

6 April 2017

Hon Dr Nick Smith  
Minister for the Environment  
Parliament Buildings  
**WELLINGTON 6160**

Level 2  
13 Camp Street  
Queenstown 9300

PO Box 201  
Queenstown 9348  
New Zealand

[al.nz](http://al.nz)

Dear Hon Dr Nick Smith

**Application for a Water Conservation Order in respect of Te Waikoropupū springs and associated water bodies (including the aquifers, Takaka River, and tributaries)**

- 1 We act for the co-applicants, Ngāti Tama Ki Te Waipounamu Trust and Andrew Yuill ("Applicants") to the above Water Conservation Order Application ("WCO Application").
- 2 We are pleased to enclose the updated WCO Application and supporting information, taking into account the further information requested by Hon Amy Adams, dated 31 July 2014.
- 3 This Application and the draft Order included in Appendix 1 are unique in that this is the first opportunity for WCO protection to be afforded to an underground aquifer system. Te Waikoropupū and associated waters possess outstanding characteristics and values which are recognised nationally and internationally.
- 4 The restrictions and prohibitions proposed in this Application and included in the draft Order will provide appropriate and adequate protection of these outstanding waters.
- 5 Accordingly, we enclose the following:
  - (a) Cheque for filing fee of \$1022.20 made payable to the Ministry of the Environment from Ngāti Tama Ki Te Waipounamu Trust and Andrew Yuill with reference to WCO 212.35108.1450.
  - (b) Application for a Water Conservation Order in respect of Te Waikoropupū springs and associated water bodies (including the aquifers, Takaka River, and tributaries).
  - (c) Appendix 1 - Draft Te Waikoropupū and Arthur Marble Aquifer Water Conservation Order.
  - (d) Appendix 2 - Ngāti Tama ki Te Tau Ihu Deed of Settlement (signed 20 April 2013 at Onetahua Marae, Pohara, including Schedule: Documents.
  - (e) Appendix 3 - Commentary provided by NIWA Principal Scientist, Biodiversity, Graham Fenwick PhD, "Biodiversity Te Waikoropupū Springs, Assessment and Vulnerabilities to reduced flows", August 2016.
  - (f) Appendix 4 - A conceptual model of flow to the Waikoropupū Springs, NW Nelson, New Zealand, based on hydrometric and tracer (18O, Cl, 3H and CFC) evidence. M. K. Stewart and J. T. Thomas.

2607630

- (g) Appendix 5 - Water Resources of the Takaka Water Management Area. J. T. Thomas and M. M. Harvey.
  - (h) Appendix 6 - A cultural impact assessment – managing waterways in the Tasman District, Tiakina te Taiao, April 2011.
  - (i) Appendix 7 - Consideration of a significance assessment method for tangāta whenua river values – A Murihiku Case Study Dr Gail Tipa (August 2010:14).
  - (j) Appendix 8 - DoC 2009. Te Waikoropupū Springs Management Plan. Mahere tukutahi o Te Waikoropupū. Department of Conservation, Nelson.
  - (k) Appendix 9 - Commentary provided by NIWA Principal Scientist, Biodiversity, Graham Fenwick PhD, "Sustainability of Te Waikoropupū Springs' aquifer ecosystems", March 2015.
- 6 We look forward to prompt consideration of acceptance of the Application for processing pursuant to section 202 of the Resource Management Act 1991, and subsequent appointment of a Special Tribunal to hear the Application. If there is anything we can do to assist the timely consideration of this Application, please do not hesitate to contact me.

Yours faithfully

**Anderson Lloyd**



**Maree Baker-Galloway / Rosie Hill**

Partner / Solicitor

d +64 3 450 0736

m +64 27 295 4704

e maree.baker-galloway@al.nz