

## A. Applicant details

Legal status of applicant (tick)	<input type="checkbox"/> Individual (Go to ①)	
	<input type="checkbox"/> Registered company (Go to ②)	<input type="checkbox"/> Trust (Go to ②)
	<input checked="" type="checkbox"/> Incorporated society (Go to ②)	<input type="checkbox"/> Other (Go to ②)

1	Applicant name (individual)		
	Phone	Mobile phone	
	Email		
	Physical address		Postcode
	Postal address (if different from above)		Postcode

2	Applicant name (full name of registered company, trust, incorporated society or other)		New Zealand Multihull Yacht Club Incorporated	
	Trading name (if different from applicant name)			
	NZBN (To apply go to: <a href="https://www.nzbn.govt.nz">https://www.nzbn.govt.nz</a> )	9429042711391	Company, trust or incorporated society registration number	222180
	Registered office of company or incorporated society (if applicable)			

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## B. Marine Mammals Protection Regulations 1992

Please tick the relevant activity boxes to help determine how the application will be assessed:

<input checked="" type="checkbox"/>	Use of a drone or RPAS* to film marine mammals
<input checked="" type="checkbox"/>	There will be more than 3 vessels within 300m of a marine mammal
<input checked="" type="checkbox"/>	Vessels will be traveling at a speed greater than no wake / 10 knots within 300m of dolphins (excluding orca and pilot whales) and NZ fur seals.
<input checked="" type="checkbox"/>	Vessels proceeding through pods of dolphins
<input type="checkbox"/>	Use an aircraft closer than 150 metres (500 feet) to a marine mammal horizontally from a point directly above a marine mammal

\*Note: RPAS means a Remotely Piloted Aircraft System as defined under Civil Aviation legislation.

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## C. Te Pēwhairangi (Bay of Islands) Marine Mammal Sanctuary

Please tick the relevant activity boxes to help determine how the application will be assessed:

<input type="checkbox"/>	A person in the water within 300m of any marine mammal in the MMS
<input checked="" type="checkbox"/>	Vessel to approach closer than 300m to any marine mammal in the MMS without coming to a complete stop. <i>Note: this will not exempt any Regulations unless specifically permitted.</i>
<input type="checkbox"/>	Vessels will not stop when a marine mammal is within 300m

## D. Details of the proposed event

Duration of permit (term)	2 days Friday 21 October to Saturday 22 October 2022
Explain why you are seeking this duration	From the first yacht finishing to the closure of the event
Type of event i.e. swimming, sailing etc	Yacht race

### Proposed base and area of event

**Attach a map of the proposed area of operation for the event.** It must clearly show:

- Proposed base (vessel departure location) of the event
- Proposed area of operation for the event
- The route or routes that participants will travel on

Record your map details in Section 'M Attachments'.

Map questions	Written description
Proposed base of operation	Russell.
Proposed area of operation	Entire area except closed zones
Proposed route(s) that participants will travel on	From Cape Brett to Russell

### Event duration and frequency

*Weekly recurring club events should attach a calendar of events in Section M where possible*

Duration of event (in hours or days if multi-day event proposed)	33 hours
Day(s) of week i.e. if multiple events per week for club races	Friday and Saturday
Time of events e.g. 5pm-7pm	2pm Friday to 5pm Saturday
Maximum number of races proposed per day	1
Maximum number of vessels (or participants if a swim event) participating in events	250 (est)
Number of Safety, Marker, or Media Vessels	1

## E. Assessment of effects

**Please describe the effects of your activity and any proposed methods to avoid, remedy, or mitigate them:**

**Effect – Disturbance of marine mammals in the Pewhairangi Marine Mammal Sanctuary area during race event.**

### **Proposed mitigation –**

- Pre-race information and clear, consistent briefing to all skippers of the rules of the sanctuary, what is being exempted at specific times and what is not exempted.
- Designated marine mammal spotters on all participating/exempted vessels.
- Communications between DOC monitors and vessels if marine mammals are on the course

The race boats report to the coastguard as a requirement of the race, when rounding Cape Brett. If there have been mammals spotted in the BOI we will pass this information to Coast Guard and get Coast Guard to advise each boat of this, as they call in at Cape Brett.

When mammals are spotted by a designated spotter on each boat, each boat will radio the finish boat, who will advise coast guard of the position and timing of the spotting.

When boats spot whales, they always skirt around them by more than 300 meters to ensure there never is a collision as this damages boats severely. This has been the case for many years.

We can only ensure each participant is aware of the requirements as policing this on each boat, by us would be impossible with 180 plus boats in the dark. We are following an active education policy with details in weekly updates, notice of race, sailing instructions and briefing the evening for which attendance is compulsory.

**Effect – Encountering marine mammals in the Pewhairangi Marine Mammal Sanctuary while participating vessels are spending time in the Bay of Islands for the race event.**

### **Proposed mitigation –**

- Ensure skippers clearly understand that the Marine Mammal sanctuary rules and the Marine Mammals Protection Regulations 1992 will apply to them at all times outside of scheduled racing and practice times.
- The safe zones are a banned racing area in the course instructions

### **Additional actions to support the Marine mammal Sanctuary:**

- Communication with event participants - We will include all marine mammal sanctuary information in our communication to skippers and crew. In our event briefing we will brief skippers, crew and support personnel of the rules and regulations, we will add this to our website and also in the sailing instructions for the race.
- Include information about the marine mammal sanctuary to support DOC's communication going forward.

### **Drone Operation**

Effect – Disturbance of Marine Mammals from aircraft including drone

### **Proposed Mitigation**

- Limited to 30 minutes operation maximum
- Ensure pilot is aware of rules around drone use if Marine Mammals may be in the area

- Good Communication with pilot to ensure no marine mammals are in the vicinity of the drone
- A designated marine mammal spotter from the vessel the drone is operated from (The spotter is usually in the cockpit of the yacht with the pilot and verbally communicative. The yacht avoids mammals on all occasions)

All boats are aware of the long standing regulations and have operated under Orca/Pilot whale rules for years. Skippers avoid contact at all costs due to damage that could be incurred to the boats.

## F. Vessel type

**Describe the types of vessels that will be participating or otherwise involved in the event.**

*Include all known details of the vessels such as primary propulsion method etc.*

<p>Vessel class and description</p> <p><i>The class of vessels that will be participating in the event</i></p>	<p>Various racing yachts from 25 feet to 100 ft</p>
<p>Support Vessels Description</p> <p><i>support vessel means any vessel used for coaching, marshalling and rescue attendance for training, regattas and competitions – note, these vessels may not be authorised to breach the requirements of the Marine Mammal Protection Regulations and Marine Mammal Sanctuary</i></p>	<p>Nil</p>
<p>Any other vessel description</p> <p><i>i.e., media vessels - note, these vessels will not be authorised to breach the requirements of the Marine Mammal Protection Regulations and Marine Mammal Sanctuary</i></p>	<p>1 Media support/water taxi within Russell wharf area.</p>

## G. Background of proposed operator

<p>State the applicant's experience operating organised maritime events</p>	<p>40<sup>th</sup> year of operation of this race</p>
<p>State the applicant's knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area).</p>	<p>40 years as a committee, personally 50 years coastal and ocean sailing experience</p>

Has the applicant ever received any compliance action from the Department of Conservation in relation to marine mammals? If yes provide detail.

No.

## H. Operational best practice based on recommended DOC guidelines

### Best Practice for Racing Events

*Best practice may differ based on the size of the event i.e., small local club events may have less potential for adverse effects than large annual events. Please tick the boxes in which you/your organisation will be undertaking to mitigate the effects that organised racing may have on marine mammals.*

Before, during, and after races occur, have designated marine mammal spotters looking out for marine mammals	<input checked="" type="checkbox"/>
Before and after races, all vessels will be operating in accordance with the Marine Mammals Protection Regulations and the Marine Mammal Sanctuary rules	<input checked="" type="checkbox"/>
All vessels associated with the event that are not actively participating* or registered in the race to operate in accordance with the Marine Mammals Protection Regulations and the Marine Mammal Sanctuary rules at all times <i>*e.g. media vessels and support vessels</i>	<input checked="" type="checkbox"/>
Recording and reporting all sightings of marine mammals to DOC at boimms@doc.govt.nz	<input checked="" type="checkbox"/>
Establishment of 600m “safety zone” for the duration of the event that must be maintained around the sound source (e.g course or area being used for the event. All vessels, except those actively racing/competing, shall be halted when a marine mammal enters the 600m safety zone and resume only after the animal has been gone from the safety zone for a minimum of 15 minutes. The safety zone must be in effect 30 minutes prior to event start and 30 minutes after the event ends.)	<input type="checkbox"/>
DOC-approved biological monitor to conduct surveys before and during race events. Events only commence (delay start protocols) if no marine mammals have entered the 600m safety zone for a minimum of 30 minutes prior to race start time.	<input type="checkbox"/>
All skippers and crew who are appointed in any role pertaining or participating in the proposed event will attend a briefing on expectations organised by the Applicant.	<input checked="" type="checkbox"/>
When seals and sea lions are hauled out on shore or rocks, the vessel will remain 20m or more from water’s edge	<input checked="" type="checkbox"/>
When seals and sea lions are hauled out on shore or rocks, swimmers will remain 5m or more from water’s edge.	<input checked="" type="checkbox"/>

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## I. Attachments

Attachments should *only* be used if there is:

- A specific question that requires an attachment e.g. map of the proposed base and area of events including the proposed courses
- Not enough space on the form to finish your answer
- Additional information that supports your answer
- An additional request you wish to make of DOC regarding the application.
- Any other additional comments you wish to make in support of your application

Label each document clearly and complete the table below.

Section of the application form the attachment relates to	Document title	Document format (e.g. Word, PDF, Excel, jpg etc.)	Description of attachment
<i>E</i>	<i>Coastal Classic Yacht Race</i>	<i>Word</i>	<i>History of race with 2 Maps of proposed area with proposed routes of event</i>



36° 50.274' S - 174° 48.215' E

35° 15.908' S - 174° 6.665' E

122.0 NM 5d 01h 122.0 L

