

WITH COMMENTS FROM MIKE BRITTON  
 THE MINISTER IS NOT ABLE TO CONFIRM  
 OUR RECORD OF THE MEETING.

DRAFT.

TO MIKE BRITTON FOR COMMENT.

# PUBLIC LANDS COALITION

Federated Mountain Clubs  
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## RECORD OF PLC MEETING WITH PHILIP WOOLLASTON, MINISTER OF CONSERVATION

4.00pm, Wednesday 15 November 1989

Also present:

Mark Bellingham, Niall Watson, Hugh Barr (PLC), Mike Britton, Alan McKenzie, Chris Badley (DoC).

We discussed the typed agenda "Meeting with Minister of Conservation Re: Marginal Strips - 15.11.1989" (attached).

### 1. Public Land on Certificate of Title:

The Minister said officials believed there was no difficulty. He said the title for the adjoining land would make clear that the title did not include the marginal strip, only that ownership ceased a distance 20 metres from the river bank, lake and coast. The advantage was this avoided both survey and resurvey costs. Quoted by Tony Bevan (DOSLI) of \$3 million for Forestcorp and into the millions for Landcorp. He agreed to get a legal opinion (DoC draft, PLC to get) on whether the Land Transfer act needed amending, and whether strip on title gave property rights. Minister said it was his intention that these moving strips would be shown on certified plans and cadastrals (he intended that Bill 24B(2) to set this out).

### 2. Survey essential - see 1.

### 3. Waiving Strips:

The Minister agreed <sup>that the disposal mechanism be replaced by a waiver mechanism</sup> ~~only for rivers, and that ministerial waiver would be required to be consistent with Section 24A (current 24A).~~

### 4. Sec. 58 Strips on SOE land:

The Minister says Section 24(8) ensures these are taken out.

✓ consistent with Sect<sup>n</sup> 24A, which would only be exercised at the time of disposal of Crown Lands

### 5. Land Reserved from sale or other disposition:

The Minister supports <sup>clarification of</sup> ~~adding this to~~ Sec. 24 (1). <sup>2(2) if necessary.</sup> If strip required is wider than 20 metres, then should be taken out as a reserve. Strips will not be less than 20 metres.

Working to protect nature and foster recreation on New Zealand's public lands, waterways, and seacoast.

CLRB. This would be achieved by inserting

6. Exchange, not disposal:

Minister agrees.

7. Clause 24(3) should link Sec. 58 strips to Conservation Act

*that it is important that section 58(3) & (4) are picked up by the*

The Minister agrees to insert "renewal" in Sec. 24(10) to ensure the LSB policy is met. He also wants Sec. 58(4) to come across to CLRA. He does not favour <sup>repealing</sup> section 58 in the Land Act. strips and marginal strips in parallel, and would rather get the wording right. He will seek a legal opinion on appropriate legal ways to carry the strips and intent of Sec 58 across.

8. Easements require Ministerial consent:

?

Agreed and have regard to Section 24A.

9. Management:

This was not discussed fully but the Minister expressed sympathy with the PLC view that management should not imply or give any property rights. Sec. 24G(1) "shall" changed to "may". Minister also sympathised with PLC view that forestry was not an appropriate use of marginal strips because of impact on aquatic ecosystems.

Improvements will require written consent from the Minister and only such improvements would get compensation. PLC suggested legal roads, where weed control is the responsibility of the adjacent landowner, provided a precedent for the same to be true of marginal strips, which fill a similar access role. The Minister agreed to give it serious consideration. *legal roads*

Revoking Management:

90 days, with 6 months if trees, to take them. *Compensation payable only if trees were established with ministerial approval and were not mature at the time of revocation.*

Closure:

PLC suggested this was covered by DoC's powers to close conservation lands and nothing further was needed. The Minister agreed it had merit.

Next meeting next week.

(Attachment)