	Changes adopted.
3.1	Changes adopted.
4.1	Change not adopted as the Applicant remains of the opinion this condition should only apply to amendments to the CCMP on that basis that the CCMP is certified as part of the granted Approval. For clarification, “management plan” has been replaced with CCMP.
5.1	Changes adopted in part. Although not a recommendation of DOC, “possession” has been replaced by “incidental collection” or “collection” to align with wording used elsewhere in the conditions. The change to b) has been adopted. The recommended new c) has not been adopted. This clause is impractical and has been specifically addressed in the Statement of Evidence to Comments Received by Mr Elstob. The DOC recommended new d) (the new c in the updated conditions) has been adopted.
6.1	The recommended change to delete “amended” has not been adopted on the basis the Panel certifies the CCMP as part of the Approval.
7.1	The heading for this section has been corrected so it refers to “Cup Coral” rather than “Stony Coral”. Changes adopted except the words “or under the direct supervision of the Authorised Personnel” have not been deleted. It is considered appropriate that this wording is retained to reflect that the authorised personnel may have other people assisting them during monitoring.
7.2	This new recommended condition has been included but has been widened so it covers both dead and live corals rather than just referring to live corals.
8.1	Changes adopted.

8.2	Changes adopted in part. The first sentence reflects the recommended wording from DOC. The second sentence has been modified so it is clearer which reports are being referred to in terms of when the review may be initiated.
Recommended Condition 9 (Extraction Track Reuse)	This new condition proposed by DOC has not been adopted. The location and timing of extraction is managed through the rotational extraction methodology outlined in the Sand Extraction Operation Plan (“SEOP”). The requirement for this methodology to be included in the SEOP is set out in recommended resource consent Condition 18 and the requirement to implement the SEOP is set out in recommended resource consent Condition 11. In addition, resource consent Condition 24 (Extraction Vessel and Equipment) has been expanded to include the following wording: <i>“The Consent Holder must operate the William Fraser in a way that avoids or, if that is not practicably possible on any occasion, minimises any overlapping of an extraction track created within the previous 12 months.”</i> It is considered that operational conditions are more appropriately included in the resource consent conditions, as proposed.
10.1	Changes adopted.
11.1	Changes adopted.
12.1	Changes adopted.
13.1	Changes adopted.
Schedule 4: Cup Coral Management Plan.	The recommendation by DOC to delete Schedule 4 has not been adopted on the basis that the CCMP will be certified as part of the Approval.
Schedule 5: Sand Extraction Area and Control Sites	The updated plan (which shows the 220 m wide bathymetric control area and the modified key) has been included.