

Part 3

Domains and topics

Topics

General matters

ASW – Activities on the surface of water

Objectives

ASW-O1 Maintenance of freshwater values [DP]

Activities undertaken on the surfaces of freshwater bodies maintain the freshwater values identified in APP28 – Freshwater values by FMU.

Policies

ASW-P1 Providing for activities on the surfaces of freshwater bodies [DP]

Provide for activities on the surface of water in surface water bodies that have adverse effects that are consistent with the values identified in APP27 – Freshwater values and APP28 – Freshwater values by FMU.

Rules

Rule interpretation and application

ASW-R1 [DP]

1. Additional rules controlling activities within the beds of rivers, streams and wetlands and controlling discharges to, abstraction from and diversion of water within rivers, streams and wetlands are contained in LF – Land and freshwater.
2. The activity status tables and standards in the following chapters of Part 3 – General matters also **apply** to activities on the surface of water bodies:
 - a. LIGHT – Light; and
 - b. NOISE – Noise; and
 - c. Historical and cultural values – HH – Historic heritage; and
 - d. Historical and cultural values – SASM – Sites and areas of significance to Māori; and
 - e. Natural environmental values – ECO – Ecosystems and indigenous biodiversity.

Activity status

Rule	Use/Activity
ASW-R2	Activity on the surface of water

Activity	Permitted	Controlled	Discretionary/ Non-complying/ Prohibited
ASW-R2 Activity on the surface of water [DP] Legal effect on notification: Yes	1. The use of non-motorised and motorised water craft for recreational, educational or scientific purposes on the surface of any surface water body, is a permitted activity , provided that: <ol style="list-style-type: none"> a. water craft are operated at speeds not 	2. The use of non-motorised water craft for a commercial recreational purpose on the surface of any surface water body, is a controlled activity , provided that: <ol style="list-style-type: none"> a. no structures are erected on the bed of any 	3. The use of motorised water craft for a recreational purpose on the surface of any surface water body, is a discretionary activity . 4. Any activity on the surface of any surface water body that contravenes ASW-R2.1. or ASW-R2.2. is a

Activity	Permitted	Controlled	Discretionary/ Non-complying/ Prohibited
	<p>exceeding 5 knots; and</p> <p>b. the activity is not a commercial recreation activity.</p>	<p>surface water body; and</p> <p>b. no discharge of any contaminant to surface water from the activity occurs; and</p> <p>c. the activity does not obstruct public access to or along the bank of the surface water body.</p> <p>Control is reserved over:</p> <p>d. the number of water craft; and</p> <p>e. the location, scale and timing of the activity; and</p> <p>f. measures to be implemented to avoid or mitigate any actual or potential adverse effects on:</p> <p>i. indigenous habitats and indigenous vegetation; and</p> <p>ii. threatened species habitats; and</p> <p>iii. other lawfully established recreational activities</p>	<p>discretionary activity.</p>

Activity	Permitted	Controlled	Discretionary/ Non-complying/ Prohibited
		including fishing and swimming; and iv. natural character; and v. visual amenity values; and vi. any requirements for review of consent conditions before expiry.	