

**BEFORE TAUPŌ DISTRICT COUNCIL**

**IN THE MATTER OF**            the Resource Management Act 1991 ('the Act')

**AND**

**IN THE MATTER OF**            of an application for a Proposed Plan Change 37 Nukuhau

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**SUMMARY STATEMENT FOR HEARING BY WILLIAM BRUCE SHAW  
ON BEHALF OF TAUPŌ DISTRICT COUNCIL**

Date: 9 November 2021

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## **QUALIFICATIONS AND EXPERIENCE**

1 My qualifications and experience are set out in my Evidence-in-Chief.

## **CODE OF CONDUCT**

2 I have read the Code of Conduct for Expert Witnesses outlined in the Environment Court's Consolidated Practice Note and have complied with it in preparing this evidence. I also agree to follow the Code when presenting evidence. I confirm that the issues addressed in this brief of evidence are within my area of expertise and that I have not omitted to consider material facts known to me that might alter or detract from my opinions.

## **BACKGROUND**

3 I have prepared or contributed to the following documents:

- My Evidence-in-Chief.
- The Section 42A report prepared by Mr Matt Bonis.

4 In my 2021 evidence I provided comments on:

- The ecological assessment of Mr John Turner (2019).
- Comments on the following submissions:
  - Submitter 34 - Peter Marshall, Tukairangi Trust.
  - Submitter 43 - Waikato Regional Council.
  - Submitter 53 - Lakes and Waterways Action Group (LWAG).

5 This summary statement is based on the above documents (although it does not replace them), along with consideration of the following:

- Evidence-in-Chief of Mr John Turner.
- The Section 42A report prepared by Mr Matt Bonis.

## **COMMENTS ON MR TURNER'S EVIDENCE**

6 At Paragraph 15, Mr Turner notes that "there is a small risk that ecological values were missed using this approach". With the obvious exceptions of lizards, pipits, and long-tailed bats, I agree with this comment.

7 At Paragraph 19, Mr Turner notes that “the highly modified nature of the site means that the presence of At Risk or Threatened species is unlikely”. However, the latest threat rankings for reptiles in Aotearoa New Zealand (Hitchmough *et al.* 2021<sup>1</sup>) has classified copper skink (*Oligosoma aenum*) as At Risk-Declining. This is a widespread species which could be present at Nukuhau.

8 At Paragraph 22, Mr Turner claims that “there appears to be substantial difference between Mr Shaw and myself”, but I suggest that he has accidentally omitted a word and that it should read “there appears to be no substantial difference”.

9 At Paragraphs 22 and 25, Mr Turner agrees with and supports the Section 42A assessment and overall assessment of ecological effects.

#### **COMMENTS ON SUBMITTER 34 PETER MARSHALL**

10 I note that the Section 32A report supports Mr Marshall’s request for planting of gully systems to reduce erosion and flood risk. I also support the proposed planting, which will also provide ecological benefits.

#### **OTHER COMMENTS**

11 I support the approach set out in Paragraph 220 of the Section 42A report.

#### **CONCLUSION**

12 The conclusion of my Evidence-in-Chief remains unchanged.

13 I support the provisions relating to lizards, pipits, and long-tailed bats in Paragraph 220 of the Section 42A report.

14 I also support the proposed gully planting.

Signature

William Bruce Shaw  
10 November 2021

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<sup>1</sup> Hitchmough R., Carr B., Know C., Lettink M., Monks J.M., Patterson G.B., Rearden J.T., van Winkel D., Rolfe J., and Pascale M. 2021: Conservation status of New Zealand reptiles, 2021. *New Zealand Threat Classification Series 35*. Department of Conservation. 23 pp.