

Whitebait stand notification

Provision of information as required under Permitted Activity Rule 4.2.6.1

The placement, construction, alteration and use of your whitebait stand will not require a resource consent as long as you can comply with all the conditions of Permitted Activity Rules 4.2.6.1 or 16.4.3 at all times.

Rule 4.2.6.1 requires persons who wish to construct a compliant stand to provide details of the stand's location to the Waikato Regional Council. Completion of this form enables you to meet that requirement.

- Make sure you fully complete this form and answer **all** the questions. Include all the information requested, with as much detail as possible.
- Fully complete any required fields.
- Sign and date this form and return it to the Waikato Regional Council via email to **rm.requests@waikatoregion.govt.nz** or by post to Private Bag 3038, Waikato Mail Centre, Hamilton 3240.

Important – You must comply with all conditions of the relevant rules. In particular we draw your attention to the minimum separation distances between stands. A distance of 30 metres is required between stands that are located outside the coastal marine area, and 20 metres for stands located within.

If you have legal site access and the required space and area available, we strongly recommend that you begin construction as soon as possible. Your registration with the Waikato Regional Council does **not** allow you to reserve a space. It is simply **notification** to us that you intend to shortly construct a whitebait stand that appears to be legally compliant with our rules. If the defined space remains unused then we have no way of preventing someone else from constructing a stand at that location before you as long as:

- they have permission from the landowner
- they notify us of their intention to build
- their stand is compliant with all the conditions of the relevant rule.

This would mean that you would have to find a new space for your stand or apply for a resource consent before you could construct it.

Please make sure you carefully read the information section at the end of this form. If you need any further help, please phone our Resource Use staff on **0800 800 401**.

1 Contact details

We will send a letter that confirms we have received your information and advises various requirements and restrictions for whitebait stand construction and use.

1 Stand owner (our records will be held under this name)

Name(s) or company name: _____

Contact person: _____ Best contact time: _____

Postal address: _____

Daytime phone number(s): _____ Fax: _____

Email address: _____

2 Stand location and details

2 What is the name of the river on which your stand is/will be located?

3 Is the stand located within the coastal marine area (CMA)? ☐ Yes ☐ No

Coastal marine area (CMA) boundary

The riverbed and bank, water and air space above the water within the area whichever is the lesser of:

- one kilometre upstream from the mouth of the river, or
- the point upstream that is calculated by multiplying the width of the river mouth by five.

4 Provide an accurate reading or coordinate for your stand's current or proposed location

Easting/Northing	E	N
Longitude/Latitude	Longitude (E)	Latitude (S)
Easting/Southing		
NZMS260 map reference (for example R18:900-900)		
Other (please detail)		

• Datum or projection system ☐ NZDG1949 ☐ NZDG2000 ☐ WGS84 ☐ Other (please detail)

• Where did you derive the coordinate from? ☐ GPS unit ☐ NZ Topographic Map ☐ Other (please detail)

• What was the degree of accuracy? _____ metres

5 Provide a sketch or location map that accurately shows your stand's location so we can accurately record it in our database and, if necessary, also find it for inspection purposes. Make sure you indicate and name:

- river
- nearest road or state highway
- key landmarks
- neighbouring whitebait stand structures (either side of yours). If possible provide the stand numbers and/or owner details.
- other riverbed structures such as flood or tidal gates, culverts, bridges or erosion protection structures
- nearby sand or gravel mining operations.
- For nearby stands or riverbed structures, please provide details of the approximate distance (in metres) from your stand.

Note: the Waikato Regional Council can help you create a base map to assist with your location plan. Please call us on 0800 800 402 during office hours for assistance.

6 Is the stand

- ☐ Existing • What is the current stand number? _____ • When was the stand constructed? _____
- ☐ Yet to be constructed • When will construction take place? _____

4 Final checklist

Have you? Please tick

- ☐ Read Permitted Activity Rules 16.4.3 and 4.2.6.1 (overleaf) and clearly understood all that is required of you?
- ☐ Obtained permission from the relevant landowner to construct and use your stand on their property?
- ☐ Supplied a location map that clearly identifies the current or intended place of your stand?
- ☐ Provided all your contact details and information about your whitebait stand?

5 Declaration

I/we hereby certify that, to the best of my knowledge and belief, the information provided is true and correct. I

understand that providing my stand details to the Waikato Regional Council does not allow me to reserve a site. I/we also understand that I/we must continue to comply with the Waikato Regional Council's permitted activity conditions. Failure to do so may result in enforcement action or a resource consent may be required.

Signature of stand owner* _____ Date _____

* or person authorised to sign on behalf of applicant (please indicate authority)

Conditions of Permitted Activity Rules 4.2.6.1 and 16.4.3

Read these conditions carefully and make sure you understand what is required of you. You should detach this page and keep it for future reference.

Coastal marine area (CMA) boundary

The riverbed and bank, water and air space above the water, within an area whichever is the lesser of:

- one kilometre upstream from the mouth of the river, or
- the point upstream that is calculated by multiplying the width of the river mouth by five.

General rules for construction and maintenance works

- You must inform the Waikato Regional Council in writing of the location of the structure at least 10 working days prior to starting any construction.
- Works on or around the structure must not create or increase suspended solid concentrations (sediment stirring) in the river water for any longer than 24 hours.
- Works must not disturb any archaeological site or waahi tapu.
- You must remove all equipment and surplus construction materials from the riverbed and floodplain once works are completed.
- You must not allow any contaminants (such as oil, hydraulic fluids, petrol, diesel, other fuels, paint or solvents, but excluding sediment) to discharge into water.

Whitebait stands within the CMA (Rule 16.4.3)

The stand must:

- be at least 20 metres from any other whitebait stand or any flood gate, tide gate, confluence, culvert or bridge
- have a deck area no greater than 4 square metres (4m x 1m)
- be maintained in a structurally safe condition at all times
- not be located in any area identified as waahi tapu.

Whitebait stands outside CMA (Rule 4.2.6.1)

The stand must:

- be at least 30 metres from any other whitebait stand on the same bank of the river
- have a deck area (not including accessways onto the structure) no greater than 6 square metres (6 m X 1m) for stands along the Waikato River from the Tuakau Bridge downstream to the CMA boundary, or 4 square metres (4m X 1m) for all other locations
- not be located at a point where the river is less than 10m wide
- not extend out into the river from the river bank for more than 10 per cent of the river width, or 5 metres, whichever is the lesser
- be at least 20 metres from any flood gate, confluence, culvert, bridge or sand/gravel mining operation
- not impede the flow of water
- not cause or result in any damage to river protection works or other existing structure
- be kept free of debris
- be maintained in a structurally sound condition at all times.
- Any erosion resulting from the structure must be remedied as soon as possible.

Important information

Your advice:

- helps new stands to comply with a condition of Permitted Activity Rule 4.2.6.1 which says you must notify us at least 10 days before stand construction commences
- identifies your whitebait stand as a structure that does not appear to require a resource consent, based on the information you supplied us
- helps us locate your stand, both on our mapping system and when we are out on the river
- identifies you as the party who is responsible for ensuring the stand continues to comply with our rules.
- If we should find that your stand does not comply with any of the permitted activity rules you may be subject to enforcement action or have to apply for a resource consent for your structure.

Identification number

We will notify you by letter when we receive your information. This letter will provide you with an identification number. You may wish to display this number on your stand.

Stand ownership and access

- The Waikato Regional Council does **not** control ownership of and access to the whitebait stand structure.
- The land next to popular whitebait fishing rivers is often owned by the Department of Conservation or the local district council and is usually open for public use. Anyone can fish within these areas, provided they comply with fishing regulations. This means that the general public can also legally access your stand.
- For areas on private land, you **must** have permission from the landowner to cross their land and to have a stand on their property. If you don't own the land where your stand is located, then the stand can be legally removed by the landowner.
- Any person lawfully accessing that land can access any structure on that land, including your whitebait stand.

Whitebait fishing rules

The Waikato Regional Council regulates whitebait stands because we are responsible for managing structures on and in waterways. The Department of Conservation is responsible for managing New Zealand's whitebait fisheries, and they have rules associated with whitebait fishing. Please make sure you are familiar with these rules.

Privacy Statement

Waikato Regional Council requires this information to process the Whitebait Stand notification and assist in managing the region's natural and physical resources. Information in this notification is regarded as official information.

Council will hold this information, including all associated attachments, and it is subject to the Local Government Official Information and Meetings Act 1987 and the Privacy Act 2020. The details may also be made available to the public.

Under the Privacy Act 2020 you have the right of access to, and correction of, personal information held by the Waikato Regional Council.