



Water Conservation (Kawarau) Amendment Order 2013

Jerry Mateparae, Governor-General

Order in Council

At Wellington this 11th day of November 2013

Present:

His Excellency the Governor-General in Council

Pursuant to section 214 of the Resource Management Act 1991, His Excellency the Governor-General makes the following order, acting—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for the Environment (whose recommendation has been made in accordance with a report of the Environment Court under section 213 of that Act).

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Schedule 2

Amendments to Schedule 2 of principal order

Order

- 1 Title**
This order is the Water Conservation (Kawarau) Amendment Order 2013.
 - 2 Commencement**
This order comes into force on the 28th day after the date of its notification in the *Gazette*.
 - 3 Principal order**
This order amends the Water Conservation (Kawarau) Order 1997 (the **principal order**).
 - 4 Clause 7 revoked (Provisions for Nevis River)**
Revoke clause 7.
 - 5 Schedule 2 amended**
Amend Schedule 2 as set out in the Schedule of this order.
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Schedule cl 5

Amendments to Schedule 2 of principal order

Replace “All map references NZMS 1” with “All map references are NZMS 1 unless otherwise stated”.

Item relating to Nevis River mainstem gorge from Nevis Crossing to Kawarau River confluence

Replace the item relating to Nevis River mainstem gorge from Nevis Crossing to Kawarau River confluence with:

| | | | | |
|---|-----|--|------|---|
| Nevis River mainstem gorge from Nevis Crossing to Kawarau River confluence (NZTM: 5002690.6 N, 1287862.0 E to 4989927.5 N, 1285354.6 E) | (a) | native fishery habitat (non-migratory galaxi-ids); | (i) | no damming or diversion allowed; |
| | (c) | wild and scenic characteristics; | (ii) | water quality to be managed to Class CR, Class F, and Class FS standards. |
| | (e) | recreational purposes, in particular fishing and kayaking. | | |

Item relating to Nevis River mainstem above Nevis Crossing to source

Replace the item relating to Nevis River mainstem above Nevis Crossing to source with:

| | | | | |
|--|-----|--|------|--|
| Nevis River mainstem above Nevis Crossing to source (NZTM: 4989927.5 N, 1285354.6 E to 4959907.3 N, 1269995.5 E) | (a) | native fishery habitat (non-migratory galaxi-ids); | (i) | no damming or diversion allowed; |
| | (c) | scenic characteristics; | (ii) | water quality to be managed to Class F and Class FS standards. |
| | (d) | scientific – biogeographic river capture; | | |
| | (e) | recreational purposes, in particular fishing. | | |

New item relating to Nevis River tributaries

After the item relating to Nevis River mainstem above Nevis Crossing to source, insert:

| | | |
|-------------------------|-----|--|
| Nevis River tributaries | (a) | native fishery habitat (non-migratory galaxi-ids). |
|-------------------------|-----|--|

Michael Webster,
for Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on the 28th day after the date of its notification in the *Gazette*, amends the Water Conservation (Kawarau) Order 1997. The amendments are in accordance with those recommended by the majority report of the Environment Court in Decision [2013] NZEnvC 131 (11 June 2013).

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 14 November 2013.
This order is administered by the Ministry for the Environment.
