

Appendix B – Recommendations on Submissions on Public Access

Submission Point	Submitter (S) / Further Submitter (FS)	Section	Provision	Position	Summary of Decision Requested	Reasons	Officer recommendation
S60.114	Ronald Crispin	PA - Public Access	PA-O1	Support in part	Amend PA-O1: Public access, when approved by a landowner , is provided to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	The District Plan needs to be clear that access is not available across private land unless with permission from the landowner. The landowner should not be compelled by the District Plan to always provide access.	Reject
S126.111	Southland Federated Farmers of New Zealand	PA - Public Access	PA-O1	Support in part	Amend PA-O1: Public access, when approved by a landowner , is provided to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	The District Plan needs to be clear that access is not available across private land unless with permission from the landowner. The landowner should not be compelled by the District Plan to always provide access.	Reject
S68.232	John Baynes	PA - Public Access	PA-O1	Support in part	Amend PA-O1: Public access, when approved by a landowner , is provided to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	The District Plan needs to be clear that access is not available across private land unless with permission from the landowner. The landowner should not be compelled by the District Plan to always provide access.	Reject
S115.112	Kevin Robertson	PA - Public Access	PA-O1	Support in part	Amend PA-O1: Public access, when approved by a landowner , is provided to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	The District Plan needs to be clear that access is not available across private land unless with permission from the landowner. The landowner should not be compelled by the District Plan to always provide access.	Reject
S143.123	Rural Ratepayers Group	PA - Public Access	PA-O1	Support in part	Amend PA-O1: Public access, when approved by a landowner , is provided to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	The District Plan needs to be clear that access is not available across private land unless with permission from the landowner. The landowner should not be compelled by the District Plan to always provide access.	Reject

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S148.124	Alistair & Bernadette Hunt	PA - Public Access	PA-O1	Support in part	Amend PA-O1: Public access, when approved by a landowner , is provided to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	The District Plan needs to be clear that access is not available across private land unless with permission from the landowner. The landowner should not be compelled by the District Plan to always provide access.	Reject
S121.055	Alliance Group Limited	PA - Public Access	PA-O1	Amend	Amend as follows: Public access is provided in appropriate locations to and along waterbodies with high recreational, scenic, Ngāi Tahu cultural or amenity values.	Alliance agrees that focus for public access should be provided in areas of high recreational and amenity values, however, suggests recognition should be made to areas that are inappropriate for public access.	Reject
S143.010	Rural Ratepayers Group	PA - Public Access	PA-O1	Amend	Where Council imposes Public Access on landowners, a discount on rating should be given as relief on behalf of the community that benefits. Council shall repair any damage to rural properties. Council shall accept responsibility as it is an exacerbator.	Rural business is an industry and public access produces costs and risks, for example stock can get onto roads if gates are left open, endangering life. Other risks are associated with travellers from overseas that may deposit material containing foot and mouth which would devastate NZ economy.	Reject
RS139.059	Hokonui Rūnanga Inc	PA - Public Access	PA-O1	Support in part	Amend to read: "Public access is provided to and along waterbodies with high recreational, scenic, ~~Ngāi Tahu cultural or amenity values~~ or which are valued for mahinga kai; provided public access is appropriate considering any cultural value associated with the area such as silent files or other wāhi tapu. "	It's not always appropriate to have public access to and along waterbodies that are culturally sensitive areas.	Accepted

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S109.085	Department of Conservation	PA - Public Access	PA-O1	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Accept in part
S121.056	Alliance Group Limited	PA - Public Access	PA-O2	Amend	Amend as follows: The District's pathway network is developed in appropriate locations to provide public access to the natural environment including for the gathering of food and mahinga kai activities, to enhance recreational opportunities and to improve the District as a world-class trout fishing destination.	Alliance agrees with the premise of the objective, however, suggests that recognition needs to be made to existing activities, such as industrial sites, that make it inappropriate to locate pathways and public access.	Reject
S143.011	Rural Ratepayers Group	PA - Public Access	PA-O2	Oppose in part	Where Council imposes Public Access on landowners, a discount on rating should be given as relief on behalf of the community that benefits. Council shall repair any damage to rural properties. Council shall accept responsibility as it is an exacerbator.	Rural business is an industry and public access produces costs and risks, for example stock can get onto roads if gates are left open, endangering life. Other risks are associated with travelers from overseas that may deposit material containing foot and mouth which would devastate NZ economy.	Reject
S109.086	Department of Conservation	PA - Public Access	PA-O2	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Support
S126.112	Southland Federated Farmers of	PA - Public Access	PA-O3	Support in part	Amend PA-O3: Public access does not result in adverse effects on natural character, indigenous biodiversity, historic heritage, cultural, landscape	This objective needs to include recognition that this access should not result in adverse effects on the rights of private property owners. Many rural	Reject

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	New Zealand				values, ~~or~~ healthy and safety, or the rights of landowners.	landowners, particularly riparian margin landowners, have had encounters with unwelcome trespassers, some with dogs, that are disruptive to their farming operations, put themselves into dangerous situations, or create nuisance effects like littering or human waste. It may also be appropriate to limit access across private property during certain periods - for example when this will be unsafe or will disrupt farming activities, such as when tree felling or earthmoving is occurring, or during harvest or lambing; and there may be areas that are simply not appropriate to allow public access into at any time due to safety or other considerations.	
S60.115	Ronald Crispin	PA - Public Access	PA-O3	Support in part	Amend PA-O3: Public access does not result in adverse effects on natural character, indigenous biodiversity, historic heritage, cultural, landscape values, ~~or~~ healthy and safety, or the rights of landowners.	This objective needs to include recognition that this access should not result in adverse effects on the rights of private property owners. Many rural landowners, particularly riparian margin landowners, have had encounters with unwelcome trespassers, some with dogs, that are disruptive to their farming operations, put themselves into dangerous situations, or create nuisance effects like littering or human waste. It may also be appropriate to limit access across private property during certain periods - for example when this will be unsafe or will disrupt farming activities, such as when tree felling or earthmoving is occurring, or during harvest or lambing; and there	Reject

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						may be areas that are simply not appropriate to allow public access into at any time due to safety or other considerations.	
S68.233	John Baynes	PA - Public Access	PA-O3	Support in part	Amend PA-O3: Public access does not result in adverse effects on natural character, indigenous biodiversity, historic heritage, cultural, landscape values, ~~or~~ healthy and safety, or the rights of landowners.	This objective needs to include recognition that this access should not result in adverse effects on the rights of private property owners. Many rural landowners, particularly riparian margin landowners, have had encounters with unwelcome trespassers, some with dogs, that are disruptive to their farming operations, put themselves into dangerous situations, or create nuisance effects like littering or human waste. It may also be appropriate to limit access across private property during certain periods - for example when this will be unsafe or will disrupt farming activities, such as when tree felling or earthmoving is occurring, or during harvest or lambing; and there may be areas that are simply not appropriate to allow public access into at any time due to safety or other considerations.	Reject
S115.113	Kevin Robertson	PA - Public Access	PA-O3	Support in part	Amend PA-O3: Public access does not result in adverse effects on natural character, indigenous biodiversity, historic heritage, cultural, landscape values, ~~or~~ healthy and safety, or the rights of landowners.	This objective needs to include recognition that this access should not result in adverse effects on the rights of private property owners. Many rural landowners, particularly riparian margin landowners, have had encounters with unwelcome trespassers, some with dogs, that are disruptive to their farming operations, put themselves into	Reject

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						dangerous situations, or create nuisance effects like littering or human waste. It may also be appropriate to limit access across private property during certain periods - for example when this will be unsafe or will disrupt farming activities, such as when tree felling or earthmoving is occurring, or during harvest or lambing; and there may be areas that are simply not appropriate to allow public access into at any time due to safety or other considerations.	
S143.124	Rural Ratepayers Group	PA - Public Access	PA-O3	Support in part	Amend PA-O3: Public access does not result in adverse effects on natural character, indigenous biodiversity, historic heritage, cultural, landscape values, ~~or~~ healthy and safety, or the rights of landowners.	This objective needs to include recognition that this access should not result in adverse effects on the rights of private property owners. Many rural landowners, particularly riparian margin landowners, have had encounters with unwelcome trespassers, some with dogs, that are disruptive to their farming operations, put themselves into dangerous situations, or create nuisance effects like littering or human waste. It may also be appropriate to limit access across private property during certain periods - for example when this will be unsafe or will disrupt farming activities, such as when tree felling or earthmoving is occurring, or during harvest or lambing; and there may be areas that are simply not appropriate to allow public access into at any time due to safety or other considerations.	Reject

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S148.125	Alistair & Bernadette Hunt	PA - Public Access	PA-O3	Support in part	Amend PA-O3: Public access does not result in adverse effects on natural character, indigenous biodiversity, historic heritage, cultural, landscape values, or healthy and safety, or the rights of landowners.	This objective needs to include recognition that this access should not result in adverse effects on the rights of private property owners. Many rural landowners, particularly riparian margin landowners, have had encounters with unwelcome trespassers, some with dogs, that are disruptive to their farming operations, put themselves into dangerous situations, or create nuisance effects like littering or human waste. It may also be appropriate to limit access across private property during certain periods - for example when this will be unsafe or will disrupt farming activities, such as when tree felling or earthmoving is occurring, or during harvest or lambing; and there may be areas that are simply not appropriate to allow public access into at any time due to safety or other considerations.	Reject
S121.057	Alliance Group Limited	PA - Public Access	PA-O3	Support	Retain as notified	Alliance agrees with the objective, it is appropriate to ensure that public access does not compromise health and safety and generate adverse effect on other environmental values.	Accept
S143.012	Rural Ratepayers Group	PA - Public Access	PA-O3	Amend	Where Council imposes Public Access on landowners, a discount on rating should be given as relief on behalf of the community that benefits. Council shall repair any damage to rural properties.	Rural business is an industry and public access produces costs and risks, for example stock can get onto roads if gates are left open, endangering life. Other risks are associated with travellers from overseas that may deposit material containing foot and	Reject

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					Council shall accept responsibility as it is an exacerbator.	mouth which would devastate NZ economy.	
S122.007	Fulton Hogan	PA - Public Access	PA-O3	Support	Retain as notified	Fulton Hogan regularly undertake activities such as gravel extraction, repairs or maintenance in and adjacent to waterbodies. We agree that it is sometimes necessary to restrict public access while these works are undertaken, for health and safety reasons.	Accept
S109.087	Department of Conservation	PA - Public Access	PA-O3	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Accept
S109.088	Department of Conservation	PA - Public Access	PA-P1	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Accept
S126.113	Southland Federated Farmers of New Zealand	PA - Public Access	PA-P2	Oppose	Amend PA-P2: Maintain and enhance public access by: 1.requiring for urban areas through the subdivision process the provision of esplanade reserves and/or esplanade strips along waterbodies, ~~particularly in urban areas~~ and along public access corridors.	SFF does not support the creation of esplanade reserves or strips where land is being subdivided for the purpose of facilitating farming in the Rural Zone. Creation of public access alongside farmland encourages problems for farmers, including theft of farm property and stock, and harassment/harm of farm animals. Such access should require landowner permission and be at their discretion.	Reject
S60.116	Ronald Crispin	PA - Public Access	PA-P2	Oppose	Amend PA-P2: Maintain and enhance public access by: 1.requiring for	SFF does not support the creation of esplanade reserves or strips where	Reject

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					urban areas through the subdivision process the provision of esplanade reserves and/or esplanade strips along waterbodies, ~~particularly in urban areas~~ and along public access corridors.	land is being subdivided for the purpose of facilitating farming in the Rural Zone. Creation of public access alongside farmland encourages problems for farmers, including theft of farm property and stock, and harassment/harm of farm animals. Such access should require landowner permission and be at their discretion.	
S68.234	John Baynes	PA - Public Access	PA-P2	Oppose	Amend PA-P2: Maintain and enhance public access by: 1.requiring for urban areas through the subdivision process the provision of esplanade reserves and/or esplanade strips along waterbodies, ~~particularly in urban areas~~ and along public access corridors.	SFF does not support the creation of esplanade reserves or strips where land is being subdivided for the purpose of facilitating farming in the Rural Zone. Creation of public access alongside farmland encourages problems for farmers, including theft of farm property and stock, and harassment/harm of farm animals. Such access should require landowner permission and be at their discretion.	Reject
S115.114	Kevin Robertson	PA - Public Access	PA-P2	Oppose	Amend PA-P2: Maintain and enhance public access by: 1.requiring for urban areas through the subdivision process the provision of esplanade reserves and/or esplanade strips along waterbodies, ~~particularly in urban areas~~ and along public access corridors.	SFF does not support the creation of esplanade reserves or strips where land is being subdivided for the purpose of facilitating farming in the Rural Zone. Creation of public access alongside farmland encourages problems for farmers, including theft of farm property and stock, and harassment/harm of farm animals. Such access should require landowner permission and be at their discretion.	Reject
S143.125	Rural Ratepayers Group	PA - Public Access	PA-P2	Oppose	Amend PA-P2: Maintain and enhance public access by: 1.requiring for urban areas through the subdivision	SFF does not support the creation of esplanade reserves or strips where land is being subdivided for the purpose	Reject

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					process the provision of esplanade reserves and/or esplanade strips along waterbodies, ~~particularly in urban areas~~ and along public access corridors.	of facilitating farming in the Rural Zone. Creation of public access alongside farmland encourages problems for farmers, including theft of farm property and stock, and harassment/harm of farm animals. Such access should require landowner permission and be at their discretion.	
S148.126	Alistair & Bernadette Hunt	PA - Public Access	PA-P2	Oppose	Amend PA-P2: Maintain and enhance public access by: 1.requiring for urban areas through the subdivision process the provision of esplanade reserves and/or esplanade strips along waterbodies, ~~particularly in urban areas~~ and along public access corridors.	SFF does not support the creation of esplanade reserves or strips where land is being subdivided for the purpose of facilitating farming in the Rural Zone. Creation of public access alongside farmland encourages problems for farmers, including theft of farm property and stock, and harassment/harm of farm animals. Such access should require landowner permission and be at their discretion.	Reject
S109.089	Department of Conservation	PA - Public Access	PA-P2	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Accept
S109.090	Department of Conservation	PA - Public Access	PA-P3	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Accept
S139.060	Hokonui Rūnanga Inc	PA - Public Access	PA-P3	Support	Retain Policy.	It is not always appropriate to have public access to and along waterbodies that are culturally sensitive areas.	Accept

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S109.091	Department of Conservation	PA - Public Access	PA-P4	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Accept
S121.058	Alliance Group Limited	PA - Public Access	PA-P5	Support	Retain as notified	Alliance agree it is inappropriate to provide for public access in certain areas, and public access should be restricted where it may result in adverse effects on health and safety.	Support
S122.008	Fulton Hogan	PA - Public Access	PA-P5	Support	Retain as notified	Fulton Hogan regularly undertake activities such as gravel extraction, repairs or maintenance in and adjacent to waterbodies. We agree that it is sometimes necessary to restrict public access while these works are undertaken, for health and safety reasons.	Support
S109.092	Department of Conservation	PA - Public Access	PA-P5	Support	Retain as notified	The D-G supports this objective and policies as it gives effect to RMA requirements (Part 2, Section 6(d)) and the Southland RPS Objective and Policy BRL.2 and BRL.4.	Support
S101.062	Transpower New Zealand Limited	PA - Public Access	PA-P5	Oppose	Amend Policy PA-P5 as follows: "Restrict public access in areas that would result in adverse effects on critical infrastructure , natural character, indigenous biodiversity, historic heritage, cultural, or landscape values. "	Transpower generally supports the maintenance of public access, but notes that there may be situations where, for instance, work is occurring on transmission lines or substations and it is appropriate and necessary to restrict public access in order to protect the operation of the National Grid and provide for the safety of people.	Reject

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						Transpower seeks that this is recognised in Policy PA-P5.	
S60.117	Ronald Crispin	PA - Public Access	PA- Additional provisions sought	Support	Include new policy	A new policy is needed for education of the public as to where public access is available, and where landowner permission is required. The District Plan maps multiple categories that plan users may believe are freely available for public access, like SNAs, ONF/Ls, and waterways, yet many of these are on private land and access is only by the permission of the landowner. We do not want users of the District Plan to think they can wander over private land at will. Sometimes private land will extend right down to the water or further, depending on the Certificate of Title. Sometimes esplanade reserves will not be continuous but be interspersed with private land. Both situations might mean that the public will want to cross private land, and must understand where public access is available and where landowner permission is needed	Accept in part
S68.235	John Baynes	PA - Public Access	PA- Additional provisions sought	Support	Include new policy	A new policy is needed for education of the public as to where public access is available, and where landowner permission is required. The District Plan maps multiple categories that plan users may believe are freely available for public access, like SNAs, ONF/Ls, and waterways, yet many of these are on private land and access is only by the permission of the landowner. We do	Accept in part

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						not want users of the District Plan to think they can wander over private land at will. Sometimes private land will extend right down to the water or further, depending on the Certificate of Title. Sometimes esplanade reserves will not be continuous but be interspersed with private land. Both situations might mean that the public will want to cross private land, and must understand where public access is available and where landowner permission is needed	
S115.115	Kevin Robertson	PA - Public Access	PA- Additional provisions sought	Support	Include new policy	A new policy is needed for education of the public as to where public access is available, and where landowner permission is required. The District Plan maps multiple categories that plan users may believe are freely available for public access, like SNAs, ONF/Ls, and waterways, yet many of these are on private land and access is only by the permission of the landowner. We do not want users of the District Plan to think they can wander over private land at will. Sometimes private land will extend right down to the water or further, depending on the Certificate of Title. Sometimes esplanade reserves will not be continuous but be interspersed with private land. Both situations might mean that the public will want to cross private land, and must understand where public access is	Accept in part

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						available and where landowner permission is needed	
S126.114	Southland Federated Farmers of New Zealand	PA - Public Access	PA- Additional provisions sought	Support	Include new policy	A new policy is needed for education of the public as to where public access is available, and where landowner permission is required. The District Plan maps multiple categories that plan users may believe are freely available for public access, like SNAs, ONF/Ls, and waterways, yet many of these are on private land and access is only by the permission of the landowner. We do not want users of the District Plan to think they can wander over private land at will. Sometimes private land will extend right down to the water or further, depending on the Certificate of Title. Sometimes esplanade reserves will not be continuous but be interspersed with private land. Both situations might mean that the public will want to cross private land, and must understand where public access is available and where landowner permission is needed	Accept in part
S143.001	Rural Ratepayers Group	PA - Public Access	PA - General	Amend	Council shall ensure public are aware of all risk and dangers. Council shall indemnify landowners for any risk or harm that may occur to a member of the public as Council is encouraging & expediting public access.	Recognize that hazards are inherent in the Rural Zone. For example, bulls, livestock, electric fencing etc to the public who access streams and rivers. How do landowners give H&S briefings to visitors who are publicly accessing farmland courtesy of Councils empowerment? Some view rural areas as 'nature'	Reject

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						although it is an industry in its own right.	
S143.004	Rural Ratepayers Group	PA - Public Access	PA - General	Amend	Where Council imposes Public Access on landowners, a discount on rating should be given as relief on behalf of the community that benefits. Council shall repair any damage to rural properties. Council shall accept responsibility as it is an exacerbator .	Rural business is an industry and public access produces costs and risks, for example stock can get onto roads if gates are left open, endangering life. Other risks are associated with travellers from overseas that may deposit material containing foot and mouth which would devastate NZ economy.	Reject
S143.126	Rural Ratepayers Group	PA - Public Access	PA- Additional provisions sought	Support	Include new policy	A new policy is needed for education of the public as to where public access is available, and where landowner permission is required. The District Plan maps multiple categories that plan users may believe are freely available for public access, like SNAs, ONF/Ls, and waterways, yet many of these are on private land and access is only by the permission of the landowner. We do not want users of the District Plan to think they can wander over private land at will. Sometimes private land will extend right down to the water or further, depending on the Certificate of Title. Sometimes esplanade reserves will not be continuous but be interspersed with private land. Both situations might mean that the public will want to cross private land, and must understand where public access is available and where landowner permission is needed	Accept in part

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S146.053	Southland District Council	PA - Public Access	PA - General	Support	None specified.	The submitter supports the objective and policies and notes the new provisions should reduce any cross-boundary issues.	Accept in part
S148.127	Alistair & Bernadette Hunt	PA - Public Access	PA- Additional provisions sought	Support	Include new policy	A new policy is needed for education of the public as to where public access is available, and where landowner permission is required. The District Plan maps multiple categories that plan users may believe are freely available for public access, like SNAs, ONF/Ls, and waterways, yet many of these are on private land and access is only by the permission of the landowner. We do not want users of the District Plan to think they can wander over private land at will. Sometimes private land will extend right down to the water or further, depending on the Certificate of Title. Sometimes esplanade reserves will not be continuous but be interspersed with private land. Both situations might mean that the public will want to cross private land, and must understand where public access is available and where landowner permission is needed	Accept in part