

Coastal Management Area B : Estuaries

Structures

Activity	Rule	Standards/Terms/Conditions	Classification	Notification	Control/Discretion	Policy References
Alteration, reconstruction or removal and re-placement of an existing structure for maintenance	B1.1	<ul style="list-style-type: none"> Activity is for the purpose of maintaining the structure in good repair; Size of the structure will not increase beyond original size; Sediment disturbance will not decrease the visual clarity of water by more than 50% outside a 50 metre radius zone of mixing; No contaminant will be released into coastal water; Activity complies with general standards in Section 4.4; At least one working day before maintenance commences, the Taranaki Regional Council is informed that the activity is to occur. 	Permitted			
Placement of an outfall structure	B1.2	<ul style="list-style-type: none"> Structure has an internal diameter of 600 mm or less and extends 1 metre or less over the bed of the estuary; No erosion, scour or deposition results from placement or use of the structure; Structure is designed or placed to prevent tidal backflow and fish entrapment; Structure is to have the minimum external diameter necessary for the safe and efficient operation of the structure. 	Permitted			
Erection or placement of a navigation aid for marine transport , and related occupation of the coastal marine area (including renewal of occupation), and related disturbance of the foreshore and seabed	B1.3	<ul style="list-style-type: none"> Structure does not interfere with the New Plymouth Airport Flight Path Protection Surfaces shown in Section 4.3. 	Controlled	May be non-notified without written approval	<ul style="list-style-type: none"> Occupation and public access Noise emissions Light emissions Disturbance of foreshore or seabed Effects on water quality Method of construction or placement Timing of works Duration of consent and removal of structure Height of structure Monitoring Review Administrative charges 	1.1(b), 2.1, 2.2, 3.1, 6.2, 6.5, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
Erection, placement, alteration, extension or	B1.4	<ul style="list-style-type: none"> Structure is any: <ul style="list-style-type: none"> - pipeline which is not a restricted coastal activity under rule 	Controlled	May be non-notified without written	<ul style="list-style-type: none"> Disturbance of foreshore and seabed 	1.1(b), 2.1, 2.2, 6.2, 6.5, 6.6, 8.1, 8.2, 9.10, 11.1, 11.2, 13.1, 14.1,

reconstruction of a utility structure , and related occupation of the coastal marine area (including renewal of occupation), and related disturbance of the foreshore and seabed		<p>B1.12; or</p> <ul style="list-style-type: none"> - outfall structure which does not come within and/or comply with rule B1.2; or - intake structure; or - communication or electricity cable (excluding overhead cables); or - marine communications equipment; <ul style="list-style-type: none"> • Cables or pipelines are either buried within the foreshore and seabed or are attached to a bridge or access structure; • Outfall or intake structure extends across less than 20% of the width of the estuary bed at the point of the outfall or intake and no more than 2 metres along the bank; • Structure does not cause erosion, scour or deposition, or significantly divert water flows; • Structure is necessary to enable the safe and efficient conduct of the utility operations; • Structure does not adversely affect access to or use of the area surrounding the structure and does not affect the amenity values present in the area. 		approval	<ul style="list-style-type: none"> • Sediment movement and erosion • Design and external appearance of structure • Precise location of structure within the general area of the application • Method of construction or placement of the structure • Effects on navigation • Effects on ecological values • Occupation and public access • Noise emissions • Light emissions • Duration of consent and removal of structure • Timing of works • Monitoring • Review • Administrative charges 	14.2, 14.3
Erection or placement of a whitebait stand	B1.5		Prohibited			
Removal or demolition of a structure, excluding Waitara River control arms or Patea River control arms, and related disturbance of the foreshore and seabed	B1.6	<ul style="list-style-type: none"> • Structure is not on the Register of Historic Places, historic areas, w_hi tapu and w_hi tapu areas, or otherwise subject to the Historic Places Act 1993 or any other legislation applying to historic places. • Structure is not a pipeline authorised before 1 October 1991 to which s107 of the Crown Minerals Act 1991 applies. 	Discretionary	May be non-notified without written approval	<ul style="list-style-type: none"> • Erosion and channel form effects • Water quality effects • Method of demolition or removal • Effects on ecosystems • Disposal of waste • Remains of structure in coastal marine area • Disturbance of the foreshore and seabed • Restoration of the foreshore and seabed • Noise emissions • Light emissions 	1.1(b), 2.1, 2.2, 3.1, 6.2, 6.3, 6.5, 8.1, 8.2, 9.10, 11.1, 11.2, 13.1

					<ul style="list-style-type: none"> • Duration of consents • Timing of works • Monitoring • Review • Administrative charges 	
Removal or demolition of a structure and the activity or structure does not come within and/or comply with rule B1.6	B1.7	<ul style="list-style-type: none"> • Structure is not a pipeline authorised before 1 October 1991 to which s107 of the Crown Minerals Act 1991 applies. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 6.2, 6.3, 6.5, 8.1, 8.2, 9.10, 11.1, 11.2, 13.1
Erection or placement of a solid structure that impounds or effectively contains a naturally-formed area of estuary (other than for reclamation purposes)	B1.8		Prohibited			
Erection or placement of a large structure and related occupation of the coastal marine area, excluding any structure that comes within rule B1.6	B1.9	<ul style="list-style-type: none"> • Structure is solid or presents a significant barrier to water or sediment movement; • Structure is 300 metres or more in length parallel to the line of mean high water springs (including structures the sum of whose lengths is 300 metres or more). 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.1, 6.2, 7.1, 7.2, 7.3, 7.4, 8.1, 8.2, 9.8, 11.1, 11.2, 13.1, 13.2, 14.1, 14.2, 14.3
	B1.10	<ul style="list-style-type: none"> • Structure is solid or presents a significant barrier to water or sediment movement; • Structure is oblique or perpendicular to the line of mean high water springs; • Structure is in horizontal projection 100 metres or more in length. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.1, 6.2, 7.1, 7.2, 7.3, 7.4, 8.1, 8.2, 9.10, 11.1, 11.2, 13.1, 13.2, 14.1, 14.2, 14.3
Erection or placement of a structure for the storage or containment of petroleum , petroleum products or contaminants (excluding any pipeline)	B1.11		Prohibited			

Erection or placement of a pipeline for the transmission or distribution of petroleum	B1.12	<ul style="list-style-type: none"> • Pipeline has a volume of more than 50 000 litres in that part of the pipeline that crosses the coastal marine area. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.2, 8.1, 8.2, 9.7, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
Erection, placement, alteration, extension or reconstruction of any structure, and related occupation of the coastal marine area and the activity or structure does not come within and/or comply with any of rules B1.1 to B1.12	B1.13	<ul style="list-style-type: none"> • Structure is within any one of the following estuaries: <ul style="list-style-type: none"> - Waiwhakaiho - Waitara - Patea 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.1, 6.2, 6.3, 7.1, 7.2, 7.3, 7.4, 8.1, 8.2, 9.7, 9.10, 11.1, 11.2, 13.1, 13.2, 14.1, 14.2, 14.3
Erection, placement, alteration, extension or reconstruction of any structure, and related occupation of the coastal marine area and the activity or structure does not come within and/or comply with any of rules B1.1 to B1.13	B1.14		Non-complying			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.1, 6.2, 6.3, 7.1, 7.2, 7.3, 7.4, 8.1, 8.2, 9.7, 9.10, 11.1, 11.2, 13.1, 13.2, 14.1, 14.2, 14.3

Discharges

Activity	Rule	Standards/Terms/Conditions	Classification	Notification	Control/Discretion	Policy References
Discharge of water from an aquifer to coastal water or water in an aquifer in the coastal marine area	B2.1	<ul style="list-style-type: none"> No contaminants are added to the discharge; Saline water is not discharged into fresh water. 	Permitted			
Discharge of uncontaminated water or stormwater into water or onto land in the coastal marine area	B2.2	<ul style="list-style-type: none"> Stormwater discharge occurs from a road, roof, yard, paved area or grassed area; Stormwater discharge contains less than 15 gm³ of oil and grease and less than 100 gm³ suspended sediment; Stormwater discharge does not originate from any industrial or trade premises; Discharge can be discharged through a 600 mm diameter pipe. 	Permitted			
Discharge of uncontaminated water or stormwater into water or onto land in the coastal marine area discharge does not come within and/or comply with rule B2.2	B2.3		Non-complying	May be non-notified without written approval		1.1(b), 2.1, 2.2, 5.4, 9.3, 9.5, 9.6, 9.7
Discharge of human sewage into the coastal marine area	B2.4	<ul style="list-style-type: none"> Discharge has not first passed through soil or wetland. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 5.4, 5.5, 8.1, 9.1, 9.2, 9.3, 9.4, 9.5, 9.7, 13.1, 14.1, 14.2, 14.3
Discharge of water or contaminant into water or onto land in the coastal marine area and the discharge does not come within and/or comply with rules B2.1 to B2.4	B2.5	<ul style="list-style-type: none"> Discharge gives rise to any or all of the following effects in the receiving waters, after reasonable mixing: <ol style="list-style-type: none"> production of conspicuous oil or grease films, scums or foams, or floatable or suspended materials; conspicuous change in colour or visual clarity; emission of objectionable odour; significant adverse effects on aquatic life; and such effects are not of a temporary nature or associated with necessary maintenance work. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 5.4, 5.5, 8.1, 9.1, 9.2, 9.3, 9.4, 9.5, 9.7, 13.1, 14.1, 14.2, 14.3
Discharge of water or contaminant into water or	B2.6		Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 5.4, 5.5, 8.1, 9.1, 9.2, 9.3, 9.4, 9.5,

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onto land in the coastal marine area and the discharge does not come within and/or comply with Rule B2.5						9.7, 13.1, 14.1, 14.2, 14.3
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Disturbance of, and deposits to, foreshore and seabed

Activity	Rule	Standards/Terms/Conditions	Classification	Notification	Control/Discretion	Policy References
Disturbance of foreshore and seabed, and deposit of substance onto foreshore or seabed for clearance of culverts, outfall and intake structures	B3.1	<ul style="list-style-type: none"> • Disturbance is of accumulated sediment when that sediment is adversely affecting the use of an existing culvert or outfall or intake structure; • Disturbance is the minimum necessary to allow reasonable use of that structure; • Disturbed sediment is placed in an area of similar sediment on the foreshore or seabed; • Sediments that contain contaminants are to be deposited outside of the coastal marine area; • Activity complies with the general standards in Section 4.4; • Activity does not restrict public access for more than one week; • At least one working day before the activity is carried out, the Taranaki Regional Council is informed that the activity will take place. 	Permitted			
Disturbance, damage or destruction of foreshore and seabed, including any removal of sand, shell, shingle or other natural material	B3.2	<ul style="list-style-type: none"> • Structure is within any one of the following estuaries: <ul style="list-style-type: none"> - Waiwhakaiho - Waitara - Patea • Disturbance of material: <ul style="list-style-type: none"> (i) in volumes of greater than 50 000 cubic metres; or (ii) extracted from areas of 4 hectares or more; or (iii) extending 1000 metres or more over foreshore and seabed. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.5, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
Disturbance, damage or destruction of the foreshore and seabed, including any removal of sand, shell, shingle or other natural material, and does not come within or comply with rule B3.2	B3.3	<ul style="list-style-type: none"> • Disturbance of material: <ul style="list-style-type: none"> (i) in volumes of greater than 50 000 cubic metres; or (ii) extracted from areas of 4 hectares or more; or (iii) extending 1000 metres or more over foreshore and seabed. 	Non-complying			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.5, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
Other disturbance or damage or destruction of foreshore and seabed, including any removal of	B3.4	<ul style="list-style-type: none"> • Disturbance, damage or destruction is within any one of the following estuaries: <ul style="list-style-type: none"> - Waiwhakaiho - Waitara 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.5, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3

<p>sand, shell, shingle, or other natural material and the disturbance does not come within and/or comply with rules B3.1, B3.2 and B3.3 and the disturbance, damage or destruction are restricted by sections 12(1)(c) or 12(1)(e) of the Act, or removal is restricted by section 12(2) of the Act</p>		<ul style="list-style-type: none"> - Patea 				
<p>Other disturbance or damage or destruction of foreshore and seabed, including any removal of sand, shell, shingle or other natural material and the disturbance does not come within and/or comply with either of rules B3.1 B3.2, B3.3 and B3.4 and the disturbance, damage or destruction are restricted by sections 12(1)(c) or 12(1)(e) of the Act, or removal is restricted by Section 12(2) of the Act.</p>	B3.5		Non-complying			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.6, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
<p>Large deposits of substance in, on or under the foreshore and seabed</p>	B3.6	<ul style="list-style-type: none"> • Deposit is within any one of the following estuaries: <ul style="list-style-type: none"> - Waiwhakaiho - Waitara - Patea • Deposit is in quantities of more than 50 000 cubic metres in any 12 month period. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.6, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3

Large deposits of substance in, on or under the foreshore and seabed and does not come within or comply with rule B 3.6.	B3.7	<ul style="list-style-type: none"> • Deposit is in quantities of more than 50 000 cubic metres in any 12 month period. 	Non-complying			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.6, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
Other deposits of substance in, on or under the foreshore and seabed and the deposit does not come within and/or comply with rules B3.6 or B3.7 and is restricted by Section 12(1)(d) of the Act.	B3.8	<ul style="list-style-type: none"> • Deposit is within any one of the following estuaries: <ul style="list-style-type: none"> - Waiwhakaiho - Waitara - Patea 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.6, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3
Other deposits of substance in, on or under the foreshore and seabed and the deposit does not come within and/or comply with rules B3.6, B3.7 or B3.8 and is restricted by Section 12(1)(d) of the Act.	B3.9		Non-complying			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.6, 7.4, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3

Reclamations

Activity	Rule	Standards/Terms/Conditions	Classification	Notification	Control/Discretion	Policy References
Reclamation or draining of foreshore and seabed, excluding reclamation for the purpose of erosion control or flood control	B4.1		Prohibited			
Reclamation for the purpose of erosion control or flood control	B4.2	<ul style="list-style-type: none"> • Reclamation has an area less than 1 hectare and has a maximum side length of 100 metres or a maximum diameter of 112 metres. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.4, 6.6, 7.1, 7.2, 7.3, 7.4, 7.5, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3, 14.4

Activity	Rule	Standards/Terms/Conditions	Classification	Notification	Control/Discretion	Policy References
	B4.3	<ul style="list-style-type: none"> • Reclamation has an area of 1 hectare or more; or • Reclamation extends 100 metres or more in any direction; or • Reclamation is an incremental reclamation connected to, or part of, another reclamation which: <ul style="list-style-type: none"> (i) was commenced or received a resource consent after 5 May 1994¹; and (ii) the sum of the existing and proposed reclamations are equal to or exceed an area of 1 hectare or a distance of 100m in any direction. 	Discretionary			1.1(b), 2.1, 2.2, 3.1, 3.2, 3.3, 6.4, 6.6, 7.1, 7.2, 7.3, 7.4, 7.5, 8.1, 9.10, 11.1, 11.2, 13.1, 14.1, 14.2, 14.3, 14.4

¹ *The gazettal gate of the New Zealand Coastal Policy Statement.*