31 March 2011

Attn: Sarah Hucker
Proposed regional coastal plan: Kermadec and Subantarctic Islands
C/- The Department of Conservation
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SUBMISSION ON PROPOSED REGIONAL COASTAL PLAN: KERMADEC AND SUBANTARCTIC ISLANDS

1. This submission is from Te Ohu Kaimoana in its role as corporate trustee of Te Ohu Kai Moana Trust (Te Ohu) and responds to the Minister of Conservation’s Proposed Regional Coastal Plan for the Kermadec and Subantarctic Islands (Proposed Plan). Submissions on the Proposed Plan close 5pm, 31 March 2011.

2. Te Ohu Kaimoana supports the establishment of the Proposed Plan. We do however have some reservations about the potential negative impact that a number of the proposed rules and activity definitions may have on fisheries Treaty settlement assets and interests. The potential impact is indirect in that Te Ohu Kaimoana is not a fishing company. However, we do have interests in fishing companies such as Sealord who fish the waters surrounding the Subantarctic Islands.

3. We also have a statutory responsibility under the Maori Fisheries Act 2004 (Act) to safeguard the fisheries interests of the 57 iwi referred to in Schedule 3 of the Act. All 57 iwi either hold or are entitled to hold deepsea settlement quota shares for fish stocks in quota management areas that include the Subantarctic Islands. Scampi 6A and 6B, and Ling 6 fisheries are just two of the many stocks that are mentioned in the Section 32 Report to the Proposed Plan.¹

4. Iwi are likely to have future interests in development fisheries such as King Crab 6 and Patagonian Toothfish. These future interests, including future stocks yet to be introduced into the quota management system, all have

¹ Rock Lobster is defined in the Act as an inshore species as opposed to deepsea. Therefore the holding of Cray 8 settlement quota differs in that it is primarily allocated to and held by Ngai Tahu.
potential to be impacted in the same way as stocks that are already in the quota management system.

5. In making this submission Te Ohu does not seek to undermine any submission that you may receive from iwi, or their representative organisations, with mana whenua over these Islands.

6. In respect of the specific potential effect of proposed rules and activity definitions on fishing activities, we have read the detailed draft submissions provided by Seafood Industry Council (SeaFIC) and the Deepwater Group (DWG) and support their submissions. We do note our concerns in relation to proposed rules affecting fuel types and associated activities, and hull fouling and how these rules might affect the free passage of fishing vessels through the Territorial Seas of these Islands.

7. We do not wish to be heard but we do wish to be notified of hearing dates and we signal our intention to attend hearings alongside other fishing industry and iwi fisheries submitters.

8. If you have any questions about this submission please contact Maru Samuels in the first instance at maru.samuels@teohu.maori.nz.

Naku noa,

Kirsty Woods
Manager, Fisheries Leadership