

# Crown Pastoral Land Tenure Review

Lease Name: Dunstan Downs

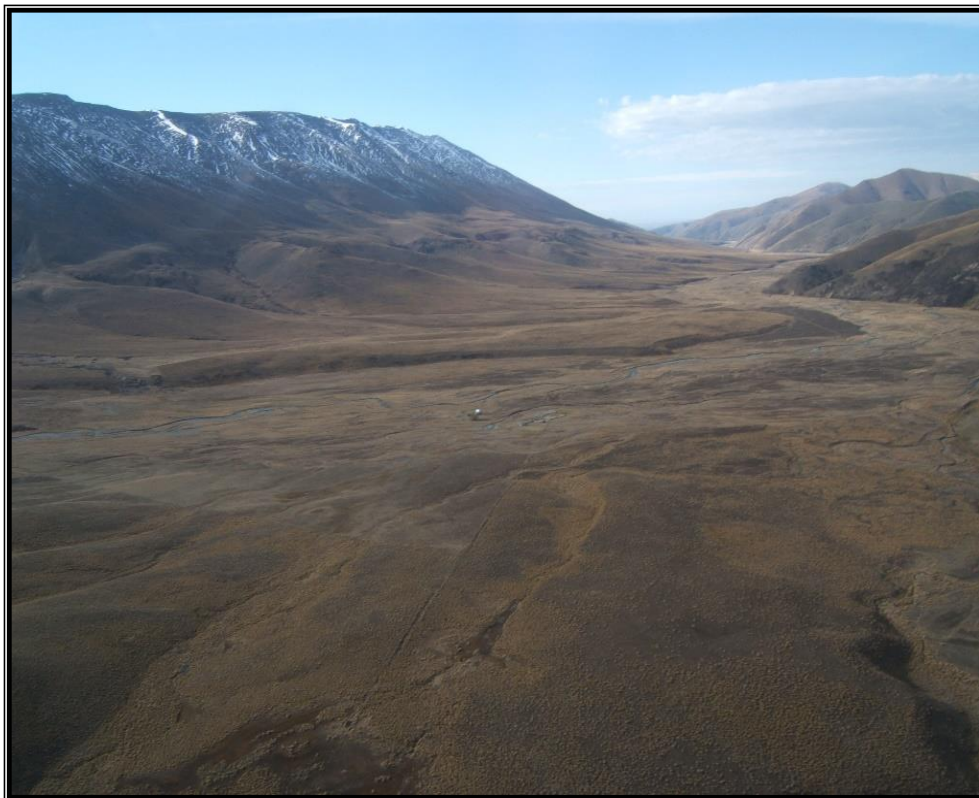
Lease Number: Po019

## Analysis of Public Submissions

This analysis is part of the public advertising material produced for the Dunstan Downs Preliminary Proposal

# Tenure Review of the Dunstan Downs Pastoral Lease – Analysis of Public Submissions

**Statement pursuant to section 45(a)(iii) of the Crown Pastoral Land Act 1998**



May 2021

## Background

The Dunstan Downs pastoral lease (the lease) comprises of 12,531 hectares and is situated to the south and east of State Highway 8 about 16kms west of Omarama. The lease is held by Dunstan Downs Limited (the Holder).

The Commissioner of Crown Lands (Commissioner) put a preliminary proposal for the tenure review of the Dunstan Downs pastoral lease to the Holder in May 2020. As required by section 43 of the Crown Pastoral Land Act 1998 (the Act) the **Dunstan Downs Preliminary Proposal** was publicly notified for public submissions on 26 September 2020. A copy of the public notice is provided in **Appendix A**.

The public notice was published in the Christchurch Press, Otago Daily Times and Oamaru Mail. The public submissions process was also publicised in a number of ways including a press release, information on LINZ's website, and via LINZ's regular High Country Matters e-newsletter.

A public inspection day was organised with 16 people attending. Attendees were flown over the lease and inspected areas on foot.

A total of 32 submissions were received:

- 14 individual submissions. These submitters included members of the public, academics, and ecologists.
- 18 organisation submissions, including from environment and recreation advocacy groups, and statutory bodies.

**Appendix B** lists the submissions received and allocates a number to each submission.

This document analyses the submissions in accordance with the requirements of section 45 of the Act. A copy of this report has been provided to the Minister of Conservation.

## Summary of submissions received

In general, the submissions provided strong support for the proposed conservation areas.

Seven submitters recommended Crown purchase of the entire lease, other than the homestead and curtilage area. These submitters also provided recommendations for changes to the preliminary proposal should their preferred option of a full Crown purchase not be achieved. In all nine of the points for further consideration relate to extending the extent of the protected areas with a further four seeking changes to the terms and conditions of proposed concessions and covenants.

Seven of the points accepted relate to the provision of additional public access. This aspect was raised by approximately half the submitters.

Some submitters focused on perceived gaps in the tenure review process relating to the identification of significant inherent values (SIVs), assessment of ecological sustainability and justification of outcomes. These are matters for the Commissioner to consider in the context of the ongoing administration of tenure review.

A small number of submitters raised generic issues surrounding tenure review and perceived failings in the current process. These are matters for the Commissioner to consider in the context of the ongoing administration of tenure review.

Overall, the Dunstan Downs tenure review proposal has engendered significant public interest with a strong emphasis on additional land being restored to full Crown ownership for conservation purposes and greater public access.

## Next Steps for the review

Consultation with the Director-General of Conservation and the Holder on a substantive proposal for the lease will now commence. The Commissioner will consider all accepted written submissions received on the Preliminary Proposal when formulating a substantive proposal.

If a substantive proposal is put to and accepted by the Holder, a copy of the proposal will be published on LINZ's website along with a report summarising the proposal and detailing how accepted submission points have been considered.

## Analysis of Submissions

### Introduction

Each of the submissions received was reviewed to identify the points raised and these have been numbered accordingly. Common issues raised have been grouped and evaluated as a single point. Copies of the submissions can be found on LINZ's website.

The points raised were analysed to assess whether they were matters validly made, relevant to the tenure review and could be properly considered under the Act. The Commissioner can only consider points that fall within the legal scope of the Act. All points considered to fall within the legal scope of the Act were allowed.

Where the point raised was not considered to be within the legal scope of the Act it was disallowed. Disallowed points will not be considered in the development of a substantive proposal for the lease.

The allowed points were assessed to determine whether they should be accepted for consideration in the formulation of a substantive proposal for the lease. To be accepted a point must:

- Introduce new information and/or a perspective not previously considered; or
- Presents reasons as to why an alternative outcome under the Act is preferred; or
- Be a statement of support for aspects of the Preliminary Proposal.

## 2. Overview of analysis

In analysing the 32 submissions received, 72 points were identified. Of the 55 points that were allowed, 42 were accepted for consideration in the preparation of a substantive proposal. This was largely on the basis of the provision of new information or submitters providing reasons as to why an alternative outcome should be considered.

Thirteen points were allowed but not accepted for further consideration on the basis that the submitters did not present new information and/or reasons as to why an alternative outcome under the Act was preferred.

Seventeen points were disallowed and will not be considered further because they relate to matters that can not be considered under the Act.

### 3. Analysis

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
1	Public access easements should provide for the carriage of guns.	1,7,25,28	Allow	Not Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitters seeks changes to the proposed access easements and is therefore allowed.

#### Rationale for Not Accept:

The point is not accepted for consideration in the development of a substantive proposal on the basis that special condition 12 of the public access easement document included within the Preliminary Proposal allows members of the public holding hunting permits, issued by the Director General of Conservation for public conservation land to which the Easement Area provides access, to carry guns on the Easement Area for the purpose of gaining access to hunt on that land. Accordingly, provision is already made for the carriage of guns over the proposed public access routes and the issue does not require further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
2	Provision should be made for public access to Old Man Peak. The form of access requested varies from non-motorised to 4WD.	1,3,4,5,7,12,13,14,18,25	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitters question whether the current access provisions are adequate, and the point is therefore allowed.

#### Rationale for Accept:

The point relates to the objects and matters to be taken into account under the Act, and while the provision of appropriate public access has been considered, the submitters have suggested an alternative outcome, being the provision of additional public access over the proposed freehold land, for the reason of better securing public access to and enjoyment of Old Man Peak. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
3	The entire lease (other than the Homestead and curtilage area) should be returned to full Crown ownership to protect SIVs.	2,5,8,11,12,19,20	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the submitters seek reconsideration of the proposed designation for areas within the Preliminary Proposal designated for freehold disposal on the basis that those areas are considered to contain SIVs requiring the protection of Crown ownership. The point is therefore allowed.

**Rationale for Accept:**

The point relates to the objects and matters to be taken into account under the Act and, although the possibility of full Crown ownership of the lease was considering during preparation of the Preliminary Proposal, the submitters have suggested an alternative outcome with reasons relating to the protection of SIVs on the lease. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
4	CC1 should be restored to full Crown ownership and control.	2,3,4,5,11,12,13,15,18,20,22,23,24,26	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point raised by the submitters questions whether the values identified within CC1 are adequately protected in the Preliminary Proposal. The point is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal. This is because it relates to the objects and matters to be taken into account under the Act and, although the restoration of this land to full Crown ownership and control has been considered, the submitters have suggested an alternative outcome, being Crown ownership of this area, with reasons relating to the protection of significant inherent values.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or Not accept
5	CC2 should be conservation area or scenic reserve with consideration given to the granting of a phase out grazing concession.	2,5,7,11,12,15,20,24	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point raised by submitters questions whether the values identified within CC2 are adequately protected in the Preliminary Proposal. The point is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal. This is because it relates to the objects and matters to be taken into account in the Act and, although a conservation area designation was considered during consultation on the Preliminary Proposal, the submitters have suggested an alternative outcome, being Crown ownership, with reasons relating to the protection of significant inherent values.

Point	Summary of point raised	Submission numbers	Allow or disallow
6	The Conservation Resources Report and other information relied on to devise the Preliminary Proposal is out of date and should be updated.	2,5,8,11,12,13,15,18,19,20,24	Disallow

#### Rationale for Disallow:

The point relates to the conduct of the tenure review and does not relate to the Preliminary Proposal. The point is therefore disallowed. The information relied on when devising the Preliminary Proposal was not limited to the Department of Conservation's Conservation Resources Report. Department of Conservation (DOC) technical advisors visited and inspected the lease throughout the preliminary proposal consultation process. The Commissioner intends to seek updated conservation advice from DOC to support the development of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
7	Provision should be made for public access over the Pylon track. Some submitters seek vehicle access – others seek foot access only.	2,3,4,5,7,12,13,14,16,18,20,22,26,28,29	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitters question whether the current access provisions are adequate, and the point is therefore allowed.

#### Rationale for Accept:

The point relates to the objects and matters to be taken into account under the Act, and while the provision of public access over the Pylon track has been considered, the submitters have suggested an alternative outcome with supporting rationale. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
8	Statements of support for the proposed public access easement 'a-b'.	3,4,9,13,16,29,31	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitters is a statement of support for a proposed public access easement and is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or Not accept
9	The proposed carpark at point 'a' should be larger.	3,13,14,17	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitters question whether the current access provisions are adequate, and the point is therefore allowed.

**Rationale for Accept:**

The point relates to the objects and matters to be taken into account under the Act, and while the provision of public parking has been considered, the submitters have suggested an alternative outcome, being the provision of additional public parking for the reasons provided in their submissions. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or Not accept
10	Provision be made for public access to CC1.	3	Allow	Not Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitter questions whether the current access provisions are adequate, and the point is therefore allowed.

**Rationale for Not Accept:**

Access to CC1 is provided by easement 'a-b' via GC1. An alternative access on the same route as the conservation management access 'e-f' was considered in the preparation of the Preliminary Proposal but following a site meeting with the New Zealand Transport Agency was deemed inappropriate due to safety concerns on this stretch of highway. The submitter has not provided new information, a perspective not previously considered or articulated why an alternative outcome is preferred. Therefore the point is not accepted.



Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
11	Statements of support for conservation area CA1. As noted in points 19, 25 and 65 some submitters tagged this with a request for CA1 to encompass additional areas.	2,4,5,6,7,9,11,12,13,15,16,20,22,23,29	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land. The point raised by the submitters is a statement of support for a proposed conservation area and is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
12	Statements of support for conservation area CA2.	2,4,5,6,7,9,11,12,13,15,16,20,22,23,29	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land. The point raised by the submitters is a statement of support for a proposed conservation area and is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
13	Statements of support for conservation area CA3.	4,5,6,7,9,11,12,13,15,16,20,22,23,29	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land. The point raised by the submitters is a statement of support for a proposed conservation area and is therefore allowed.

#### Rationale for Accept:

As the point relates to the objects and matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
14	The concession easement 'm-n' should preclude track realignment and visible earthworks.	4	Allow	Accept

#### Rationale for Allow:

The point relates a qualified designation under section 36 of the Act. The point is therefore allowed.

#### Rationale for Accept:

The point relates to matters to be considered under the Act, and the submitter has provided a perspective not previously considered with supporting rationale. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
15	Statements of support for grazing concession GC1 – one submitter suggested a longer term be considered. Others sought changes to the terms of the concession (point 17 refers).	4,6,7,11,12,13,15,16,18,23,29,32	Allow	Accept

#### Rationale for Allow:

The point relates a qualified designation under section 36 of the Act. The point is therefore allowed.

#### Rationale for Accept:

As the point relates to matters to be considered under the Act, and the submitters make statements of support for aspects of the preliminary proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
16	Statements of support for grazing concession GC2 – one submitter suggested a longer term be considered. Other sought changes to the terms of the concession (point 18 refers).	4,6,7,9,11,13,15,16,22,23,32	Allow	Accept

#### Rationale for Allow:

The point relates a qualified designation under section 36 of the Act. The point is therefore allowed.

**Rationale for Accept:**

As the point relates to matters to be considered under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
17	Changes should be made to grazing concession GC1 including a reduced term and additional restrictions on stock and farming activities.	4,5,9,11,12,15,18,20,24,27	Allow	Accept

**Rationale for Allow:**

As the point raised is in accordance with the objects of Part 2 of the Act which include to promote the management of reviewable land in a way that is ecologically sustainable and to enable the protection of the significant inherent values of reviewable land; the point is allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and while the terms of the proposed grazing concession have been carefully considered, the submitters present reasons as to why an alternative outcome is preferred.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
18	Changes should be made to grazing concession GC2 including a reduced term and additional restrictions on stock and farming activities.	4,5,9,11,12,20	Allow	Accept

**Rationale for Allow:**

As the point raised is in accordance with the objects of Part 2 of the Act which include to promote the management of reviewable land in a way that is ecologically sustainable and to enable the protection of the significant inherent values of reviewable land; the point is allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and while the terms of the proposed grazing concession have been carefully considered, the submitters present reasons as to why an alternative outcome is preferred.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
19	That CC2 is extended north to the McLays Creek bridge or easement 'e-f'. The submitters also indicate a preference for Crown control, possibly with a phase out grazing concession (refer to Point 5).	4,11,20	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land by the creation of protective mechanisms and the point relates to the geographic area covered by the proposed protective mechanism. It is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under Act, and the submitters provided reasons as to why the area of the proposed covenant should be reconsidered.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
20	That changes be made to the conditions of conservation covenant CC2 including prohibiting oversowing and topdressing, changes to the monitoring and fencing provisions and more comprehensive descriptions of the values protected.	4,5,9,11,18,22	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land by the creation of protective mechanisms and the point relates to the conditions of the proposed protective mechanism. It is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under Act, and the submitters provide reasons as to why the conditions of proposed covenant should be reconsidered.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
21	The eastern boundary between the proposed freehold land and CA1 should be at a lower altitude and not aligned to existing fences. See also Point 64.	4,5,11,12,20	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point relates to the protection of values. It is therefore allowed.

**Rationale for Accept:**

The point relates to the objects and matters to be taken into account in the Act, and the submitters have suggested an alternative outcome, being to expand the area of CA1 to include additional land. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
22	Statements of support for the continuance of existing easements.	4,9	Allow	Accept

**Rationale for Allow:**

The point relates a qualified designation under section 36 of the Act. The point is therefore allowed.

**Rationale for Accept:**

As the point relates to matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
23	That the inspection as part of the public notification was inadequate.	5,12	Disallow	N/A

**Rationale for Disallow:**

The point relates to the conduct of tenure review and does not relate to the Preliminary Proposal that the Commissioner has publicly notified. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
24	The proposal should take account of the Climate Change Response (Zero Carbon) Amendment Act 2019.	5,9,20	Disallow	N/A

**Rationale for Disallow:**

The Commissioner is not responsible for the administration of this Climate Change Response (Zero Carbon) Amendment Act 2019. While this legislation is of significance to all activities in Aotearoa, it is not a factor in determining designations under the Act. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
25	The natural attributes of Dunstan Downs are acknowledged.	5,10,12,15,19, 24	Allow	Not Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point relates to the protection of values. It is therefore allowed.

**Rationale for Not Accept:**

The natural attributes of Dunstan Downs were identified and recognised during the development of the Preliminary Proposal. The submitters have not provided new information or articulated reasons for an alternative outcome in relation to this point. The point is therefore not accepted for consideration in developing a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
26	Provision should be made for public access from the Morven Hills boundary to the carpark at 'a'.	5	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter seeks the provision of additional public access and is therefore allowed.

**Rationale for Accept:**

The submitter has provided new information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
27	Statements of support for conservation covenant CC2 (in some cases tagged with request for access to GC1 and CA3).	6,16,23	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point relates to the protection of values. It is therefore allowed.

#### Rationale for Accept:

As the point relates to matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
28	Department of Conservation management of the land should not preclude access to trig points.	6	Disallow	N/A

#### Rationale for Disallow:

The point relates to post tenure review management of the reviewable land which is not subject to the provisions of the Act.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
29	Provision should be made in access easements for the public to be accompanied by dogs.	7,11,28,29	Allow	Not Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitters seeks changes to the terms and conditions of the proposed public access easements and is therefore allowed.

#### Rationale for Not Accept:

The issue of provision being made for dogs in the proposed public easements was extensively consulted on during the development of the Preliminary Proposal and was discounted due to farm and stock management concerns. The submitters have not provided new information, or a perspective not previously considered. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
30	Provision should be made for additional public access to the Whetohu Range.	7,11,29	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitters seek the provision of additional public access and the point is therefore allowed.

#### Rationale for Accept:

The point relates to the objects and matters to be taken into account under the Act, and the submitters have suggested an alternative outcome, being the provision of additional public access for the reasons provided in their submissions. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
31	Submitters concerns relating to the conduct of the tenure review process including: <ul style="list-style-type: none"> <li>• Unlawful application of the decision-making framework.</li> <li>• Incorrect interpretation of key terms and definitions underpinning tenure review such as the interpretation of “ecological sustainability”.</li> <li>• Reliance on material that is inconsistent with the objects.</li> <li>• Basing decisions on inadequate and insufficient information.</li> <li>• Giving insufficient reasons for decisions reached and designations proposed.</li> <li>• Failure to consider alternatives.</li> </ul>	8,11	Disallow	N/A

**Rationale for Disallow:**

The matters raised in the point relate to the overall process of tenure review rather than specific to the Dunstan Downs tenure review. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
32	The tenure review should consider the Ahuriri River Conservation Order.	8	Disallow	N/A

**Rationale for Disallow:**

The Commissioner is not responsible for the administration of the Ahuriri Conservation Order. While the Order is of significance to activities that may affect the Ahuriri River system, it is not a factor in determining designations under the Act. The point is therefore disallowed.



Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
33	The validity of a tenure review Cabinet Minute is challenged.	8	Disallow	N/A

**Rationale for Disallow:**

The matters raised in the point relate to the overall process of tenure review rather than specific to the Dunstan Downs tenure review. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
34	The submitter asks to be included in consultation on the substantive proposal.	8	Disallow	N/A

**Rationale for Disallow:**

The point relates to the ability of the Commissioner to consult under section 26 of the Act. This is not a matter relating to the designations established in the Preliminary Proposal but rather an administrative decision by the Commissioner. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
35	The tenure review proposal should consider information contained in an updated landscape assessment for the lease.	8,18,19	Allow	Accept

**Rationale for Allow:**

The point raised by the submitter questions whether the Preliminary Proposal adequately protects landscape values identified on the reviewable land. As the protection of the significant inherent values is an object of Part 2 of the Act, the point is allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitters have provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
36	The land within GC2 is considered a 'remote experience area' and vehicles should not be permitted.	9	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter seeks changes to the terms and conditions of the proposed public access easements and is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitter has provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
37	Easement concession 'm-n' should not be granted.	9	Allow	Not Accept

**Rationale for Allow:**

The point relates a qualified designation under section 36 of the Act. The point is therefore allowed.

**Rationale for Not Accept:**

The submitter has not provided new information, a perspective not previously considered or articulated reasons for an alternative outcome that were not considered in the preparation of the Preliminary Proposal. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
38	Statements of support for the proposed freehold land subject to boundary changes identified in other submissions.	9,11,16,23	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to make easier the freehold disposal of reviewable land. The point raised by the submitters is a statement of support for the proposed freehold land and is therefore allowed.

#### Rationale for Accept:

As the point relates to the objects and matters to be taken into account under the Act, and the submitters make statements of support for aspects of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
39	Statement of support for conservation covenant CC1.	9	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land. The point raised by the submitter is a statement of support for a proposed conservation covenant and is therefore allowed.

#### Rationale for Accept:

As the point relates to the objects and matters to be taken into account under the Act, and the submitter make a statement of support for an aspect of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
40	That the boundaries of CC1 are fenced.	9,11,20,22	Allow	Not Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land. The point raised by the submitter relates to the term and conditions of a proposed conservation covenant for the protection of SIVs and is therefore allowed.

#### Rationale for Not Accept:

The issue of fencing the boundaries of CC1 was extensively consulted on during the development of the Preliminary Proposal and was discounted due to difficult terrain, landscape impact and the fact the shrubland is self-protecting. The submitters have not provided new information, or a perspective not previously considered. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
41	An existing marginal strip adjacent to Dunstan Creek should remain.	10	Disallow	N/A

#### Rationale for Disallow:

The point relates to marginal strips that are administered under the Conservation Act. While the Commissioner has a requirement to advise the Director-General of Conservation of the disposition of Crown land, the responsibility for creating and maintaining marginal strips rests with the Director-General. The point is

therefore disallowed. It is noted that the land adjacent to Dunstan Creek is designated to be restored to full Crown ownership and control as a conservation area, removing the requirement for a marginal strip.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
42	The proposal should provide for access to Dunstan Creek from the St Bathans Loop Road.	10	Disallow	N/A

**Rationale for Disallow:**

The land between Dunstan Downs and the St Bathans Loop Road does not form part of the Dunstan Downs tenure review and cannot be considered in this context. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
43	Opposition to the granting of recreation permits over the proposed conservation areas.	10,22	Disallow	N/A

**Rationale for Disallow:**

No recreation permits are proposed under the Preliminary Proposal and any permits currently granted over the pastoral lease will end when a substantive proposal for the lease is implemented. The opportunity will exist for third parties to apply for recreation permits over any conservation areas created through the review in accordance with the normal process that applies to all conservation land under the Conservation Act. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
44	Statement of support for easement concession 'm-n'.	11	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter is a statement of support, with some qualifications, for a proposed easement concession and is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitter makes a statement of support for an aspect of the Preliminary Proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
45	Provision should be made for the public to use the huts and woolshed in Dunstan Creek during the term of the proposed grazing concessions.	11,15,16,22	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitters seek public access to huts and a woolshed on the land and the point is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under Act, and the submitters seek changes to the conditions of the proposed grazing concession and present reasons as to why those changes should be made. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
46	The huts and woolshed in Dunstan Creek remain in place for public use upon expiry of the proposed grazing concession.	16	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitter seeks public use of the huts and a woolshed on the land and the point is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under Act, and the submitter has provided new information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
47	The land between SH8 and the Ahuriri River should be designated as a conservation area.	11	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point relates to the protection of values. It is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitter has provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
48	A conservation covenant should be created over land proposed for freehold disposal to protect landscape values.	11,12,21	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point relates to the protection of values. It is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitter has provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
49	The public access easements need to clearly set out the circumstances under which temporary closure can occur.	11	Allow	Not Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter seeks changes to the terms of the proposed public access easements and is therefore allowed.

**Rationale for Not Accept:**

The Grantee (DOC) reserves the right in any easement document to put in place a temporary closure. The need to specify the circumstances for closure was considered when preparing the Preliminary Proposal and it was concluded that the current clause is appropriate as it provides DOC flexibility in management. For clarification closure would relate to issuers of public safety and risks to the natural values such as fire. The submitter has not provided a perspective not previously considered. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
50	Land retained by the Crown is designated as stewardship land.	11	Disallow	N/A

**Rationale for Disallow:**

The point relates to post tenure review management of the reviewable land which is not subject to the provisions of the Act. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
51	Acknowledgement of the existing management of the lease.	12,15,24	Disallow	N/A

**Rationale for Disallow:**

While it is pleasing that the existing management of the lease is appreciated by the submitters, this is not a matter that the Commissioner is able to consider when preparing a tenure review proposal. The point is therefore disallowed.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
52	The land should be retained as a pastoral lease if a proposal that achieves protection of all SIVs cannot be achieved.	12,19	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point relates to the protection of values. It is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitter has provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
53	Statement of support for the exclusion of 4WD access from public access easements.	13	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter is a statement of support for a proposed easement concession and is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitter makes a statement of support for an aspect of the preliminary proposal it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
54	That provision be made for horse gates on all public access routes.	3,14,17	Disallow	N/A

**Rationale for Disallow:**

The point relates to post tenure review management of the reviewable land which is not subject to the provisions of the Act. The Department of Conservation is responsible for administering and managing public access easements created through tenure review and will be made aware of this point.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
55	Provision of information on the recreational opportunities and benefits of the Dunstan Downs pastoral lease	16,25	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The submitters have provided additional information on the recreational opportunities of the lease and the point is therefore allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under Act, and the submitters have provided new information on the recreation values of the lease. The point has therefore been accepted for further consideration.



Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
56	Statement of support for the exclusion of public access over the track to Old Man Peak.	16	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter is a statement of support for the proposed public access and is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitter makes a statement of support for an aspect of the Preliminary Proposal, it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
57	The land located above the dividing fence within CC2 should be retained in full Crown ownership.	18,22	Allow	Accept

**Rationale for Allow:**

The point relates to the protection of significant inherent values, which is one of the objects of Part 2 of the Act. The point has therefore been allowed.

**Rationale for Accept:**

The point relates to the objects and matters to be taken into account under the Act, and although a range of options have been considered for the protection of this area, the submitters have suggested an alternative outcome, with reasons relating to the protection of significant inherent values. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
58	That consideration be given to an alternative public access route to that currently proposed over 'a-b'	23,26,28	Allow	Not accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitters seeks changes to the route of a proposed public access easement and is therefore allowed.

**Rationale for Not Accept:**

The alternative access route identified by the submitters was extensively consulted on during the development of the Preliminary Proposal and was discounted due to safety and traffic management concerns. The

submitters have not provided new information, or a perspective not previously considered. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
59	That the proposal should provide for additional protection of values and the provision of additional access however does not specify where changes to the proposal are sought.	19	Allow	Not Accept

**Rationale for Allow:**

The objects of Part 2 of the Act include the protection of significant inherent values and the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter relates to these matters and is therefore allowed.

**Rationale for Not Accept:**

The submitter has not provided any specific details of the changes sought or new information for consideration. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
60	That no provision be made for the granting of a grazing concession over GC1.	20	Allow	Not Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point raised by the submitter seeks the protection of values in these areas. The point is therefore allowed.

**Rationale for Not Accept:**

The granting of a grazing concession over GC1 was extensively consulted on during the development of the Preliminary Proposal and was determined to be an appropriate outcome. The submitter has not provided new information, or a perspective not previously considered. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

61	That no provision be made for the granting of a grazing concession over GC2.	20	Allow	Not Accept
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**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point raised by the submitter seeks the protection of values in these areas. The point is therefore allowed.

**Rationale for Not Accept:**

The granting of a grazing concession over GC1 was extensively consulted on during the development of the Preliminary Proposal and was determined to be an appropriate outcome. The submitter has not provided new information, or a perspective not previously considered. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
62	General concerns about the adequacy of proposed public access easements and routes.	12,27,30	Allow	Not Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitters relates to the provision of public access and is therefore allowed.

**Rationale for Not Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act however the submitters have not provided specific details of the changes sought or new information.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
63	Concerns about the proposed split between conservation areas and land identified for freehold disposal.	21	Allow	Not Accept

**Rationale for Allow:**

The point relates to the designation of the land under section 35 of the Act based on the objects in section 24 of the Act. The point is therefore allowed.

**Rationale for Not Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act however the submitter has not provided specific details of the changes sought or new information. The point is therefore not accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
64	The boundary of CA1 should be extended to encompass an area known as Mother Raymonds Gully – see also point 21.	22	Allow	Accept

**Rationale for Allow:**

One of the objects of Part 2 of the Act is to enable the protection of the significant inherent values of reviewable land and the point raised by the submitter seeks the protection of values in these areas. The point is therefore allowed.

#### Rationale for Accept:

The point allowed meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and while the proposed CA1 boundaries were carefully considered in the formulation of the Preliminary Proposal, the submitter has suggested changes to the boundary lines and provided new information and reasons in support of the changes sought. The point has therefore been accepted for further consideration.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
65	Changes should be made to the proposal to ensure practical public access from SH8 to the Ahuriri River is provided.	23,29	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitters relates to the provision of public access and is therefore allowed.

#### Rationale for Accept:

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitter has provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
66	Public access should be provided to the faces north of Lindis Pass Scenic Reserve.	29	Allow	Accept

#### Rationale for Allow:

One of the objects of Part 2 of the Act is the securing of public access to and enjoyment of the reviewable land. The point raised by the submitter relates to the provision of public access and is therefore allowed.

#### Rationale for Accept:

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act, and the submitter has provided additional information and a perspective not previously considered. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
67	Statements of support for the Preliminary Proposal.	24,26,27,32	Allow	Accept

#### Rationale for Allow:

The point relates to a preliminary proposal prepared in accordance with the objects of section 24 of the Act. The point is therefore allowed.

**Rationale for Accept:**

As the point relates to the objects and matters to be taken into account under the Act, and the submitters make statements of support for the Preliminary Proposal, it is accepted for further consideration by the Commissioner in the formulation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
68	That provision be made for a conservation covenant adjacent to CA1 down to the 900m contour.	22	Allow	Accept

**Rationale for Allow:**

The point relates to the protection of the significant inherent values an object of tenure review under section 24 of the Act. The point has therefore been allowed.

**Rationale for Accept:**

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act. The submitter has introduced a new perspective with reasons relating to the protection of significant inherent values. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
69	That conservation areas CA1, CA2, CA3, GC1 and GC2 are available for game bird hunting	31	Disallow	N/A

**Rationale for Disallow:**

While the point relates to public access to and enjoyment of the land, this a management issue for the administering agency post tenure review and not a matter for the Commissioner to determine. The point is therefore disallowed. The Department of Conservation as the likely administering agency will be made aware of this point.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
70	That a stile may be required where a gate is locked on a public access route and request that this be a requirement.	31	Disallow	N/A

#### Rationale for Disallow:

While the point relates to public access to and enjoyment of the land, this a management issue for the administering agency post tenure review and not a matter for the Commissioner to determine. The point is therefore disallowed. The Department of Conservation as the likely administering agency will be made aware of this point.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
71	Support for the fencing of waterways.	31	Allow	Accept

#### Rationale for Allow:

The point relates to the protection of the significant inherent values and the management of reviewable land in a way that is ecologically sustainable, both objects of tenure review under section 24 of the Act. The point has therefore been allowed.

#### Rationale for Accept:

The point meets the criteria for acceptance by the Commissioner for further consideration in the formulation of a substantive proposal because it relates to the objects and matters to be taken into account under the Act. The fencing of waterways was not specifically addressed in the Preliminary Proposal. The submitter has introduced a new perspective with reasons relating to the protection of significant inherent values and the ecological management of the land under consideration. The point is therefore accepted for consideration in the preparation of a substantive proposal.

Point	Summary of point raised	Submission numbers	Allow or disallow	Accept or not accept
72	Marginal strips should be created adjacent to Longslip Creek.	10	Disallow	N/A

#### Rationale for Disallow:

Marginal strips are determined and administered under the Conservation Act and are not subject to the provisions of the Act. While the Commissioner has a requirement to advise the Director-General of Conservation of the disposition of Crown land, the responsibility for creating and maintaining marginal strips remain with the Director-General. The point is therefore disallowed.

## Appendix A – Copy of Dunstan Downs Public Notice



### CROWN PASTORAL LAND ACT 1998

#### DUNSTAN DOWNS TENURE REVIEW

#### NOTICE OF PRELIMINARY PROPOSAL

Notice is given under Section 43 of the Crown Pastoral Land Act 1998 by the Commissioner of Crown Lands that he has put a preliminary proposal for tenure review to Dunstan Downs Limited as lessee of Dunstan Downs pastoral lease.

***Legal description of land concerned:***

Pastoral lease land:

Part Run 201A, situated in Ahuriri, Hawkdun, Lindis, Longslip and St Bathans Survey Districts, Section 4 SO Plan 23073 and Section 2, Block 16 Longslip Survey District being all the land in Record of Title OT338/47 (Otago Land Registry) comprising 12,351.3705 hectares more or less.

***General description of proposal:***

1. An area of approximately 1,000 hectares to be restored to or retained in full Crown ownership and control as Conservation Area pursuant to Section 35(2)(a)(i) Crown Pastoral Land Act 1998.
2. An area of approximately 8,536 hectares to be restored to or retained in Crown control as Conservation Area pursuant to Section 35(2)(b)(i) Crown Pastoral Land Act 1998 subject to:
  - 2.1 A grazing concession for a term of 15 years over an area of approximately 850 hectares.
  - 2.2 A grazing concession for a term of 10 years over an area of approximately 2,330 hectares including an easement concession for access.
  - 2.3 Continuation in force of the easement recorded in Gazette Notice registered as 6182320.1.
3. An area of approximately 2,815 hectares to be disposed of by freehold disposal to the lessee of Dunstan Downs pastoral lease, pursuant to Section 35(3) Crown Pastoral Land Act 1998; subject to:

- 2.1 Part IVA of the Conservation Act 1987;
- 2.2 Section 11 of the Crown Minerals Act 1991.
- 2.3 Easements for public and conservation management access.
- 2.4 Conservation covenants over an area of approximately 895 hectares.
- 2.5 Continuation in force of the easement recorded in Gazette Notice registered as 6182320.1.
- 2.6 Continuation in force of the easement registered as 5063428.1.

Further information including a copy of the Proposal document which includes the designations plan plus the draft easement document is available on the LINZ website [www.linz.govt.nz](http://www.linz.govt.nz). Queries may be directed to LINZ on the following contact information:

Commissioner of Crown Lands  
Land Information New Zealand Crown Property  
CBRE House, 112 Tuam Street  
Private Bag 4721  
CHRISTCHURCH 8140  
Phone: 0800 665 463 (Option 2 then Option 4)  
Email: [pastoral&tenurereview@linz.govt.nz](mailto:pastoral&tenurereview@linz.govt.nz)

**Inspections:**

Any person wishing to inspect the lease should contact LINZ in the first instance at the above address by 9 October 2020. It is proposed that an inspection of the property is undertaken on Saturday 17 October 2020.

**Submissions:**

Any person or organisation may send a written submission on the above Proposal to the Commissioner of Crown Lands at the above address.

All submissions are being collected and held by LINZ either directly or through its agents or contractors.

Submitters should note that all written submissions may be made available, in full, by LINZ to its employees, agents and contractors, the Department of Conservation and the public generally.

**Closing date of submissions:**

Written submissions must be received by the Commissioner at the above address no later than 5pm Tuesday 24 November 2020.



**Appendix B – List of Submitters**

<b>Submission Number</b>	<b>Submitter</b>
1	Alan Mackie
2	Loretta Bush
3	Anne Steven
4	Canterbury Aoraki Conservation Board
5	Central Otago Environment Society
6	Chris Pearson
7	Central Otago Recreational Users Forum
8	Environmental Defence Society Incorporated
9	Evelyn Skinner
10	Otago Fish & Game Council
11	Federated Mountain Clubs
12	Royal Forrest & Bird Protection Society of New Zealand Inc.
13	Geoffrey Rogers
14	Horse Trails South Trust
15	Janet Ledingham
16	John Robinson
17	Lauren Kelly
18	Lindis Pass Conservation Group Inc
19	Mackenzie Guardians Incorporated
20	Nigel Murray
21	New Zealand Deerstalkers Association Inc
22	Otago Conservation Board
23	Otago Tramping & Mountaineering Club (Inc.)
24	Paul Smale
25	New Zealand Deerstalkers Association – Southern Lakes Branch
26	Tim Dennis
27	Tony Perrett
28	New Zealand Deerstalkers Association – Upper Clutha Branch
29	New Zealand Walking Access Commission
30	Game Animal Council New Zealand
31	Central South Island Fish & Game Council
32	Gerald Meares

