

Application Name:	Trans-Tasman Resources Limited iron sand extraction and processing application
EPA Reference:	EEZ000011
Applicant:	Trans-Tasman Resources Limited
Notification Date:	17 September 2016
Submission Close:	5:00pm, Friday 14 October 2016

Your personal information will be held by the EPA and used in relation to the Trans-Tasman Resources Limited marine consents and marine discharge consents application process. You have the right to access and correct personal information held by the EPA. All information held by the EPA is subject to the Official Information Act 1982.

A copy of your submission, including all personal information, will be provided to the applicant and decision-makers, and may also be provided to other parties in the process. If you are a company making a submission on this application, your full business contact details will be publicly available and published on the EPA website.

For individual submitters, your name and any information in your submission may be publicly available and published on the EPA website. Your contact details (phone number, address and email) will not be publicly available.

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Send your submission to the EPA by:

- **Using the EPA online form** available at: <http://www.epa.govt.nz/EEZ/whats-going-on/current-applications/ttr-2016/Pages/default.aspx>. If you use the online form, Trans-Tasman Resources Limited will automatically be sent a copy of your submission.
- **Email:** TTRLApplication@epa.govt.nz (if smaller than 10MB). *Please mark in the subject line:* 'Submission: (Your name), 'Trans-Tasman Resources Limited iron sand extraction and processing application'
- **Post to:** TTRL Application, Environmental Protection Authority, Private Bag 63002, Waterloo Quay, Wellington 6140, New Zealand.
- **Deliver in person to:** Environmental Protection Authority, Grant Thornton House, Level 10, 215 Lambton Quay, Wellington, New Zealand.

Send your submission to Trans-Tasman Resources Limited by:

- **Email:** EEZSubmissions@ttrl.co.nz
- **Post to:** the Project Director, Trans-Tasman Resources Limited, PO Box 10 571, Wellington 6143, New Zealand
- **Deliver in person to:** Reception, Mitchell Partnerships, Ground Floor, Oceanbridge House, 25 Anzac Street, Takapuna, Auckland, New Zealand.

For information on the submission process, see www.epa.govt.nz/EEZ/having_your_say.

All sections of this form with an asterisk (*) are mandatory.

1. Contact details*

Organisation (if relevant):	Sanford Limited		
First name of submitter:*	Sanford Limited		
Last name of submitter:*			
Submitter Email* (please provide a valid email address):	aundorflay@sanford.co.nz	Submitter Fax:	09 309 1190
Submitter Home phone*:	██████████	Submitter Work phone:	09 379 4720
Submitter Mobile phone*:	██████████		
Submitter Postal address*:	PO Box 443 Auckland 1140		

✓ I/We confirm that I/we have authority to make this submission on behalf of the submitter(s) named on this form.*

✓ I intend to have a spokesperson who will act on my behalf (e.g. a lawyer or professional adviser). I confirm this person will receive all correspondence on my behalf.

2. Spokesperson contact details

Organisation (if relevant):	Sanford Limited		
First name of spokesperson:*	Alison		
Last name of spokesperson:*	Undorf-Lay		
Spokesperson Email* (please provide a valid email address):	aundorflay@sanford.co.nz	Spokesperson Fax:	09 309 1190
Spokesperson Home phone*:	n/a	Spokesperson Work phone:	09 379 4720
Spokesperson Mobile phone*:	██████████		
Spokesperson Postal address*:	PO Box 443 Auckland 1140		

3. Electronic correspondence

You will receive information by email. If you are unable to receive emails, please indicate below:

I cannot receive electronic copies of information and updates.

4. Do you wish to speak to your submission at the hearing?*

I/We **do not wish** to speak about my / our submission at the hearing.

OR

I/We **wish** to speak about my / our submission at the hearing.

If you **wish to speak** at the hearing, tick as many as apply to you:

If others make a similar submission, I/we will consider presenting a joint case with them at the hearing.

I/We wish to present in Te Reo Māori.

I/We wish to present in New Zealand Sign Language.

I/We intend to have legal representation (i.e. a lawyer speaking on your behalf).

I/We intend to have expert witnesses to support my/our submission.

5. What decision do you want the EPA to make and why?*

If you require more space, please attach additional pages. Please include your name, page numbers and *Trans-Tasman Resources Limited iron sand extraction and processing application* on the additional pages.

Decision*	Grant	Grant with conditions	Neutral	Decline
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
My reasons for seeking this decision are:				
<p>Sanford's reasons for seeking this decision are:</p> <p>Sanford Ltd (Sanford) is a quota owner and harvester of finfish with existing lawfully established use rights in the South Taranaki Bight established over a long history of wild harvest – both by Sanford owned vessels and by other companies we subsequently acquired through purchase. Sanford also has an aquaculture presence in the Top of the South and holds marine farm licences and Resource Management Act consents to significant (1543 hectares) water space in areas that are potentially exposed to increased sedimentation from mining and adverse vessel effects (ballast water, biofouling and fuel transfer) around but not limited to Admiralty Bay.</p>				

Trans Tasman Resources (TTR) has acknowledged Sanford's existing use rights as a quota owner, wild harvest fisher and aquaculture grower. Over the last year TTR has worked collaboratively with Sanford to identify and address the potential for adverse effects and increased risks to our business as a consequence of their proposed mining activity.

The results of this collaboration are expressed in several technical reports, the proposed resource consent conditions and the inclusion of our Sector Representative Entities (Fisheries Inshore New Zealand and Aquaculture New Zealand) on the Technical Advisory Group (TAG) and in the biosecurity provisions.

Sanford accepts that the two years of baseline monitoring by the applicant may lead to changes in the proposed conditions, we support the principles of adaptive management and using the TAG to work through changes.

Over the last year Sanford and TTR first defined and then worked at building a cooperative relationship based on mutual respect and acceptance that the South Taranaki marine space should be available for responsible utilisation by all stakeholders, while recognising the need to minimise the impact of one party's activities on the successful operation of the other.

While the impetus for our developing relationship is based on TTR's acknowledgement of Sanford's existing lawful use of the water space, it is not limited by this.

Throughout the last year TTR openly and often consulted with Sanford about its proposed project and the likely effects of the mining operation on commercial fish stocks and aquaculture sites. This consultation led to collaboration, the sharing of expert knowledge and the generation of new knowledge. Both TTR and Sanford openly shared this information, and reports with others.

Volker Kuntzsch, CEO Sanford, and Shawn Thompson, Project leader TTR, expressed the need for this collaboration as:

The growing awareness of the need for all marine based industries to be environmentally aware and sustainable is driving real change with regards to managing our available resources, be it minerals or fisheries based. Only by pooling our collective and diverse resources, the best available data, marine experts and operational managers and our common responsibility and commitment, can we ensure the vision of successful industries functioning in a healthy and sustainable marine ecosystem.

As a result of the acceptance from TTR to address Sanford's concerns through the inclusion of fishing/aquaculture considerations in their pre-application assessments and in the jointly crafted proposed conditions, and by both companies being motivated to work together to secure a healthy and sustainable marine ecosystem, Sanford accepts the TTR application conditional on the EPA's experts considering TTR's sediment plume modelling predictions sound, and therefore the anticipated adverse effects on commercial fish stocks being no worse than predicted.

6. Do you have an existing interest that may be affected by what is proposed in this application?

<input checked="" type="checkbox"/>	Lawfully established existing activity, whether or not authorised by or under any Act or Regulations, including rights of access, navigation and fishing
<input checked="" type="checkbox"/>	Any activity that may be undertaken under the authority of an existing marine consent
<input checked="" type="checkbox"/>	Any activity that may be undertaken under the authority of an existing resource consent granted under the Resource Management Act 1991
<input type="checkbox"/>	Settlement of a historical claim under the Treaty of Waitangi Act 1975
<input type="checkbox"/>	Settlement of a contemporary claim under the Treaty of Waitangi as provided for in an Act, including the Treaty of Waitangi (Fisheries Claims) Settlement Act 1992
<input type="checkbox"/>	Protected customary right or customary marine title as recognised under the Marine and Coastal Area (Takutai Moana) Act 2011

What is your existing interest and how may it be affected by this application?

Sanford is a commercial seafood company that:

- **owns significant commercial quota** including but not limited to 60.8% of the Snapper 8 Total Allowable Commercial Catch (TACC), 56.7% of Trevally TACC, 35.4% of the Terakihi TACC, 21.5% of the Blue mackerel TACC and 36.7% of the Jack mackerel, and 47.5% and 31.6% respectively of Rough skate and Spiny dogfish, and
- **actively harvests fish across the rolling grounds** with its own vessels and/or leases catching entitlements to other fishers who work in this space, and
- **owns, leases and contracts significant aquaculture licences** in the Top of the South

END OF THE SUBMISSION FORM