



**RESOURCE MANAGEMENT (MARLBOROUGH SOUNDS
COASTAL TENDERING-MARINE FARMING) ORDER 1998**

IVOR RICHARDSON, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 8th day of June 1998

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL
PURSUANT to section 152 of the Resource Management Act 1991, the
Administrator of the Government, acting by and with the advice and
consent of the Executive Council, makes the following order.

ANALYSIS

1. Title and commencement

2. Consent authority not to grant coastal
permit, etc

ORDER

1. Title and commencement—(1) This order may be cited as the
Resource Management (Marlborough Sounds Coastal Tendering-Marine
Farming) Order 1998.

(2) This order comes into force on 12 July 1998.

(3) This order, unless sooner revoked, expires on 11 July 1999.

2. Consent authority not to grant coastal permit, etc—(1) A
consent authority must not grant a coastal permit in respect of any land of
the Crown within the area of the internal waters of New Zealand (as
defined in the Territorial Sea, Contiguous Zone, and Exclusive Economic
Zone Act 1977), and those portions of the coastal marine area landward of

the internal waters, within the boundaries of the Proposed Marlborough Sounds Resource Management Plan (publicly notified 31 July 1995; as amended in accordance with the First Schedule of the Resource Management Act 1991) (Cape Soucis to Rarangi and then to the point of intersection of the baseline of the Territorial Sea and the boundary of the Marlborough Sounds Resource Management Plan, as defined in the Proposed Plan Volume 3 Zoning Map 4), which would authorise the holder of a permit (if granted) to occupy, within the meaning of section 12 (4) of the Resource Management Act 1991, for any period exceeding 6 months, any space in the above described area for a marine farming activity which would require a marine farming permit under section 67J or a spat catching permit under section 67Q of the Fisheries Act 1983.

(2) The direction in subclause (1) does not apply to, or affect any of, the applications or other matters referred to in section 153 of the Resource Management Act 1991.

(3) The said direction does not apply to the grant of a permit which is for the continuation of an activity being carried out under an existing permit, where the holder of that permit has applied for a new permit under section 124 of the Resource Management Act 1991 after the date on which this order came into force, nor to a variation to an existing permit for a marine farming activity made under section 67K of the Fisheries Act 1983 which does not alter the area of land being occupied.

MARIE SHROFF,
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 12 July 1998 and expires 1 year later, continues a prohibition on the granting of coastal permits in respect of certain portions of the coastal marine area in the Marlborough Sounds. The prohibition was first imposed by the Resource Management (Marlborough Sounds Coastal Tendering-Marine Farming) Order 1996.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 11 June 1998.

This order is administered in the Department of Conservation.