

FTAA-2512-1163

Your Comment on the Stella Passage Development draft conditions and decision

Please include all the contact details listed below with your comments and indicate whether you can receive further communications from us by email at substantive@fastrack.govt.nz

1. Contact Details	
Please ensure that you have authority to comment on the application on behalf of those named on this form.	
Organisation name (if relevant)	Department of Conservation
First name	Jenny
Last name	Clafferty
Postal address	PO Box 10420, Wellington 6140
Mobile phone	[REDACTED]
Email	fast-track@doc.govt.nz and [REDACTED]

☒	I can receive emails and my email address is correct	☐	I cannot receive emails and my postal address is correct
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Please provide your comments below, include additional pages as needed.

Please find comments attached



Linda Kirk
Fast-track Applications Manager

Acting pursuant to delegated authority on behalf of the Director-General of Conservation.

Date: 24 August 2026

Comments on draft conditions for a fast-track consenting application

Fast-track Approvals Act 2024 section 70

To: The Expert Panel

From: Director-General of Conservation

Regarding fast-track project: Stella Passage Development

Fast track Reference: FTAA-2512-1163

1. Thank you for the opportunity to provide comments on the draft decision for the Fast-track Stella Passage Development project (the Project).

Regional Resource Consent Conditions

2. We understand that Bay of Plenty Regional Council will be seeking in their comments on the draft decision and conditions that the Marine Mammal Management Plan and the Avifauna Management Plan are reviewed following Stage 1 of the proposed works. DOC supports this approach, as it ensures that any changes in best practice are appropriately reflected at later stages of the project works.

Wildlife Approval Conditions

3. It has come to the attention of the Department of Conservation (DOC) that the conditions of the Wildlife Approval for kororā are missing administrative detail that make it clear what the approved activity is, and what species it relates to. Amendments to conditions WA1 and WA3 are sought, as detailed below, to provide this clarity.
4. DOC apologises for overlooking this detail earlier, and hopes that the Panel can include the amendment to ensure clarity re what is approved.

Condition #	Draft condition with marked up suggestions	Comments and reasoning
WA 1	The approved activity <u>(catch, handle, and relocate protected wildlife being kororā (little penguin, <i>Eudyptula minor</i>)</u> must be carried out in accordance with the Avifauna Management Plan (AMP) appended to the Approval and in the application to the extent it relates to the Approval.	Recommended to improve clarity. The wildlife approval conditions do not currently explicitly set out what the approved activity is or what species the approval applies to.

UNCLASSIFIED

WA 3	The approval holder is permitted to incidentally kill or harm wildlife <u>kororā</u> if the harm or death is not directly intended but is unavoidable and foreseeable and all reasonable effort has been made to meet the terms and conditions in this Approval.	Recommended to avoid unintentional interpretation that this condition applies to all protected wildlife.
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