

Submission Form 16 to the Otago Regional Council on consent applications

This is a Submission on (a) limited notified/publicly notified resource consent application/s pursuant to the Resource Management Act 1991.

Submitter Details:

(please print clearly)

Full Name/s: Contact Energy

Jenny Bullock – Assistant Environment

Postal Address: Clyde Power Station, 46 Fruitgrowers Road

Clyde Post Code: 9341

Phone number: Business: _____ Private: _____
Mobile: [REDACTED]

Email address: [REDACTED]

I/ we wish to submit a **NEUTRAL** submission on the application of:

Applicant's Name: Cold Gold Clutha Limited

And/or Organisation: _____
Application Number: RM22.434

Location: Clutha River / Mata-Au, between downstream of Luggate Bridge and the
confluence with Lake Dunstan, with exclusions of 350 m of riverbed at
Devils Nook and 7km from the confluence of the Lindis River to Lake
Dunstan

Purpose: For the operation of a suction dredge and construction of a slipway

The specific parts of the application/s that my submission relates to are: *(Give details)*

The impacts of dredging activity on freshwater ecology, specifically native freshwater fish species such as longfin eel and lamprey.

My/Our submission is *(include: whether you support or oppose the application or specific parts of it, whether you are neutral regarding the application or specific parts of it and the reasons for your views)*.

Contact Energy runs a native fish management programme aimed at facilitating native fish passage, habitat enhancement and population monitoring. In order to facilitate eel passage Contact has a trap and transfer programme in place where juvenile eel (elver) are caught below the Roxburgh dam and

relocated above the Roxburgh, Clyde and Hāwea dam. We have a migratory eel fishing programme to facilitate the downstream passage. Our submission is neutral. However, we would like to know that any dredging activity in this section of the Clutha Mata-au will not undermine the integrity and outcomes of Contact's efforts to encourage elver and adult eel migration.

Contact's programme to facilitate lamprey passage through a trap and transfer is in its early stages, however our intentions are to enhance lamprey recruitment within regions of the upper Clutha in future. Again, we would like to ensure that any dredging activity in this section of the Clutha Mata-au does not undermine Contact's efforts to encourage lamprey migration.

NOTE: The application notes that Authorities from both the Department of Conservation and Land Information New Zealand (LINZ) will also be required. In respect of the land subject to the application that is riverbed and administered by LINZ, Contact Energy holds an Operating Easement from the Crown to enable it to carry out activities associated with the generation of electricity. As part of the applicant obtaining the required authority for LINZ, Contact will need to provide its approval.

I/We seek the following decision from the consent authority (*give precise details, including the general nature of any conditions sought*)

We are interested in the measures that will be proposed to manage the impacts of dredging activity on the migration pathways and general health of native freshwater fish species, specifically longfin eel and lamprey. We hope that any mitigation options will enhance the existing trap and transfer, consistent with the aspirations of our programme.

I/we:

- Wish to be heard in support of our/my submission
 Not wish to be heard in support of our/my submission

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

- Yes
 No

I, **am not** a trade competitor* of the applicant (for the purposes of Section 308B of the Resource Management Act 1991).

**If trade competitor chosen, please complete the next statement, otherwise leave blank.*


I, **am not** directly affected by an effect as a result of the proposed activity in the application that:

- a) adversely affects the environment; and
b) does not relate to trade competition or the effects of trade competition.

I, **do not** wish to be involved in any pre-hearing meeting that may be held for this application.

I **do not** request* that the local authority delegates its functions, powers, and duties to hear and decide the application to 1 or more hearings commissioners who are not members of the local authority.

I **have** served a copy of my submission on the applicant.



20/06/2023

Signature/s of submitter/s

(or person authorised to sign on behalf of submitter/s)

(Date)

Notes to the submitter

If you are making a submission to the Environmental Protection Authority, you should use [form 16B](#).

The closing date for serving submissions on the consent authority is the 20th working day after the date on which public or limited notification is given. If the application is subject to limited notification, the consent authority may adopt an earlier closing date for submissions once the consent authority receives responses from all affected persons.

You must serve a copy of your submission on the applicant as soon as is reasonably practicable after you have served your submission on the consent authority.

Privacy: Please note that submissions are public. Your name and submission will be included in papers that are available to the media and the public, including publication on the Council website. Your submission will only be used for the purpose of the notified resource consent process

If you are a trade competitor, your right to make a submission may be limited by the trade competition provisions in [Part 11A](#) of the Resource Management Act 1991.

If you make a request under [section 100A](#) of the Resource Management Act 1991, you must do so in writing no later than 5 working days after the close of submissions and you may be liable to meet or contribute to the costs of the hearings commissioner or commissioners.

You may not make a request under section 100A of the Resource Management Act 1991 in relation to an application for a coastal permit to carry out an activity that a regional coastal plan describes as a restricted coastal activity.

Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):

- it is frivolous or vexatious:
- it discloses no reasonable or relevant case:
- it would be an abuse of the hearing process to allow the submission (or the part) to be taken further:
- it contains offensive language:
- it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

The address for service for the Consent Authority is:

Otago Regional Council, Private Bag 1954, Dunedin, 9054
or by email to submissions@orc.govt.nz