
Appendix 8

RESTRICTED COASTAL ACTIVITIES AS GAZETTED ON 5 MAY 1994

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Schedule 1 – The circumstances in which activities that have a significant or irreversible adverse effect on the coastal marine area will be made restricted coastal activities.

S1.1 Reclamations

- (a) Any activity reclaiming foreshore or seabed which is less than 1 hectare or extends less than 100 metres in all directions, including incremental reclamations connected to or part of another reclamation which was commenced or received a resource consent after the (gazettal date), and the sum of the existing and proposed reclamations do not exceed these dimensions is not a restricted coastal activity.
- (b) Any activity reclaiming foreshore or seabed which:
- I. is equal to or greater than 1 hectare but less than or equal to 2 hectares, or extends 100 or more metres up to or equalling 300 metres linear in any direction (or which is an incremental reclamation connected to, or part of, another reclamation which was commenced or received a resource consent after (gazettal date), and the sum of the existing and proposed reclamations are within these dimensions);
 - II. which is specified in the relevant operative or proposed regional coastal plan as a discretionary activity; and
 - III. the plan contains the criteria for, or the permissible locations of, reclamations, and the permissible adverse effects and the usages of any areas so reclaimed;
- is not a restricted coastal activity.
- (c) Except as in S1.1 (a) or (b) above, any activity reclaiming foreshore or seabed which:
- I. equals or exceeds 1 hectare;
 - II. extends 100 or more metres in any direction; or
 - III. is an incremental reclamation connected to, or part of, another reclamation which;
 - was commenced or received a resource consent after (gazettal date); and
 - the sum of the existing and proposed reclamations are equal to or exceed the dimensions in (i) and (ii); and
- is a restricted coastal activity.

S1.2 Structures which impound or effectively contain the coastal marine area

- (a) Any activity involving the erection of a structure or structures which:
- I. will impound or effectively contain less than 4 hectares of the coastal marine area; or
 - II. is floating or open pile structure which can be demonstrated to not impede water flows;
- is not a restricted coastal activity.
- (b) Any activity involving the erection of a structure or structures which will:

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- I. impound or effectively contain less than 8 hectares, of the coastal marine area;
- II. which is specified in the relevant operative or proposed regional coastal plan as discretionary activity; and
- III. the plan defines or provides the criteria for determining:
 - where it would be permissible to locate any such structure or structures; and
 - the materials to be used in the construction of any structure or structures;
 - the activities for which such structure or structures can be used; and
- IV. the plan:
 - requires consideration of the likely adverse effects of the structure or structures; and
 - defines, or provides the criteria for determining, the limits on likely adverse effects of the structure or structures;

is not a restricted coastal activity.

- (c) Except as provided for in S1.2(a) and (b) above, any activity involving the erection of a structure or structures which will impound or effectively contain 4 hectares or more of the coastal marine area is a restricted coastal activity.

S1.3 Structures in the coastal marine area more or less parallel to mean high water springs

- (b) Any activity involving the erection of a structure or structures which:
- I. which is solid (or presents a significant barrier to water or sediment movement), and when established on the foreshore or seabed extends less than 300 metres in length more or less parallel to the line of mean high water springs (including separate structures which total less than 300 metres contiguous length);
 - II. which is a submarine or sub-aqueous cable; or
 - III. which is a floating or open pile structure which can be demonstrated not to have adverse effects;

is not a restricted coastal activity.

- (b) Any activity involving the erection of a structure or structures:
- I. which are solid (or presents a significant barrier to water or sediment movement);
 - II. when established on the foreshore or seabed would extend 300 metres or more, but not more than 1000 metres, in length more or less parallel to the line of mean high water springs (including separate structures which incrementally total at least 300 metres and up to 1000 metres, contiguously);
 - III. which is specified in the relevant operative or proposed regional coastal plan as a discretionary activity; and
 - IV. for which the plan defines, or provides the criteria for determining:
 - where it would be permissible to locate any such structure or structures;

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- the materials to be used in the construction of any structure or structures;
- the activities for which such structure or structures can be used; and

V. for which the plan:

- requires consideration for the likely adverse effects of the structure or structures; and
- defines, or provides, the criteria for determining, the limits on likely adverse effects of the structure or structures;

is not a restricted coastal activity.

(c) Except as provided for in S1.3(a) and (b) above, any activity involving the erection of a structure or structures which:

- I. are solid (or present a significant barrier to water or sediment movement); and
- II. when established on the foreshore or seabed would extend 300 metres or more in length more or less parallel to the line of mean high water springs (including separate structures which total 300 metres or more contiguous);

is a restricted coastal activity.

S1.4 Structures in the coastal marine area oblique or perpendicular to mean high water springs

(a) Any activity involving the erection of a structure or structures which:

- I. which is solid (or present a significant barrier to water or sediment movement), and is sited obliquely or perpendicular in horizontal projection to the line of mean high water springs in the coastal marine area, and is in horizontal projection less than 100 metres; or
- II. which is a submarine or sub-aqueous cable;

(b) Any activity involving the erection of a structure or structures:

- I. which is solid (or presents a significant barrier to water or sediment movement);
- II. which is sited obliquely or perpendicular to the line of mean high water springs in the coastal marine area;
- III. which in horizontal projection is not more than 1000 metres in length;
- IV. which is specified in the relevant operative or proposed regional coastal plan as a discretionary activity; and
- V. for which the plan defines, or provides the criteria for determining:
 - where it would be permissible to locate any such structure or structures;
 - the materials to be used in their construction;
 - specifies the activities for which such structure or structures can be used; and

VI. for which the plan:

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- requires consideration of the likely adverse effects of the structure or structures; and
- defines, or provides the criteria for determining, the limits on adverse effects of the structure or structures;

is not a restricted coastal activity.

- (c) Except as provided for in S1.4(a) and (b) above, any activity which includes erecting a structure or structures in the coastal marine area which is:
- I. solid (or presents a significant barrier to water or sediment movement);
 - II. is sited obliquely or perpendicular in horizontal projection to the line of mean high water springs in the coastal marine area; and
 - III. is in horizontal projection 100 metres or more in length;

Is a restricted coastal activity.

S1.5 Structures in the coastal marine area used in the petroleum and chemical industry

- (a) Any activity involving the erection of structures for the storage or containment of petroleum, petroleum products, or contaminants in quantities less than or equal to 50,000 litres is not a restricted coastal activity.
- (b) Any activity involving the erection of structures for the storage or containment of any petroleum, petroleum products, or containments in quantities less than 100,000 litres and more than 50,000 litres and the relevant operative or proposed regional coastal plan specifies that the activity is a discretionary activity and defines, or provides criteria determining:
- I. where it would be permissible to locate any such structures; and
 - II. the effects of the structure

is not a restricted coastal activity.

- (c) Except as provided for in S1.5(a) and (b) above, any activity involving the erection of structures for structures for the storage or containment of any petroleum, petroleum products, or containments, in quantities greater than 50,000 litres is a restricted coastal activity.

S1.6 Disturbance of foreshore and seabed (excavate, drill, move, tunnel etc) including any removal of sand, shell or shingle

- (a) Any activity involving, in any 12-month period, disturbance of foreshore and seabed for specific purposes, including any removal of sand, shell or shingle or other material which is either:
- I. maintenance dredging;
 - II. in volumes less than or equal to 50,000 cubic metres; and extracted from areas less than 4 hectares; and extending less than 1000 metres over foreshore and seabed; or

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- III. in volumes less than 300,000 cubic metres; and extracted from areas of less than 10 hectares; and extending less than 10,000 metres over foreshore and seabed: and
 - is specified in any operative or proposed regional coastal plan as a discretionary activity; and
 - the plan defines or provides the criteria which specifies the location where the removal can be carried out; and
 - specifies when the activity can be undertaken; and
 - specifies conditions to control any adverse effects of any removal or disturbance;

is not a restricted coastal activity.

- (b) Except as in S1.6(a) above any activity involving, any 12 month period, disturbance of foreshore and seabed for specific purposes, including any removal of sand, shell or shingle:
 - I. in volumes greater than 50,000 cubic metres;
 - II. extracted from areas equal to or greater than 4 hectares; or
 - III. extending 1000 metres or more over foreshore and seabed;

is a restricted coastal activity.

For the purposes of this clause, **maintenance dredging** means any dredging of the bed of the sea necessary to maintain water depths to previously approved levels, for the safe and convenient navigation of vessels, in navigation channels and at berthing and mooring facilities, including marina developments.

S1.7 Depositing substances in the coastal marine area

- (a) Any activity involving the depositing of any material on the foreshore and seabed which involves quantities less than or equal to 50,000 cubic metres at a site in the coastal marine area in any 12 month period is not a restricted coastal activity.
- (b) Any activity involving the depositing of any material on the foreshore and seabed:
 - I. which is specified in an operative or proposed regional coastal plan as a discretionary activity;
 - II. for which the plan defines or provides the criteria for determining:
 - the location where the activity can be carried out;
 - the time during which the activity can be carried out; and
 - III. for which the plan:
 - the location where the activity can be carried out;
 - the time during which the activity can be carried out; and

is not a restricted coastal activity.

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- (c) Except as provided for in S1.7(a) and (b) above, any activity involving the depositing of any material on the foreshore or seabed in quantities greater than 50,000 cubic metres in any 12 month period in the coastal marine area is a restricted coastal activity.

S1.8 Exotic plants in the coastal marine area

Any activity involving the introduction of any exotic plant species to the coastal marine area is a restricted coastal activity, except where that plant is already present in an area and an operative or proposed regional coastal plan specifies that the planting of it is a discretionary activity.

S1.9 Exclusive occupation of the coastal marine area

Any activity involving occupation of the coastal marine area which:

- (a) Would exclude or effectively exclude public access from areas of the coastal marine area over 10 hectares (except where such exclusion is required in commercial port areas for reasons of public safety or security);
- (b) Would exclude or effectively exclude the public from more than 316 metres along the length of the foreshore; or
- (c) Would involve occupation or use of areas greater than 50 hectares of the coastal marine area and such occupation or use would restrict public access to or through such areas;

is a restricted coastal activity.

S1.10 Discharges to the coastal marine area

- (a) Any discharge of human sewage to the coastal marine area, except from vessels, which has not passed through soil or wetland, shall be restricted coastal activity.
- (b) Any discharge to the coastal marine area in respect of which the applicant may desire to rely on section 107(2)(a) shall be a restricted coastal activity.