

Application for commercial operations from a vessel to view and swim with marine mammals



Department of
Conservation
Te Papa Atawhai

New Zealand Government

Is this the right application form for me?

This application form is for new and renewal applications for commercial operations from a vessel; including both powered vessels and manually propelled vessels (e.g. kayaks or paddle boards) to:

View marine mammals, including:

- All species of whales (including orca and pilot whales)
- All species of seal
- All species of dolphin (excluding orca and pilot whales).

Swim with:

- Adult dolphins (excluding orca and pilot whales)
- Seals.

Note: It is illegal to swim with whales (including orca and pilot whales).

Update staff member and vessel

If you have a permit for a commercial operation to interact with marine mammals complete Application Form 8f Commercial Operations involving Marine Mammals Update staff member, vessel, vehicle, or aircraft¹ to apply for:

- Any new staff member – pilot, master, skipper, guide or other staff member – who will have contact with marine mammals as part of your commercial operation; or
- Any new vessel which will be used to undertake your permit.

How do I complete this application form?

- If you are applying for a **new permit** e-mail permissionschristchurch@doc.govt.nz for a pre-application meeting before lodging your application. There is location, species and treaty partner consultation information that the Department of Conservation (DOC) needs to make you aware of.
- Complete all sections of this form.
- DOC encourages electronic applications (e.g. email a typed Word document), rather than handwritten applications. Electronic applications are easier to read and less likely to be returned to you for clarification.
- If you require extra space, attach or include extra documents and label them according to the relevant section. Record all attachments in Section 'Q Attachments'.

¹ <https://www.doc.govt.nz/globalassets/documents/about-doc/concessions-and-permits/marine-mammal-permits/update-staff-member-8f.doc>

¹ For each period from the time 00.00-23.59

Personal and sensitive information (e.g. criminal convictions or criminal charges pending before the court relating to the mistreatment of animals) will be managed by DOC confidentially. For further information check DOC's privacy and security statements².

Have you considered DOC's Conservation General Policy and statutory planning documents?

Your permit must not be inconsistent with DOC's Conservation General Policy³ and relevant statutory planning documents⁴, as they set out how DOC and our Treaty partners manage public conservation land. Statutory planning documents can have a direct impact on your application, with conservation management strategies identifying where human interactions with marine mammals should be managed to avoid or minimise adverse effects on populations and individuals.

Have you undertaken Treaty Partner consultation?

DOC has a responsibility to give effect to the principles of the Treaty of Waitangi and may consult with our Treaty Partners about your permit application.

Contact permissions@doc.govt.nz for further information about consultation.

Have you undertaken Customary Marine Title consultation?

If you are applying for a new permit to view marine mammals, under the Marine and Coastal Area (Takutai Moana) Act 2011, you must:

- Notify the Customary Marine Title Applicants about your application.
- Seek the views of the Customary Marine Title Applicants.

If you need some help, where do you get more information?

- **Check the DOC interacting with marine mammals⁵. This page includes information on the types of permits available, fees, reporting, and processing timeframes.**
- **Read sharing our coasts with marine mammals⁶.**
- **Become a DOC Sustainable Marine Mammal Actions in Recreation and Tourism (SMART) operator⁷.**
- **Arrange a pre-application meeting (either face to face or over the phone) by contacting the Christchurch Permissions team permissionschristchurch@doc.govt.nz.**

How do I submit my application?

Email your completed application, and any attachments (recorded in section 'Q Attachments') to: permissions@doc.govt.nz

What happens next?

² <https://www.doc.govt.nz/footer-links/privacy-and-security/>

³ <https://www.doc.govt.nz/about-us/our-policies-and-plans/conservation-general-policy/>

⁴ <https://www.doc.govt.nz/about-us/our-policies-and-plans/statutory-plans/>

⁵ <https://www.doc.govt.nz/get-involved/apply-for-permits/interacting-with-marine-mammals/>

⁶ <https://www.doc.govt.nz/sharingcoasts>

⁷ <https://www.doc.govt.nz/our-work/smart-operator-programme/>

¹ **For each period from the time 00.00-23.59**

Your application will be assessed by DOC. If it is complete, DOC will begin processing the application. If it is incomplete or requires amendment it will be returned to you for you to amend and incorporate the matters that DOC has specified in writing.

Why does DOC ask for this information?

The questions in this application form are designed to cover the requirements set out in DOC's conservation legislation. Your answers allow us to assess:

- **The details of your proposed operation against the requirements in sections 6 and 7 of the Marine Mammals Protection Regulations 1992.**
- **The effects of your proposed operation (including proposed encounter times with marine mammals) and your proposed methods to avoid, remedy or mitigate any adverse effects.**
- **Your qualifications and resources (e.g. vessel, skills and experience) to adequately conduct the proposed operation in marine areas.**
- **The educational material you will be using in your proposed operation.**

Your application will also assist us in undertaking consultation with our Treaty Partners.

Once your application is approved it will form part of the permit that is issued to you.

Your creditworthiness is a factor in determining whether DOC should extend credit to you and set up a DOC customer accounts receivable credit account. To make this assessment DOC will supply your information to a credit checking agency.

Note: Information collected by DOC will be supplied to a debt collection agency in the event of non-payment of fees.

What fees will I pay?

You may be required to pay a processing fee for this application regardless of whether a permit is granted or not. You may request an estimate of the processing fees after your application has been submitted. If you request an estimate, DOC may require you to pay the reasonable costs of the estimate prior to it being prepared. DOC will not process your application until the estimate has been provided to you. In addition, if you are granted a permit you may be required to pay annual research or management fees. These fees are listed on the interacting with marine mammals⁸ page of the DOC website.

If you are applying for a new permit, see information in the 'Will my application be publicly notified?' section below.

DOC will invoice your processing fee after your application has been considered. If your application is large or complex, DOC may undertake billing at intervals periodically during processing until a decision has been made on your application. If you withdraw your application DOC will invoice you for the costs incurred up to that point.

⁸ <https://www.doc.govt.nz/get-involved/apply-for-permits/interacting-with-marine-mammals/>

¹ [For each period from the time 00.00-23.59](#)

Will my application be publicly advertised?

Your application will be **publicly advertised**⁹ on the DOC website and appropriate newspapers if:

- the application is for a new permit
- the application is for a renewal of a permit (and the renewal is not substantially the same as the existing permit) or an amendment to an existing permit.

Publicly advertising may increase the time and cost of processing of your application.

If you believe public advertising may be required for your application email: permissionschristchurch@doc.govt.nz to arrange a pre-application meeting.

What does an approved DOC permit include / require?

A permit approved by DOC (in accordance with section 10(2) Marine Mammals Protection Regulations 1992):

- Includes your 'Application for commercial operations from a vessel to view and swim with marine mammals'.
- Requires you to comply with all the information supplied in your 'Application for commercial operations from a vessel to view and swim with marine mammals'.

Note: It is a condition of this permit that DOC retains the right to suspend or revoke this permit, or restrict the operation authorised by the permit, where the information on which the permit was granted contained material inaccuracies.

⁹ Marine Mammals Protection Regulation 1992 section 11.

¹ For each period from the time 00.00-23.59

A. Applicant details

Legal status of applicant (tick)	<input type="checkbox"/> Individual (Go to ①)	
	<input checked="" type="checkbox"/> X Registered company (Go to ②)	<input type="checkbox"/> Trust (Go to ②)
	<input type="checkbox"/> Incorporated society (Go to ②)	<input type="checkbox"/> Other (Go to ②)

①	Applicant name (individual)		
	Phone	Mobile phone	
	Email		
	Physical address		Postcode
	Postal address (if different from above)		Postcode

②	Applicant name (full name of registered company, trust, incorporated society or other)		Pure Salt NZ Limited	
	Trading name (if different from applicant name)			
	NZBN (To apply go to: https://www.nzbn.govt.nz)	9429042356332	Company, trust or incorporated society registration number	Company Number 5997586
	Registered office of company or incorporated society (if applicable)			
	Company phone		Company website	https://puresalt.co.nz/
	Contact person and role		Vanessa Horwell	
	Phone	██████████	Mobile phone	
	Email		██████████	
	Postal address	████████████████████	Postcode	██████

B. New or renewal (with a major amendment) of an existing permit

I am applying for a new permit. You need to have a pre-application meeting with DOC before you submit this application as there are location restrictions and consultation requirements that you need to be aware of. E-mail permissionschristchurch@doc.govt.nz .	<input checked="" type="checkbox"/> X
I am applying to renew an existing permit with a major amendment.	<input type="checkbox"/>
Permit number	

C. Pre-application meeting

Have you had a pre-application meeting with a DOC Permissions Advisor?

No If your application is for a new permit your application will not be processed without a pre-application meeting as there are location restrictions and consultation requirements that you need to be aware of. E-mail permissionschristchurch@doc.govt.nz	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/> X
If yes, state when and who with.	
<p>Phone discussion and multiple email conversations with Bethan Parry from Christchurch Permissions Team. Bethan has kindly checked our application. Also phone conversations with Chloe Corne, DOC Te Anau, and Jennifer Ross and Kevin Carter from DOC Stewart Island. Numerous correspondence with Michael Dine, and Chloe Corne during application process to make sure application is satisfactory.</p>	

D. Consistency with DOC's Conservation General Policy and statutory plans

Note: DOC's Conservation General Policy¹⁰ and statutory planning documents can have a direct impact on your application. For example the statutory planning documents may set the specific locations or number of landings allowed.

List the DOC's statutory planning documents¹¹ relevant to your application:

Fiordland National Park Management Plan 2007

Section 2.2.4 – Taonga Species Management – Taonga Species of marine mammals actively managed by DOC - Southern elephant seal; New Zealand fur seal; Humpback whale; Sperm whale; New Zealand sea lion / Hooker's sea lion; Southern right whale.

Section 4.9 – Marine Mammals – The management plan acknowledges that the waters of the fiords and coastline below mean high water mark are outside Fiordland National Park so marine mammal management generally falls outside the scope of this management plan and are instead in the Southland Murihiku CMS (outlined below). However there are locations within the National Park that are used by seals for breeding/hauling out, so the following Objectives apply to those:

1. To protect, conserve and manage marine mammals within Fiordland National Park
2. To increase the Department of Conservation's and the public's understanding of marine mammal behaviour, ecology and the effects of human activities on them.

Southland Murihiku Conservation Management Strategy 2016

SECTION 2.9 - FOVEAUX TE ARA A KIWA PLACE

Relevant policies

Policy 2.9.2 - Work with Ngāi Tahu and the community, including relevant agencies, to:

- c) increase awareness and appreciation for the marine environment within the Foveaux Te Ara a Kiwa Place. Particular attention should be given to:
 - i. mechanisms that protect marine ecosystems and species under threat;
 - ii. education, to ensure that there is appropriate behaviour around marine mammals and wildlife;
 - iii. increasing understanding and appreciation of the importance of the marine environment in Southland Murihiku; and
 - iv. increasing understanding and appreciation of the role that the Southland Murihiku marine environment plays in a New Zealand context.

Policy 2.9.4 - May only grant concessions and/or permits for commercial water- or aerial-based marine mammal viewing operations in Porpoise Bay or Te Waewae Bay:

- a) provided that these operations do not occur in Te Waewae Bay during the breeding season if the tohorā/southern right whale is found to be breeding in the bay; and
- b) if research shows that any adverse effects of the activity can be prevented.

Monitoring of these operations should be undertaken to understand their impact on marine mammals, both individually and cumulatively.

Policy 2.9.5 - Should grant concessions and/or permits for passive commercial, land-based marine mammal and marine wildlife viewing within the Foveaux Te Ara a Kiwa Place only in accordance with (but not limited to) the following criteria:

- a) adverse effects on marine mammals can be prevented and adverse effects on other marine species

¹⁰ <https://www.doc.govt.nz/about-us/our-policies-and-plans/conservation-general-policy/>

¹¹ <https://www.doc.govt.nz/about-us/our-policies-and-plans/statutory-plans/>

¹ For each period from the time 00.00-23.59

are avoided;

b) interpretation and education are provided; and

c) any adverse effects on the species being viewed are monitored.

Please note that the applicant has proposed No targeted viewing of Southern Right Whales or Hector's dolphins within the Te WaeWae bay Marine Mammal Sanctuary during the breeding season (consistent with the Southland Murihiku CMS 2016).

SECTION 2.2 - FIORDLAND TE RUA-O-TE-MOKO PLACE

Relevant policies

Policy 2.2.6 - *Work with Ngāi Tahu, relevant agencies (such as Southland Regional Council, Southland District Council, Fiordland Marine Guardians, New Zealand Transport Agency, Civil Aviation Authority and Milford Community Trust), commercial interests and the community to:*

- a) *promote and increase awareness of the significant ecological, historic and cultural values of the Fiordland Te Rua-o-te-moko Place, including interpretation and recognition of the Māori cultural landscape;*
- b) *develop and sustain an integrated approach to managing Milford Sound/ Piopiotahi, and access to it as an Icon destination, thereby enhancing its international reputation;*
- c) *achieve the ongoing integrated management of the Fiordland coastal marine area;*
- d) *undertake a public process to investigate increasing the size of the Te WaeWae Bay Marine Mammal Sanctuary by extending it westwards along the southern coastline into Preservation and Chalky Inlets, to protect breeding tohorā/ southern right whales; and*
- e) *ensure that structural development and commercial use within the Fiordland coastal marine area:*
 - i) *is consistent with the outcome for the Fiordland Te Rua-o-te-moko Place;*
 - ii) *avoids adverse effects on the values present, in particular: A. marine reserves, marine mammal sanctuaries, and marine ecosystems; B. marine mammals, marine wildlife (including seabirds) and their habitats; C. natural character, including: I. gazetted wilderness areas; II. the extensive areas of natural quiet and the unmodified landscape values of the southern fiords, as well as the northern fiords between Doubtful Sound/Patea and Milford Sound/Piopiotahi; and III. the relative natural quiet and landscape values of the Doubtful Sound/Patea complex; and D. wāhi tapu, wāhi taonga and archaeological values;*
 - iii) *avoids shipping accidents and/or oil spills; and*
 - iv) *avoids the introduction of new aquatic pest organisms, and has adequate surveillance and control procedures in place.*

Policy 2.2.15 - *May permit commercial aerial-, land- and water-based marine mammal and other wildlife viewing operations within the Fiordland Te Rua-o-te-moko Place where any adverse effects of the operations can be avoided. Monitoring of these operations should be undertaken to understand their impact on marine mammals and other wildlife, and to inform future management.*

Policy 2.2.16 - *Continue to advocate to relevant agencies for the protection of marine mammals within the Fiordland Te Rua-o-te-moko Place, in particular the terehu/bottlenose dolphin populations.*

Policy 2.2.17 - *Support mechanisms to protect a full representative range of the indigenous marine ecosystems within the Fiordland Te Rua-o-te-moko Place.*

SPECIFIC POLICY REQUIREMENTS - MARINE MAMMAL VIEWING – PG 153

Policy 3.12.1 - *Support research into and require monitoring of the impacts of human interactions with marine mammals.*

¹ For each period from the time 00.00-23.59

Policy 3.12.2 - Take a precautionary approach to the number of commercial operators involved in marine mammal operations in the area, including seeking a moratorium on the issuing of new permits, or suspending, revoking or amending existing permits, if research and monitoring indicate that such steps are required.

Policy 3.12.3 - Require commercial operators viewing marine mammals to provide a high standard of education and interpretation to their clients.

Policy 3.12.4 - Should encourage passive, land-based marine mammal viewing operations in the first instance.

Policy 3.12.5 - May grant marine mammal viewing permits within Southland Murihiku in accordance with the provisions of the Marine Mammals Protection Regulations 1992, particularly where the adverse effects of the activity on the conservation, protection or management of marine mammals can be avoided, and the marine mammals will not be disturbed or harassed.

Policy 3.12.6 - Ensure that specific conditions are included on authorisations relating to encounters with marine mammals, including: a) avoiding adverse effects on marine mammal populations and their habitats; b) avoiding breeding and nursing areas and seasons for the tohorā/southern right whale; c) monitoring the impact on the species being viewed.

Stewart Island/Rakiura Conservation Management Strategy and Rakiura National Park Management Plan 2011-2021

MANAGEMENT OBJECTIVES AND POLICIES - MARINE MAMMAL VIEWING – PG 73

Management objectives

1. To protect marine mammals from disturbance caused by viewing activities.
2. To manage marine mammal viewing within the Stewart Island/Rakiura CMS area in accordance with the Marine Mammals Protection Act 1978 and the Marine Mammal Protection Regulations 1992.
3. To regulate behaviour around and contact with marine mammals in order to prevent adverse effects on and interference with marine mammals.
4. To increase knowledge of the effects of human activity on marine mammal behaviour.

Management policies

1. Will require commercial marine mammal viewing operations to hold a permit under the Marine Mammals Protection Act Regulations 1992. Permit holders will be required to avoid, or otherwise minimise adverse effects on marine mammals.
2. Should issue permits for marine mammal viewing, with conditions that ensure that marine mammals are protected from disturbance.
3. Advocate to local and regional authorities to ensure a consistent approach towards protection s of marine mammals.
4. Advocate to commercial operators and the general public appropriate behaviour around and contact with marine mammals.
5. May undertake surveillance of marine mammal viewing operations.

Other legislation

Marine Mammals Protection Regulations 1992

Marine and Coastal Area (Takutai Moana) Act 2011

Are you aware of any potential inconsistency your activity may have with DOC's Conservation General Policy or statutory planning documents?

¹ For each period from the time 00.00-23.59

No	<input checked="" type="checkbox"/>
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Yes	<input type="checkbox"/>
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If yes, explain why it is inconsistent with the statutory planning documents.

The proposed marine mammal viewing is consistent with the CMS 2016. The applicant has proposed no targeted vessel based viewing of Southern Right Whales or Hector's dolphins within Te WaeWae Bay marine mammal sanctuary during the breeding season – this is consistent with Policy 2.9.4.

E. Consultation undertaken under the Marine and Coastal Area (Takutai Moana) Act 2011

Have you notified and sought the views of the relevant Customary Marine Title Applicants¹² prior to submitting this application?

Contact details: Customary Marine Title - Environment Southland (es.govt.nz)

No. Your application will not be processed. You need to speak to DOC before you can submit this application form. ¹³ E-mail permissionschristchurch@doc.govt.nz	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/>

If yes, supply details for each Customary Marine Title Applicant you have consulted with. Copy and paste the table below and complete for each Customary Marine Title Applicant. Record all attachments in section 'Q Attachments'.

Attachments may include:

- Additional pages with the required information
- Any written response to your notification from the Customary Marine Title Applicant.

Customary Marine Title Applicant notified	Te Rūnanga o Ngāi Tahu
Name of individual you notified and sought views on your application	Rachael Brown, George Dawson, Te Rūnanga o Ngai Tahu
Date /s of notification and views sought	Consulted on 27 th September 2021, response received 1 st October 2021. See attached consultation and response.
Form of notification and means of views given (e.g. email, meeting)	Email to: [REDACTED] [REDACTED]

¹² A "Customary Marine Title Applicant" is a person or group who has applied for recognition of customary marine title either under section 95 or sections 100 and 103 of the Marine and Coastal Area (Takutai Moana) Act 2011 in an area to which your application relates and where no customary marine title order or agreement applies.
Customary Marine Title - Environment Southland (es.govt.nz)

¹³ It is a statutory requirement under section 62(3) to notify and seek the views of a Customary Marine Title Application on your application before it is lodged with the Department.

¹ For each period from the time 00.00-23.59

Outcome of consultation	[REDACTED] responded: “Te Rūnanga o Ngāi Tahu has no comment to make on your mahi at this time. Engagement processes between papatipu rūnanga and councils will allow mana whenua comment if appropriate.”

Note: As soon as reasonably practicable after you lodge your application with DOC, you are required to notify affected iwi, hapu or whanau. We recommend you speak to DOC about this requirement prior to lodging your application.

F. Consultation undertaken with Treaty Partners

DOC has a statutory obligation to give effect to the principles of the Treaty of Waitangi. This often requires consultation with our Treaty Partner (iwi/hapū/whānau of local Maori) on your application. If you have already consulted with our Treaty Partners, DOC would like to know about it.

Have you carried out any consultation with Treaty Partners?

No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/>

If yes, supply details for each Treaty Partner you have consulted with. Copy and paste the table below and complete for each Treaty Partner. Record all attachments in section 'Q Attachments' including:

- Additional pages with any required information.
- The written response to your consultation with Treaty Partners.

Whānau/hapū/iwi consulted with	Te Ao Marama Inc. (TAMI) - representing Ngā Rūnanga ki Murihiku for resource management Iwi environmental issues - the four Murihiku Rūnanga Papatipu are Ōraka-Aparima, Waihōpai, Awarua and Hokonui.
Name of individual you consulted with	Stevie-Rae Blair, Dean Whaanga
Date of consultation	26 th September 2021
Form of consultation (e.g. email, meeting)	Email
Outcome of consultation*	TAMI were sent a copy of the application on 26 th September 2021 and were asked to respond by 12 th October 2021. No response has been received by this date, but we acknowledge that TAMI are very busy at this time, and also DOC will undertake consultation with iwi as part of the application process.

Provide details of any cultural interpretation or activities that you are providing to support the cultural values of the Treaty Partners, Customary Marine Title Applicants or other interested stakeholders.

The skipper and guides on board have some knowledge about Māori history in the area, as well as Māori myths and legends, and taonga species to Māori.

¹ For each period from the time 00.00-23.59

G. Consultation with interested stakeholders

Have you carried out any consultation with interested stakeholders?

No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/> X

If yes, supply details for each Interested Stakeholder you have consulted with. Copy and paste the table below and complete for each Interested Stakeholder. Record all attachments in section ‘Q Attachments’ including:

- Additional pages with any required information
- The written response to your consultation with Interested Stakeholders.

Other interested stakeholders consulted with e.g. Conservation Boards or community groups	Fiordland Marine Guardians
Name of individual you consulted with	Mark Peychers
Date of consultation	26 September 2021
Form of consultation (e.g. email, meeting)	Email
Outcome of consultation*	<p>Response received is copied below. Also see pdf of email attached to the application.</p> <p><i>“Vanessa,</i></p> <p><i>The Guardians have no objections with the application and is happy that Pure Salt is applying for the marine mammal viewing permit.</i></p> <p><i>Vanessa, I cannot see any approval form attached so please let me know if I have missed that.”</i></p>

H. Educational material

Provide details of the education material (including the source of the material) and education aspects of your proposed operation.

During the charter the crew and skipper will educate the guests about marine mammals in the area, including information about each species such as behaviour, population status, conservation efforts, food sources, breeding and hunting, as well as any threats and latest research. Pure Salt takes great interest in conservation and is frequently talking to researchers/scientists etc to expand their knowledge on marine mammal conservation.

Guests have access to an extensive library onboard with natural history books on Fiordland and Stewart Island, and on the fauna and flora that can be found there, as well as New Zealand marine life. There is also educational information/pamphlets/print outs about the various species of dolphins, whales and fur seals that may be encountered during the charters.

Marine mammals: New Zealand native animals (doc.govt.nz)

I. Conservation, management, and the protection of marine mammals

State how your proposed operation is in the interests (advantage and benefit) of the conservation, management or protection of marine mammals?

Our skipper and crew have experience in operating boats and groups around marine mammals, and adhere strictly to the regulations to ensure any effects on marine mammals are avoided. They participate in reporting marine mammal sightings to DOC, including tagged seals. They also educate clients and advocate for the protection of marine mammals.

J. Details of the proposed operation

1 Proposed base and area of operation

Attach a map of the proposed area of operation. It must clearly show:

- Proposed base (vessel departure location) of operation
- Proposed area of operation showing the boundaries and where appropriate, the specific locations where contact with marine mammals are proposed.
- Proposed locations where swimming with marine mammals will take place (if applicable)

Record your map details in section 'Q Attachments'.

Map questions	Written description
Proposed base of operation	Te Anau
Proposed area of operation	Coastal waters of Fiordland, Foveaux Strait and Stewart Island

Proposed locations for viewing contact with marine mammals	Coastal waters of Fiordland, Foveaux Strait and Stewart Island excluding Bluff and Riverton harbours
Proposed locations for swimming contact with marine mammals	Coastal waters of Stewart Island and South Coast between Puysegur Point and Bluff, excluding Bluff and Riverton harbours. Please see map in Appendix 2

2 Duration of operation

Record the proposed duration of operation (months and years) is currently up to a maximum of five years.	Five years
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3 Trip duration and frequency

Duration of trips (in hours or days if multi-day trips) proposed	Typically 4-7 days
Maximum number of trips proposed per day	One
Maximum number of vessels you propose to operate at any one time	One

4 Species of marine mammal you seek to view or come in contact with from a vessel

All species of whales (including orca and pilot whales)	<input checked="" type="checkbox"/> X
All species of seal	<input checked="" type="checkbox"/> X
All species of dolphins (excluding orca and pilot whales)	<input checked="" type="checkbox"/> X
Species specific encounters you seek to view and come in contact with from a vessel (list species)	NZ Fur seal

5 Proposed viewing or contact times with marine mammals

State the maximum time you will view or be in contact with each marine mammal (or group of mammals) you encounter per trip.

Whales viewing or contact	
Not applicable	<input type="checkbox"/>
Individual viewing or contact time in minutes	ORCA <ul style="list-style-type: none"> Viewing prohibited in Milford Sound internal

	<p>waters.</p> <ul style="list-style-type: none"> • Rest of Fiordland and Stewart Island viewing up to cumulative time of 15 mins per trip¹⁴ <p>HUMPBACK WHALES, SOUTHERN RIGHT WHALES</p> <ul style="list-style-type: none"> • Viewing prohibited in Milford Sound internal waters. • Rest of Fiordland and Stewart Island- Internal Waters – 15 mins, external waters – 30 mins cumulative viewing per trip¹ • No targeted viewing of Southern Right Whales in the Te WaeWae bay Marine Mammal Sanctuary during the breeding season. <p>OTHER WHALE SPECIES</p> <ul style="list-style-type: none"> • Milford Sound internal waters – 2 x 5 min encounters per species per trip¹ • Rest of Fiordland and Stewart Island - 30 mins cumulative viewing per species per trip¹
<p>Cumulative viewing or contact time per trip¹ in minutes</p>	<p>ORCA – Outside of Milford Sound Internal Waters - 15 mins per trip¹</p> <p>HUMPBACK WHALES, SOUTHERN RIGHT WHALES – Rest of Fiordland Internal Waters (excl Milford Sound)- 15 mins per trip¹, External waters - 30 mins per trip¹</p> <p>OTHER WHALE SPECIES – In Milford Sound Internal waters, 10 mins cumulative viewing per species per trip¹; Rest of Fiordland and Stewart Island 30 mins cumulative viewing per species per trip¹</p>

¹ *For each period from the time 00.00-23.59

¹ For each period from the time 00.00-23.59

Dolphins viewing or contact

Not applicable



Individual viewing or contact time in minutes

BOTTLENOSE DOLPHINS

- Milford Sound internal waters – 2 x 5 min encounters per trip¹
- Rest of Fiordland and Stewart Island - 15 mins cumulative viewing per trip¹

OTHER DOLPHIN SPECIES

- Milford Sound internal waters – 2 x 5 min encounters per species per trip¹
- Rest of Fiordland and Stewart Island - 30 mins cumulative viewing per species per trip¹
- **No targeted viewing of Hector's dolphins in the Te WaeWae bay Marine Mammal Sanctuary during the breeding season (consistent with the CMS 2016).**

Cumulative viewing or contact time per trip in minutes

BOTTLENOSE DOLPHINS

- Milford Sound internal waters – 10 min cumulative viewing per trip¹
- Rest of Fiordland and Stewart Island - 15 mins cumulative viewing per trip¹

OTHER DOLPHIN SPECIES

- Milford Sound internal waters – 10 min cumulative viewing per species per trip¹
- Rest of Fiordland and Stewart Island - 30 mins cumulative viewing per species per trip¹

¹ For each period from the time 00.00-23.59

Seals viewing or contact	
Not applicable	<input type="checkbox"/>
Individual viewing or contact time in minutes	30 minutes per location at a distance of 20m from shore
Cumulative viewing or contact time per trip in minutes	60 minutes
Specific species viewing or contact	
Not applicable	<input type="checkbox"/> X
Specific species viewing or contact (list species)	
Individual viewing or contact time in minutes	
Cumulative viewing or contact time per trip in minutes	
6 Species of marine mammal you seek to swim with from a vessel	
<p>Pure Salt NZ Ltd operates multi day charter trips. Their operation is not aimed at specifically seeking out marine mammals to swim with, but rather it will be opportunistic, if there is an opportunity to swim with a marine mammal, and it is safe for both the clients and the mammals, a swim may be attempted.</p> <p>Any swimming with marine mammals that does occur is likely to have a very low impact as it would be low frequency and at different locations throughout the proposed area.</p>	
Not applicable as swimming won't take place	<input type="checkbox"/>
All species of seal	<input type="checkbox"/> X (for Stewart Island and South Coast only (not Fiordland)), excluding Sea Lions
All species of dolphins (excluding orca and pilot whales)	<input type="checkbox"/> X (for Stewart Island and South Coast only (not Fiordland)) Excluding Bottlenose and Hectors dolphins
Specific species (list species) sought to swim with	
Swimming with dolphins	
Not applicable as swimming won't take place	<input type="checkbox"/> Swimming with dolphins only sought for Stewart Island and South Coast only (not Fiordland, Bluff or Riverton Harbours)
Individual encounter in minutes	30 minutes ¹
Cumulative encounter per trip in minutes	60 minutes ¹
Number of swim drops per trip	4
Time spent in the water per swim drop per trip in minutes	30 minutes ¹

¹ For each period from the time 00.00-23.59

Cumulative time spent in the water per trip in minutes	60 minutes ¹
--	-------------------------

Swimming with seals

Not applicable as swimming won't take place	<input type="checkbox"/> Swimming with seals only sought for Stewart Island and South Coast only (not Fiordland , Bluff or Riverton Harbours)
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Individual encounter in minutes	30 minutes ¹
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Cumulative encounter per trip in minutes	60 minutes ¹
--	-------------------------

Number of swim drops per trip	4
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Time spent in the water per swim drop per trip in minutes	Up to a maximum of 60 minutes ¹
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Cumulative time spent in the water per trip in minutes	60 minutes ¹
--	-------------------------

Swimming with specific species

Not applicable as swimming won't take place	<input type="checkbox"/>
---	--------------------------

Swimming with specific species (list species)	n/a
---	-----

Individual encounter in minutes	
---------------------------------	--

Cumulative encounter per trip in minutes	
--	--

Number of swim drops per trip	
-------------------------------	--

Time spent in the water per swim drop per trip in minutes	
---	--

Cumulative time spent in the water per trip in minutes	
--	--

7 Swimming process of entering the water, boat position and encounter of calves and pups

How will swimmers enter the water?	Quietly via ladder or off the side of tender
------------------------------------	--

What will the position of boat be relative to the location and movement of marine mammals when swimmers enter the water?	A vessel shall approach a dolphin from a direction that is parallel to the dolphin and slightly to the rear of the dolphin.
--	---

What will the placement of swimmers be relative to the location and movement of marine mammals?	Parallel and slightly to the rear of the pod so that the animals can choose whether to interact or not
---	--

What actions will be taken should dolphin calves or seal pups be encountered?	No swimming will take place with dolphin calves or seal pups. If calves or pups are encountered during a swim, the encounter will stop and swimmers will exit the water.
---	--

8 Cumulative encounter times of viewing/contact and swimming

¹ For each period from the time 00.00-23.59

Cumulative time spent in the water per trip in minutes

60 minutes

K. Vessel type – motorised vessel(s)

Describe the vessel type you are going to use in your proposed operation.

If your operation involves two or more vessels, copy and paste the table below and complete for each vessel. Alternatively attach additional pages with the required information and record all attachments in section ‘Q Attachments’.

Not applicable as only using manually propelled vessels

Motorised vessel No. 1 description: FLIGHTLESS

Vessel name

Flightless

Vessel make

Weco Shipbuilders, NZ

Vessel model

Vessel size (length)

26.8m

Vessel colour

Charcoal

Motive power

2 x Cummins diesels KT-1150-M

Construction and hull design

Steel hull

Planing hull

Displacement hull

 X

Normal cruising speed

9 knots

Maximum speed

12 knots

Maximum number of passengers

12 passengers and 6 crew

Describe any information you have on vessel noise levels (above and below water)

How will the effects of vessel noise be mitigated?

(f) where a vessel stops to enable the passengers to watch any marine mammal, the engines shall be either placed in neutral or be switched off within a minute of the vessel stopping:

(l) Subject to paragraph (m) (below), the master of any vessel less than 300 metres from any marine mammal shall use his or her best endeavours to move the vessel at a constant slow speed no faster than the slowest marine mammal in the vicinity, or at idle or “no wake” speed:

(m) vessels departing from the vicinity of any marine mammal shall proceed slowly at idle or “no wake” speed until the vessel is at least 300 metres from the nearest marine mammal, except that, in the case of dolphins, vessels may exceed idle or

¹ For each period from the time 00.00-23.59

“no wake” speed in order to outdistance the dolphins but must increase speed gradually, and shall not exceed 10 knots within 300 metres of any dolphin:

Motorised vessel No. 2 description: ZODIAC x 2,

These tenders will be used to transport people to land and around some coastal areas. They may be used for viewing if marine mammals are encountered during these trips.

Vessel name	Pepper and Chilli
Vessel make	
Vessel model	
Vessel size (length)	4m
Vessel colour	Orange and Red
Motive power	35HP Yamaha 2 stroke outboards
Construction and hull design	RIB tender
Planing hull	<input type="checkbox"/> X
Displacement hull	<input type="checkbox"/>
Normal cruising speed	Approx 10 knots
Maximum speed	
Maximum number of passengers	6 per vessel
Describe any information you have on vessel noise levels (above and below water)	
How will the effects of vessel noise be mitigated?	As above

L. Vessel type – manually propelled vessels (watercraft)

Describe the manually propelled vessel (watercraft) type and number of vessels you are going to use.

Not applicable as only using motorised vessels	<input type="checkbox"/>
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Manually propelled vessel description

Single kayak	<input checked="" type="checkbox"/> X
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Number of single kayaks	8
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Double kayak	<input type="checkbox"/>
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Number of double kayaks	
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Paddle board	<input checked="" type="checkbox"/> X
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Number of paddle boards	4
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Other manually propelled vessels	<input type="checkbox"/>
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Type of other manually propelled vessel	
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Number of other manually propelled vessels	
--	--

M. Background of proposed operator

State the applicant's experience operating with marine mammals (e.g. the number of years the company / business has been operating around marine mammals).

The applicant has been operating around marine mammals in Fiordland since 2004, with the last five years operating charters to remote parts of Fiordland with Pure Salt NZ Ltd.

State the applicant's knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area).

The applicants have extensive local knowledge of Fiordland and Coastal South Island, having operated Pure Salt NZ Ltd for 5 years and employed running other businesses' vessels in remote Fiordland since 2009.

Has the applicant been convicted of any offence involving the mistreatment of animals?

No

Yes

If "yes", provide details

Does the applicant have any current criminal charges pending before the court involving the mistreatment of animals?

No

Yes

If "yes", provide details

Does the Applicant agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?

Note: DOC may require the proposed operator to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that the proposed operator does not have convictions for offences involving the mistreatment of animals.

No

Yes

N. Background experience of individual staff members

Complete the table below for every staff member who may come into contact with marine mammals during the operation. If there are two or more staff members, copy and paste the table and complete for each staff member. Alternatively attach additional pages with the required information and record all attachments in section 'Q Attachments'.

Staff member No.	1
Full name	Maria Kuster
Job title: Skipper	<input type="checkbox"/> X
Job title: Guide	<input type="checkbox"/> X
Job title: Other (state)	<input type="checkbox"/> X Owner
Has this person been convicted of any offence involving the mistreatment of animals?	
No	<input type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details	
Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	
Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?	
Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals	
No	<input type="checkbox"/>
Yes	<input type="checkbox"/> X
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	
<p>Maria has worked in Fiordland since 2003 and in this time she has worked for a number of companies that held a Marine Mammal Viewing Permit.</p> <p>Maria has experience with mammals in Milford Sound, Doubtful Sound complex as well as all of the other southern and northern fiords along with Stewart Island. In these area she has operated vessels or been involved in the operations of vessel ranging in size, from a kayak to 40m cruise vessels.</p> <p>Maria now owns and operates her own charter company in all of Fiordland and Stewart Island. She is very comfortable with the environment, weather and those creatures within the area.</p>	
Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	20 years
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input type="checkbox"/> X
Dolphins	<input type="checkbox"/> X

¹ For each period from the time 00.00-23.59

Whales	<input checked="" type="checkbox"/> X
Specific species	<input type="checkbox"/>
List type of specific species	NZ fur seals, sea lions, bottlenose, dusky and Hector's dolphins, humpback, southern right and pilot whales, orca.

Has the staff member has completed a DOC SMART^[1] course?

[1] <https://www.doc.govt.nz/our-work/smart-operator-programme>

No	<input checked="" type="checkbox"/> X Booked in with DOC Te Anau, awaiting a course
Yes	<input type="checkbox"/>

Staff member No.	2
Full name	Seán Liam Ellis
Job title: Skipper	<input type="checkbox"/> X
Job title: Guide	<input type="checkbox"/> X
Job title: Other (state)	<input checked="" type="checkbox"/> X Owner, Engineer

Has this person been convicted of any offence involving the mistreatment of animals?

No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details	

Does this person have any current criminal charges pending before the court involving the mistreatment of animals?

No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	

Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?

Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals

No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/> X

State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)

Seán has worked in Fiordland since 2006, before that working in Lyttleton and Marlborough Sounds, and all around New Zealand and the Southern Ocean since 1998. in this time he has worked for a number of companies that hold a Marine Mammal Viewing Permit. Seán has experience with marine mammals in Milford Sound, Doubtful Sound complex as well as all of the other southern and northern fiords along with Stewart Island. In these areas he has operated vessels or been involved in the operations of vessel ranging in size from 10m to 40m cruise vessels. Seán has been a skipper since 2004. Seán now owns and operates his own charter company in all of Fiordland, South Coast and Stewart Island. He is very comfortable with the marine environment, and has extensive experience in all weather. He is competent around all marine mammals encountered within the area.

¹ For each period from the time 00.00-23.59

Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	23 years
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input type="checkbox"/> X
Dolphins	<input type="checkbox"/> X
Whales	<input type="checkbox"/> X
Specific species	<input type="checkbox"/>
List type of specific species	NZ fur seals, sea lions, bottlenose, dusky and Hector's dolphins, humpback, southern right and pilot whales, orca.
Has the staff member has completed a DOC SMART ^[1] course?	
<small>[1] https://www.doc.govt.nz/our-work/smart-operator-programme</small>	
No	<input type="checkbox"/> X Booked in with DOC Te Anau, awaiting a course
Yes	<input type="checkbox"/>
Staff member No.	3
Full name	Matthew Nigel Jolly
Job title: Skipper	<input type="checkbox"/> X
Job title: Guide	<input type="checkbox"/> X
Job title: Other (state)	<input type="checkbox"/> X Engineer
Has this person been convicted of any offence involving the mistreatment of animals?	
No	<input type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details	
Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	
Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?	
Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals	
No	<input type="checkbox"/>
Yes	<input type="checkbox"/> X
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	

¹ For each period from the time 00.00-23.59

Experienced skipper with over 25 years of experience in all weather conditions. Has owned own boat and business with extensive experience all over the world, including the Pacific, Patagonia, Antarctica, sub-Antarctic.
Several years experience in Fiordland.

Relevant Experience of staff member with marine mammals?

Experience operating around marine mammals in years	25 years experience with marine mammals, including Kermadec expedition with Rochelle Constantine tagging humpback whales, South Georgia research expedition for Southern Right Whales for British Antarctic Survey, and work in Antarctica around humpback whales. Matt also has worked as a skipper in Fiordland on research trips.
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Types of marine mammals the staff member has operated around?

Seals / sea lions	<input checked="" type="checkbox"/> X
Dolphins	<input checked="" type="checkbox"/> X
Whales	<input checked="" type="checkbox"/> X
Specific species	<input type="checkbox"/>
List type of specific species	NZ fur seals, bottlenose and dusky dolphins, humpback, southern right whales, blue whales, fin whales, sperm whales, orca.

Has the staff member has completed a DOC SMART^[1] course?

[1] <https://www.doc.govt.nz/our-work/smart-operator-programme>

No	<input checked="" type="checkbox"/> X Booked in with DOC Te Anau, awaiting a course
Yes	<input type="checkbox"/>

Staff member No.	4
Full name	Brad William Johnstone
Job title: Skipper	<input checked="" type="checkbox"/> X
Job title: Guide	<input checked="" type="checkbox"/> X
Job title: Other (state)	<input type="checkbox"/>

Has this person been convicted of any offence involving the mistreatment of animals?

No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details	

Does this person have any current criminal charges pending before the court involving the mistreatment of animals?

No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	

Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?

Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals

No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/>
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	
14 years, all weather conditions	
Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	Operations Manager of Tourism company and lead skipper role, 14 years experience
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input checked="" type="checkbox"/>
Dolphins	<input checked="" type="checkbox"/>
Whales	<input checked="" type="checkbox"/>
Specific species	<input type="checkbox"/>
List type of specific species	Humpback whales & Southern right whales. Dusky Dolphins & Bottlenose dolphins. Fur seals & Sea lions.
Has the staff member has completed a DOC SMART^[1] course?	
[1] https://www.doc.govt.nz/our-work/smart-operator-programme	
No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/>

Staff member No.	5
Full name	Bradley Lawson
Job title: Skipper	<input checked="" type="checkbox"/>
Job title: Guide	<input checked="" type="checkbox"/> X/expedition leader
Job title: Other (state)	<input checked="" type="checkbox"/> X Engineer
Has this person been convicted of any offence involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/>
Yes	<input type="checkbox"/>
If "yes", provide details	
Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/>
Yes	<input type="checkbox"/>
If "yes", provide details:	

Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?

Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals

No

Yes

State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)

Working full time in the Fiordland/Stewart Island area on board a charter vessel for over 3 years. Is a part of day-to-day decision making in regards to passage planning/activities and weather/sea state in those areas. Plus, more than 10 years on personal watercraft in Fiordland.

Relevant Experience of staff member with marine mammals?

Experience operating around marine mammals in years **Three years experience operating around marine mammals with Pure Salt in Fiordland and Stewart Island, including on Flightless, tenders, swimming, diving and land based.**

Types of marine mammals the staff member has operated around?

Seals / sea lions

Dolphins

Whales

Specific species

List type of specific species **Humpback whales & Southern right whales. Dusky Dolphins & Bottlenose dolphins. Fur seals & Sea lions.**

Has the staff member has completed a DOC SMART^[1]course?

[1] <https://www.doc.govt.nz/our-work/smart-operator-programme>

No **X Booked in with DOC Te Anau, awaiting a course**

Yes

Staff member No. **6**

Full name **Ingrid Kregting**

Job title: Skipper

Job title: Guide

Job title: Other (state) **X Chef, deckhand**

Has this person been convicted of any offence involving the mistreatment of animals?

No

Yes

If "yes", provide details

¹ For each period from the time 00.00-23.59

Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	
Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?	
Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals	
No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/> X
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	
Six months. Ingrid is new to the company and is undergoing training.	
Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	1
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input checked="" type="checkbox"/> X
Dolphins	<input checked="" type="checkbox"/> X
Whales	<input checked="" type="checkbox"/> X
Specific species	<input type="checkbox"/>
List type of specific species	Humpback whales & Southern right whales. Dusky Dolphins & Bottlenose dolphins. Fur seals & Sea lions.
Has the staff member has completed a DOC SMART^[1] course?	
[1] https://www.doc.govt.nz/our-work/smart-operator-programme	
No	<input checked="" type="checkbox"/> X Booked in with DOC Te Anau, awaiting a course
Yes	<input type="checkbox"/>
Staff member No.	7
Full name	Lauren Alexander
Job title: Skipper	<input type="checkbox"/>
Job title: Guide	<input type="checkbox"/>
Job title: Other (state)	<input checked="" type="checkbox"/> X Chef, deckhand
Has this person been convicted of any offence involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details	

¹ For each period from the time 00.00-23.59

Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	
Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?	
Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals	
No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/> X
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	
Lauren has worked for Pure Salt for three months and is undergoing training. She is a SCUBA diving instructor so has experience with marine mammals, and hows how to interact with the underwater environment and aquatic creatures.	
Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	3 months in Fiordland
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input checked="" type="checkbox"/> X
Dolphins	<input checked="" type="checkbox"/> X
Whales	<input checked="" type="checkbox"/> X
Specific species	<input type="checkbox"/>
List type of specific species	Humpback whales & Southern right whales. Dusky Dolphins & Bottlenose dolphins. Fur seals & Sea lions.
Has the staff member has completed a DOC SMART^[1] course?	
[1] https://www.doc.govt.nz/our-work/smart-operator-programme	
No	<input checked="" type="checkbox"/> X Booked in with DOC Te Anau, awaiting a course
Yes	<input type="checkbox"/>
Staff member No.	7
Full name	Peter Malcolm Young
Job title: Skipper	<input checked="" type="checkbox"/> X
Job title: Guide	<input type="checkbox"/>
Job title: Other (state)	<input checked="" type="checkbox"/> X Engineer
Has this person been convicted of any offence involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/> X

¹ For each period from the time 00.00-23.59

Yes	<input type="checkbox"/>
If "yes", provide details	
Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/>
Yes	<input type="checkbox"/>
If "yes", provide details:	
Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?	
Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals	
No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/>
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	
<p>Pete has 40 years experience operating in Fiordland, South Coast and Stewart Island. He operates a cray fishing boat and is also Skipper on the DOC boat, Southern Winds. Extensive experience of weather conditions and sea conditions in this area.</p> <p>Pete has done trips undertaking research on marine mammals, including dolphin monitoring, whale biopsys and sea lion tagging.</p>	
Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	See above. Extensive experience over 40 years operating around marine mammals in Fiordland, South Coast and Stewart Island, including as skipper on DOC vessel "Southern Winds".
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input checked="" type="checkbox"/>
Dolphins	<input checked="" type="checkbox"/>
Whales	<input checked="" type="checkbox"/>
Specific species	<input type="checkbox"/>
List type of specific species	Humpback, sperm, blue, right and minke whales. Orca. Multiple dolphin species, fur seals and sea lions.
Has the staff member has completed a DOC SMART^[1]course?	
[1] https://www.doc.govt.nz/our-work/smart-operator-programme	
No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/>
Staff member No.	8
Full name	Peter Archibald
Job title: Skipper	<input checked="" type="checkbox"/>
Job title: Guide	<input type="checkbox"/>
Job title: Other (state)	<input type="checkbox"/>

Has this person been convicted of any offence involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details	
Does this person have any current criminal charges pending before the court involving the mistreatment of animals?	
No	<input checked="" type="checkbox"/> X
Yes	<input type="checkbox"/>
If "yes", provide details:	
Does the staff member agree to DOC undertaking a check of their criminal convictions or pending current criminal charges involving the mistreatment of animals?	
Note: DOC may require the staff member to fill out and sign a form that allows DOC to receive their criminal conviction history to enable the Director-General of DOC to be satisfied that they do not have convictions for offences involving the mistreatment of animals	
No	<input type="checkbox"/>
Yes	<input checked="" type="checkbox"/> X
State the staff members knowledge of operating within the local area, and of the sea and weather conditions (e.g. number of years' experience operating within the area)	
20yrs charter boat experience, 11yrs coastal guiding around the Hollyford, Big Bay area	
Relevant Experience of staff member with marine mammals?	
Experience operating around marine mammals in years	30 years' experience
Types of marine mammals the staff member has operated around?	
Seals / sea lions	<input checked="" type="checkbox"/> X
Dolphins	<input checked="" type="checkbox"/> X
Whales	<input checked="" type="checkbox"/> X
Specific species	<input type="checkbox"/>
List type of specific species	blue whales, humpback whales, southern right whales, fur seals, leopard seals, elephant seals, hooker sea lions, dusky dolphin, bottlenose dolphin, hector dolphin, blue penguin, fiordland crested penguin
Has the staff member has completed a DOC SMART^[1] course?	
[1] https://www.doc.govt.nz/our-work/smart-operator-programme	
No	<input checked="" type="checkbox"/> X Booked in with DOC Te Anau, awaiting a course
Yes	<input type="checkbox"/>

O. Marine Mammals Protection Regulations 1992

Tick the following boxes to confirm you will operate in accordance with each of the following behaviours as required under Part 3 of the Marine Mammals Protection Regulations 1992.	Tick
Marine mammals will not be disturbed or harassed	<input type="checkbox"/> X
Best endeavours will be used to operate the vessel in a way that the normal movement or behaviour of any marine mammal is not disrupted	<input type="checkbox"/> X
Contact with any marine mammal shall be abandoned at any stage if it becomes or shows signs of becoming disturbed or alarmed	<input type="checkbox"/> X
Marine mammals are not to be separated from a group of marine mammals, or caused to scatter	<input type="checkbox"/> X
Rubbish or food is not to be thrown near or around any marine mammal	<input type="checkbox"/> X
No person shall make any loud or disturbing noises around any whale, dolphins or seals	<input type="checkbox"/> X
No sudden or repeated changes in the speed or direction of the vessel shall be made except in the case of an emergency	<input type="checkbox"/> X
Where the vessel stops to enable the passengers to watch any marine mammal, the engines are to be either placed in neutral (<i>preferred</i>) or be switched off within a minute of the vessel stopping	<input type="checkbox"/> X
A person or vessel shall not cut off the path of a marine mammal or prevent a marine mammal from leaving the vicinity of the vessel	<input type="checkbox"/> X
The skipper of a vessel less than 300 metres from any marine mammal shall use his or her best endeavours to move the vessel at a constant slow speed no faster than the slowest marine mammal in the vicinity, or at idle or “no wake” speed	<input type="checkbox"/> X
When departing from the vicinity of any marine mammal, the vessel shall proceed slowly at idle or “no wake” speed until the vessel is at least 300 metres from the nearest marine mammal	<input type="checkbox"/> X
The vessel is not to approach within 300 metres of any whale, pod of dolphins or herd of seals for the purpose of enabling passengers to view, if the number of vessels or aircraft, already positioned to enable passengers to watch is three or more	<input type="checkbox"/> X
Where two or more vessels or aircraft approach an unaccompanied whale, dolphin or seal, the skipper concerned shall co-ordinate their approach and manoeuvres	<input type="checkbox"/> X
Whale specific behaviours Tick that you understand and will operate in accordance with each of the following species-specific behaviours as required under Part 3 of the Marine Mammals Protection Regulations 1992.	Tick
The vessel is not to approach within 50 metres of a whale	<input type="checkbox"/> X

¹ For each period from the time 00.00-23.59

If a whale approaches the vessel, the skipper of the vessel shall, wherever practicable: (i) manoeuvre the vessel so as to keep out of the path of the whale; and (ii) maintain a minimum distance of 50 metres from the whale	<input checked="" type="checkbox"/>
The vessel is not to approach within 200 metres of any female baleen or sperm whale that is accompanied by a calf or calves	<input checked="" type="checkbox"/>
The vessel shall approach a whale from a direction that is parallel and slightly to the rear	<input checked="" type="checkbox"/>
Dolphin specific behaviours Tick that you understand and will operate in accordance with each of the following species-specific behaviours as required under Part 3 of the Marine Mammals Protection Regulations 1992.	Tick
The vessel may exceed idle or “no wake” speed in order to outdistance the dolphins but must increase speed gradually, and shall not exceed 10 knots within 300 metres of any dolphin	<input checked="" type="checkbox"/>
The vessel is not to proceed through a pod of dolphins	<input checked="" type="checkbox"/>
The vessel shall approach a dolphin or pod of dolphins from a direction that is parallel and slightly to the rear	<input checked="" type="checkbox"/>
Swimming specific behaviours Tick that you understand and will operate in accordance with each of the following species-specific behaviours as required under Part 3 of the Marine Mammals Protection Regulations 1992.	Tick
Swimmers will not be in the water with juvenile dolphins or a pod that includes juvenile dolphins	<input checked="" type="checkbox"/>
An airhorn may be used to call swimmers back to the boat or to the shore	<input checked="" type="checkbox"/>

P. Operational best practice based on recommended DOC guidelines

Tick that you understand and will comply with the following conditions relating to seals and sea lions specific behaviours	Tick
Not applicable as not applying to view seals and sea lions	<input type="checkbox"/>
When seals and sea lions are hauled out on shore or rocks, the vessel will remain 20m or more from water’s edge	<input checked="" type="checkbox"/>
When seals and sea lions are hauled out on shore or rocks, swimmers will remain 5m or more from water’s edge.	<input checked="" type="checkbox"/>
Tick that you understand and will comply with the following conditions relating to location specific best practice. <i>You will have been given information on best practice recommendations when you contacted permissionschristchurch@doc.govt.nz prior to making your application. If any location specific best practices apply to your area of operation, attach the relevant schedule.</i>	Tick

¹ For each period from the time 00.00-23.59

Not applicable as there is no location specific best practice	<input type="checkbox"/>
Location specific best practices for my area of operation are attached and recorded in section 'Q Attachments'	<input checked="" type="checkbox"/>
All proposed operations will be undertaken in accordance with the best practice guidelines for the area of operation	<input checked="" type="checkbox"/>

Tick that you understand and will comply with the following conditions relating to Manually propelled vessels e.g. kayaks and paddle boards practices. Tick

Not applicable as not operating a manually propelled vessel	<input type="checkbox"/>
Up to seven kayaks (or other manually propelled watercraft) are to be grouped closely together* for the purpose of viewing marine mammals <i>*Manually propelled watercraft are to be within two paddle lengths of each other to form 'one distinct vessel'. No vessel (including a group of seven manually propelled vessels) shall approach closer than 300m to a marine mammal if there are already three vessels (including a group of seven manually propelled vessels) or aircraft, or both, present.</i>	<input checked="" type="checkbox"/>
Kayaks (or other manually propelled watercraft) are not to be banged, or paddles slapped against the water in the presence of marine mammals.	<input checked="" type="checkbox"/>
No person shall touch a marine mammal	<input checked="" type="checkbox"/>
No person is to chase a marine mammal, instead let the mammal approach the manually propelled watercraft	<input checked="" type="checkbox"/>
Where practical the operator's guide is to remain between the clients and any seals or sea lions on shore	<input checked="" type="checkbox"/>

Any other actions you will take to minimise disturbance of the marine mammals:

Pure Salt NZ Ltd will adhere at all times to the Marine Mammals Protection Regulations 1992 (MMPR 1992), and will always operate their vessel(s) appropriately around marine mammals. We will inform other recreational vessels and swimmers interacting with marine mammals of the rules and regulations if they are not adhering to them, and ensure commercial operators and other marine mammal permit holders are being respectful of the rules and regulations.

In particular, all persons acting on behalf of Pure Salt NZ Ltd shall adhere to Sections 18, 19 and 20 of the MMPR 1992, as follows:

SECTION 18 - Conditions governing commercial operations and behaviour of all persons around any marine mammal

- (a) persons shall use their best endeavours to operate vessels, vehicles, and aircraft so as not to disrupt the normal movement or behaviour of any marine mammal:
- (b) contact with any marine mammal shall be abandoned at any stage if it becomes or shows signs of becoming disturbed or alarmed:
- (c) no person shall cause any marine mammal to be separated from a group of marine mammals or cause any members of such a group to be scattered:
- (d) no rubbish or food shall be thrown near or around any marine mammal:

¹ For each period from the time 00.00-23.59

- (e) no sudden or repeated change in the speed or direction of any vessel or aircraft shall be made except in the case of an emergency:
- (f) where a vessel stops to enable the passengers to watch any marine mammal, the engines shall be either placed in neutral or be switched off within a minute of the vessel stopping:
- (g) n/a
- (h) n/a
- (i) no person shall disturb or harass any marine mammal:
- (j) vehicles must remain above the mean high water spring tide mark and shall not approach within 50 metres of a marine mammal unless in an official carpark or on a public or private slipway or on a public road:
- (k) no person, vehicle, or vessel shall cut off the path of a marine mammal or prevent a marine mammal from leaving the vicinity of any person, vehicle, or vessel:
- (l) subject to paragraph (m), the master of any vessel less than 300 metres from any marine mammal shall use his or her best endeavours to move the vessel at a constant slow speed no faster than the slowest marine mammal in the vicinity, or at idle or “no wake” speed:
- (m) vessels departing from the vicinity of any marine mammal shall proceed slowly at idle or “no wake” speed until the vessel is at least 300 metres from the nearest marine mammal, except that, in the case of dolphins, vessels may exceed idle or “no wake” speed in order to outdistance the dolphins but must increase speed gradually, and shall not exceed 10 knots within 300 metres of any dolphin (taking into account the Specific Fiordland difficulties in implementing the Marine Mammals Protection Regulations and this Code of Management in Fiordland at the end of the *“MARINE MAMMAL (AND OTHER WILDLIFE) CODE OF MANAGEMENT for Doubtful Sound/Patea”*).
- (n) n/a

SECTION 19 - Special conditions applying to whales

- (a) no person in the water shall be less than 100 metres from a whale:
- (b) no vessel shall approach within 50 metres of a whale:
- (c) if a whale approaches a vessel, the master of the vessel shall, wherever practicable,—
 - (i) manoeuvre the vessel so as to keep out of the path of the whale; and
 - (ii) maintain a minimum distance of 50 metres from the whale:
- (d) no vessel shall approach within 300 metres (1 000 feet) of any whale for the purpose of enabling passengers to watch the whale, if the number of vessels or aircraft, or both, already positioned to enable passengers to watch that whale is 3 or more:
- (e) where 2 or more vessels (or aircraft) approach an unaccompanied whale, the masters concerned shall co-ordinate their approach and manoeuvres, and the pilots concerned shall co-ordinate their approach and manoeuvres:
- (f) no person or vessel shall approach within 200 metres of any female baleen or sperm whale that is accompanied by a calf or calves:
- (g) a vessel shall approach a whale from a direction that is parallel to the whale and slightly to the rear of the whale:
- (h) no person shall make any loud or disturbing noise near whales:
- (i) where a sperm whale abruptly changes its orientation or starts to make short dives of

¹ For each period from the time 00.00-23.59

between 1 and 5 minutes duration without showing its tail flukes, all persons, vessels, (and aircraft) shall forthwith abandon contact with the whale.

SECTION 20 - Special conditions applying to dolphins or seals

In addition to complying with the conditions set out in regulation 18, any commercial operation and any person coming into contact with dolphins or seals shall also comply with the following conditions:

- (a) no vessel shall proceed through a pod of dolphins:
- (b) persons may swim with dolphins and seals but not with juvenile dolphins or a pod of dolphins that includes juvenile dolphins:commercial operators may use an airhorn to call swimmers back to the boat or to the shore:except as provided in paragraph (c), no person shall make any loud or disturbing noise near dolphins or seals:
- (c) no vessel or aircraft shall approach within 300 metres (1 000 feet) of any pod of dolphins or herd of seals for the purpose of enabling passengers to watch the dolphins or seals, if the number of vessels or aircraft, or both, already positioned to enable passengers to watch that pod or herd is 3 or more:
- (d) where 2 or more vessels or aircraft approach an unaccompanied dolphin or seal, the masters concerned shall co-ordinate their approach and manoeuvres, and the pilots concerned shall co-ordinate their approach and manoeuvres:
- (e) a vessel shall approach a dolphin from a direction that is parallel to the dolphin and slightly to the rear of the dolphin.

DOUBTFUL SOUND:

Pure Salt agrees to sign up to and operate in accordance with the MARINE MAMMAL (AND OTHER WILDLIFE) CODE OF MANAGEMENT for Doubtful Sound/Patea. A printed copy of the Code of Management for Doubtful Sound shall be kept on board MV Flightless.

This includes (but is not limited to):

- leaving all dolphin encounters in Doubtful Sound complex completely to chance or to be initiated by the dolphins (Section 2.2); and avoiding the Dolphin Protection Zones under motorised power if dolphins are visible in the DPZ, and only entering the DPZ for the specific reasons set out in the Code of Management (Section 2.1). The maximum speed in any DPZ shall be 5 knots.
- Extra caution shall be taken to avoid dolphins with calves (0-3 years old) (Section 2.3).
- Pure Salt NZ Ltd shall (in accordance with Section 2.11) communicate with other vessels and operators to determine the position of marine to ensure any effects on dolphins and other marine mammals are minimised.

Pure Salt NZ Ltd acknowledges that swimming with dolphins is not permitted in any part of Doubtful Sound (Section 2.12).

Kayaking/stand up paddle boarding in Doubtful Sound

Part 3 of the Code of Management applies to non-motorised vessels accessing the DPZ. Pure Salt NZ Ltd does have kayaks and stand up paddle boards, so this part of the Code of Management would

¹ For each period from the time 00.00-23.59

apply to these activities.

- Encounters shall be left to chance;
- The maximum viewing time will be adhered to as per motorised vessels.
- If dolphins are sighted and kayakers/SUP boarders are in a group, group members shall stop paddling and bunch up to minimise the distance between individuals within the group (this may include rafting up) to allow marine mammals to pass quickly and uninterrupted (Section 3.3). They shall remain stationary until the dolphins have moved on.
- Kayakers shall move to and from the shore to access landing points that avoids impacting on the normal movement or behaviour of any marine mammals (Section 3.6);
- Kayakers SUP boarders shall avoid making noise (including slapping paddles, talking loudly etc) that may attract or disrupt dolphins (Section 3.2), and shall not touch harass or disturb any marine mammal (Section 3.8).

MILFORD SOUND:

- Pure Salt NZ Ltd agrees to sign up to and adhere to the Milford Sound Code of Practice (MSCoP). A printed copy of the Code of Practice for Milford Sound shall be kept on board MV Flightless.
- Pure Salt NZ Ltd acknowledges that swimming with dolphins is not permitted in Milford Sound, as per the Code of Practice.
- Much of the Milford Sound Code of Practice reiterates the MMPR 1992, which are outlined in Sections 18, 19 and 20 above.
- Pure Salt NZ Ltd shall communicate with other vessels and operators to determine the position of marine mammals and then schedule interactions (if an interaction is sought) (Section 2.9 MSCoP).
- No more than 3 vessels or 12 kayaks will interact or be in the near vicinity of dolphins at any one time.
- Dolphin encounters will be no more than 10 minutes if another vessel, kayak or group of kayaks is waiting to interact with the dolphins (Section 2.10 MSCoP).

NZ FUR SEALS

- Vessels shall not approach closer than 20 metres to the shore where seals are known to be present;
- Vessels shall not moor adjacent to any foreshore within 50m of a NZ fur seal colony.

SWIMMING WITH MARINE MAMMALS

The Skipper will carefully assess pod before attempting to swim/dive to ensure no calves are present and that swimming/diving with them won't cause any stress or undue disturbance.

Training and Documentation

- Staff members who come into contact with marine mammals shall be trained in the MMPR 1992 regulations, the MARINE MAMMAL (AND OTHER WILDLIFE) CODE OF MANAGEMENT for Doubtful Sound/Patea, and the Milford Sound Code of Practice.

¹ For each period from the time 00.00-23.59

- Training shall also include knowledge of dolphins and other marine mammals, their habitat and ways to recognise different behavioural states.
- Copies of these Codes/regulations shall kept on board MV Flightless for reference.
- Pure Salt NZ Ltd shall seek DOC SMART operator training for all staff members who come into contact with marine mammals.
- Pure Salt NZ Ltd shall accurately maintain logbooks for DOC, recording encounters with marine mammals.
- Pure Salt NZ Ltd shall endeavour to provide and offer opportunities for DOC or marine biologists to join us on expeditions to collect data/research where space permits.

¹ For each period from the time 00.00-23.59

Q. Attachments

Attachments should *only* be used if there is:

- A specific question that requires an attachment e.g. map of the proposed base and area of operations
- Not enough space on the form to finish your answer
- Additional information that supports your answer
- An additional request you wish to make of DOC regarding the application.

Label each document clearly and complete the table below.

Section of the application form the attachment relates to	Document title	Document format (e.g. Word, PDF, Excel, jpg etc.)	Description of attachment
<i>None</i>			


R. Checklist

Application checklist	Tick which apply
I have completed all sections of this form relevant to my application and understand that the form will be returned to me if it is incomplete.	<input checked="" type="checkbox"/> X
I certify that the information provided in this application form and any attached additional forms and information is, to the best of my knowledge, true and correct..	<input checked="" type="checkbox"/> X
I have supplied a map with the departure location, boundaries of operation, expected tour routes of operation specific locations where viewing of marine mammals are likely, and if applicable specific location where swimming with marine mammals are likely as required in and section 'Q Attachments'.	<input checked="" type="checkbox"/> X
I have appropriately recorded all attachments in section 'Q Attachments'.	<input checked="" type="checkbox"/> X
I understand that in accordance with Regulation 10(2) of the Marine Mammals Protection Regulations 1992, this application shall form part of any permit issued and shall be complied with accordingly.	<input checked="" type="checkbox"/> X

S. Terms and conditions for a credit account with the Department of Conservation

Have you held an account with the Department of Conservation before?	Tick
No	<input type="checkbox"/>
Yes	<input type="checkbox"/>
If "yes", under what name:	Not sure, possibly under Pure Salt NZ Ltd?

In ticking this checklist and placing your name below you are acknowledging that you have read and agreed to these terms and conditions for an account with the Department of Conservation

Terms and Conditions	Tick
I/We agree that the Department of Conservation can provide my/our details to the Department's credit checking agency to enable it to conduct a full credit check.	<input checked="" type="checkbox"/>
I/We agree that any change which affects the trading address, legal entity, structure of management or control of the applicant's company (as detailed in this application) will be notified in writing to the Department of Conservation within 7 days of that change becoming effective.	<input checked="" type="checkbox"/>
I/We agree to notify the Department of Conservation of any disputed charges within 14 days of the date of the invoice.	<input checked="" type="checkbox"/>
I/We agree to fully pay the Department of Conservation for any invoice received on or before the due date.	<input checked="" type="checkbox"/>
I/We agree to pay all costs incurred (including interest, legal costs and debt recovery fees) to recover any money owing on this account.	<input checked="" type="checkbox"/>
I/We agree that the credit account provided by the Department of Conservation may be withdrawn by the Department of Conservation, if any terms and conditions (as above) of the credit account are not met.	<input checked="" type="checkbox"/>
I/We agree that the Department of Conservation can provide my details to the Department's debt collection agency in the event of non-payment of payable fees.	<input checked="" type="checkbox"/>
Applicant Name/s (of authorised person/s)	
Date	22/12/2021

Email your completed application, and any attachments (e.g. recorded in section 'Q Attachments') to: permissions@doc.govt.nz

For Department of Conservation use

Credit check completed			
Comments :			
Signed:		Name	
Approved (Tier 4 manager or above)		Name	

Appendix 1 – Operational Area



Appendix 2 – map of proposed area of operation and locations where swimming with marine mammals is likely

