

# Coastal Resources Limited marine dumping consent application

**Submission Reference no:** 86

**Sanford Limited and Cedenco Foods NZ Limited (Alison Undorf-Lay)**

**Submitter Type:** Not specified

**Source:** Email

**Overall Notes:**

**Clause**

Do you intend to have a spokesperson who will act on your behalf (e.g. a lawyer or professional adviser)?

**Position**

No

**Notes**

**Clause**

Do you wish to speak to your submission at the hearing?

**Position**

Yes I/we wish to speak to my/our submission at the hearing

**Notes**

**Clause**

If you wish to speak to your submission at the hearing, tick the boxes that apply to you:

**Position**

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

**Notes**

**Clause**

We will send you regular updates by email

**Position**

I can receive emails and my email address is correct.

**Notes**

**Clause**

What decision do you want the EPA to make and why? Provide reasons in the box below.

**Position**

Grant with conditions

**Notes**

Please see the attached submission.

## Fill out the fields below to make your submission

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

### 1. Contact Details

Please ensure that you have authority to make this submission on behalf of the submitter(s) named on this form.

Organisation name (if relevant):	Sanford Limited		
First name of submitter*:	Alison		
Last name of submitter*:	Undorf-Lay		
Postal address of submitter:	PO Box 443, Auckland 1140		
Home phone / Mobile phone*:	027 293 7795	Work phone*:	
Email*: (Please provide a valid email address)	aundorf-lay@sanford.co.nz		

### 2. Do you intend to have a spokesperson who will act on your behalf (e.g. a lawyer or professional adviser)?

Yes  No (go to question 3)

If yes, please provide the contact details for your spokesperson

First name of spokesperson*:			
Last name of spokesperson*:			
Postal address of spokesperson:			
Spokesperson Home phone / Mobile phone*:		Spokesperson Work phone*:	
Spokesperson email*: (Please provide a valid email address)			

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

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Yes, I/we wish to speak to my/our submission at the hearing | <input type="checkbox"/> No, I/we do not wish to speak to my/our submission at the hearing (go to question 4) |
|---|---|

If you wish to speak to your submission at the hearing, tick the boxes that 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.

**4. We will send you regular updates by email\***

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> I can receive emails and my email address is correct. | <input type="checkbox"/> I cannot receive emails and my postal address is correct. |
|---|--|

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

If you need more space, please attach additional pages. Please include your name, page numbers and *CRL application* on the additional pages.

The decision I want the EPA to make is:

<input type="checkbox"/>	Grant	<input checked="" type="checkbox"/>	Grant with conditions	<input type="checkbox"/>	Neutral	<input type="checkbox"/>	Refuse
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My reasons for seeking this decision are....

*Please see the attached submission*

### Important information

Your personal information will be held by the EPA and used in relation to the Coastal Resources Limited marine dumping consent 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. Submissions may be published on the EPA website.

If you make a submission you are signing up to a public process with the EPA. The EPA will send you communications relating to this application from time to time. If you are a company making a submission on this application, your full business contact details will be publicly available. For individual submitters, your name and any information in your submission may be publicly available. Your contact details (phone number, address, and email) will not be publicly available.

Please do not use copyright material without the permission of the copyright holder.

## Thank you for your submission

# Coastal Resources Marine Dumping Consent - EEZ 100015

## Applicant: Coastal Resources Limited

### Submission of Sanford Limited and Cedenco Foods New Zealand Limited

Lodged by email to [CRL.application@epa.govt.nz](mailto:CRL.application@epa.govt.nz)

This is an application for a marine consent to dump dredged material at a deep-sea site 25km east of Great Barrier Island.

To be read in conjunction with Part One of our submission (the EPA Form), attached.

We wish to speak to this submission at a hearing.

## We Are

Sanford Limited (**Sanford**) is a seafood company that has significant commercial interests in both aquaculture (mussel farming) and wild harvest fishing operation (quota ownership and catch effort) along the east coast of the North Island including in areas that may be adversely affected by the proposed activity.

Cedenco Foods New Zealand (**Cedenco**) is a marine farm owner with marine farms located in the Auckland and Waikato coastal marine areas.

Sanford and Cedenco have a joint venture called North Island Mussel Limited (**NIML**) that includes marine farms, a farm management business located in Coromandel Township and a mussel processing plant in Tauranga.

Sanford and Cedenco have worked together to present this submission. Given our commercial investments outlined in the paragraphs above, and the potential that these investments could be adversely affected by the Variation, our interest in this application is greater than that of the general public.

The EPA has made Sanford aware of this application, we are thankful to be on the Authority's data base. We are not aware the applicant has made an approach to Sanford or Cedenco staff.

## Our Submission

The Variation as proposed by Coastal Resources Limited (**CRL**) is opposed.

## Our Reason

Specifically we oppose:

- (i) The fivefold increased volume of spoil and the way that adverse effects are proposed to be managed, avoided, mitigated and remedied,
- (ii) the proposed consent conditions including but not limited to the Applicant's management of the plume spread, water quality including heavy metals and the increased risk of biosecurity incursions - more specifically the potential acerbated

spread of invasive marine pests such as Mediterranean Fanworm (Sabella) and Sea Squirt.

- (iii) the applicant's absence of inclusion, consultation and engagement with commercial resource users like ourselves that may be potentially adversely affected by the proposed increased dumping activity (plume) and subsequent effects, and
- (iv) the brevity of new data and modeling showing the hydrodynamic influences and the short term and cumulative effects from a fivefold increase in discharge volumes on the benthic environment, food web, commercial fin fish stocks and the potential risk to marine farms located in the coastal waters of Great Barrier Island and the Firth of Thames.

## Relief We Seek

Sanford and Cedenco seek that the application as proposed be declined, while noting that we extend an invitation to meet with the Applicant and an offer to work collaboratively on additional conditions that specifically recognise and protect our interests.

Ideally we seek to be in position that we jointly (Sanford, Cedenco and the Applicant) are able to present to the EPA Decision Makers a revised set of conditions that all three groups could support.

To this end Sanford is prepared to provide the details of several marine experts that understand our industry and our business that may be helpful in assisting the Applicant prepare their management plans. It maybe that the Applicant is able to utilise these people for advise on how their proposed activity is likely to affect our business (wild fish harvest, spat collection, mussel farming).

### **In addition Sanford and Cedenco seek the following 17 conditions be added to the consent:**

1. The inclusion of specific conditions and monitoring reporting requirements that protect and safeguard our business investments (marine farms, quota species and catch effort), including updating and establishing new and additional environmental baselines.
2. Specific reference to tracking marine farming (aquaculture) and seafood interests (fishing) in adaptive management plans, monitoring requirements, the setting of triggers and detailed monitoring of effects.
3. Recognition of protected species such as Black Petrel habitat.
4. The establishment of a Seafood Liaison Group (**SLG**) that meets on a regular (yearly) basis with CRL over the life of this consent plus up to five years after the expiry of the consent so as to provide comment and feedback into specific management plans and anticipated environmental effects and how effects can be avoided, remedied or mitigated.
5. The SLG should be made up of one representative each from the Auckland and Waikato Regional Councils, and one representative of the CRL and three representatives of the seafood industry.
6. Within one month of the commencement of the consent, the consent holder shall invite one representative of commercial fishing and two representatives of aquaculture to participate on a SLG of which one representative shall be from Sanford/Cedenco.
7. The purpose of the SLG is to share information relating to the anticipated effects arising from dumping including the details of the monitoring plans and ongoing monitoring results required by this consent. The sharing of information should include but not be limited to the management of dumping spoil, water quality, heavy metals and biosecurity plans.
8. The SLG should have access to and be able to comment on the ongoing monitoring results and associated analyses relating to the seabed health, water quality and biosecurity not only

at the dumping site but extending to areas and species potentially affected by the activity including marine farms and nursery areas for small fish linked by currents or wind to the dump site or plume.

9. The consent holder shall ensure that the SLG is given an opportunity to provide input into the preparation of the management plans, any written recommendations from the SLG not included in the management plans shall be provided to the consent authority at the same time plans are lodged.
10. The SLG shall meet within two months of the commencement of the new consent for initial feedback and issue identification, at least two months before finalising any of the management plans, prior to increased dumping activity and annually thereafter.
11. CRL shall provide administrative services and shall meet the reasonable cost of meeting attendance, and shall ensure that within one month of each meeting a record of the meeting, action points and recommendations are recorded and made available to the public via an easily accessible website.
12. CRL shall provide to members of the SLG at six monthly intervals a report of the dumped volumes, a summary of any issues arising and adaptive management responses.
13. CRL shall be required to prepare and keep up-to-date a biosecurity management plan in consultation with the SLG and an external biosecurity expert chosen from a list agreed with the SLG that records the presence of any marine pests at the dredging sites, actions undertaken to mitigate their spread during and as a result of the dumping and tracking/monitoring of the occurrence and potential for spread of marine pests into the wider ocean environment including evaluated risk to marine farms.
14. An agreed environmental monitoring and reporting framework, in particular reporting when triggers are breached for managing water quality (increased risk of sedimentation, plume and heavy metals) and biosecurity that includes how CRL will collaborate, involve and share information with commercial fishers and marine farmers.
15. An agreed pathway for dealing with unintended consequences of dumping including stepped development and adaptive management.
16. In consultation with Sanford and Cedenco the retention of (i) biosecurity expert, and (ii) a marine environment scientist to assist in the preparation of the management plans including dredge plan, biofouling plan and environmental monitoring plan.
17. Consideration of off-setting contributions to assist in the remedying potential adverse effects.

## Appendix One

The EPA form.