

From: [Permissions Hamilton](#)
To: [permissions](#)
Subject: FW: SH3 Mt Messenger wildlife act authority application
Date: Friday, 16 December 2016 8:46:03 am
Attachments: [Mt Messenger Wildlife Authority Application Attachment B1.pdf](#)
[SH3 Mt Messenger Wildlife Authority Application Attachment E1.pdf](#)
[SH3 Mt Messenger wildlife-act-authority-application-9 LIZARDS.doc](#)
[SH3 Mt Messenger Wildlife Authority Application Attachment D.pdf](#)

Morning 9(2)(g)
(ii)

This one is for HWT.

Can you please capture it.

Thanks very much.

Kind regards,

9(2)
(a)(ii)

From: 9(2)(a)
Sent: Thursday, 15 December 2016 3:26 p.m.
To: Permissions Hamilton <permissionshamilton@doc.govt.nz>
Cc: 9
Subject: SH3 Mt Messenger wildlife act authority application

Hi,

Please find attached a wildlife act authority application with appendices for lizard surveys and handling at SH3 Mt Messenger in 2017.

If you have any questions please be in touch.

Kind Regards, 9(2)
(a)

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Wildlife Act Authority (General)

Application form 9

This application form is only for the following activities involving any animal protected under the Wildlife Act 1953 (which does not include marine mammals)

- Catch, handle, release wildlife at one site
- Disturb or kill wildlife or their eggs
- Catch and/or hold wildlife for rehabilitation – up to 3 months
- Hold wildlife in permanent captivity, if already held in captivity

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Department of
Conservation
Te Papa Atawhai

Using this application form

Completing the application



Save – You can save this application form to your digital device and edit or fill it in your own time.



Fill – You can fill this application digitally using Microsoft word.



Print – You can print this application form and fill it manually, or you can fill it digitally, then print it.



Submit – This application form can be submitted by email or by post.



Email – Email your application and all the required labelled attachments to:
permissionshamilton@doc.govt.nz



Post – Post your application and all the required labelled attachments to:
Permissions Team Leader
Private Bag 3072
Hamilton 3240

Navigation



Hints – Use the links through the hints column on the right hand side of the application form



Scroll – Simply use your mouse or keyboard arrows to scroll through the document page-by-page.

! Application checklist

- Have you included labelled attachments as required for your activities (including maps, testimonials, and consultations)?
- Have you read the section regarding liability of the applicant for payment of fees?
- Have you checked if your application requires a CITES permit or EPA application and included these as applicable?
- Have you signed your application (digitally or manually)?



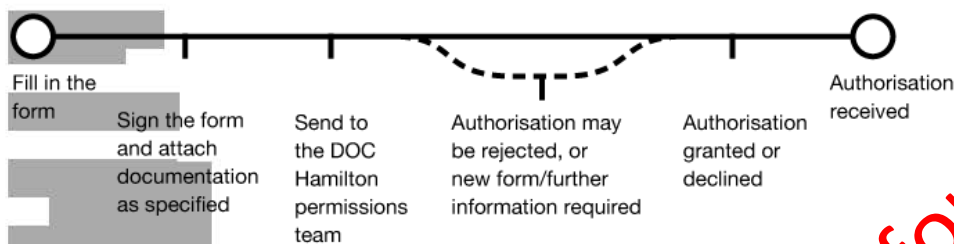
Before you start

All efforts in putting together a detailed application are greatly appreciated and will allow the Department to effectively and efficiently process your application.

! Please take the timeframes below into consideration when submitting your application.

Process

! An application is deemed complete when all information requested has been received.



Applications for proposals of activities are categorised as either standard or complex proposals:

! Please see also the [fees](#) section.

- Standard proposals are those activities that are likely to have little or no significant effect on conservation values. These will normally be processed within fifteen working days of receiving the application, please also see the fee section below.
- Complex proposals are those activities likely to have more significant effects, and therefore require careful consideration and may take up to six weeks to process, please also see the fee section below.

Consultation:

! For more information please see the [iwi consultation section](#).

- Consultation is required on most applications. In general iwi have 20 working days to respond to DOC once we make a formal request. If there are considerable iwi values to consider they may request a further 20 working days to respond. If no response is received from iwi within the specified period DOC will continue to process your application, as we may be able to locate relevant information about their interests from other sources.

Contact

Permissions Team Leader +64 7 858 1585
 Private Bag 3072 permissionshamilton@doc.govt.nz
 Hamilton 3240

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Section A | Applicant details

Full name (registered company, institute, organisation, or individual)

New Zealand Transport Agency

! Enter your details in the white fields.

Legal status of applicant:

Individual Trust Registered company

! Please attach a copy of Trust Deed

Research institute

Other (specify)

Crown Agency

Registration number (if company, trust or incorporated society)

Trading name (if different from applicant name)

Any previous Authorisations held? Yes No

If yes, please provide Authority number

Postal address

PO Box 973
Waikato Mail Centre
Hamilton 3240

Street address (if different from postal)

24 Bridge Street
Hamilton 3216

! You must provide a New Zealand address for service.

Registered office of company or incorporated society (if applicable)

N/A

Phone

9(2)(a)

Website

www.nzta.govt.nz

Contact person and role

9(2)(a)

Senior Ecologist

Phone

9(2)(a)

Mobile

9(2)(a)

! Please fill these three fields for your company contact person or if you are applying as an individual.

Email

9(2)(a)

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Section B | Activities

1. Research/species management project description.

If the activity is research or species management, then please specify the purpose of the research or management activity.

Please provide a brief summary paragraph (100 words or less) here:

The New Zealand Transport Agency (NZTA) is undertaking an investigation into improvements to the Mount Messenger section of SH3. Approximately 1.2 km of new proposed road will result in loss of native forest and scrub.

Opus has been engaged by NZTA to conduct baseline ecology field surveys for a number of taxonomic groups, in order to prepare a full Assessment of Environment Effects (AEE). Due to the possible presence of skinks and geckos along the alignment, and the potential need to handle any individuals found during the baseline survey for identification purposes, a DOC Wildlife Act Authority is required.




Attach a copy of your research / management project proposal to this form and label it Attachment B1.

Please provide a more detailed summary of your proposal here:

To ascertain the presence of lizards and geckos along the proposed route options, the following methodology will be undertaken:

1. A **lizard habitat assessment** will be conducted remotely using Google Earth and aerial maps to identify habitat types that may be utilised by lizards.
2. A **list of lizard records** within a 50 km radius of the project site will also be extracted from the DOC herpetofauna database to establish possible species in the area.
3. Possible locations for **deployment of Artificial Cover Objects (ACOs) and Visual Encounter Surveys (VES)** will be assessed via a site reconnaissance conducted during a baseline vegetation community assessment (also included as part of the suite of ecological surveys that will be used to inform the AEE). Adjustments will be made based on habitat suitability and access.

ACOs: A series of transect lines will be established within the Project area, and will be chosen based on their accessibility and diversity of habitat. Transect lines will cover representations of all vegetation types existing at the Project site (pine block, rock piles, debris etc., kanuka/manuka scrub, mature indigenous forest and rocky outcrops) that will be affected by the route. ACOs will be deployed along these transect lines approximately 25-40m apart. The ACOs that will be used will be onduline ACOs and will be left in place for up to three months. The ACOs will be



deployed in late January 2017 and checked in early and late March 2017 (6 weeks and 8 weeks after initial deployment, subject to authorisation of wildlife permit by DOC). Closed foam covers will be installed during January 2017 along similar transects to detect arboreal geckos and will be left in place for at least 3 months, with monthly checks.

Daytime VES: Daytime visual searches will be conducted in mild and still weather conditions, in areas identified as possible lizard habitat. Effort will involve scanning vegetation for active or basking lizards, lifting ground cover objects, and searching crevices with a borescope in dead wood or debris piles. These areas will be scanned for foraging lizards and will be undertaken by an experienced herpetologist and ecologists.

Spotlighting: Night searches for arboreal geckos using powerful torches will be conducted in mild and still weather conditions, in areas identified as possible gecko habitat (e.g. tree fern skirts, understorey vegetation, manuka/kanuka foliage). These areas will be scanned for foraging lizards and will be undertaken by an experienced herpetologist and ecologists.

For any lizards found whilst checking the ACOs or during VES, the following information will be recorded for each individual species prior to releasing the lizard back into nearby suitable habitat:

- Species
- Gravidity
- Snout-vent length (SVL) from the tip of the snout to the vent at the base of the tail.
- Vent-tail length (VTL), including separate measurements for regenerating tails.
- Weight
- Sex and life stage (is possible)
- Habitat description
- GPS coordinates of location
- Specimen photos

Records of individuals found will be submitted to DOC's national data repository for lizard records (BioWeb Herpetofauna database).

Section B (continued) | Activities

2. Species name and threat classification

Please list the common and scientific name/s and threat classification of all protected species for which the authorisation is sought.

Common name	Scientific name	NZ threat classification
1. Goldstripe gecko	1. Woodworthia chrysoliretica	1. At Risk-Relict
2. Striped skink	2. Oligosoma striatum	2. At Risk-Declining
3. Forest gecko	3. Mokopirirakau granulatus	3. At Risk-Declining
4. Elegant gecko	4. Naultinus elegans	4. At Risk-Declining
5. Ornate skink	5. Oligosoma ornatum	5. At Risk-Declining
6. Copper skink	6. Oligosoma aeneum	6. Not Threatened
7. TBC	7. TBC	7. TBC

! A New Zealand classification system guide can be found [here](#) on the DOC website.

3. Activities

3.1. Actions

Please select all the actions that are applicable to the activity you wish to carry out involving wildlife on and/or off public conservation land.

- | | |
|---|--|
| <input checked="" type="checkbox"/> Catch and handle wildlife on site | <input type="checkbox"/> Transfer captive wildlife from one holding facility to another holding facility |
| <input type="checkbox"/> Take samples from wildlife | <input type="checkbox"/> Kill wildlife |
| <input type="checkbox"/> Take or destroy the eggs of wildlife | <input type="checkbox"/> Hunt, disturb, kill or catch alive protected wildlife that are causing damage |
| <input type="checkbox"/> Attach identification bands to wildlife | |
| <input type="checkbox"/> Mark – tag or attach other scientific apparatus (except bands) to wildlife | |
| <input type="checkbox"/> Catch and temporarily hold wildlife in captivity (less than 3 months) | |

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Section B (continued) | Activities

3.2. Purpose

Please select or specify the purpose of the activity.

Traditional/cultural use

Education

Species management

Museum display/collection

Rehabilitation of sick/injured animals

Other: Resource Management

Research

3.3. Is Animal Ethics approval required?

Yes

No

Don't know

! If yes, please attach evidence of Animal Ethics Approval

! If you apply for more than 10 years, processing may take longer as longer term impacts will need to be assessed and there may be additional legal requirements.

! See Authorisations and Special Conditions [for your information.](#)

4. Authorisation term and activity timeframes

4.1. Authorisation term

Authorisations will be granted for a limited term. Please specify the start and end dates you would like your proposed authorisation to cover and explain why this term is sought. e.g. '10 years' or 'July 2015 – March 2015.'

Term: December 2016 to December 2017

Reason:

The baseline survey for lizards is planned to commence in January 2017 (deployment of ACOs and VES) with follow up visits to check the ACO's and conduct further VES six and eight weeks later in February and March 2017. If deployment is delayed for any reason, checking of the ACOs and spotlighting activities may take place in April 2017. Other work could be required during the consenting phase of the project, so we have requested a longer period.

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Section B (continued) | Activities

5. Number to be caught, held or killed

Where possible, please state:

The target number of individuals of each species of protected wildlife to be caught, held or killed and what proportion of the local and global species population you estimate would be affected by your activity.

Species	# of individuals	Proportion/population
1. Unknown	Unknown	Unknown
2.		
3.		

! If your application is not to catch, hold or kill a live animal (i.e. you are applying to hold specimens), please go to [Question 10](#).

6. Method/s of capture

Please describe the methods to be used to safely, efficiently and humanely catch, hold or kill the animals and identify relevant animal ethics processes.

In the event lizards/geckos are found during the baseline survey under the ACOs or during VES activities, the following steps will be undertaken in accordance with guidelines provided in the New Zealand Lizards Conservation Toolkit (Anderson et al. 2012), to ensure appropriate handling of lizards occurs whilst identifying the species of each individual:

- Lizards/geckos will be handled securely between thumb and fingers, either by shoulders, pelvis or feet (avoiding the tail) to take SVL and VTL measurements;
- Captured lizards/geckos will be transferred immediately to a clean, well-ventilated cloth bag with drawstring ties for weighing purposes; and,
- Lizards/geckos held temporarily in storage prior to processing, will be kept cool, away from direct sunlight or heat ready for immediate release post identification and data recording.
- All records of individuals found will be submitted to DOC's national data repository for lizard records (BioWeb Herpetofauna database).

7. Samples to be collected

7.1. Samples, amounts, methods

Please list exactly what samples are to be taken (e.g. blood, DNA, feathers, etc) and the methods/s to be used, including amounts to be taken (if known).

! If no samples are to be collected, please go to [Question 8](#).



Sample	Method	Amount
1. N/A	N/A	N/A
2.		
3.		

7.2. Purpose

Please state the purpose for which the samples would be taken (e.g. taxonomy, genetic modification, disease screening) and if they will be sent overseas.

N/A

Sending overseas?

Yes

No

! If you answer **Yes** to sending samples overseas, please download and complete Form9f see [Application forms: Apply for permits](#)

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[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]





Section B (continued) | Activities

7.3. Samples for genetic modification

If you will be taking samples for genetic modification, please attach your Environmental Risk Management Authority (ERMA) application and label it attachment B6.2.3.

8. Marking, banding, tagging

8.1. Banding

Are you requesting to **band** wildlife?

Yes

No

8.2. Other marking

If you are proposing to mark wildlife with any other mark than a band, please describe the type of marking and details of the method to be used to attach it to ensure the animals' health and safety.

Mark/tag to be fitted

N/A

Method

N/A

9. Access to Restricted Lands

Special permission is required to enter some public conservation lands that have particularly high levels of protection. If you wish to enter land of any status listed below to carry out the proposed activity, please select the status and state the full name of the land to which permission for access is sought.

Nature Reserve (s20 Reserves Act 1977)

Name of land to be accessed

N/A

Scientific Reserve (s21 Reserves Act 1977)

Name of land to be accessed

N/A

Government Purpose (s22 Reserves Act 1977)

Name of land to be accessed

N/A

! Wildlife Act
Authorisations apply to private land and public conservation land. If the location is private land, you will also need the consent of the land owner.

! Use [DOCgis](#) to view Conservation Land.



Section B (continued) | Activities

Specially Protected Area in a National Park (s13 National Parks Act 1980)

Name of land to be accessed

N/A

Wildlife Sanctuary (s9 Wildlife Act 1953)

Name of land to be accessed

N/A

Wildlife Refuge (s14 Wildlife Act 1953)

Name of land to be accessed

N/A

10. Proposed activity site

10.1. Wild

State the location/s in which the activity will be carried out and why this site is the best option. For specific sites, please include a map (and GPS coordinates if available). Attach map and label it attachment B10.1.

The lizard baseline survey will take place west of the existing SH3 Mt Messenger alignment. See attachment B10.1 and B10.2 for maps of proposed activity site.

10.2. Captive

Please answer if the live animal/s; specimen/s; or sample/s is to be obtained from another authorised wildlife holder, who has an authorisation to hold the species in captivity or the specimen/sample. Fill in the following information of the person **from** whom the animal/specimen/sample will be obtained.

Name

N/A

Address

N/A

DOC authorisation number

N/A

Expiry Date (dd/mm/yyyy)

N/A

! Use [DOCgis](#) to view Conservation Land.

! If you are intending to receive animals from another authorised holder, ensure they have an authorisation to transfer.



Section B (continued) | Activities

10.3. Holding live animals

Please fill in this question if you currently hold animals in captivity and wish to continue doing so; or you wish to receive animals held in captivity at another facility; or you wish to hold animals for less than 3 months for rehabilitation.

10.4. Captive management programme

Are you part of a co-ordinated captive management programme for the species? Yes No

If yes, please state the name of the DOC captive co-ordinator and whether they support this application.

Co-ordinator's name

N/A

Supports application? Yes No

10.5. Holding site

Provide a detailed description of the holding facility/cage including dimensions.

Holding site address:

Description of facility/cage

! Please attach written proof of their support and label it attachment B10.4

! The applicant must meet the requirements of the DOC Captive Management SOP (available [here](#)) and the facility must meet the requirements of the husbandry manual for the species, where one exists.

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Section B (continued) | Activities

11. Management of effects

Please list all actual and potential adverse (or positive) effects of the proposed activity at the site, including effects on the target species, other indigenous species and the ecosystems at the site. Where adverse effects are identified please state what methods will be used to manage those effects.

Effect	Management method
n/a	n/a

! If you are applying to hold specimens or parts of them, or you are applying to hold wildlife already in captivity, you do not need to answer this question.

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Section D | Applicant skills and experience

Please provide relevant information relating to your ability to carry out the proposed activity (e.g. details of previous authorisations, membership of professional organisations and relevant qualifications and experience). List full names of all individuals who will be involved in the activity.



Please attach details and label as Attachment D.

All individuals involved in activity

Full Names

9(2)(a)	(9(2)(g)(ii))
9(2)(a)	(Opus)		
9(2)(a)	(Opus)		
9(2)(a)	(Opus)		
9(2)(a)	(Opus)		
9(2)(a)	(Opus)		

Has the applicant or any company directors, trustees, partners, or anyone involved with the application been convicted of any offense?

Yes

No

If yes please provide details:

N/A

Does the Applicant or any of the company directors, trustees, partners, or anyone involved with the Application have any current criminal charges pending before the court?

Yes

No

If yes please provide details:

N/A

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Section E | Consultation

Many applications require consultation with Tāngata whenua (local Māori), and other interested parties. Please attach proof and details of all consultation, including with hapū or iwi, to this application and label as attachment E1

Please attach any additional written expert views, advice or opinions you have obtained concerning your proposal to support the application and label them attachment E2.

! If you are unsure of any consultation requirements for your proposal, please see the [iwi consultation section](#) or contact your [local DOC Partnerships office](#) to discuss what is required.

[Redacted text]

[Redacted text]

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Section F | Fees

Please note

This section only applies to applications with a commercial focus – which will include applications from registered companies. The Department does not charge fees for non-commercial Wildlife Act authorisations.

Processing fees

Section 60B of the Conservation Act contains the statutory provisions regarding processing fees.

The Department recovers all direct and indirect costs to process an application from applicants regardless of whether the application is approved or declined. If at any stage an application is withdrawn, the Department will invoice the applicant for the costs incurred by the Department up to that point.

Standard application fee

The estimated standard application fee is **\$400 +GST**.

This covers most applications. However if your application is likely to have significant effects, is novel, or spans multiple DOC regions, it will require more careful consideration and may take up to 6 weeks to process and cost approximately **\$800 +GST**.

Particularly complex applications may incur further costs – you will be sent an estimate of costs in this situation. We will contact you to advise if the fee is more than the estimated standard cost. Applicants are also entitled to request an estimate of costs at any point, but the Department may impose a charge for preparing such an estimate. Estimates are not binding.

Paying fees

The Department will ordinarily invoice the applicant for processing fees after a decision has been made on the application, but in some cases interim invoices will be issued.

Please select your method of payment below.

- I have attached a cheque
- I have direct credited the DOC account

Please use the Applicant name and permission number (which the permissions team will give to you) as the references.

**Department of Conservation
Westpac Bank
Account number: 03 0049 0002808 00**

- I do not intend to pay the fees at the time of applying and/or I require an invoice for payment
- I have a purchase order/number from an organisation registered with DOC

! If you are making an application for non-commercial activity, [proceed to declaration](#).

! Applicants are required to pay the processing fees within 28 days of receiving an invoice. The Director-General is entitled to recover any unpaid fees as a debt.

! If you are applying from outside New Zealand we can process a credit card payment – please [contact us](#) to request this procedure.

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Section F (continued) | Fees

Fee waivers and reductions

The Director-General has discretion to reduce or waive processing fees. You may apply for a fee waiver or reduction if you can provide information to the permissions team about how your application meets at least one of the following criteria.

- The activity will make a direct contribution to management
- The activity will support or contribute to the Department's priority outcomes – stated in the Department's 2013 – 2017 Statement of Intent
- There will be other non-commercial public benefits from the activities covered by the authorisation (if approved)
- Activity covered by the authorisation (other than research, collection or educational activities) will make a contribution to the management of, or the public interest in, the lands that are covered by the authorisation

! View the Department's 2013 – 2017 Statement of Intent [here](#) for the priority outcomes.

The Department may obtain further information either from the applicant or from any other relevant source in order to process the application. The applicant will be advised of any information obtained from other sources. The cost of obtaining such information will be charged to and recovered from the applicant. The applicant will be informed as soon as practicable from receipt of the application if further information is required before this application form can be fully processed by the Department.

Terms and conditions: Account with the Department of Conservation

Have you held an account with the Department before? Yes No

If **yes**, under what name?

Terms and conditions: Account with the Department of Conservation

1. I/We agree that the Department of Conservation can provide my details to the Department's Credit Checking Agency to enable it to conduct a full credit check.
2. I/We agree that any change which affects the trading address, legal entity, structure of management or control of the applicant's company (as detailed in this application) will be notified in writing to the Department of Conservation within 7 days of that change becoming effective.
3. I/We agree to notify the Department of Conservation of any disputed charges within 14 days of the date of the invoice.
4. I/We agree to fully pay the Department of Conservation for any invoice received on or before the due date.
5. I/We agree to pay all costs incurred (including interest, legal costs and debt recovery fees) to recover any money owing on this account.
6. I/We agree that the credit account provided by the Department of Conservation may be withdrawn by the Department of Conservation, if any terms and conditions of the credit account are not met.
7. I/We agree that the Department of Conservation can provide my details to the Department's Debt Collection Agency in the event of non-payment of payable fees.



Section F (continued) | Fees

Reduction in fees for exceeding processing timeframe

If the Department fails to meet its own processing timeframes the estimate of fees will be reduced at a rate of 1% per day late, up to a maximum of 50% of the total processing fee. The reduction will not apply if the Applicant's actions have delayed the process.

Additional Fees

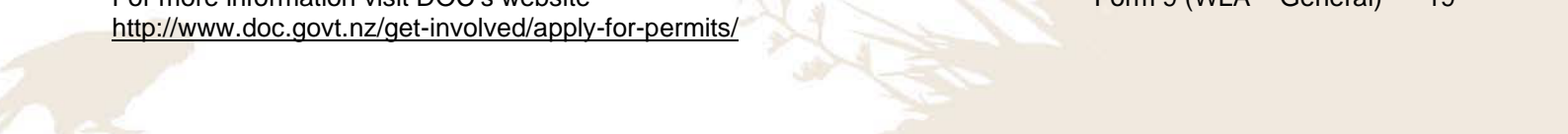
You may also be required to pay additional fees. These may include:

- Annual management fee to cover administration time; and/or
- Monitoring fee to cover the cost of monitoring the effects of your activity.

! Please [contact the Permissions team](#) to discuss whether these fees apply.



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Section G | Declaration

I certify that the information provided on this application form and all attached additional forms and information is to the best of my knowledge true and correct.

Signature (applicant)

9(2)(a)

Date (dd/mm/yyyy)

5/12/2016

Full name (witness)

9(2)(a)

Address (witness)

Opus International Consultants,
Princes Street, Hamilton 3240

Signature (witness)

9(2)(a)

Date (dd/mm/yyyy)

5/12/2016

This application is made pursuant to Section/s 41(1)(g), 53; 54; 55; and/or 56 of the Wildlife Act 1953 [and (where applicable) Section/s 22; 49; 50; 51; 57; and/or 59 of the Reserves Act 1977; and/or Section/s 5; 13; 14(3) of the National Parks Act 1980; and/or 38 of the Conservation Act].

Applicants should familiarise themselves with the relevant provisions of the Wildlife Act 1953, the Conservation Act 1987, the Reserves Act 1977 and the National Parks Act 1980 relating to authorisations.

The purpose of collecting this information is to enable the Department to process your application. The Department will not use this information for any reason not related to that purpose.

Applicants should be aware that provisions of the Official Information Act may require that some or all information in this application be publicly released.

For Departmental use

Credit check undertaken?

Yes

No

Comments

Signed

Name

Approved

Name

! An Authorisation may be varied or revoked if the information given in this application contains inaccuracies.

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! Approval is to be by a Tier 4 Manager or above.

Attachment B1: Research/Management Project Proposal

Survey methodology

Prior to conducting field surveys, a lizard habitat assessment will be conducted remotely using Google Earth and aerial maps to identify habitat types that may be utilised by lizards. Possible locations for deployment of Artificial Cover Objects (ACOs) and Visual Encounter Surveys (VES) will be assessed via a rapid site reconnaissance conducted during the baseline vegetation community assessment. Adjustments will be made based on habitat suitability and access. A list of lizard records within a 50km radius of the project site will also be extracted from the DOC herpetofauna database to establish possible to species in the area.

Visual Encounter Surveys

Daytime visual searches will be conducted in mild and still weather conditions, in areas identified as possible lizard habitat. Daytime searches are done to detect diurnal species, either terrestrial or arboreal, but also have the advantage of revealing nocturnal species under objects or within refugia. Effort will involve scanning vegetation for active or basking lizards, lifting ground cover objects, and searching crevices with a borescope in dead wood or debris piles.

Night searches for arboreal geckos will not be possible along the steeper sections of the route due to health and safety concerns. However the lower sections with bush/farmland margins are likely to be suitable for night spotlighting. Night searches for arboreal geckos using powerful torches mounted on binoculars for scanning habitat from a distance, or torches alone for close range spotlighting, will be used to scan habitat for foraging geckos. All VES will be undertaken by a team of experienced ecologists under the supervision of an experienced herpetologist.

Artificial Cover Objects

A series of transect lines will be established within the Project area, and will be chosen based on their accessibility and diversity of habitat. Transect lines will cover representations of all vegetation types existing at the Project site (pine block, rock piles, debris etc., kanuka/manuka scrub, mature indigenous forest and rocky outcrops) that will be affected by the route. Onduline Artificial Cover Objects (ACOs) (400 x 280mm) will be deployed along these transect lines approximately 25-40m apart. See Map 1 for possible lizard habitat/transect areas.

The ACOs will be left in place for six weeks before they are checked. The ACOs will be deployed in late January 2017 and checked in early and late March 2017 (6 weeks and 8 weeks after initial deployment).

Closed foam covers will be installed during January 2017 along similar transects to detect arboreal geckos. Closed cell foam covers need to be placed in the environment for longer than Onduline ACOs and will likely be in place until May 2017. Checks will occur at the same time as Onduline ACOs.

For any lizards found through any of the survey methods, the following information will be recorded for each individual:

- Species
- Gravity
- Snout-vent length (SVL) from the tip of the snout to the vent at the base of the tail.
- Vent-tail length (VTL), including separate measurements for regenerating tails.
- Weight
- Sex and life stage (is possible)
- Habitat description
- GPS coordinates of location

- Specimen photos

As required by Wildlife Act permits for lizard surveys, all records of individuals found will be submitted to DOC's national data repository for lizard records (BioWeb Herpetofauna database).

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Map 1. Possible lizard habitat/transect areas along the proposed alignment. Pink lines are possible transects for Onduline ACOs and cell foam covers. Yellow lines are possible night spotlighting areas. Actual locations & length of transect lines will be dependent on outcome of rapid site reconnaissance conducted during the baseline vegetation community assessment.



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Attachment D: Applicant Skills and Experience

9(2)(a)

9(2)(g)(ii)

9(2)(a) has completed hundreds of lizard surveys and dozens of lizard translocations over the last 20 years. He has held several region-wide permits for the Auckland Region including authorities to capture, handle, translocate and hold lizards in captivity. He has also previously held a similar permit for the Far North for carrying out surveys and translocations contracting directly to DOC's Northland Conservancy. 9(2)(a) name appears on many project-specific permits for lizard surveys and translocations in other regions in both the North and South Islands. He has substantial experience in handling Threatened and At Risk skink and gecko species, including previously undescribed species, and has contributed many records to DOC's Amphibian and Reptile Distribution Scheme (ARDS). 9(2)(a) lizard expertise is further confirmed by his contributions as an author on NZ lizard conservation techniques (SRARNZ Lizard Conservation Toolkit) and as an expert witness on herpetofauna at Environment Court, Board of Inquiry, and Council hearings.

9(2)(a)

9(2)(a) has 10 years' experience as a terrestrial ecologist and environmental scientist, and holds a PhD in Ecology. She is highly experienced in undertaking a wide variety of flora and fauna surveys in a range of environments, including vegetation, invertebrates, mammals (including bats), amphibians and reptiles. 9(2)(a) reptile survey experience includes trapping/handling of lizards, skinks, slow worms and adders using pitfall and artificial refuge techniques, and also conducting lizard habitat assessments and writing lizard management plans.

9(2)(a)

Opus)

9(2)(a) is a terrestrial ecologist with 5 years consultancy experience. 9(2)(a) is currently lead ecologist on a 20 lot bush subdivision that will result in 1 ha of lizard habitat clearance. During this time he undertook inspection of artificial covers, pitfall and Gee minnow traps, spotlighting and destructive searches under the supervision of lizard specialists. He captured and handled elegant, forest, and Pacific geckos under the guidance of 9(2)(a) and will undertake soft release of captured lizards into a covenanted pest controlled area on site during construction. 9(2)(a) has also undertaken inspection of artificial covers and written lizard management plans across multiple land and infrastructure projects.

9(2)(a)

(Opus)

9(2)(a) is a Graduate Environmental Scientist and has recently undertaken 6 weeks of survey and rescue/recovery of lizards during pre-construction phase of the Huntly Section of the Waikato Expressway. During this time he undertook inspection of artificial covers, spotlighting and destructive searches under the supervision of lizard specialists. During this time he captured and handling lizards under the guidance of

9(2)(a) . 9(2)(a) has also undertaken inspection of artificial covers, spotlighting and destructive searches for the Western Rail Trail project under the guidance of 9(2)(a)

9(2)(a) **(Opus)**

9(2)(a) has 10 years of experience across a range of ecological fields, including long-tailed bat survey, lizard survey, aquatic macroinvertebrate sampling and pest exclusion fencing. His lizard survey experience includes deployment and checking of artificial covers, pitfall trapping and spotlight survey. He has also contributed to lizard management plans and their implementation across several infrastructure projects and has handled copper skink and plague skink under supervision of 9(2)(a) .

9(2)(a) **(Opus)**

9(2)(a) has 25 years experience as an ecologist that has included a variety of work involving lizards, including survey and handling. In recent years he has added several new observations for geckos on the Denniston and Stockton Plateaux, mainly West Coast Green and Forest gecko, as part of the Escarpment Mine Project for Buller Coal and was issued with a permit from DoC (s 2012) to capture for identification any lizards encountered during work for this client around the Cascade Mine. 9(2)(a) has also undertaken searches for lizards during the West Coast Lizard survey (Miller, Piffeld and Adams, 1999) on the ranges above the Landsborough River. As part of the Protected Natural Areas survey of the Manorburn Ecological District he was involved in searching and capturing lizards (mainly skinks) for identification throughout the Central Otago Ecological District. He was also involved in the construction of the predator-proof enclosure for Critically Endangered Otago and Grand skinks near McRaes in 1995 and was involved in the release of the critically endangered Cobble skink at Granity in 1999 with 9(2)(a)

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Attachment E1: Iwi Consultation

Opus have been engaging with the Ngati Maniapoto Regional Management Committee and its Chairperson ^{9(2)(a)} over the course of the NZTA Business Case process for the Project. The committee were given an introduction to the Project in early September 2016 and Opus have since been dealing directly with ^{9(2)(a)} with regard to the long lost and short list options.

To date no concerns have been received regarding the effects of the Project on lizards. Any matters raised in the future concerning lizards will be addressed via this relationship.

Ngati Maniapoto remain a key stakeholder group for the project and engagement will continue right through the life of the project including construction and the public opening process.

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Permission number: 53708-FAU		Date received 16/12/2016	
District Office New Plymouth			
Applicant NZ Transport Authority			
Activity/Type/Description			
WA application to undertake a baseline survey for lizards in Mt Messenger section of SH3			
The New Zealand Transport Agency (NZTA) is undertaking an investigation into improvements to the Mount Messenger section of SH3. Approximately 1.2 km of new proposed road will result in loss of native forest and scrub.			
Opus has been engaged by NZTA to conduct baseline ecology field surveys for a number of taxonomic groups, in order to prepare a full Assessment of Environment Effects (AEE).			
Artificial cover objects and visual encounter survey methods will be used.			
Common name		Scientific name	
1. Goldstripe gecko		1. Woodworthia chryosiretica	
2. Striped skink		2. Oligosoma striatum	
3. Forest gecko		3. Mokopirirakau granulatus	
4. Elegant gecko		4. Naultinus elegans	
5. Ornate skink		5. Oligosoma ornatum	
6. Copper skink		6. Oligosoma aeneum	
7. TBC			
The applicant cannot predict what native lizard species will be found so it may be easier to say that the authority will likely cover all species.			
Location and status.			
Mount Messenger Conservation Covenant and private land at Mt Messenger State Highway 3.			
Term applied for and why. Any timing constraints for the applicant?		December 2016 to December 2017 The baseline survey for lizards is planned to commence in January 2017 (deployment of ACOs and VES), with follow up visits to check the ACO's and conduct further VES six and eight weeks later in February and March 2017. If deployment is delayed for any reason, checking of the ACOs and spotlighting activities may take place in April 2017. Other work could be required during the consenting phase of the project, so we have requested a longer period.	
Notified	Yes	No	Unknown
Relevant statutory documents plans needed to be considered and whether there are any likely issues			
Any consultation undertaken by applicant			
9(2)(a) Chairperson of Ngati Manipoto Regional Management Committee has been contacted by the applicant. Applicant has said that to date they have no concerns.			

Rules if known
Lowest Delegation for decision making Operations Manager
Local context. 9(2)(g)(ii) – Senior /Supervisor Community Ranger, New Plymouth. It is surprising that NZTA are applying now when the final alignment has not been decided on yet. Conservation values with regards to the Mount Messenger Conservation Covenant are managed by a Joint Advisory Committee (JAC). JAC is made up of 2 DOC personnel, 1 Cons Board member and 3 Runanga members. Consultation should be undertaken with JAC.
Contributions to critical issues
Extra comments

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Support Document for the Decision Maker on Permission Application 53606-FAU and 53708-FAU

Applicant: NZTA

Permission Database Number: 53606-FAU and 53708-FAU

Decision Maker: [9(2)(g)(ii)] - Maniapoto Operations Manager

Application Type and Concession Process: Wildlife Act Authority

Date for Check-in meeting: 12 January 2017

Links to Documents

Application: [DOC-2930270](#) (53606-FAU) and [DOC-2937073](#) (53708-FAU) **Further information relating to both projects:** [DOC-2971655](#)

Task Assignment: [DOC-2931644](#) (53606-FAU) and [DOC-2937929](#) (53708-FAU)

Task Register: [DOC-2949174](#)

Advisors

1. **Permissions:** [9(2)(g)(ii)]
2. **S&P:** [9(2)(g)(ii)]
3. **District Offices:** Te Kuiti and New Plymouth

Please record staff time in the box provided. This is required for accurate cost recovery.

Pre-Task Assignment:

Function	Name	Time	Date
Capture Time			
Summary Time			
Understand Time			

Post Task Assignment:

Staff Member Name	Role and Office	Time Sent (in minutes)	Date
Joe Ranger	Senior Ranger Bio, Auckland	15min	12/07/16
[9(2)(g)(ii)]	TA	45min 30 min (additional info supplied in email 10.2)	19.1.2017 14.02.17

Staff Member Name	Role and Office	Time Sent (in minutes)	Date
9(2)(g)(ii)	Permissions Advisor	460 min	From 10 Jan to 10 Feb
		20 min	16/03/2017
		30 min	30/03/2017

Purpose: To make a decision on the application

Context: The New Zealand Transport Agency (NZTA) is undertaking an investigation into improving the safety, resilience and performance of the section of State Highway 3 (SH3) around the Awakino Tunnel; and is undertaking an investigation into improvements to the Mount Messenger section of SH3.

Opus has been engaged by NZTA to conduct baseline ecology field surveys for a number of taxonomic groups regarding the two projects, in order to prepare a full assessment of Environment Effects (AEE). Due to the possible presence of lizards and geckos, and the potential need to handle any individuals found during the baseline survey for identification purposes, a Wildlife Act Authority is required.

The NZTA made two separate applications in regard to Awakino Tunnel and Mt Messenger. Given the similar activities applied for and because it is the same applicant, the two applications will be processed as one.

Awakino Tunnel

The NZTA is looking at upgrading the road network at the Awakino Tunnel.

The existing alignment has been identified as substandard. As such, three possible route options are being considered, one involves daylighting the existing tunnel and the two other offline options involve realignment to the north of the existing corridor.

Mt Messenger

Approximately 1.2 km of new proposed road in the Mt Messenger area will result in loss of native forest and scrub.

Opus has been engaged by NZTA to conduct baseline ecology field surveys for a number of taxonomic groups, in order to prepare a full assessment of environment effects (AEE).

Artificial cover objects and visual encounter survey methods will be used including night spotlighting.

Lizards found will be caught, temporarily held, identified, measured and then released.

Common name	Scientific name
1. Goldstripe gecko	1. Woodworthia chrysosiretica
2. Striped skink	2. Oligosoma striatum
3. Forest gecko	3. Mokopirirakau granulatus
4. Elegant gecko	4. Naultinus elegans
5. Ornate skink	5. Oligosoma ornatum
6. Copper skink	6. Oligosoma aeneum
7. TBC	

The applicant cannot predict what native lizard species will be found.

After receiving advice from the Department's Technical Support Advisor further information was requested from the applicant on 24 January 2017 regarding methodology and personnel. The further information was received on the 10th of February 2017. The applicant confirmed that damp leaf litter will be under some ACO's, however other substrates, including grass and soils, will also be included in the survey to allow sampling of the full range of habitat types. The applicant confirmed that details of the qualifications and expertise for both applications were provided in Attachment D to both applications and that [redacted] 9(2)(a) has already been involved in onsite training of the team and will supervise the follow-up surveys as he deems necessary.

List any Issues Raised by Understand Team: (from task assignment): None

List the CI's from the Decision Maker's initial meeting (they will be listed in the task register):

1. Check with [redacted] 9(2)(g)(ii) about combining processing of the two applications.- Now confirmed to combine both applications into one.
2. Ensure methodology and people involved are appropriate by asking [redacted] 9(2)(g)(ii) for advice – [redacted] 9(2)(g)(ii) questioned participant's expertise and frequency of lizard checks and so further information was requested. Further information was received on 10 February 2017.
3. Identify community ranger to liaise with relevant iwi group over whether consultation occurred as mentioned in the application. Adequate iwi consultation has now occurred – see District Office comment.

Contributions

Science and Policy Advisor:

Advice as specified in task assignment, and as requested by decision maker (in Task Register) – Permissions Advisor to state applicable tasks.

Assigned task: "Ensure methodology and people involved are appropriate by asking [redacted] 9(2)(g)(ii) for advice" (no further context give other than the permit application)

ACO: this methodology is appropriate for basking skinks and ground dwelling geckos, although it is recommended that they be left 8-12 weeks before the first check (see inventory and monitoring toolbox) and the application state 8 or 6 weeks (there is contradictory advice in the application). It is not clear how many ACO will be used, or the frequency of checks (it

implies only once), and the intensity of monitoring is probably inadequate to provide a realistic view of what lizards are present (noting that I cannot fully assess this without that information). Having a flexible arrangement of check frequency or number of ACOs would be more appropriate; increasing effort if lizards are detected.

Night spotlighting: this methodology is appropriate for detecting nocturnal aboreal geckos (see inventory and monitoring toolbox). Again it is not clear on the intensity of monitoring which is normally recorded in hours of effort. Having a flexible arrangement of effort would be more appropriate; increasing effort if lizards are detected.

Visual encounters (daytime searches): These are only proposed for the Mt Messenger site. I'm not sure why they would not use this methodology for Awakino. The methodology is appropriate for both sites and to enable a full assessment would be used at both sites. Again it is not clear on the intensity of monitoring which is normally recorded in hours of effort. Having a flexible arrangement of effort would be more appropriate; increasing effort if lizards are detected.

9(2)(a) is very well qualified to undertake this work and has previously done good quality work on similar lizards/roading projects. and they have stated that they will use a qualified herpetologist to supervise this work; They have not named 9(2)(a) as this person but he is well qualified to do this, further "supervise" is unclear so I am not sure whether 9(2)(a) will be undertaking this work. I am not aware of the specific skills of the other applicants in lizard survey although Opus (including some of the applicants) have produced Lizard Management Plans that have required significant DOC involvement to improve outcomes for lizards in similar roading projects (ie several road projects in Waikato). I would strongly encourage involvement, including direct supervision by 9(2)(a). Need to know more about other people's skills/experience. Will 9(2)(a) supervise the others- this is 9(2)(g)(ii) recommendation.

Note that I have not been asked to provide suggested permit conditions but it would be useful to ensure these permits use the standard survey conditions for consistency nationally.

Note that I have not been requested to provide advice on issues relating to the actual road project but I would encourage DOCs early involvement to ensure both good outcomes for lizards, minimisation of cost and effort of NZTA, and faster turn around of Wildlife Act permits if it is determined lizards will be impacted by the project.

The species possibly present (and within 10km of the sites) include:

Forest gecko (Mokopirirakau granulatus)	At Risk	Declining
Elegant gecko (Naultinus elegans)	At Risk	Declining
Striped skink (Oligosoma striatum)	At Risk	Declining
Pacific gecko (Dactylocnemis pacificus)	At Risk	Relict
Goldstripe gecko (Woodworthia chrysosiretica)	At Risk	Relict

Name of District Office 1: New Plymouth – 9(2)(g)(ii)

Kia ora 9(2)(g)(ii)

A request for comments was sent out to both [9(2)(a)] Chairman for Te Rūnanga o Ngāti Tama (TRONT) and [9(2)(a)] Director for Te Kupenga o Maniapoto Limited. The request was sent via email on 7 February 2017 with a request to respond by 7 March 2017. There have been no comments provided to date.

As consultation with both iwi concerned is not always straightforward, please also note the following:

For the Mt Messenger application:

[9(2)(a)] either provides comment on applications himself or requests one of the representative of the Joint Advisory Committee (JAC) to do so on his behalf. [9(2)(g)(ii)] sent the application to the JAC for their information on 27 January 2017. This coupled with the applicants statements in Attachment E1: Iwi Consultation, most notably comments relating to the support of Tiaki Te Mauri O Paraninihi Trust who are key stakeholders leads me to believe that sufficient engagement has occurred to satisfy the Department's Section 4 requirements for this location.

For the Awakino application:

In most circumstances, [9(2)(a)] either provides comment on applications himself or requests one of the representative of the Maniapoto Māori Trust Board (MMTB) to comment on his behalf. For the area in question, this representative is usually [9(2)(a)] Mōkau Ki Runga Regional Management Committee (RMC) representative. I am not aware of any involvement of the RMC to date.

Additional context:

The MMTB is the only existing governance entity for Ngāti Maniapoto and the legal voice of the iwi (the Board has the legal mandate to work on behalf of, and represent, the "Maniapoto Tribe"). It is unclear whether a representative of Te Kupenga o Maniapoto Limited can comment (or not) on behalf of Ngāti Maniapoto Iwi. This is the reason I always seek confirmation from Erana Stevens who holds these relationships in order to confirm whether appropriate consultation has occurred. I have now had a conversation with Erana and Erana confirm that it would have been appropriate for [9(2)(a)] to provide comment (or not) as he acts as Chair for the RMC and often shares responsibilities with [9(2)(a)].

Recommendation:

With the current lack of comment from [9(2)(a)] it may be prudent to ensure the involvement of the RMC by consulting directly with [9(2)(a)] to ensure the Department's Section 4 obligations for this location are met.

From: [9(2)(a)]

Date: 22/03/2017 8:34 pm (GMT+12:00)

To: [9(2)(g)(ii)]

Cc: [9(2)(a)]

Subject: Re: Comments sought for an application from New Zealand Transport Association (NZTA) who are seeking authority to undertake lizard surveys

Kia ora [9(2)(g)(ii)]

Thank you for the information and the call today.

We have no objections to the NZTA applications to research the lizards and geckos in the affected

areas; however we do have a couple of requests.

1. The committee would like to participate in the checking of the ACO's in Awakino to better understand the operation.
2. The committee would also like to receive a copy of the completed report to add to our library of understanding.

I will also discuss this directly with Opus and their consultants to facilitate any logistics; however noting these requests through the DOC process will also be helpful.

Nga mihi ki a koe

9(2)(a)

MKR RMC Chair

Permissions Advisor:

9(2)(g)(ii)

a) Statutory Analysis:

Wildlife Act 1953 – Section 53 – Preserve protected wildlife.

Waikato Conservation Management Strategy 2014

Criteria for decision	Yes	No
1. Is the activity consistent with the relevant conservation legislation?	X	<input type="checkbox"/>
2. Is the activity consistent with the Conservation General Policy, all relevant Conservation Management Strategies, Conservation Management Plan, and all relevant management documents?	X	<input type="checkbox"/>

Options

Approve Application

Proposed Operating Conditions

Authorised Activity

1. The Authorised Activity shall be carried out in accordance with the applications for Wildlife Act approval for M Messenger, dated 5 December 2016 and Awakino, dated 29 November 2016.

Suitability qualified and experienced Herpetologist

2. The Authority Holder shall ensure that only persons who are suitably qualified and experienced Herpetologists, as approved by the Grantor, or persons under their direct supervision, are used to implement the actions required by this Authority.

3. The approved Herpetologists must supervise all lizard handlers until they are satisfied that they are sufficiently experienced to continue unsupervised, but shall maintain oversight of all lizard related operations.

Property of the Crown

4. All material collected remains the property of the Crown. This includes any dead wildlife, live wildlife, any parts thereof, any eggs or progeny of the wildlife, genetic material and any replicated genetic material. The Authority Holder must comply with any reasonable request from the Grantor for access to any collected material. The Authority Holder shall not sell the wildlife.

Death of wildlife associated with activities covered by the authority

5. All wildlife handled during the Authorised Activity must be handled using accepted best practice and as carefully as possible, but if any Threatened, At Risk or Data Deficient species (see NZ Threat Classification System and Lists: <http://www.doc.govt.nz/about-us/science-publications/conservation-publications/nz-threat-classification-system/>) should die, the body must be sent to Massey University Wildlife Post Mortem Service for necropsy, along with details of the animal's history.
6. The Authority Holder shall:
Ensure that the body is to be chilled if it can be delivered within 24 hours, or frozen if longer than 24 hours to delivery.
Ensure appropriate measures are taken to minimise further deaths.
Inform the Grantor and discuss whether it is necessary to halt all further handling until full investigations of death(s) occur.
Pay for any costs incurred in investigation of the death of any species listed on this authorisation.

Euthanasia

7. The Authority Holder shall not euthanise any wildlife unless the Authority Holder:
 - Consults with the Captive Management Co-ordinator, if the animal is in captivity and obtains the consent of the Grantor; or
 - Obtains the recommendation of a veterinarian where euthanasia is on animal welfare grounds; or
 - Carries out the euthanasia under direction from the Grantor.

Reporting

8. A report is to be submitted in writing to permissionshamilton@doc.govt.nz, by 01 July each year for the life of this permit, summarising outcomes. Each report must:
 - Include the species and number of any animals found, and the GPS location (or a detailed map) of the place here they were observed.
 - Results of all survey, monitoring or research.
 - Include completed Amphibian and Reptile Distribution System (ARDS) cards (<http://www.doc.govt.nz/conservation/native-animals/reptiles-and-frogs/species-information/herpetofauna-data-collection/ards-card/>) to Herpetofauna, Department of Conservation, National Office, PO Box 10420 Wellington 6143 or herpetofauna@doc.govt.nz for all herpetofauna sightings and captures.
 - Overall outcomes, conclusions, recommendations or changes through the adaptive management process, for research or monitoring.

Revocation clause

9. The Grantor may at any time revoke this Authority, or may at any time review/and or vary the conditions pertaining to this authority if any conditions contained in this Authority are breached or for any other reason that the Grantor may decide.

Variations

10. The Authority Holder may apply in writing for variations to the Authority; this must be done by contacting the Permissions team where the original authorisation was processed.

Amphibian and Reptile Distribution

11. The Authority Holder shall submit completed Amphibian and Reptile Distribution System cards to the Grantor and herpetofauna@doc.govt.nz for all herpetological sightings or captures (for more information refer to <http://www.doc.govt.nz/conservation/native-animals/reptiles-and-frogs/reptiles-and-frogs-distribution-information/species-sightings-and-data-management/>).

Mokau Ki Runga Regional Management Committee (MKR)

12. The Authority Holder shall give the MKR 5 working days notice of carrying out any checking of artificial cover objects for the Awakino project and provide MKR representatives the opportunity to participate in the operation under direct supervision of personnel authorised to undertake the Authorised Activity.

13. The Authority Holder shall provide the report, required by condition 8 above, to the MKR at the same time it is provided to the Department.

Decision Making

Pre-Decision Checklist:

- Iwi consultation complete?
- Statutory check undertaken?
- Local context obtained?
- Conflicts of interest declared/managed?
- Public notification required?

Decision:

[Empty rectangular box]

Post-Decision Checklist:

- Permit/Concession document signed by Decision Maker (& applicant)
- Copies of document sent to relevant DOC offices & filed
- Applicant invoiced
- Database updated

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Approve / Decline
9(2)(a)

Date: 3/3/17

With the following Special Conditions (*refer to numbers in previous boxes*).

Rationale:

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Wildlife Act Authority for wildlife on non-public conservation land

Authorisation Number: 53606-FAU and 53707-FAU

THIS AUTHORITY is made this 31st day of March 2017

PARTIES:

The Director-General of Conservation and where required the Minister of Conservation (the Grantor)
AND

New Zealand Transport Agency (the Authority Holder)

BACKGROUND:

- A. The Director-General of Conservation is empowered to issue authorisations under the Wildlife Act 1953.
- B. The Authority Holder wishes to exercise the authorisation issued under the Wildlife Act 1953 subject to the terms and conditions of this Authority.

OPERATIVE PARTS

In exercise of the Grantor's powers the Grantor **AUTHORISES** the Authority Holder under Section 53 (Taking or Killing of Wildlife for Certain Purposes) of the Wildlife Act 1953, subject to the terms and conditions contained in this Authority and its Schedules.

9(2)(a)
[Redacted]

SIGNED on behalf of the Grantor by Natasha Hayward, Maniapoto Operations Manager acting under delegated authority

in the presence of:

9(2)(a)
[Redacted]

Witness Signature

Witness Name: 9(2)(g)(ii)
[Redacted]

Witness Occupation: ADMIN OFFICE

Witness Address: Te Kuiti

A copy of the Instrument of Delegation may be inspected at the Director-General's office at 18-32 Manners Street, Wellington.

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SCHEDULE 1

1.	<p>Authorised activity (including the species, any approved quantities and collection methods). (Schedule 2, clause 2)</p>	<p>Handling of protected lizard species including the use of Artificial Cover Objects (ACOs) and night spotlighting.</p> <p>Methodology:</p> <ul style="list-style-type: none"> Lizards/geckos will be handled securely between thumb and fingers, either by shoulders, pelvis or feet (avoiding the tail) to take SVL and VTL measurements; Captured lizards/geckos will be transferred immediately to a clean, well-ventilated cloth bag with drawstring ties for weighing purposes; and, Lizards/geckos held temporarily in storage prior to processing, will be kept cool, away from direct sunlight or heat ready for immediate release post identification and data recording.
2.	<p>The Land (Schedule 2, clause 2)</p>	<p>State Highway 3 road (Mc Messenger and Awakino areas)</p>
3.	<p>Personnel authorised to undertake the Authorised Activity (Schedule 2, clause 3)</p>	<p>9(2)(a) 9(2)(g)(ii)</p> <p>9(2)(a) (Opus)</p> <p>9(2)(a) (Opus)</p> <p>(Opus)</p> <p>(Opus)</p> <p>(Opus)</p>
4.	<p>Term (Schedule 2, clause 4)</p>	<p>Commencing on and including 3 April 2017 and ending on and including 31 December 2017</p>
5.	<p>Authority Holder's address for notices (Schedule 2, clause 8)</p>	<p>The Authority Holders address in New Zealand is: New Zealand Transport Agency 24 Bridge Street HAMILTON 3240 New Zealand Phone: 07 958 7220</p>
6.	<p>Grantor's address for notices</p>	<p>The Grantor's address for all correspondence is: Permissions Hamilton Level 4, 73 Rostrevor Street, Hamilton</p> <p>permissionshamilton@doc.govt.nz</p>

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9(2)(a)

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SCHEDULE 2

STANDARD TERMS AND CONDITIONS OF THE AUTHORITY

1. Interpretation

- 1.1 The Authority Holder is responsible for the acts and omissions of its employees, contractors or, agents. The Authority Holder is liable under this Authority for any breach of the terms of the Authority by its employees, contractors or agents as if the breach had been committed by the Authority Holder.
- 1.2 Where obligations bind more than one person, those obligations bind those persons jointly and separately.

2. What is being authorised?

- 2.1 The Authority Holder is only allowed to carry out the Authorised Activity in the Land described in Schedule 1, Item 2.
- 2.2 The Authority Holder must advise the Department of Conservation's local Operations Manager(s) one week prior to carrying out the Authorised Activity in the District, when the Authority Holder intends to carry out the Authorised Activity.
- 2.3 Any arrangements necessary for access over private land or leased land are the responsibility of the Authority Holder. In granting this authorisation the Grantor does not warrant that such access can be obtained.
- 2.4 The Authority Holder and Authorised Personnel must carry a copy of this Authority with them at all times while carrying out the Authorised Activity.
- 2.5 The Authority Holder may publish authorised research results.
- 2.6 The Authority Holder must immediately notify the Grantor of any taxa found which are new to science. In addition, the Authority Holder must lodge holotype specimens and a voucher specimen of any new taxa with a recognised national collection.

3. Who is authorised?

3.1 Only the Authority Holder and the Authorised Personnel described in Schedule 1, Item 3 are authorised to carry out the Authorised Activity, unless otherwise agreed in writing by the Grantor.

4. How long is the Authority for - the Term?

4.1 This Authority commences and ends on the dates set out in Schedule 1, Item 4.

5. What are the liabilities?

5.1 The Authority Holder agrees to exercise the Authority at the Authority Holder's own risk and releases to the full extent permitted by law the Grantor and the Grantor's employees and agents from all claims and demands of any kind and from all liability which may arise in respect of any accident, damage or injury occurring to any person or property arising from the Authority Holder's exercise of the Authorised Activity.

5.2 The Authority Holder must indemnify the Grantor against all claims, actions, losses and expenses of any nature which the Grantor may suffer or incur or for which the Grantor may become liable arising from the Authority Holder's exercise of the Authorised Activity.

5.3 This indemnity is to continue after the expiry or termination of this Authority in respect of any acts or omissions occurring or arising before its expiry or termination.

6. What about compliance with legislation and Grantor's notices and directions?

6.1 The Authority Holder must comply with all statutes, bylaws and regulations, and all notices, directions and requisitions of the Grantor and any competent Authority relating to the conduct of the Authorised Activity. Without limitation, this includes the Conservation Act 1987 and the Acts listed in the First Schedule of that Act and all applicable health and safety legislation and regulation.

7. When can the Authority be terminated?

7.1 The Grantor may terminate this Authority at any time in respect of the whole or any part of Authorised Activity if:

- (a) the Authority Holder breaches any of the conditions of this Authority; or
- (b) in the Grantor's opinion, the carrying out of the Authorised Activity causes or is likely to cause any unforeseen or unacceptable effects.

If the Grantor intends to terminate this Authority in whole or in part, the Grantor must give the Authority Holder such prior notice as, in the sole opinion of the Grantor, appears reasonable and necessary in the circumstances.

8. How are notices sent and when are they received?

8.1 Any notice to be given under this Authority by the Grantor is to be in writing and made by personal delivery, by pre paid post or email to the Authority Holder at the

address, fax number or email address specified in Schedule 1, Item 5. Any such notice is to be deemed to have been received:

- (a) in the case of personal delivery, on the date of delivery;
- (b) in the case of post, on the 3rd working day after posting;
- (c) in the case of email, on the date receipt of the email is acknowledged by the addressee by return email or otherwise in writing.

8.2 If the Authority Holder's details specified in Schedule 1, Item 5 change then the Authority Holder must notify the Grantor within 5 working days of such change.

9. What about the payment of costs?

9.1 The Authority Holder must pay the standard Department of Conservation charge-out rates for any staff time and mileage required to monitor compliance with this Authority and to investigate any alleged breaches of the terms and conditions of it.

10. Are there any Special Conditions?

10.1 Special conditions are specified in Schedule 3. If there is a conflict between this Schedule 2 and the Special Conditions in Schedule 3, the Special Conditions will prevail.

11. Can the Authority be varied?

11.1 The Authority Holder may apply to the Grantor for variations to this Authority.

Released under the Official Information Act

SCHEDULE 3

SPECIAL CONDITIONS

Authorised Activity

1. The Authorised Activity shall be carried out in accordance with the applications for Wildlife Act approval for M Messenger, dated 5 December 2016 and Awakino, dated 29 November 2016.

Suitability qualified and experienced Herpetologist

2. The Authority Holder shall ensure that only persons who are suitably qualified and experienced Herpetologists, as approved by the Grantor, or persons under their direct supervision, are used to implement the actions required by this Authority.
3. The approved Herpetologists must supervise all lizard handlers until they are satisfied that they are sufficiently experienced to continue unsupervised, but shall maintain oversight of all lizard related operations.

Property of the Crown

4. All material collected remains the property of the Crown. This includes any dead wildlife, live wildlife, any parts thereof, any eggs or progeny of the wildlife, genetic material and any replicated genetic material. The Authority Holder must comply with any reasonable request from the Grantor for access to any collected material. The Authority Holder shall not sell the wildlife.

Death of wildlife associated with activities covered by the authority

5. All wildlife handled during the Authorised Activity must be handled using accepted best practice and as carefully as possible, but if any Threatened, At Risk or Data Deficient species (see NZ Threat Classification System and Lists: <http://www.doc.govt.nz/about-us/science-publications/conservation-publications/nz-threat-classification-system/>) should die, the body must be sent to Massey University Wildlife Post Mortem Service for necropsy, along with details of the animal's history.
6. The Authority Holder shall:
Ensure that the body is to be chilled if it can be delivered within 24 hours, or frozen if longer than 24 hours to delivery.
Ensure appropriate measures are taken to minimise further deaths.
Inform the Grantor and discuss whether it is necessary to halt all further handling until full investigations of death(s) occur.
Pay for any costs incurred in investigation of the death of any species listed on this authorisation.

Euthanasia

7. The Authority Holder shall not euthanize any wildlife unless the Authority Holder:
 - Consults with the Captive Management Co-ordinator, if the animals is in captivity and obtains the consent of the Grantor; or
 - Obtains the recommendation of a veterinarian where euthanasia is on animal welfare grounds; or
 - Carries out the euthanasia under direction from the Grantor.

Reporting

8. A report is to be submitted in writing to permissionshamilton@doc.govt.nz, by 01 July each year for the life of this permit, summarising outcomes. Each report must:

- Include the species and number of any animals found, and the GPS location (or a detailed map) of the place here they were observed.
- Results of all survey, monitoring or research.
- Include completed Amphibian and Reptile Distribution System (ARDS) cards (<http://www.doc.govt.nz/conservation/native-animals/reptiles-and-frogs/species-information/herpetofauna-data-collection/ards-card/>) to Herpetofauna, Department of Conservation, National Office, PO Box 10420 Wellington 6143 or herpetofauna@doc.govt.nz for all herpetofauna sightings and captures.
- Overall outcomes, conclusions, recommendations or changes through the adaptive management process, for research or monitoring.

Revocation clause

9. The Grantor may at any time revoke this Authority, or may at any time review/and or vary the conditions pertaining to this authority if any conditions contained in this Authority are breached or for any other reason that the Grantor may decide.

Variations

10. The Authority Holder may apply in writing for variations to the Authority; this must be done by contacting the Permissions team where the original authorisation was processed.

Amphibian and Reptile Distribution

11. The Authority Holder shall submit completed Amphibian and Reptile Distribution System cards to the Grantor and herpetofauna@doc.govt.nz for all herpetological sightings or captures (for more information refer to <http://www.doc.govt.nz/conservation/native-animals/reptiles-and-frogs/reptiles-and-frogs-distribution-information/species-sightings-and-data-management/>).

Mokau Ki Runga Regional Management Committee (MKR)

12. The Authority Holder shall give the MKR 5 working days' notice of carrying out any checking of artificial cover objects for the Awakino project and provide MKR representatives the opportunity to participate in the operation under direct supervision of personnel authorised to undertake the Authorised Activity.
13. The Authority Holder shall provide the report, required by condition 8 above, to the MKR at the same time it is provided to the Department.



Department of Conservation
Te Papa Atawhai

File Ref: 53606-FAU and 53708-FAU

30/03/2017

New Zealand Transport Agency
PO Box 973
Waikato Mail Centre
HAMILTON 3240
New Zealand

For the attention of: 9(2)(a)

Dear 9(2)(a)

Re: WILDLIFE ACT AUTHORITY APPLICATION 53708-FAU APPROVAL

I am pleased to advise you that your application for a Wildlife Act Authority has been approved and I am now able to offer you an authority outlining the terms and conditions of this approval. Please find the authority enclosed.

This document contains all the terms and conditions of your authorisation to undertake the activity and represents the formal approval from the Department for New Zealand Transport Agency to carry out the activity.

Please read the terms carefully so that you clearly understand your obligations.

Payment of Processing Fees

The final cost incurred to process your application was the fee of \$1200.00 plus GST. I have arranged for an invoice to be sent to you for this amount.

Please contact 9(2)(g)(ii) or 9(2)(a) if you have any questions.

Yours sincerely,

9(2)(a)

Natasha Hayward
Manawato Operations Manager

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9a



Wildlife Act Authority

Variation

Application form 9a

This application form is to vary part thereof a current Authorisation (called the Authority) involving any animal protected under the Wildlife Act 1953 (which does not include marine mammals)

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Using this application form

! Application checklist

Completing the application



Save – You can save this application form to your digital device and edit or fill it in your own time.



Fill – You can fill this application digitally using Microsoft word.



Print – You can print this application form and fill it manually, or you can fill it digitally, then print it.



Submit – This application form can be submitted by email or by post.



Email – Email your application and all the required labelled attachments to:
permissionshamilton@doc.govt.nz



Post – Post your application and all the required labelled attachments to:
Permissions Team
Private Bag 3079
Hamilton 3240

Have you included labelled attachments as required for your activities (including maps, testimonials, and consultations)?

Have you read the section regarding liability of the applicant for payment of fees?

Have you signed your application (digitally or manually)?

Navigation

Hints – Use the links through the hints column on the right hand side of the application form



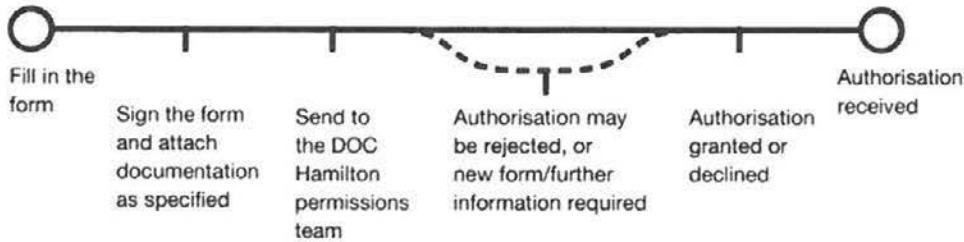
Scroll – Simply use your mouse or keyboard arrows to scroll through the document page-by-page.

Before you start

You will need to attach evidence of your current Wildlife Act Authorisation.

! Please take the timeframes below into consideration when submitting your application.

Process



! An application is deemed complete when all information requested has been received.

! Any amendments requested after lodgement may require a new variation application to be completed resulting in a delay of processing of your application.

Applications for proposals of activities are categorised as either standard or complex proposals:

- Standard proposals are those activities that are likely to have little or no significant effect on conservation values. These will normally be processed within fifteen working days of receiving the application, please also see the fee section below.
- Complex proposals are those activities likely to have more significant effects and therefore require careful consideration and may take up to six weeks to process, please also see the fee section below.

! Please see also the [fees](#) section.

Consultation:

- Consultation is required on most applications. In general iwi have 20 working days to respond to DOC once we make a formal request. If there are considerable iwi values to consider they may request a further 20 working days to respond. If no response is received from iwi within the specified period DOC will continue to process your application, as we may be able to locate relevant information about their interests from other sources.

! For more information please see the [iwi consultation](#) section.

Contact

Permissions Team
Private Bag 3072
Hamilton 3240

+64 27 308 8958
permissionshamilton@doc.govt.nz

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Section A | Authority holder details

Full name of Authorised holder

New Zealand Transport Agency

! Please provide evidence of your Current Authorisation

Authorisation number

53606-FAU and 53708-FAU

! Please update your address details if they have changed.

Postal address

PO Box 973
Waikato Mail Centre
Hamilton 3240

Street address (if different from postal)

24 Bridge Street
Hamilton 3216

! You must provide a New Zealand address for service.

Phone

079587220

Website

Contact person

9(2)(a)

Role

Opus Senior Ecologist

Phone

9(2)(a)

Mobile

9(2)(a)

Email

9(2)(a)

Section B | Variation description details

1. Variation activity description.

Please provide a brief summary paragraph (100 words or less) here:

The Opus ecological assessment team has already applied for and obtained a Wildlife Act Authority from DOC to carry out lizard surveys ('lizard permit'). This document is formal request to vary the lizard permit to include native frog surveys.

Preliminary ecological surveys have indicated that some of the habitats along the new road alignment may provide habitat for Hochstetter's and Archey's frogs. In particular, at least one of the small forest streams within the alignment appears similar to stream habitats occupied by Hochstetter's frog within its currently known range. Similarly, some areas of the areas of relatively higher elevation native forest appear similar to habitat at sites where Archey's frog has persisted. A variation to the existing DOC Wildlife Act Authority for lizard surveys is requested to include native frog surveys for the following reasons:

- Mt Messenger is within the historic range of Hochstetter's frog
- Some habitats within the alignment appear similar to habitats occupied by native frogs elsewhere
- The lack of native records for the area may simply reflect a lack of survey effort
- Any native frogs within the alignment would represent highly significant populations

A separate permit application for frog surveys is not considered appropriate or necessary for the following reasons:

- The Opus ecological assessment team has already been issued a permit to carry out lizard surveys
- The likelihood of native frogs being present is low
- The other aspects of the ecological assessment investigations project are well advanced
- The surveys will be led and carried out by the experienced herpetologists already named on the lizard permit with the exception of an additional frog expert being added to the team

! Attach a copy of your proposal to this form and label it Attachment B1.

! See Authorisations and Special Conditions [for your information.](#)

Would you like to change or add Authorised Personnel for your Current Authority?

Yes No, go to next question.

Please provide full name of the personnel.

9(2)(a)

2. Are you requesting to vary the term?

Yes, provide details in 2.1 No, go to next question.

2.1. Reason for the term request?

3. Are you requesting to vary the location?

Yes, provide details in 3.1 No, go to next section.

3.1. Location/s

State the location/s in which the activity will be carried out and why this site is the best option. For specific sites, please include a map (and GPS co-ordinates if available). Attach map and label it as attachment B.3.1

! Use DOCgis to view Conservation Land.

The frog survey will take place west of the existing SH3 Mt Messenger alignment. See attachment B.3.1

Section C | Access to Restricted Lands

Special permission is required to enter some public conservation lands that have particularly high levels of protection. If you wish to enter land of any status listed below to carry out the proposed activity, please select the status and state the full name of the land to which permission for access is sought.

Nature Reserve (s20 Reserves Act 1977)

Name of land to be accessed

Scientific Reserve (s21 Reserves Act 1977)

Name of land to be accessed

Government Purpose (s22 Reserves Act 1977)

Name of land to be accessed

Specially Protected Area in a National Park (s13 National Parks Act 1980)

Name of land to be accessed

State why?

Wildlife Sanctuary (s9 Wildlife Act 1953)

Name of land to be accessed

Wildlife Refuge (s14 Wildlife Act 1953)

Name of land to be accessed

Wildlife Management Reserve (s14 Wildlife Act 1953)

Name of land to be accessed

! Wildlife Act
Authorisations apply to private land and public conservation land. If the location is private land, you will also need the consent of the land owner.

! If proposing to undertake your activity in a National Park, your activity must be essential for management, research, interpretation or educational purposes. Please state why?

Section E | Consultation

Many applications require consultation with Tāngata whenua (local Māori), and other interested parties. Please attach proof and details of all consultation, including with hapū or iwi, to this application and label as attachment E.

Please attach any additional written expert views, advice or opinions you have obtained concerning your proposal to support the application and label them attachment E.

! If you are unsure of any consultation requirements for your proposal, please see [iwi consultation section](#) or contact your local DOC partnerships office to discuss what is required.

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Section F | Fees

Please note

This section only applies to applications with a commercial focus – which will include applications from registered companies. The Department does not charge fees for non-commercial Wildlife Act authorisations.

! If you are making an application for non-commercial activity, proceed to declaration.

Processing fees

Section 60B of the Conservation Act contains the statutory provisions regarding processing fees.

The Department recovers all direct and indirect costs to process an application from applicants regardless of whether the application is approved or declined. If at any stage an application is withdrawn, the Department will invoice the applicant for the costs incurred by the Department up to that point.

! Applicants are required to pay the processing fees within 28 days of receiving an invoice. The Director-General is entitled to recover any unpaid fees as a debt.

Standard application fee

The estimated standard application fee is **\$400 +GST**.

This covers most applications. However if your application is likely to have significant effects, is novel, or spans multiple DOC regions, it will require more careful consideration and may take up to 6 weeks to process and cost approximately **\$800 +GST**.

Particularly complex applications may incur further costs – you will be sent an estimate of costs in this situation. We will contact you to advise if the fee is more than the estimated standard cost. Applicants are also entitled to request an estimate of costs at any point, but the Department may impose a charge for preparing such an estimate. Estimates are not binding.

Paying fees

The Department will ordinarily invoice the applicant for processing fees after a decision has been made on the application, but in some cases interim invoices will be issued.

Please select your method of payment below.

- I have attached a cheque
- I have direct credited the DOC account

Please use the Applicant name and permission number (which the permissions team will give to you) as the references.

Department of Conservation
Westpac Bank
Account number: 03 0049 0002808 00

- I do not intend to pay the fees at the time of applying and/or I require an invoice for payment

- I have a purchase order/number from an organisation registered with DOC

Section F (continued) | Fees

Fee waivers and reductions

The Director-General has discretion to reduce or waive processing fees. You may apply for a fee waiver or reduction if you can provide information to the permissions team about how your application meets at least one of the following criteria.

- The activity will make a direct contribution to management
- The activity will support or contribute to the Department's priority outcomes – stated in the Department's 2013 – 2017 Statement of Intent
- There will be other non-commercial public benefits from the activities covered by the authorisation (if approved)
- Activity covered by the authorisation (other than research, collection or educational activities) will make a contribution to the management of, or the public interest in, the lands that are covered by the authorisation

! View the Department's 2013 – 2017 Statement of Intent [here](#) for the priority outcomes.

The Department may obtain further information either from the applicant or from any other relevant source in order to process the application. The applicant will be advised of any information obtained from other sources. The cost of obtaining such information will be charged to and recovered from the applicant. The applicant will be informed as soon as practicable from receipt of the application if further information is required before this application form can be fully processed by the Department.

Terms and conditions: Account with the Department of Conservation

Have you held an account with the Department before? Yes No

If **yes**, under what name?

Terms and conditions: Account with the Department of Conservation

1. I/We agree that the Department of Conservation can provide my details to the Department's Credit Checking Agency to enable it to conduct a full credit check.
2. I/We agree that any change which affects the trading address, legal entity, structure of management or control of the applicant's company (as detailed in this application) will be notified in writing to the Department of Conservation within 7 days of that change becoming effective.
3. I/We agree to notify the Department of Conservation of any disputed charges within 14 days of the date of the invoice.
4. I/We agree to fully pay the Department of Conservation for any invoice received on or before the due date.
5. I/We agree to pay all costs incurred (including interest, legal costs and debt recovery fees) to recover any money owing on this account.
6. I/We agree that the credit account provided by the Department of Conservation may be withdrawn by the Department of Conservation, if any terms and conditions of the credit account are not met.
7. I/We agree that the Department of Conservation can provide my details to the Department's Debt Collection Agency in the event of non-payment of payable fees.

Section F (continued) | Fees

Reduction in fees for exceeding processing timeframe

If the Department fails to meet its own processing timeframes the estimate of fees will be reduced at a rate of 1% per day late, up to a maximum of 50% of the total processing fee. The reduction will not apply if the Applicant's actions have delayed the process.

Additional Fees

You may also be required to pay additional fees. These may include:

- Annual management fee to cover administration time; and/or
- Monitoring fee to cover the cost of monitoring the effects of your activity.

! Please contact the Permissions team to discuss whether these fees apply.

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Section G | Declaration

I certify that the information provided on this application form and all attached additional forms and information is to the best of my knowledge true and correct.

! An Authorisation may be varied or revoked if the information given in this application contains inaccuracies.

Signature (applicant)

9(2)(a)

Date (dd/mm/yyyy)

12.04.2017

Full name (witness)

9(2)(a)

Address (witness)

opus House
Princes street 3200
Hamilton

Signature (witness)

9(2)(a)

Date (dd/mm/yyyy)

12.04.2017

This application is made pursuant to Section/s 41(1)(g), 53; 54; 55; and/or 56 of the Wildlife Act 1953 [and (where applicable) Section/s 22; 49; 50; 51; 57; and/or 59 of the Reserves Act 1977; and/or Section/s 5; 13; 14(3) of the National Parks Act 1980, and/or 38 of the Conservation Act].

Applicants should familiarise themselves with the relevant provisions of the Wildlife Act 1953, the Conservation Act 1987, the Reserves Act 1977 and the National Parks Act 1980 relating to authorisations.

The purpose of collecting this information is to enable the Department to process your application. The Department will not use this information for any reason not related to that purpose.

Applicants should be aware that provisions of the Official Information Act may require that some or all information in this application be publicly released.

For Departmental use

Credit check undertaken?

Yes

No

Comments

Signed

Name

Approved

Name

! Approval is to be by a Tier 4 Manager or above.

Introduction

The New Zealand Transport Agency (NZTA) is undertaking an investigation into improvements to the Mount Messenger section of SH3. Approximately 1.2 km of new proposed road will result in loss of native forest and scrub. Opus has been engaged by NZTA to conduct baseline ecology field surveys for a number of taxonomic groups, in order to prepare an Assessment of Environment Effects (AEE). The Opus ecological assessment team has already applied for and obtained a Wildlife Act Authority from DOC to carry out lizard surveys ('lizard permit'). This document is formal request to vary the lizard permit to include native frog surveys.

Preliminary ecological surveys have indicated that some of the habitats along the new road alignment may provide habitat for Hochstetter's and Archey's frogs. In particular, at least one of the small forest streams within the alignment appears similar to stream habitats occupied by Hochstetter's frog within its currently known range. Similarly, some areas of the areas of relatively higher elevation native forest appear similar to habitat at sites where Archey's frog has persisted.

The nearest known native frog populations are at Whareorino and Pureora Forests, both of which are at least 50 km away from Mount Messenger. While Mount Messenger is further south than any known extant Hochstetter's and Archey's frog populations, fossil and subfossil remains indicate that Hochstetter's frogs historically occurred as far south as Nelson. It is not clear whether any formal native frog surveys have been carried out at Mount Messenger in the past. However, the fact that no frogs have been recorded there provides an indication that the area is not a stronghold for native frogs.

In summary, a variation to the existing DOC Wildlife Act Authority for lizard surveys is requested to include native frog surveys for the following reasons:

- Mt Messenger is within the historic range of Hochstetter's frog
- Some habitats within the alignment appear similar to habitats occupied by native frogs elsewhere
- The lack of native records for the area may simply reflect a lack of survey effort
- Any native frogs within the alignment would represent highly significant populations

A separate permit application for frog surveys is not considered appropriate or necessary for the following reasons:

- The Opus ecological assessment team has already been issued a permit to carry out lizard surveys
- The likelihood of native frogs being present is low
- The other aspects of the ecological assessment investigations project are well advanced
- The surveys will be led and carried out by the experienced herpetologists already named on the lizard permit with the exception of an additional frog expert being added to the team

Term and reason

The baseline survey for native frogs is planned to commence in April 2017. The areas of habitat to be surveyed within the alignment are not extensive. The surveys will take approximately 1-2 days for Hochstetter's frog and 1-2 nights for Archey's frog, although optimal weather conditions for native frog surveys may not occur often. It is requested that the term of the variation to cover frog surveys

is aligned with the term of the existing lizard permit which is up to and including the 31st of December 2017.

Survey methodology

The frog survey methodology that will be applied is 'Systematic Searches' as described in detail in the Herpetofauna inventory and monitoring section of DOC's Biodiversity Inventory and Monitoring Toolbox. For Hochstetter's frog this will involve daytime hand-searching streambeds and stream banks by traversing watercourse reaches within the alignment and systematically lifting rocks and logs and searching any other potential hiding places for frogs. Any rocks or logs lifted will be returned to their original positions once checked (unless doing so would harm any frogs).

For Archey's frogs, the methodology will involve nocturnal hand-searches for emerged frogs along transects. Vegetation, leaf litter, logs rocks and any other potential refuges along the transects will be systematically searched for native frogs. Transects will primarily follow forested ridgelines through the alignment. The ridgetops in the area are typically narrow with steep drops off both sides. Where flatter areas of forest are present alongside ridgetops those areas will also be searched.

Any native frogs found will be captured, photographed (dorsal, side and front views), measured (SVL only), weighed and then released back to the exact location where it was found. Handling of frogs will be kept to the absolute minimum amount required to collect essential information only. Waypoints of capture locations will be recorded with a handheld GPS unit. Capture date and time, weather conditions, and descriptions of habitat will be recorded for each frog found.

If frogs are present then the most important aspect of the native frog surveys will be the strict implementation of DOC's 'Frog Hygiene and Handling Protocol'. The protocol is aimed at avoiding/minimising the spread of pathogens (especially chytrid fungus) within and between survey/monitoring sites. This will be achieved by implementing the highest level of hygiene that is effective and practicable in the field. In particular, effective disinfectant (e.g., Trigene/Sterigene) must be used to sterilise all equipment, footwear, etc., and fresh sterile gloves/bags must be used for each new frog handled. Two of the team members (9(2)(a) and 9(2)(a)) have recently (March 2017) received intensive hands-on training in native frog capture, handling, measuring/weighing, and hygiene procedures from DOC's Pureora frog monitoring team (led by 9(2)(g)(ii)).

As required by the lizard permit, all records of frogs found will be submitted to DOC's national data repository for lizard records (BioWeb Herpetofauna database).

Applicant Skills and Experience

9(2)(a) (9(2)(g)(ii))

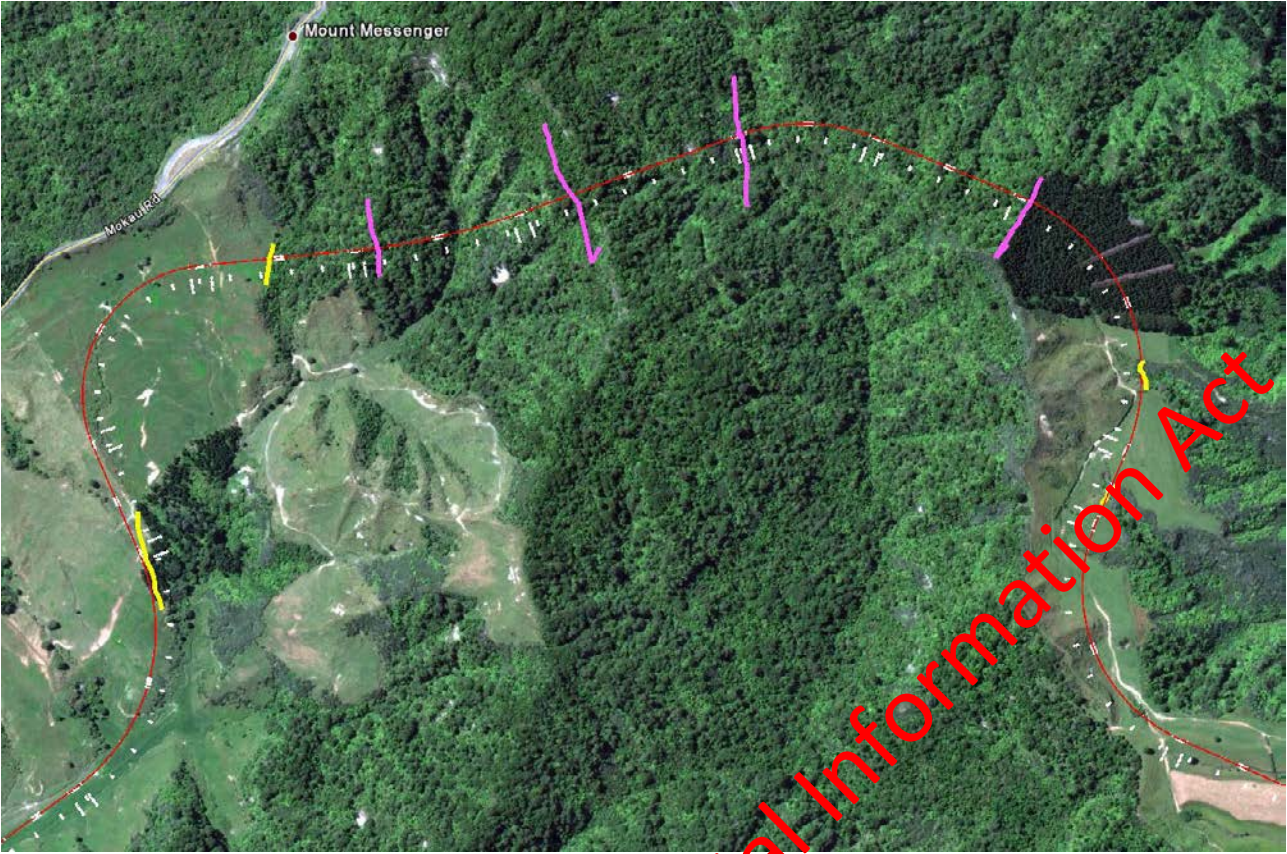
9(2)(a) has completed numerous herpetofauna surveys and translocations over the last 20 years. He has held several region-wide permits for the Auckland Region including authorities to capture, handle, translocate and hold lizards in captivity. He has also previously held DOC permits for the Far North for carrying out herpetofauna surveys and translocations contracting directly to DOC's Northland Conservancy. 9(2)(a)'s name appears on many project-specific permits for herpetofauna surveys and translocations in other regions in both the North and South Islands. He has substantial

experience in handling Threatened and At Risk herpetofauna species, including native frogs, and has contributed many records to DOC's Amphibian and Reptile Distribution Scheme (ARDS). 9(2)(a) herpetofauna expertise is further confirmed by his contributions as an author on NZ lizard conservation techniques (SRARNZ Lizard Conservation Toolkit) and as an expert witness on herpetofauna at Environment Court, Board of Inquiry, and Council hearings. Recently (March 2017), 9(2)(a) has received intensive hands-on training in native frog capture, handling, measuring, weighing, and hygiene procedures from DOC's Pureora frog monitoring team (led by 9(2)(g)(ii) – Biodiversity Ranger).

9(2)(a) (9(2)(g)(ii)); Not named on the lizard permit

9(2)(a) is a terrestrial ecologist with 3 years of industry experience. 9(2)(a) has recently (March 2017) completed 1 week of monitoring Archey's frog in Puereora forest with the Department of Conservation 9(2)(g)(ii) – Biodiversity Ranger). During this time, he undertook nocturnal emergence surveys and successfully located and captured more than 15 frogs and additionally handled and measured over 50 frogs. He has undergone intensive DOC training to implement the strict hygiene procedures required when carrying out native frog surveys. 9(2)(a) has undertaken numerous herpetofauna surveys and translocations for a range of projects ranging from residential subdivisions to large scale mining operations. He currently holds a permit to keep native lizards in captivity and authorities to capture, handle and release lizards in the Auckland Region. 9(2)(a) has gained substantial experience undertaking biodiversity surveys and assessments in often challenging environments in New Zealand, Tasmania, and New South Wales.

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Attachment E Iwi Consultation

Significant sections of the Project alignment pass through land returned to Ngāti Tama as part of the treaty settlement with the Crown. Ngāti Tama are the key Iwi stakeholder for the Project and have been engaged with extensively as the Project has been progressing. The Project area includes the Parininihi Protection Project area which is administered by the Tiaki Te Mauri O Parininihi Trust. The Trust includes people from Ngāti Tama and the wider community. The Trust have given permission to undertake a suite of ecological investigations on land under their administration, including the lizard surveys. There is regular ongoing contact with the Project Manager of the Parininihi Protection Project, ^{9(2)(a)}, who has assisted with the ecological investigations to date. Any matters raised in the future concerning frogs will be addressed via the existing relationship. Ngāti Tama remain a key stakeholder group for the project and engagement will continue right through the life of the project including construction and the public opening process.

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Consultation with Treaty Partners for Permission Applications

Consultation Summary Sheet

Use this form to record the details of consultation with Treaty Partners on permission applications. Complete the consultation summary table below for each whānau, hapū, or iwi group consulted with.

Save this form to doc-CM and link it to section 5 of the Decision Support Document for the application.

Application Details – NZTA - Wildlife Act authorisation – Variation to add native frog surveys to existing authority.

Your name - 9(2)(g)(ii)

Your Supervisor - 9(2)(g)(ii)

Your manager - 9(2)(g)(ii)

District Office - Ngāmotu/ New Plymouth

Decision Maker - 9(2)(g)(ii)

Applicant - NZTA

Permission Number - 53708-FAU

Consultation Summary

Whānau, hapū, or iwi group consulted with	Ngati Maniapoto
Date consultation was sent out	04/05/2017
Consultation time frame end date	11/05/2017
Consultation method (email, phone, face to face etc)	Email and Phone call
How many attempts made to consult	3
Details of any responses received	Ngati Maniapoto Chairperson has reiterated the requests made for the original application from NZTA on behalf of the Mokau Ki Runanga Regional Management Committee. This was received via a phone call on 10/05/2017. The requests are;

	<p>1. The committee would like to participate in the checking of the ACO's in Awakino to better understand the operation.</p> <p>2. The committee would also like to receive a copy of the completed report to add to our library of understanding.</p>
Link to any consultation emails received	NA

Consultation Summary	
Whānau, hapū, or iwi group consulted with	Te Rūnanga o Ngāti Tama
Date consultation was sent out	04/05/2017
Consultation time frame end date	11/05/2017
Consultation method (email, phone, face to face etc)	<p>Email sent on 04/05/2017 and a phone message left on 10/05/2017 with 9(2)(a), Chair of Ngati Tama. No response received by 12/05/2017.</p> <p>I phoned 9(2)(a) upon 9(2)(g)(ii) instructions on 12/05/2017. 9(2)(a) was in a meeting with NZTA and 9(2)(a) and stated that he would be available to talk by lunchtime.</p> <p>I phoned 9(2)(a) the morning of the 15th May. 9(2)(a) recommended that 9(2)(a) be contacted to provide comments on this application.</p> <p>Ngāti Tama Chairperson, 9(2)(a) gave his support on behalf of Ngāti Tama for the granting of this variation to include frog surveys within the existing Authority. This support was given via a phone call at 9:25am on Monday 15 May 2017 with DOC's local Community Ranger, 9(2)(g)(ii).</p>
How many attempts made to consult	4
Details of any responses received	No email response, me
Link to any consultation emails received	NA



Permission Decision Support Document

Application Details	
Decision Maker:	9(2)(g)(ii)
Applicant:	NZTA
Permission Number:	53708-FAU
Permission Type	Wildlife Act Authorisation

Key Dates	
Application received	12/04/17
Task Assignment assigned	12/04/17
Context Meeting	03/05/17
Decision due	17/05/17

Document Links	
Application	DOC-3012742
Task Assignment	DOC-3012746

Resources	
Permissions Advisor	9(2)(g)(ii)
District Office/s	Nga Motu
Science and Policy	9(2)(g)(ii)

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Cost Recovery

Record time spent on the application prior to receiving the Task Assignment - this is required for accurate cost recovery:

Function	Name	Time (minutes)	Date
Capture	9(2)(g)(ii)	1 hr context meeting for capture, summary, understand	3/5/17
Summary		As above	3/5/17
Understand		As above	3/5/17
Pre-application advice			

Capture	9(2)(g)(ii)	1hr Context meeting	3/5/17
"		"	"
"			"

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1. Task Register

Tasks as set by the Decision Maker

No.	Task description	Accountability	Timeframe (date due)	Date complete	Time (minutes)
1	Co-ordinate the processing of the application (see [link to Permissions Advisor role description document] for details)	Permissions Advisor	09/05/17	12/5/17	165
2	Undertake a statutory analysis of the application	Permissions Advisor	09/05/17	10/5/17	30
3	Consult iwi	[REDACTED] (g)(ii)	09/05/17	In progress. Comments received from Ngati Maniapoto. Still waiting on comments from Ngati Tama who are meeting with NZTA the morning of 12/05/2017.	60 Min [REDACTED] (g)(ii) 60 Min for Context Meeting
4	Provide technical advice on application (include teleconference)	[REDACTED] (g)(ii)	09/05/17	09/05/17	2.5 hours [REDACTED] (g)(ii)
5	Provide further technical advice on survey methods	[REDACTED] (g)(ii)	09/05/17		

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6	Provide further technical advice on survey methods	9(2) 9(ii)	09/05/17	15 min
7				
8				
9				

2. Purpose

To make a decision on the application.

3. Context

Variation application to add native frog surveys to existing authority (53606-FAU and 53708-FAU). See copy of existing authority at [DOC-2949370](#). The existing authority is to carry out lizard surveys.

Preliminary surveys have indicated that some of the habitats along the new road alignments may provide habitat for Hochstetter's and Archey's frogs.

The surveys proposed will be led and carried out by experienced herpetologists already named on the existing authority with the exception of an additional frog expert being added to the team.

There is limited time for the survey to provide meaningful results due to the onset of cold weather.

The applicant has agreed upon the suggestion of the Science and Capability team to apply to extend the term to the end of April 2018 in order to achieve better survey results.

Relevant details about the Applicant

Credit check result	Existing Customer
Compliance with previous permission conditions	No known non-compliance with existing authority
Relevant convictions	None known

4. Critical Issues

How to ensure iwi are adequately consulted.

5. Consultation with Treaty Partners

District Office: Ngāmotu/ New Plymouth –

9(2)(g)(ii)

SECTION A: Whānau, hapū, and iwi consulted

For each Treaty Partner, you must complete the consultation summary sheet. The consultation summary sheet is to be saved to doc-CM and attached to this document as an appendix.

1. Consultation Summary Sheet (doc-CM link): 53708-FAU - Permissions - Consultation Summary Sheet - DOC-3033225
2. List the whānau, hapū, and iwi you have consulted with on this application:

Te Rūnanga o Ngāti Tama and Ngāti Maniapoto (MKR RMC)

SECTION B: Consultation with Te Rūnanga o Ngāti Tama

1. What is the interest of the whānau, hapū, or iwi in the site or activity?

High

2. How significant is that interest to them?

High

3. What are their views on the activity (taking place at the specified site)?

Ngāti Tama Chairperson, 9(2)(a) gave his support on behalf of Ngāti Tama for the granting of this variation to include frog surveys within the existing Authority. This support was given via a phone call at 9:25am on Monday 1 May 2017 with DOC's local Community Ranger, 9(2)(g)(ii) 9(2)(g)(ii)

4. What sort of adverse effects do the whānau, hapū, or iwi believe the activity will have on their interests (at the specified site)?

Unknown

5. Have the whānau, hapū, or iwi identified any methods to avoid, remedy, or mitigate these effects?

Unknown

6. Summarise any other information provided by the whānau, hapū, or iwi.

SECTION D: Consultation with Ngati Maniapoto

1. What is the interest of the whānau, hapū, or iwi in the site or activity?

High

2. How significant is that interest to them?

High

3. What are their views on the activity (taking place at the specified site)?

No objections. However, [redacted] 9(2)(a) Chairperson for Ngati Maniapoto MKR RMC requested the following;

1. The committee would like to participate in the checking of the ACO's in Awakino to better understand the operation.
2. The committee would also like to receive a copy of the completed report to add to our library of understanding.

4. What sort of adverse effects do the whānau, hapū, or iwi believe the activity will have on their interests (at the specified site)?

Unknown

5. Have the whānau, hapū, or iwi identified any methods to avoid, remedy, or mitigate these effects?

Committee participation in surveys.

6. Summarise any other information provided by the whānau, hapū, or iwi.

NA

6. Contributions

S & P advice [redacted] 9(2)(g)(ii) - technical advisors)

General comment on the application

The proposal to undertake baseline surveys for Hochstetter's frog and Archey's frog along the proposed Mt Messenger SH3 Road re-alignment is supported. Presence/absence surveys for native frog have the potential to increase our knowledge of native frog species distribution. Should any new populations be found, this would be extremely significant nationally. However, if frogs are not detected using the methods provided, it does not mean frogs are not present.

The following advice is made on the understanding that:

- The application is seeking a variation to add Archey's frog and Hochstetter's frog, and another ecologist, to an existing permit to survey lizards
- The site is Mt Messenger, and native frogs are not known from this site. However, the habitat present is similar to habitat in the Herangi Range, ~60 km North (as the crow flies) where both Hochstetter's and Archey's frogs are present (refer map below).
- This activity is for a baseline native frog survey to enable preparation of an AEE and RM Act consent application, due to be submitted September 2017.
- There are uncertainties whether the map supplied represents the final footprint of the proposed re-alignment, but it has been assumed that the indicated area will include the final roading footprint.

- It is unclear whether further survey's would be undertaken in the final road footprint, however it is important that more surveys are completed, and that this is communicated to the applicant.

Specific comments on the application

- It is important the ecologist leading frog field surveys have experience from multiple field trips before leading a survey, however other herpetofauna experience will assist.
- Detailed knowledge of micro-habitats that Archey's frog and Hochstetter's frog use is important so habitat (and frogs if present) are not accidentally trampled.
- Expertise is important where searching for potentially new populations to maximise the opportunity.
- The ecologists identified in the application as 'frog experts' have not demonstrated expertise in frog survey and handling based on the information supplied. In particular they list one field trip to gain experience capturing and handling Archey's frogs and none for Hochstetter's frogs, and do not list any experience carrying out field surveys independently. We recommend that a permit condition be added that requires them to use more experienced staff or the people named in the application be directly supervised by a herpetologist with experienced in frog survey, capture and handling.
- The permit period requested (now until December) is not the ideal time to undertake frog survey's. Winter and early Spring is too cold, early summer is breeding and less frogs are likely to be emerging (males hide away when caring for eggs/froglets). Conditions in November and December is the best time during the period requested. Surveys are best carried out in late summer, early autumn during damp conditions. A longer period to end April 2018 would cover this. Rhys also notes that the road footprint is likely to be known then.
- Further advice will be provided on survey design and sampling effort. This is considered inadequate (based on the info. provided) but out of scope for consideration under this permit. Concerns to be raised via other forum with NZTA/Opus as part of the wider project

Recommendation to the decision maker

The application be approved subject to the special conditions listed under section 7.

Statutory Analysis: Authorisation under the Wildlife Act 1953

9(2)(g)(ii)

Permissions Advisor

Consistency with conservation legislation

Assess the application against the relevant legislation conservation legislation and consider if the activity is consistent with that legislation. If the assessment is that the activity is not consistent with the relevant legislation, or if it is unclear, discuss the reasons for this.

Conservation legislation assessed:

Section 53 of the Wildlife Act 1953

Criteria for decision:

1. Is the activity consistent with the relevant conservation legislation?

Yes

Consistency with statutory planning documents

Assess the application against the Conservation General Policy, the General Policy for National Parks (if applicable), all relevant Conservation Management Strategies and Plans, and any other relevant statutory planning documents. If the assessment is that the activity is not consistent with the relevant statutory planning documents, or it is unclear, discuss the reasons for this.

Statutory planning documents assessed:

Whanganui Conservation Management Strategy 1997

Section 13 - North Taranaki Ecological District includes Mt Messenger - Nothing about frogs in this section or generally.

Section 22 - Conservation of native plants and animals - Objective 22.1.1 Outcome 22.1.4

Criteria for decision:

2. Is the activity consistent with the relevant statutory planning documents including the Conservation General Policy?

Yes

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7. Proposed Operating Conditions

- i. To Schedule 1 Clause 1 add the following:

Handling of protected frog species.

Methodology:

- Systematic searches of frogs by hand. Hochstetter's frogs will be hand-searched during daytime. Archey's frogs will be hand-searched at night along transects.
- Any native frogs found will be captured, photographed (dorsal, side and front views), measured (SVL only), weighed and then released back to the exact location where it was found. Waypoints of capture locations will be recorded with a handheld GPS unit. Capture date and time, weather conditions, and descriptions of habitat will be recorded for each frog found.
- If frogs are present then the Department's Frog Hygiene and Handling Protocol will be strictly implemented.

- ii. To Schedule 1 Clause 3 add the following:

- [redacted] 9(2)(a)
- Only [redacted] 9(2)(a) and [redacted] 9(2)(a) shall carry out the authorised activity but must be supervised by a herpetologist with experience in searching frog habitats, and in frog capture and handling.

Replace Schedule 4 Clause 1 with the following:

- Commencing on and including 3 April 2017 and ending on and including 30 April 2018.

- iii. To Schedule 3 add the following conditions:

14. The Authority Holder must only use methods to search for frogs that preserve habitat quality, in particular, they must avoid searching habitat that may result in crushing or collapse of delicate refugia, e.g. stream seepages with small stacked pebbles that could collapse entirely if searching is attempted.

15. Capture and handling methods shall follow those described in the Herpetofauna inventory and monitoring toolbox <http://www.doc.govt.nz/our-work/biodiversity-inventory-and-monitoring/herpetofauna/>, the Frog Hygiene Protocol (refer condition 16 below) and those listed below, to minimise the risk of injury or death:

- Catch frogs by gently scooping and holding the frog in cupped, gloved hands, or by gently holding the middle of the frog between 1 or 2 forefingers and thumb. Do not squeeze the frog and never hold it by the legs or head.
- Frogs should be placed in a safe location to avoid accidental trampling. If holding frogs during the day, they must be held out of direct sunlight and bright day light to minimise the risk of overheating, drying out, stress and/or death.
- Release frogs at the original capture point and check bags to ensure every frog has been released. If releasing frogs during the day time,

they should be released next to the cover object under which they were found and gently tapped with a gloved hand to encourage them to return under the refugia.

- Frogs should be returned to their original capture point using a system of release that avoids the risk of liberated frogs being disturbed or trampled, i.e. so that observers are not walking back through habitat they have released frogs into.
16. The Authority Holder must adhere to the current national Frog Hygiene Protocol attached to this Authority to minimise the possible spread of chytrid fungus and other pathogens to, within and between the sites listed in Schedule 1 of this Authority.
 17. The Authority Holder must mark the site where any frogs are found with flagging tape or similar, GPS and notify the Grantor as soon as practicable of the find and location, within 7 days.
 18. The Authority Holder must submit completed Amphibian and Reptile Distribution System cards to the Grantor and herpetofauna@doc.govt.nz for all herpetological sightings or captures (for more information refer to http://www.doc.govt.nz/conservation/native_animals/reptiles-and-frogs/reptiles-and-frogs-distribution-information/species-sightings-and-data-management/).
 19. If any frogs are injured as part of the Authorised Activity, the Authority Holder shall contact a suitably qualified herpetologist to get advice on management of the lizard. The Authority Holder is authorised to euthanise injured animal(s) on recommendation of the qualified herpetologist
 20. If any frog should die, the Authority Holder must:
 - a. inform the Grantor within 24 hours;
 - b. chill the body if it can be delivered within 24 hours, or freeze the body if delivery will take longer than 24 hours;
 - c. send the body to Massey University Wildlife Post Mortem Service for necropsy along with details of the animal's history;
 - d. pay for any costs incurred in investigation of the death of any frog; and
 - e. if required by the Grantor, cease the Authorised Activity for a period determined by the Grantor.

8. Decision Making

Recommendations

Section 53 of the wildlife act 1953 allows the ministers delegate to approve the capture, taking measurement's and release of protected frogs under "take" in the section. In this instance the activity is only for survey purposes and none of the frogs are proposed to be held or killed and so is consistent with the Whanganui CMS. Science and Capability recommend approval subject to the above listed special conditions. Te Rūnanga o Ngāti Tama and Ngati Maniapoto were consulted on the application and they have no objections.

The recommendation is to approve the application to vary 53708-FAU to add frog survey near Mt Messenger.

Decision: Authorisation under the Wildlife Act 1953

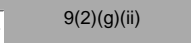
1. Approve the granting of a variation to Wildlife Authority 53708-FAU to the New Zealand Transport Agency subject to the standard authorisation document and the special conditions listed below:

Approve / ~~Decline~~

Special conditions to be included:

Decision Maker to list the condition numbers to be included as per section 7 (Proposed Operating Conditions) of this report

9(2)(a)

Signed by  9(2)(g)(ii) Ngāmotu / New Plymouth Operations Manager
Pursuant to the delegation dated 9 September 2015

15/05/2017
Date

Decision Maker comments

Decision Maker to comment on the rationale behind their decision. If there is nothing contentious this can be brief, but if there are differing views between DOC staff and/or DOC and Treaty Partners, or there are multiple options available, or the decision made is different from what is recommended/requested, the rationale for the decision made must be clearly provided.

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Variation to a Wildlife Act Authority under the Wildlife Act 1953

Authorisation Number: 53708-FAU

THIS DEED OF VARIATION OF AN AUTHORITY is made this 15 day of May 2017

PARTIES:

The Director General of Conservation, and where required, the Minister of Conservation (the Grantor)

AND

New Zealand Transport Agency (the Authority Holder)

BACKGROUND

- A. By an Authorisation dated the 31st day of March 2017 the Director-General of Conservation's delegate granted an Authority under the Wildlife Act 1953 to the Authority Holder upon the terms and conditions expressed and implied in the Authority.
- B. The Grantor hereby varies that Authority.

NOW BY THIS DEED the Grantor authorises as follows:

1. Variation

In exercise of the Grantor's powers under the Wildlife Act the Grantor varies the Authority as follows:

- i. To Schedule 1 Clause 2 add the following:
Handling of protected frog species.
Methodology:
 - Systematic searches of frogs by hand. Hochstetter's frogs will be hand-searched during daytime. Archey's frogs will be hand-searched at night along transects.
 - Any native frogs found will be captured, photographed (dorsal, side and front views), measured (SVL only), weighed and then released back to the exact location where it was found. Waypoints of capture locations will be recorded with a handheld GPS unit. Capture date and time, weather conditions, and descriptions of habitat will be recorded for each frog found.
 - If frogs are present then the Department's Frog Hygiene and Handling Protocol will be strictly implemented.

- ii. To Schedule 1 Clause 3 add the following:

- [redacted] 9(2)(a)
- Only [redacted] 9(2)(a) and [redacted] 9(2)(a) shall carry out the authorised activity but must be supervised by a herpetologist with experience in searching frog habitats, and in frog capture and handling.

Replace Schedule 4 Clause 1 with the following:

- Commencing on and including 3 April 2017 and ending on and including 30 April 2018.

iii. To Schedule 3 add the following conditions:

14. The Authority Holder must only use methods to search for frogs that preserve habitat quality, in particular, they must avoid searching habitat that may result in crushing or collapse of delicate refugia, e.g. stream seepages with small stacked pebbles that could collapse entirely if searching is attempted.
15. Capture and handling methods shall follow those described in the Herpetofauna inventory and monitoring toolbox <http://www.doc.govt.nz/our-work/biodiversity-inventory-and-monitoring/herpetofauna/>, the Frog Hygiene Protocol (refer condition 16 below) and those listed below, to minimise the risk of injury or death:
 - Catch frogs by gently scooping and holding the frog in cupped, gloved hands, or by gently holding the middle of the frog between 1 or 2 forefingers and thumb. Do not squeeze the frog and never hold it by the legs or head.
 - Frogs should be placed in a safe location to avoid accidental trampling. In holding frogs during the day, they must be held out of direct sunlight and bright day light to minimise the risk of overheating, drying out, stress and/or death.
 - Release frogs at the original capture point and check bags to ensure every frog has been released. If releasing frogs during the day time, they should be released next to the cover object under which they were found and gently tapped with a gloved hand to encourage them to return under the refugia.
 - Frogs should be returned to their original capture point using a system of release that avoids the risk of liberated frogs being disturbed or trampled, i.e. so that observers are not walking back through habitat they have released frogs into.
16. The Authority Holder must adhere to the current national Frog Hygiene Protocol

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attached to this Authority to minimise the possible spread of chytrid fungus and other pathogens to, within and between the sites listed in Schedule 1 of this Authority.

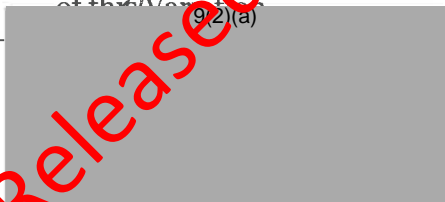
- 17. The Authority Holder must mark the site where any frogs are found with flagging tape or similar, GPS and notify the Grantor as soon as practicable of the find and location, within 7 days.
- 18. The Authority Holder must submit completed Amphibian and Reptile Distribution System cards to the Grantor and herpetofauna@doc.govt.nz for all herpetological sightings or captures (for more information refer to <http://www.doc.govt.nz/conservation/native-animals/reptiles-and-frogs/reptiles-and-frogs-distribution-information/species-sightings-and-data-management/>).
- 19. If any frogs are injured as part of the Authorised Activity, the Authority Holder shall contact a suitably qualified herpetologist to get advice on management of the lizard. The Authority Holder is authorised to euthanise injured animal(s) on recommendation of the qualified herpetologist.
- 20. If any frog should die, the Authority Holder must:
 - a. inform the Grantor within 24 hours;
 - b. chill the body if it can be delivered within 24 hours, or freeze the body if delivery will take longer than 24 hours;
 - c. send the body to Massey University Wildlife Post Mortem Service for necropsy along with details of the animal's history;
 - d. pay for any costs incurred in investigation of the death of any frog; and
 - e. If required by the Grantor, cease the Authorised Activity for a period determined by the Grantor.

2. Confirmation of other Authority Covenants

Except to the extent to which they are amended by this Variation the provisions expressed and implied in the Authority continue to apply.

3. Costs

The Authority Holder must pay the costs of and incidental to the preparation and completion



SIGNED on behalf of the Grantor by
Manager acting under delegated authority

9(2)(g)(ii)

Ngāmotu / New Plymouth Operations

in the presence of:

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9(2)(a)

Witness Signature

9(2)(g)(ii)

Witness Name:

Witness Occupation: Ranger

Witness Address: 55A Rims Street

A copy of the Instrument of Delegation may be inspected at the Director-General of Conservation's office at 18-32 Manners Street, Wellington.

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Department of Conservation
Te Papa Atawhai

File Ref: 53708-FAU and 53606-FAU

12/5/17

New Zealand Transport Agency
PO Box 973
Waikato Mail Centre
HAMILTON 3240

For the attention of: 9(2)(a)

Dear 9(2)(a)

Re: WILDLIFE ACT AUTHORITY APPLICATION 53708-FAU APPROVAL

I am pleased to advise you that your application for a Wildlife Act Authority has been approved and I am now able to offer you an authority outlining the terms and conditions of this approval. Please find the authority enclosed.

This document contains all the terms and conditions of your authorisation to undertake the activity and represents the formal approval from the Department for New Zealand Transport Agency to carry out the activity.

Please read the terms carefully so that you clearly understand your obligations. Please contact 9(2)(g)(ii) if you have any questions on 9(2)(a)

Yours sincerely,

9(2)(g)(ii)

Nga Motu / New Plymouth Operations Manager

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9a

Wildlife Act Authority

Variation

Application form 9a

This application form is to vary part thereof a current Authorisation (called the Authority) involving any animal protected under the Wildlife Act 1953 (which does not include marine mammals)

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Department of
Conservation
Te Papa Atawhai

New Zealand Government

Using this application form

! Application checklist

Completing the application



Save – You can save this application form to your digital device and edit or fill it in your own time.



Fill – You can fill this application digitally using Microsoft word.



Print – You can print this application form and fill it manually, or you can fill it digitally, then print it.



Submit – This application form can be submitted by email or by post.



Email – Email your application and all the required labelled attachments to:
permissionshamilton@doc.govt.nz



Post – Post your application and all the required labelled attachments to:
Permissions Team
Private Bag 3072
Hamilton 3240

Have you included labelled attachments as required for your activities (including maps, testimonials, and consultations)?

Have you read the section regarding liability of the applicant for payment of fees?

Have you signed your application (digitally or manually)?

Navigation



Hints – Use the links through the hints column on the right hand side of the application form



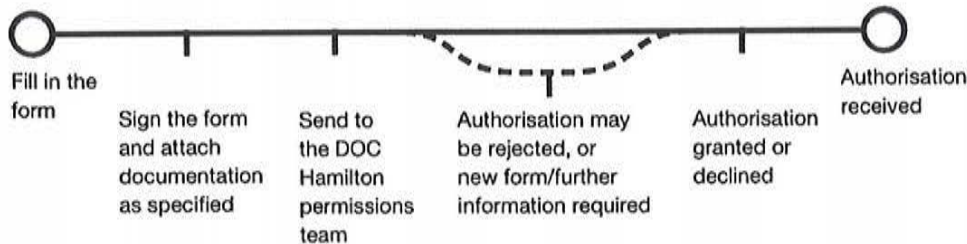
Scroll – Simply use your mouse or keyboard arrows to scroll through the document page-by-page.

Before you start

You will need to attach evidence of your current Wildlife Act Authorisation.

! Please take the timeframes below into consideration when submitting your application.

Process



! An application is deemed complete when all information requested has been received.

! Any amendments requested after lodgement may require a new variation application to be completed resulting in a delay of processing of your application.

Applications for proposals of activities are categorised as either standard or complex proposals:

- Standard proposals are those activities that are likely to have little or no significant effect on conservation values. These will normally be processed within fifteen working days of receiving the application, please also see the fee section below.
- Complex proposals are those activities likely to have more significant effects and therefore require careful consideration and may take up to six weeks to process, please also see the fee section below.

! Please see also the [fees](#) section.

Consultation:

- Consultation is required on most applications. In general iwi have 20 working days to respond to DOC once we make a formal request. If there are considerable iwi values to consider they may request a further 20 working days to respond. If no response is received from iwi within the specified period DOC will continue to process your application, as we may be able to locate relevant information about their interests from other sources.

! For more information please see the [iwi consultation section](#).

Contact

Permissions Team
Private Bag 3072
Hamilton 3240

+64 27 308 8958
permissionshamilton@doc.govt.nz

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Section A | Authority holder details

Full name of Authorised holder

New Zealand Transport Agency

! Please provide evidence of your Current Authorisation

Authorisation number

53708-FAU

! Please update your address details if they have changed.

Postal address

24 Bridge Street
Hamilton 3240

Street address (if different from postal)

! You must provide a New Zealand address for service.

Phone

9(2)(g)(ii)

Website

nzta.govt.nz

Contact person

9(2)(a) (Tonkin + Taylor)

Role

Project Ecologist

Phone

9(2)(a)

Mobile

9(2)(a)

Email

9(2)(a)

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Section B | Variation description details

1. Variation activity description.

Please provide a brief summary paragraph (100 words or less) here:

A variation is sought to enable additional ecologists to assist with herpetofauna work under Authorisation 53708-FAU.

! Attach a copy of your proposal to this form and label it Attachment B1.

Would you like to change or add Authorised Personnel for your Current Authority?

Yes No, go to next question.

Please provide full name of the personnel.

9(2)(a) (Tonkin + Taylor)
9(2)(a) (Tonkin + Taylor)
9(2)(a) 9(2)(g)(ii)
9(2)(a) 9(2)(g)(ii)
9(2)(a) (Bioresearches)
9(2)(a) (Bioresearches)

! See Authorisations and Special Conditions [for your information.](#)

2. Are you requesting to vary the term?

Yes, provide details in 2.1 No, go to next question.

2.1. Reason for the term request?

3. Are you requesting to vary the location?

Yes, provide details in 3.1 No, go to next section.

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3.1. Location/s

State the location/s in which the activity will be carried out and why this site is the best option. For specific sites, please include a map (and GPS co-ordinates if available). Attach map and label it attachment B.3.1

 Use DOCgis to view Conservation Land.

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Section C | Access to Restricted Lands

Special permission is required to enter some public conservation lands that have particularly high levels of protection. If you wish to enter land of any status listed below to carry out the proposed activity, please select the status and state the full name of the land to which permission for access is sought.

Nature Reserve (s20 Reserves Act 1977)

Name of land to be accessed

Scientific Reserve (s21 Reserves Act 1977)

Name of land to be accessed

Government Purpose (s22 Reserves Act 1977)

Name of land to be accessed

Specially Protected Area in a National Park (s13 National Parks Act 1980)

Name of land to be accessed

State why?

Wildlife Sanctuary (s9 Wildlife Act 1953)

Name of land to be accessed

Wildlife Refuge (s14 Wildlife Act 1953)

Name of land to be accessed

Wildlife Management Reserve (s14 Wildlife Act 1953)

Name of land to be accessed

! Wildlife Act
Authorisations apply to private land and public conservation land. If the location is private land, you will also need the consent of the landowner.

! If proposing to undertake your activity in a National Park, your activity must be essential for management, research, interpretation or educational purposes. Please state why?

Section E | Consultation

Many applications require consultation with Tāngata whenua (local Māori), and other interested parties. Please attach proof and details of all consultation, including with hapū or iwi, to this application and label as attachment E.

Please attach any additional written expert views, advice or opinions you have obtained concerning your proposal to support the application and label them attachment E.

! If you are unsure of any consultation requirements for your proposal, please see [iwi consultation section](#) or contact your local DOC partnerships office to discuss what is required.

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Section F | Fees

Please note

This section only applies to applications with a commercial focus – which will include applications from registered companies. The Department does not charge fees for non-commercial Wildlife Act authorisations.

! If you are making an application for non-commercial activity, [proceed to declaration](#).

Processing fees

Section 60B of the Conservation Act contains the statutory provisions regarding processing fees.

The Department recovers all direct and indirect costs to process an application from applicants regardless of whether the application is approved or declined. If at any stage an application is withdrawn, the Department will invoice the applicant for the costs incurred by the Department up to that point.

! Applicants are required to pay the processing fees within 28 days of receiving an invoice. The Director-General is entitled to recover any unpaid fees as a debt.

Standard application fee

The estimated standard application fee is **\$400 +GST**.

This covers most applications. However if your application is likely to have significant effects, is novel, or spans multiple DOC regions, it will require more careful consideration and may take up to 6 weeks to process and cost approximately **\$800 +GST**.

Particularly complex applications may incur further costs – you will be sent an estimate of costs in this situation. We will contact you to advise if the fee is more than the estimated standard cost. Applicants are also entitled to request an estimate of costs at any point, but the Department may impose a charge for preparing such an estimate. Estimates are not binding.

Paying fees

The Department will ordinarily invoice the applicant for processing fees after a decision has been made on the application, but in some cases interim invoices will be issued.

Please select your method of payment below.

- I have attached a cheque
- I have direct credited the DOC account

Please use the Applicant name and permission number (which the permissions team will give to you) as the references.

Department of Conservation
Westpac Bank
Account number: 03 0049 0002808 00

I do not intend to pay the fees at the time of applying and/or I require an invoice for payment

I have a purchase order/number from an organisation registered with DOC

Section F (continued) | Fees

Fee waivers and reductions

The Director-General has discretion to reduce or waive processing fees. You may apply for a fee waiver or reduction if you can provide information to the permissions team about how your application meets at least one of the following criteria.

- The activity will make a direct contribution to management
- The activity will support or contribute to the Department's priority outcomes – stated in the Department's 2013 – 2017 Statement of Intent
- There will be other non-commercial public benefits from the activities covered by the authorisation (if approved)
- Activity covered by the authorisation (other than research, collection or educational activities) will make a contribution to the management of, or the public interest in, the lands that are covered by the authorisation

! View the Department's 2013 – 2017 Statement of Intent [here](#) for the priority outcomes.

The Department may obtain further information either from the applicant or from any other relevant source in order to process the application. The applicant will be advised of any information obtained from other sources. The cost of obtaining such information will be charged to and recovered from the applicant. The applicant will be informed as soon as practicable from receipt of the application if further information is required before this application form can be fully processed by the Department.

Terms and conditions: Account with the Department of Conservation

Have you held an account with the Department before?

Yes

No

If **yes**, under what name?

NZ Transport Agency

Terms and conditions: Account with the Department of Conservation

1. I/We agree that the Department of Conservation can provide my details to the Department's Credit Checking Agency to enable it to conduct a full credit check.
2. I/We agree that any change which affects the trading address, legal entity, structure of management or control of the applicant's company (as detailed in this application) will be notified in writing to the Department of Conservation within 7 days of that change becoming effective.
3. I/We agree to notify the Department of Conservation of any disputed charges within 14 days of the date of the invoice.
4. I/We agree to fully pay the Department of Conservation for any invoice received on or before the due date.
5. I/We agree to pay all costs incurred (including interest, legal costs and debt recovery fees) to recover any money owing on this account.
6. I/We agree that the credit account provided by the Department of Conservation may be withdrawn by the Department of Conservation, if any terms and conditions of the credit account are not met.
7. I/We agree that the Department of Conservation can provide my details to the Department's Debt Collection Agency in the event of non-payment of payable fees.

Section F (continued) | Fees

Reduction in fees for exceeding processing timeframe

If the Department fails to meet its own processing timeframes the estimate of fees will be reduced at a rate of 1% per day late, up to a maximum of 50% of the total processing fee. The reduction will not apply if the Applicant's actions have delayed the process.

Additional Fees

You may also be required to pay additional fees. These may include:

- Annual management fee to cover administration time; and/or
- Monitoring fee to cover the cost of monitoring the effects of your activity.

! Please contact the [Permissions team](#) to discuss whether these fees apply.

Released under the Official Information Act

Section G | Declaration

I certify that the information provided on this application form and all attached additional forms and information is to the best of my knowledge true and correct.

! An Authorisation may be varied or revoked if the information given in this application contains inaccuracies.

Signature (applicant)

9(2)(a)

Date (dd/mm/yyyy)

19/10/2017

Full name (witness)

9(2)(g)(ii)

Address (witness)

9(2)(a)

Signature (witness)

9(2)(a)

Date (dd/mm/yyyy)

19/10/2017

This application is made pursuant to Section/s 41(1)(g), 53; 54; 55; and/or 56 of the Wildlife Act 1953 [and (where applicable) Section/s 22; 49; 50; 51; 57; and/or 59 of the Reserves Act 1977; and/or Section/s 5; 13; 14(3) of the National Parks Act 1980; and/or 38 of the Conservation Act].

Applicants should familiarise themselves with the relevant provisions of the Wildlife Act 1953, the Conservation Act 1987, the Reserves Act 1977 and the National Parks Act 1980 relating to authorisations.

The purpose of collecting this information is to enable the Department to process your application. The Department will not use this information for any reason not related to that purpose.

Applicants should be aware that provisions of the Official Information Act may require that some or all information in this application be publicly released.

For Departmental use

Credit check undertaken?

 Yes No

Comments

Signed

Name

Approved

Name

! Approval is to be by a Tier 4 Manager or above.



To: [REDACTED] 9(2)(g)(ii)

From: [REDACTED] 9(2)(g)(ii)

Date: 30th October 2017

Task Assignment: Process Application from New Zealand Transport Agency

Context

The applicant holds a current authorisation to catch absolutely protected lizards for surveying at State Highway 3, Mt. Messenger

The applicant wishes to add more people as further authorised personnel to assist with the survey.

Critical issues

1. How to ensure proposed people suitably trained to handle the wildlife safely?

The authority for agreeing fees sits with PPL Director to ensure a consistent approach across the country. Where the fee setting is consistent with the Price Book, place based decision makers can incorporate this into their decision.

Purpose

To make a decision on the application.

Quantity:

- A decision or other appropriate closure of the application
- Written rationale for decision
- Share rationale for the decision with all team members
- Permissions processing complete (e.g. paperwork, database)

Quality:

- Ensure the public are not displaced by the activity when it is occurring
- Ensure appropriate engagement with iwi/hapu/whanau
- Ensure stakeholders are appropriately consulted
- Ensure a robust decision-making process following best practice
- Ensure appropriate interaction and communication with the applicant
- Use team process and follow the defined 'Type 2' process steps
- Arrange check in meeting unless a decision is made at the context meeting
- Utilise resources provided
- Request changes to resources if required
- Ensure final decision is appropriately shared
- Assess and escalate critical issues
- Learn how to shorten the cycle time



Department of Conservation
Te Papa Atawhai

Resources

Decision Maker – [REDACTED] 9(2)(g)(ii)

Permissions Advisor – [REDACTED] 9(2)(g)(ii)

S&P Advisor – [REDACTED] 9(2)(g)(ii)

Link to Application: [3194387](#)

Timeframe

Within 20 working days of acceptance of Task Assignment. In this instance, the 20 working days will commence from 1st November 2017.

Released under the Official Information Act