

Resource Consent: AUTH139551.05.01

Consent Type: Water permit

Consent Subtype: Surface water take

Activity authorised: To take and use water from the Ohinemuri River to flood the Martha Pit and associated underground workings.

Location: Waihi

Lapse Period: Five years from the date of commencement

Spatial Reference: NZTM 1851702 E 5858472 N

Consent Duration: This consent shall:

- i) commence 15 years from the date of grant unless the consent holder has by notification to the Waikato Regional Council nominated an earlier commencement date; and
- ii) expire 20 years from the date of commencement.

Subject to the conditions overleaf:

CONDITIONS

GENERAL

1. The activities to which this consent relates shall be generally undertaken in accordance with "Project Martha: Applications for Resource Consents and Assessment of Environmental Effects" and associated appendices dated 25 May 2018 and recorded as document number 12546836 on the Waikato Regional Council's document management system, and as identified in the resource consent conditions below which shall prevail in the event of any inconsistency between the aforementioned documentation and the conditions.
2. The consent holder shall notify the Waikato Regional Council in writing at least 10 working days in advance of the first exercise of this consent.
3. This resource consent shall not be exercised until Resource Consents 971287, 121417, 121695 and 124862 have all been surrendered by the consent holder.

SCHEDULE ONE

4. The consent holder shall comply with the common conditions between the Waikato Regional Council and Hauraki District Council in Schedule One ~~as relevant which relate~~ to the management of the mining and rehabilitation activities authorised by this consent.

ABSTRACTION RESTRICTIONS

5. The maximum instantaneous net rate of take must not exceed the lesser of 270 litres per second or 20% of the river flow at the point of abstraction.
6. This consent shall not be exercised when the flow in the Ohinemuri River immediately downstream of the point of abstraction is less than 850 litres per second twice the 7 day mean annual low flow at the point of abstraction, and when the temperature of the Ohinemuri River, measured immediately upstream of the point of abstraction is at or above 25°C.
- 6A. This consent shall not be exercised when the temperature of the Ohinemuri River measured immediately upstream of the point of abstraction is at or above 25°C.
- ~~7. This consent shall only be exercised when the maximum rate of abstraction from the Ohinemuri River is greater than 20% of the river flow at the point of abstraction.~~

RIVER GAUGING FACILITIES

- ~~8.7.~~ Prior to the first exercise of this consent the consent holder shall establish and maintain monitoring facilities for the purposes of determining the Ohinemuri River flow at the point of abstraction and water temperature immediately upstream of the abstraction point. These facilities shall be located, installed and operated to the satisfaction of the Waikato Regional Council.

RIVER FLOW AND ABSTRACTION RECORDING

- ~~9.8.~~ Upon the first exercise of this consent the consent holder shall monitor the volume of water abstracted from the Ohinemuri River and record the flow in the river at the point of abstraction on a daily basis, and must report this data to the Waikato Regional Council.
- ~~10.9.~~ Upon the first exercise of this consent the consent holder must telemeter - via a telemetry system developed after liaison with the Waikato Regional Council to ensure that the telemetry system is compatible with Waikato Regional Council telemetry system standards and data protocols - continuous 15 minute values of: gross take volume (in units of cubic metres). The data must be reported once daily to the Waikato Regional Council via the

telemetry system. There must be 96 values, respectively, per daily report. When no water is being taken the data must specify the gross take volume and calculated net take volume as zero.

11.10. Upon commencement of this consent and thereafter at five yearly intervals, the consent holder shall undertake an assessment of the accuracy of the water measuring system. The assessment shall be undertaken by an independent, qualified person and evidence documenting the assessment shall be forwarded to the Waikato Regional Council within one month of the assessment occurring.

ADMINISTRATIVE CHARGES

12.11. The consent holder shall pay to the Waikato Regional Council any administrative charge fixed in accordance with section 36 of the Resource Management Act 1991, or any charge prescribed in accordance with regulations made under section 360 of that Act.

REVIEW OF CONDITIONS

13.12. Pursuant to Section 128(1)(a)(i) and (iii) of the Act, the Waikato Regional Council may, 12 months from the commencement of this consent and annually thereafter, or on receipt of any of the reports required by this consent, review any or all of the conditions of this consent for the following purposes:

- (a) To review the effectiveness of the conditions of this resource consent in avoiding, remedying or mitigating any adverse effects on the environment that may arise from the exercise of this consent, and if necessary to avoid, remedy or mitigate such effects by way of further or amended conditions. In deciding to undertake a review and where further or amended conditions are deemed necessary, the Waikato Regional Council shall have regard to all of the information contained in the reports required under the conditions of this consent;
- (b) To address any adverse effects on the environment which have arisen as a result of the exercise of this consent that were not anticipated at the time of commencement of this consent; or
- (c) To review the adequacy of, and the necessity for, any of the monitoring programmes or management plans that are part of the conditions of this consent.

14.13. Pursuant to Section 128(1)(a)(i) and (iii) of the Act, the Waikato Regional Council may review Conditions 40 to 45 in Schedule One of this consent following any change made to the Trust Deed referred to in Condition 40 of Schedule One.

Dated at Hamilton this x day of **Month/Year**

