



The Department recommends that you contact the Department of Conservation permissions office listed below to discuss your application prior to completing the application forms.

This form is to be used when applying for a new permit or the renewal of an existing permit, and where the proposed activity involves viewing marine mammals from a vessel at sea. Examples may include viewing from kayaks, scenic tours which include marine mammal watching, or specific targeted marine mammal viewing trips. This form is to be completed in conjunction with Applicant Information Form 8.

Note:

- If your application also involves marine mammal viewing which is land-based please also fill in Form 8b.
- If your application also involves marine mammal viewing which is aircraft-based please also fill in Form 8c.
- If your application also involves swimming with marine mammals please also fill in Form 8e.
- If you seek a minor amendment to a current permit (i.e. a new boat or new staff member), please fill in the application Form 8f. If you seek an amendment that is more than minor, please contact the office below.

Please complete this application form, providing all information requested in as much detail as possible. Attach **Form 8** and any other applicable forms and information, and send to [permissions@doc.govt.nz](mailto:permissions@doc.govt.nz).

Note:

- Under regulation 10 of the Marine Mammals Protection Regulations 1992, the Department must determine whether or not the application is acceptable and may require the application to be amended. The Department will advise applicants if, and what, amendments are required before this application can be processed by the Department.
- If the application is approved, it is deemed to form part of the permit which is issued and must be complied with accordingly. Your application, therefore, must be clear, complete and accurate.

The Department will process the application and issue a permit if it is satisfied that the application meets all the requirements for granting a permit under the Marine Mammals Protection Regulations 1992.

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## **A. Applicant name (as per Form 8)**

Te Haerenga o Ngai Tai ki Tamaki Limited

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## **B. Proposed operation**

### **Species**

Specify the marine mammals you propose to encounter:

- all species of whales (including orca and pilot whales)\*
- all species of dolphins (excluding orca and pilot whales)\*
- all species of seals\*

Excluding:

Bottlenose Dolphins

Or

- the following specified species\*

\* Please inform yourself as to the current list of moratoria and species or locations of concern prior to making your application.

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## Location information (refer to Appendix 1 for detailed guidance)

Base of operation:

Viaduct Harbour, Auckland

Departure location (if different to base of operations):

Proposed area of operation:

The area of operation is South of a line from Cape Rodney to Great Barrier island, and to the Southwest to Cape Colville on the Coromandel Peninsula. The area of operation includes part of the Hauraki Gulf Marine Park and the Firth of Thames as illustrated on the attached chart.

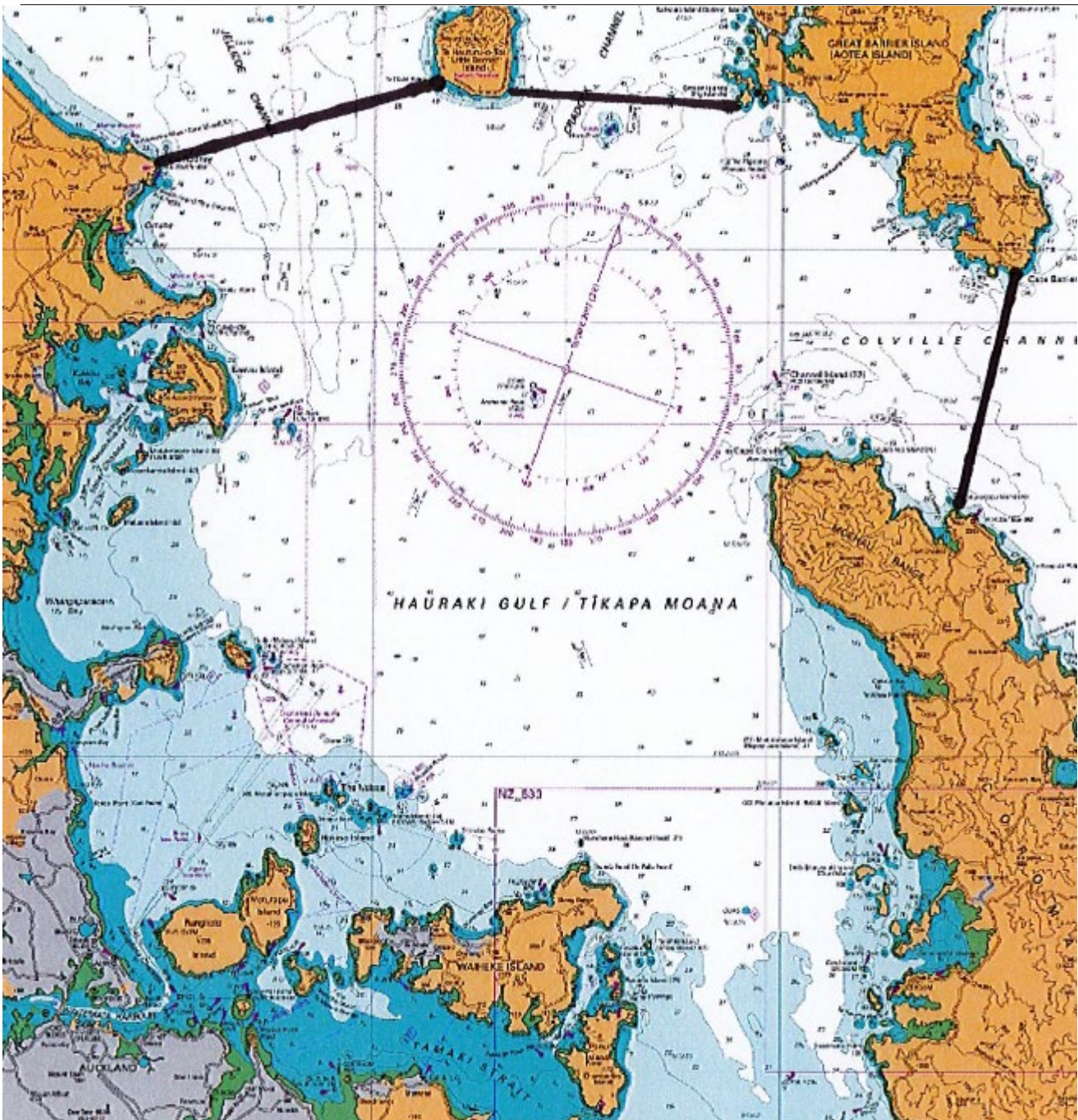
Specific locations where contact with marine mammals is proposed:

Within the proposed area of operation

Tour route:

Departing the Viaduct Harbour, through the Waitemata and into the Hauraki Gulf, interactions can occur anywhere but predominantly located around gannets feeding.

**You must attach a map** of the proposed area of operation; it must clearly show the boundaries of the area, any specific locations where contact with marine mammals is likely, and expected routes.



## Trip details (refer to Appendix 1 for detailed guidance)

Frequency - proposed months of operation:

12

Frequency - number of trips per annum:

Max 730 although it is envisaged this will be significantly less with seasonality and weather

Frequency - number of trips per day:

2

Duration of trips:

4.5 hrs however occasionally these will be extended for weather or when the vessel is required to provide other functions as part of the trip, e.g. stop at Motutapu Island or Rangitoto Island. Maximum duration would not exceed 8 hrs

Maximum number of vessels operating at any one time:

1

Maximum number of passengers:

200

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## Type and number of vessels to be used (refer to Appendix 1 for detailed guidance)

### Vessel 1 description:

Vessel name: Discovery IV	Make: Q-West
Model: Power driven catamaran	Size: 18m
Carrying capacity: 105	Colour: Yellow and black
Motive power: 2 x C15 Caterpillar 850hp	Construction and hull design: Aluminium, Nic de Waal
Planing hull: <input checked="" type="checkbox"/>	Displacement hull: <input type="checkbox"/>
Noise levels above sea: Unmeasured however been accepted marine mammal permitted vessel in the Bay of Islands since 1998	Noise levels below sea: Unmeasured however been accepted marine mammal permitted vessel in the Bay of Islands since 1998
Maximum speed: 35 knots	Normal cruising speed: 24 knots

### Vessel 2 description:

Vessel name: Discovery I	Make: Robinsons Boat Yard
Model: Power driven catamaran	Size: 20m
Carrying capacity: 199	Colour: Yellow and black
Motive power: 2 x C15 Caterpillar 750hp	Construction and hull design: Plywood, Malcolm Tennant
Planing hull: <input checked="" type="checkbox"/>	Displacement hull: <input type="checkbox"/>
Noise levels above sea: Unmeasured however been accepted marine mammal permitted vessel in the Bay of Islands since 2016	Noise levels below sea: Unmeasured however been accepted marine mammal permitted vessel in the Bay of Islands since 2016
Maximum speed: 25 knots	Normal cruising speed: 22 knots

### Vessel 3 description:

Vessel name: Ocean Explorer	Make: Wildcat
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Model: Power driven catamaran	Size: 26m
Carrying capacity: 200	Colour: White and Blue
Motive power: 2 x Yanmar 6AYM-WGT 911hp	Construction and hull design: Alloy, Incat Crowther
Planing hull: <input checked="" type="checkbox"/>	Displacement hull: <input type="checkbox"/>
Noise levels above sea: Unmeasured however same engines that are in Discovery V, an approved marine mammal permitted vessel of very similar size in the Bay of Islands 2007 – 2019	Noise levels below sea: Unmeasured however same engines that are in Discovery V, an approved marine mammal permitted vessel of very similar size in the Bay of Islands 2007 - 2019
Maximum speed: 25 knots	Normal cruising speed: 22 knots

#### Vessel 4 description:

Vessel name: Adventure One	Make: Naiad
Model: Rigid Hull Inflatable	Size: 13m
Carrying capacity: 25	Colour: Grey
Motive power: 2 x Yamaha 250hp	Construction and hull design: Alloy, Naiad
Planing hull: <input checked="" type="checkbox"/>	Displacement hull: <input type="checkbox"/>
Noise levels above sea: Unmeasured but latest technology super quiet and efficient four-stroke engines	Noise levels below sea: Unmeasured but latest technology super quiet and efficient four-stroke engines
Maximum speed: 30 knots	Normal cruising speed: 24 knots

### Masters, skippers, guides and other relevant staff (refer to Appendix 1 for detailed guidance)

Please fill in for every staff member who may come into contact with marine mammals throughout the course of the proposed operation.

Full Name: Alistair Moore	Job Title: Skipper
Has this person had any convictions or prosecutions for offences against the Act or any other Act involving the mistreatment of animals?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If "yes", please provide details:	
Relevant experience with marine mammals: Alistair was the skipper on Dolphin Explorer, Auckland Whale and Dolphin Safari from 2012 for three years, permit AK-12283-MAR	
Relevant knowledge of the local area and sea conditions: Alistair has lived his life on the Hauraki Gulf, skippering numerous vessels including expeditions for Blake Expeditions and the NZ Sailing Trust.	

Full Name: Phillip Alexander	Job Title: Skipper
Has this person had any convictions or prosecutions for offences against the Act or any other Act involving the mistreatment of animals?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If "yes", please provide details:	
Relevant experience with marine mammals: Skipper on Bay of Islands Marine Mammal permitted vessels for 20 years	
Relevant knowledge of the local area and sea conditions: Skipped Explore vessels and the overnight vessel Ipipiri on the Hauraki Gulf for 8 years	

Full Name: William Goodfellow	Job Title: Skipper and Managing Director
Has this person had any convictions or prosecutions for offences against the Act or any	<input type="checkbox"/> Yes

other Act involving the mistreatment of animals?

No

If “yes”, please provide details:

Relevant experience with marine mammals: Marine Mammal Permitted skipper with Dolphin Discoveries/Explore in the Bay of Islands since 2004, and with Auckland Whale and Dolphin Safari from 2010 – 2015

Relevant knowledge of the local area and sea conditions: Have spent a lifetime on the Hauraki Gulf, and in a commercial capacity since 1999.

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## Proposed term

You can apply for up to 10 years. However, in some situations a permit may be restricted to a shorter term for the purposes of the conservation, protection or management of marine mammals.

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## C. Additional information (refer to Appendix 1 for detailed guidance)

Maximum time to be spent with marine mammals per individual encounter:

Maximum of 30 minutes will be spent within 300m with any individual whale.

Maximum cumulative time for all encounters with marine mammals during trip:

2 hours

Nature of the contact with marine mammals:

Primary purpose

Secondary purpose

Speeds when approaching and viewing marine mammals:

Idle or ‘no wake’ within 300m.

Behaviour of vessel and orientation of approach relative to marine mammals:

Approach parallel and slightly to the rear. No sudden or repeated change of vessel speed or direction.

Position of vessels relative to marine mammals while viewing:

Avoid area in front, do not circle, obstruct paths or cut through groups. Abandon interaction with certain marine mammal behaviour types, when disturbed or alarmed, extra respect given and reduced interaction when feeding, foraging or resting.

Distances to each species:

50m from whales, 200m for any baleen or sperm whale mother and calf

Distance to the water’s edge (for seals or sea lions hauled out on shore):

20m

Behaviour around calves or pups:

Extra respect is given when calves or pups are present. Travel at speed no faster than the slowest marine mammal.

Speed of departure:

Idle slowly away

Behaviour of vessel and departure route relative to marine mammals:

Depart slowly or 'no wake' until 300m except in the case of dolphins to outdistance. Speed may be increased gradually but not exceed 10 knots within 300m.

What other actions you will take to minimise disturbance of the marine mammals:

The skippers are respectful of marine mammals and are well informed and adhere to the Marine Mammals Protection Act and Marine Mammals Protection Regulations

[http://www.legislation.govt.nz/act/public/1978/0080/latest/DLM25111.html?search=ts\\_act%40bill%40regulation%40deemedreg\\_marine+mammals\\_resele\\_25\\_a&p=1](http://www.legislation.govt.nz/act/public/1978/0080/latest/DLM25111.html?search=ts_act%40bill%40regulation%40deemedreg_marine+mammals_resele_25_a&p=1)

[http://www.legislation.govt.nz/regulation/public/1992/0322/latest/DLM168286.html?search=ts\\_act%40bill%40regulation%40deemedreg\\_marine+mammals\\_resele\\_25\\_a&p=1](http://www.legislation.govt.nz/regulation/public/1992/0322/latest/DLM168286.html?search=ts_act%40bill%40regulation%40deemedreg_marine+mammals_resele_25_a&p=1)

And further adhere to the WCA Global Best Practice Guidelines

<https://worldcetaceanalliance.org/wp-content/uploads/2018/07/WCA-Global-Best-Practice-Guidance-Whale-Watch-low-res.pdf>

**Where applicable, how will groups of kayaks (or similar manually propelled watercraft) be managed in the vicinity of marine mammals?**

How kayaks will be positioned relative to each other during approaches and departures:

N/A

How kayaks will be grouped together while viewing:

N/A

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## **D. Educational material (refer to Appendix 1 for detailed guidance)**

Marine mammal conservation, education, advocacy and cultural appreciation is central to the cruise delivery. There will be many educational aspects to the trip by way of interaction with the guests as well as significant resource by way of targeted literature and a relevant general library on board.

<https://www.aucklandcouncil.govt.nz/environment/educationsustainability/Documents%20%20Hauraki%20Gulf%20Island%20posters/whales-and-dolphins.pdf>

<https://www.aucklandcouncil.govt.nz/environment/educationsustainability/Documents%20%20Hauraki%20Gulf%20Island%20posters/underwater-life.pdf>

<https://www.projectionah.org.nz/site/projection/State%20of%20Marine%20Mammals%20In%20NZ%202019.pdf>

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