

25 August 2021

By email: [REDACTED]

Kia ora [REDACTED],

### **Official information request relating to pastoral leases**

I refer to your official information request dated Thursday 29 July 2021, which was then clarified on the 6 August 2021. Your request was as follows:

1. *How many complaints or reports has the Commission received from members of the public concerning denied public access to or across a pastoral lease since 1 January 2010?*
2. *A copy of any such complaint or report (we have no objection at this stage to the redaction of the name of the complainant or the lease or leaseholder about whom the complaint is made)*
3. *A summary of the Commission's response to each such complaint or report*
4. *Copies of all communications between any Minister of Land Information New Zealand and the Commission concerning public access to a pastoral lease since 1 January 2017 down to the date of your response*
5. *Copies of all papers authored by the Commission's executive and provided to Board members of the Commission touching on the Commission's submission to the Environment Select Committee on Crown Pastoral Land Reform Bill (whether before or after lodgement of that submission)*
6. *Copies of all communications between the Commission and Land Information New Zealand since 1 January 2019 which concern access to or across a pastoral lease (not being a communication concerning an application for consent under the Overseas Investment Act)*

In response to (1), there are 27 cases in our system relating to complaints or reports the Commission received from members of the public concerning denied public access to or across a pastoral lease, since 1 January 2010.

The information relating to (2), (3), (5) and (6) of your request that is held by the Commission is attached. Complaints/reports and summaries under (2) and (3) have been grouped by case. You will find details of the collated documents under the bookmarks.

In response to (4), there is no record of any communications between any Minister of Land Information New Zealand and the Commission concerning public access to a pastoral lease since 1 January 2017.

No parts of your request have been transferred to any other agency. A copy of your request has been forwarded to Land Information New Zealand for their information.

If you have any further questions, please don't hesitate to ask. You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or freephone 0800 802 602.

Yours sincerely,



Ric Cullinane  
Chief Executive

Name	229 - Lake Sumner Road access
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	NZDA
Enquirer Last Name	s9(2)(a)
Enquirer First Name	s9(2)(a)
Enquiry Source	WAMS
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	267. CMS 276 & 832 combined with CMS 229 13 Sep 2012. CMS 2631
OIO Access Implementation Case	No
Date Received	23/11/2010
Date Acknowledged	23/11/2010
Date Due	
Case Type	Access Dispute
Status	Closed No Result
Date Closed	30/04/2015
Regional Council	Canterbury
Territorial Authority	Hurunui DC
Land Ownership	Private and Public
Location Name	Lake Sumner
WAMSLink	<a href="https://wams.org.nz/wams_private/index.html?extent=1530627,5269129,1536374,5272050">https://wams.org.nz/wams_private/index.html?extent=1530627,5269129,1536374,5272050</a>
X	1533360
Y	5270556
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	
Case Notes Status	Final Approval
Case Note Headline	Council Not Prepared to Facilitate 4x4 Access
Result Abstract	The enquirer was informed an unformed legal road and the formed track were not aligned and public vehicle access was not permitted on the formed track on private land.
Parties	Hurunui DC, DOC, landholder, enquirer

Parties: Muriwai DC, DOC, landholder, enquirers

Case Number: 229

CaseOrder: 100,000,229

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 30/01/2012 9:05 AM by ☐ Kirsti Douglas

Last modified at 3/03/2016 3:00 PM by ☐ Elizabeth Morris

Close

Released under the Official Information Act

s9(2)(a)

From: s9(2)(a)  
 To: "Kirsti Mouatt" <Kirsti.Mouatt@walkingaccess.govt.nz>  
 Cc: s9(2)(a)  
 Sent: Saturday, 20 November 2010 4:45 p.m.  
 Subject: Public Access - Canterbury Region

Hi Geoff,

I misplaced your card so have asked Kirsti in Wellington to forward this onto you. Once I have your e-mail and postal address I will post the material I have here.

#### **The Loch Katrine gate on the Lake Sumner road.**

Ray Phipps, manager of Lake Stn recently removed the DOC/Council padlocked chain off the gate, around 7 Oct, and installed his own. This caused our Club trip members, who had the official OK and the combination to the gate, to re-think their weekend and go back down the road and across the Hurunui and tramp into the Jollybrook and Dozy streams. The result is that DOC's Area Manager, Kingsley Timpson has basically 'washed his hands' of the access gate issue which was initially objected to by us when DOC's Richard Suggate negotiated its installation some years ago. It has been problematical since day two, with people using every method imaginable to remove it or get around it. I'm sure local DOC staff can give you personal comments on the non-complying people.

As the gate installation and the road into Lake Sumner was a joint decision between DOC, Council and land managers the matter is rather complex and could do with a new mind on the finding of a better solution.

I'm sure that you as the new Walking Access regional field advisor, will 'enjoy' the challenge of getting all the parties around a table and finding a new solution.

I guess the 'stakeholders' will include : hunters, fishers, 4WDer's, trampers, local farm managers, SAR, Fish and Game, Hurunui District Council, Fed Farmers and Police!

DOC has been conducting regular Recreational User Group meetings at its new Rangiora offices, so Kingsley should have a current list of contacts and e-mail addresses for the user-groups.

Have you allocated a Christchurch based lawyer to assist the local Advisor or is that a 'wait-and-see' matter?

#### **New DOC land - Shale Peak Strm - Gabriels Gully [SH 7]**

A member of the public raised this access issue with me and I offered to take it up with Walking Access NZ. It relates to a new block of TR land that DOC has been given beside the Waipara - Lewis Pass, SH 7. It appears there was no formal public access allocated for access to this land behind Locheil Stn. Apparently the citizen has used this land for hunting in the past and does not have good relations with the current manager!!

I took some photos on my last trip to Lewis Pass of the situation at the Shale Peak bridge, and walked up the 4WD track that runs around the small plantation of trees just upstream of the bridge. This track shows on the topo sheet I took off my Freshmap PC programme.

Gabriel's Gully has been a bit of an historical hunting spot, as it gives access to some bush remnants and the valley that runs directly south to become the Pahau Rv which passes under the SH just south of Culverden township.

#### **Lees Valley, Townsend Strm, paper road.**

Although DOC have this pretty well administered now, it is a bit complicated with a past farmer building the stock-yards directly across the paper road route right at the start of the access. I've put it on the list but it might pay to leave it at the moment until you get a few more where a road re-survey/re-alignment might be required to achieve the best result for all concerned.

Happy to answer any queries or pass them on to others more knowledgeable on a particular issue. There will be more to come!

Regards s9(2)(a)

s9(2)(a)

NZDA Nth Canterbury Branch Secretary.  
 PO Box 9034  
 Tower Junction  
 Spreydon  
 Christchurch 8149  
 ph 339 7038, 027 616 1290

22/11/2010

**Enquiry Number: 329**

Type: Obstruction to access

Alert Status: Alert

Assigned To: Geoff Holgate

Affected Party:

Date Received: 29/01/2011

Date Closed:

DOC Area: Canterbury

Legal Description:

Keywords: Rangitata Rata Peaks fishermans

Subject: No Access signage Rangitata River

Status: Closed

Priority: Medium

Origin:

Other:

Date Due:

Regional Council: Canterbury Region

Fish and Game Area: CENTRAL SOUTH ISLAND

Files to submit: No

**Involved Parties:**

Other:

**Contact Details:**

Given name: s9(2)(a)

Contact method: Email

Phone: s9(2)(a)

Fax:

Organisation name:

Street address:

Suburb:

Postcode:

Family name: s9(2)(a)

Email address: s9(2)(a)

Mobile phone:

City:

**Description:**

Access via track near Rata peak station has had a no access sign on it for 3 years now. The map shows the track in grid 58 in same key colour as the public road. Is this public access or private? access to the river bed via this track on to groyne wasn't a issue until a new owner took over the station.

**Comments:**

Geoff Holgate commented on Wednesday, 2 March 2011 9:06 a.m.:

Emailed s9(2)(a) 2 March re associated Enq#360 and said I would update him with any relevant outcomes.

Geoff Holgate commented on Wednesday, 2 February 2011 4:08 p.m.:

Email to s9(2)(a) 2/2/11 in 329 Shared Docs

Geoff Holgate commented on Wednesday, 2 February 2011 3:59 p.m.:

I checked WAMs and found that the tracks/roads referred to are not legal roads. I emailed s9(2)(a) accordingly and asked him to contact me if I had not answered his enquiry adequately.

**Related Enquiries:**

[360] Rangitata Fishermans Access

**Document Links: None****Outputs: None**

Name	329 - No Access signage Rangitata River
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	
Enquirer Last Name	s9(2)(a)
Enquirer First Name	
Enquiry Source	WAMS
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	
OIO Access Implementation Case	No
Date Received	29/01/2011
Date Acknowledged	2/02/2011
Date Due	
Case Type	General Enquiry
Status	Resolved
Date Closed	2/02/2011
Regional Council	Canterbury
Territorial Authority	Timaru District Council
Land Ownership	Private and Public
Location Name	Rangitata River
WAMSLink	<a href="#">WAMS Link</a>
X	1443427
Y	5158043
Access Formalised – New walkway	
Access Formalised – Other enduring	
Access Opportunity – Improved	
Access Opportunity - New Informal	
Access Opportunity – Retained	
OIO Tenure Review Access Recommended	
Case Notes Status	Approved
Case Note Headline	Tracks not necessarily public
Result Abstract	Clarification that tracks identified in Walking Access Mapping System did not provide public access. Also referred to another enquiry received regarding the possibility of re-establishing access in

Cases - 329 - No Access signage Rangitata River  
possibility of re-establishing access in  
that area (Rangitata River).

Parties

Recreationalist.

Case Number

329

CaseOrder


100,000,329

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 16/05/2012 11:06 AM by  Elizabeth Morris

Last modified at 19/08/2015 2:01 PM by  Elizabeth Morris

Close

Name 360 - Rangitata Fishermans Access

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation

Enquirer Last Name s9(2)(a)

Enquirer First Name

Enquiry Source Email

Assigned ☐ Geoff Holgate

Related Cases

OIO Access Implementation Case

Date Received 14/02/2011

Date Acknowledged 15/02/2011

Date Due

Case Type Access Dispute

Status Resolved

Date Closed 30/10/2012

Regional Council Canterbury

Territorial Authority Timaru District Council

Land Ownership Private and Public

Location Name Rangitata River

WAMSLink

X 1443753

Y 5158038

Access Formalised – New walkway

Access Formalised – Other enduring

Access Opportunity – Improved

Access Opportunity - New Informal

Access Opportunity – Retained

OIO Tenure Review Access Recommended

Case Notes Status Final Approval

Case Note Headline New Access In Place After Extended Period

Result Abstract A landowner was prevented angler access to the Rangitata river. Following a protracted investigation and discussion with stakeholders the issue was resolved

11/08/2021

Cases - 360 - Rangitata Fishermans Access

with stakeholders, the issue was resolved  
by a neighbour providing access.

Parties

Landowner, F&G

Case Number

360

CaseOrder

100,000,360

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 27/01/2012 8:06 PM by ☐ Kirsti Douglas

Last modified at 3/03/2016 2:22 PM by ☐ Elizabeth Morris

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## FW: Rangitata Access Issues

Chris Tonkin

**Sent:** Monday, 14 February 2011 4:49 p.m.  
**To:** Geoff Holgate  
**Cc:** s9(2)(a)  
**Attachments:** Fishermans Lane.kmz (692 B) ; New Fence.kmz (687 B)

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Hi Geoff / s9(2)(a),

A trip up the Rangi for old times sake is an attractive proposition s9(2)(a), but this is Geoff's patch so I'd best leave it in his capable hands.

Regards

Chris Tonkin  
Field Advisor  
N.Z. Walking Access Commission  
Ph (03) 5418993  
(027) 4960828

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From: s9(2)(a) F&G s9(2)(a)  
Sent: Monday, February 14, 2011 2:46 PM  
To: Chris Tonkin  
Subject: Rangitata Access Issues

Hi Chris,

Hope the new job is going well. Nothing much is changing at the F&G coal face same issues just a different year!

I am hoping you may have the resources to assist with an access issue that has just developed in the upper Rangitata River. There originally used to be a lane (fishermans lane) that provided access to the Rangitata River between Stew Point and Rata Peaks Station. Rata Peaks has put a fence across the end of this lane within the last month and a paddock immediately adjacent has the sign "No Access Private Property Rata Peaks Station" or something to that effect.

If the access is on Rata Peaks Station then there is nothing we can do as I doubt whether negotiations by F&G would go anywhere with this landowner (some history with F&G prior to my arrival). However if the lane is on Stew Point Station the landowner (CSI Chairman) there has asked us to take the fence down. Unfortunately he is unaware where the actual boundary lies and that is where I thought you may be able to help.

I have attached a google image showing Fishermans Lane (white) and the newly erected fence (red). Walking access used to start from the end of this lane. Stew Point definitely owns the paddock on the downstream side and Rata Peaks the one on the upstream side.

Are you able to find out where the boundary line is between these two stations?

In addition we had an angler question whether the road marked on the topo map about 2.5km upstream from fishermans lane is a public road. I think it is private however I said I would check with you.

Regards

s9(2)(a)

CSI Fish and Game Officer  
PO Box 150  
Temuka  
New Zealand

Office : (03) 615 8400

Home: s9(2)(a)

Cell: s9(2)(a)

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Name	705 - Public access to Red Hill
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	Peninsula Tramping Club
Enquirer Last Name	s9(2)(a)
Enquirer First Name	s9(2)(a)
Enquiry Source	WAMS
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	
OIO Access Implementation Case	No
Date Received	13/10/2011
Date Acknowledged	6/11/2011
Date Due	
Case Type	New access proposal
Status	Closed No Result
Date Closed	22/12/2016
Regional Council	Canterbury
Territorial Authority	Selwyn DC
Land Ownership	Private
Location Name	Brooksdale Station, Lake Lyndon
WAMSLink	
X	1493051.84
Y	5203879.73
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	
Case Notes Status	No case note required
Case Note Headline	NA
Result Abstract	Tentative agreement in principle to provide access foundered when owner sought indemnity for any residual liability and payment of solicitor's fees of \$2500 + GST & disbursements for a simple

... cost & disbursements for a simple  
agreement to trial access for 12 months.

Parties

Owner, DOC

Case Number

705

CaseOrder

100,000,705

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 26/01/2012 11:26 AM by ☐ Kirsti Douglas

Last modified at 22/12/2016 3:55 PM by ☐ Geoff Holgate

Close

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**From:** s9(2)(a)  
**Sent:** Wednesday, 7 November 2012 9:25 am  
**To:** Geoff Holgate  
**Subject:** RE: New Access proposals

**Categories:** shared doc

Hi Geoff,

Thanks for the update. Will be keen to hear of progress on these access points in due course. Thanks for keeping these issues going. I will let our membership know what's happening and will pass on any feedback from our membership.

Regards

s9(2)(a)

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**From:** Geoff Holgate [mailto:Geoff.Holgate@walkingaccess.govt.nz]

**Sent:** Tuesday, 6 November 2012 8:37 a.m.

**To:** s9(2)(a)

**Subject:** New Access proposals

Hello s9(2)(a)

It's hard to believe that it's now over a year since I spoke to the Peninsula Tramping Club, and possibly more importantly, a year since you identified 5 areas ( Adderley Head, Red Hill, Purple Hill, Sugar Loaf & Flagpole) where you believed that formalised public access was warranted.

The 5 proposals are still very much 'on our books' s9(2)(a) but unfortunately I have not been able to make much progress on them yet. This is largely because of pressure to address disputed access issues, often associated with unformed legal roads. I do plan to give these new access proposals some greater priority this summer, and hope to come back to you in the first few months of 2013 to report some progress. In the interim, if you have any additional information and/or recent experiences on these routes which may be helpful, please contact me.

I hope you have the opportunity for some good trips this summer.

Kind regards,  
Geoff

Geoff Holgate  
Regional Field Advisor  
New Zealand Walking Access Commission – Ara Hīkoi Aotearoa  
Phone 021 190 1984 or 03 358 8989

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## 769 - Access to Esk River on paper roads across Mt White

Access is being denied by Mount White Station on well established paper roads on lease hold land to the Esk River in the upper Waimakariri catchment. Both myself and others have asked repeatedly over the years to cross well established paper roads on lease hold land to access the Esk River but are being denied, while certain preferred 'friends' of the station manager Richard Smith are being allowed. Can you please see if public access can be negotiated in some way. We wouldn't even mind filing in intention forms and paying \$10-20 per vehicle to assist with road maintenance if we have to. I have also asked for access across a 2km of a remote part of the property to get to the public Oxford hunting block and been denied, even if I walked down the river to get there! 198 George Williamson commented on Monday, 5 December 2011 10:49 a.m.: From: George Williamson Sent: Monday, 5 December 2011 10:41 a.m. To:

s9(2)(a) Cc: Geoff Holgate Subject: Access to Esk River [EMS 769] and South Branch of Hurunui River [EMS 768] Hi s9(2)(a) Thank you for your enquiry. If the access issue relates to obstruction of legal road, including unformed legal road, we generally ask the enquirer to have a conversation with the local authority in the first instance. The legal roads (formed and unformed) are vested in the local authority and they will have a roading manager or property manager to manage all issues, including obstructions. Grateful if you could confirm whether you have contacted the local authority in either of these instances – to ensure that we don't overlap in our processes. Because you have indicated access fees are involved and DoC may be funding maintenance of one of the roads I have asked our Regional Field Officer to contact you to clarify the specific issues. Geoff may be able to touch base with you before Christmas but he won't be able to address any issues until the New Year. Geoff will also be able to guide you on whether an approach to the local authority is required first. Please quote the case reference 769 or 768 when you correspond with us on them. With best wishes George

Name 769 - Access to Esk River on paper roads across Mt White

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation

Enquirer Last Name s9(2)(a)

Enquirer First Name s9(2)(a)

Enquiry Source WAMS

Assigned ☐ Geoff Holgate

Related Cases

OIO Access Implementation Case

Date Received 4/12/2011

Date Acknowledged 5/12/2011

Date Due

Case Type Access Dispute

Status Closed No Result

Date Closed 13/05/2014

Regional Council Canterbury

Territorial Authority Selwyn DC

Land Ownership Private and Public

Location Name Mt White

WAMSLink

X 1517009

Y 5233272

Access Formalised – New walkway

Access Formalised – Other enduring

Access Opportunity – Improved

Access Opportunity - New Informal

Access Opportunity – Retained

OIO Tenure Review Access Recommended

Case Notes Status Not a Result

Case Note Headline

Result Abstract Not a result. Case closed as a result of lack of contact from enquirer

Parties enquirer, DC, landholder

Case Number 769

CaseOrder 100,000,769

PostCode:Area

Content Type: Case Document Set

Version: 1.5

Created at 25/01/2012 12:03 PM by ☐ Kirsti Douglas

Last modified at 13/05/2014 2:32 PM by ☐ Geoff Holgate

Close

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Enquiry received via website

Hi, Leaseholder Mr T. Phipps has changed the fencing and gates access at Loch Katrine across the Lake Sumner road. He has relocated the gate off the legal paper road, onto his leasehold area and put a new fence across the road, excluding access for all vehicles, horses and motorbikes up the legal road. Hurunui District Council and DOC are unable to provide a satisfactory solution. Both have accepted the status quo

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**13 September 2012**

CMS 832 is in effect a duplicate of CMS 229 (& 276). CMS 832 is therefore now closed, and all matters regarding public access to Lake Sumner will be managed through CMS 229

*Geoff Holgate*

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Previous 5 of 6 Next

**From:** Geoff Holgate <Geoff.Holgate@walkingaccess.govt.nz>  
**Sent on:** Sunday, November 11, 2012 9:03:48 AM  
**To:** s9(2)(a)  
**Subject:** RE: 4WD and fishing access (CMS 1689)

Thanks for your comments s9(2)(a).

I understand your frustration, but unfortunately I'm unable to offer any 'quick fixes'. I take it that you've raised the specific issue of access to the Hydra waters directly with F&G councillors? As I mentioned, it might also still be worth raising the matter of access on the Esk Head legal road with the District Council, if only to register the 'interest' with them.

Regarding the Hydra waters you can certainly download GPS points from WAMS, and if you would like any help with this I'm very happy for you to give me a call.

The current term of the Mt Algidus lease expires on 30 June 2020, and the renewal will be a disposition under Part 4A of the Conservation Act, and marginal strips should then be identified. I'm not 100% how this will be achieved in practice, but will check and let you know.

Regards,  
Geoff

Geoff Holgate  
Regional Field Advisor  
New Zealand Walking Access Commission – Ara Hīkoi Aotearoa  
Phone 021 190 1984 or 03 358 8989

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**From:** s9(2)(a)  
**Sent:** Friday, 9 November 2012 7:22 p.m.  
**To:** Geoff Holgate  
**Subject:** Re: 4WD and fishing access (CMS 1689)

Hi Geoff, thanks for the detailed reply. Looks like our foreign owner at Algidus has it all sown up then, and quite honestly to quote my sons - that sucks! I hear you on Fish and Game, several fisherman have told me similar, but the moment you mention it to a councillor, its like a red rag to a bull! They are adamant they are trying to look after the fisherman, but honestly as far as I'm concerned all they are worried about is their salmon and to hell with us trout fishermen. If they had their way, all the headwater spring creek fisheries would be locked up.

So where to from here? Am I able to get a set of GPS coordinates centred on the "Hydro" area, so I can legally walk there and fish those places where the "Hydro" area and creek meet? There are a number of us that are prepared to push the boundaries to bring this to a head. Also, am I correct that the Mt Algidus lease is up for renewal in 8 years and at that point a marginal strip has to be instigated?

As for Esk Head, looks like a helicopter is the only choice. I would much rather pay for a helicopter of my choice than pay \$250 to another absentee foreign owner.

Fortunately I spend most of my time in the hills with very little access to the net, or phone. So trying to get hold of me is a hard task. However on the odd occasion I am back on the flatland on a week day I will try to call you.

Cheers,

2012 11 11 Geoff Holgate\_11...

Has access

3

Manage access

Properties

Content Type

eMail

Name \*

2012 11 11 Geoff Holgate\_11Nov12  
22.03.48\_RE 4WD and fishing access  
(CMS 1689).msg

Document Type

MEMO, Fi enote, Email

Narrative

Acknowledgement back to s9(2)(a)

Results Flag

Enter value here

Subject

RE: 4WD and fishing access (CMS 1689)

To

s9(2)(a)

From

Geoff Holgate

Sent

11/11/2012 10:04 PM

Received

11/11/2012 10:03 PM

CaseOrder

100,001,689

Category Value

Select an option

Edit columns

Activity

View: All activity

Type

MSG File

Modified

11 November, 2012

More details

Name	1689 - 4WD and fishing access
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	NZ Back Country Guides
Enquirer Last Name	s9(2)(a)
Enquirer First Name	s9(2)(a)
Enquiry Source	Corporate Website
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	660 768
OIO Access Implementation Case	
Date Received	28/10/2012
Date Acknowledged	6/11/2012
Date Due	
Case Type	Access Dispute
Status	Resolved
Date Closed	20/11/2012
Regional Council	Canterbury
Territorial Authority	Hurunui District
Land Ownership	Private and Public
Location Name	Hurunui River
WAMSLink	
X	1542561
Y	5258364
Access Formalised – New walkway	
Access Formalised – Other enduring	
Access Opportunity – Improved	
Access Opportunity - New Informal	
Access Opportunity – Retained	
OIO Tenure Review Access Recommended	
Case Notes Status	Final Approval
Case Note Headline	Access Status to Rivers
Result Abstract	An enquiry regarding access permissions to Titan Stream and Hurunui River over an unformed legal road. The Regional Field Adviser confirmed that the adjoining landowner could deny access

adjacent landowner could deny access  
where the stream or formed track  
deviates off hydro or legal road.

Parties	Enquirer
Case Number	1689
CaseOrder	100,001,689
PostCode:Area	

Content Type: Case Document Set  
Version: 1.8

Created at 29/10/2012 10:27 AM by ☐ Kirsti Douglas  
Last modified at 3/03/2016 11:45 AM by ☐ Elizabeth Morris

Close

Released under the Official Information Act

## 1764 - Moke Lake Road locked gate

TLA approach for advice on how to treat locked gate off ULR surveyed line

Case Number 1764  
Enquirer [John O'Neill](#)  
Assigned [Noel Beggs](#)  
Post Code 9371  
Status In Progress  
Case Type Access Dispute  
Date Received 17/01/2013  
Date 17/01/2013  
Acknowledged

Desired Outcome All stakeholders happy with outcome  
Strategy Research situation, including more details from enquirer, ascertain options and base potential solution on long term outcome

### Contact Details:

### Notes:

**16/01/2013**

Email received by RFA Beggs from John O'Neill, Roding Engineer Wakatipu, QLDC;

*I am about to approach a landowner in the Moke Lake area about his locked gate (blue arrow), which whilst not on the legal road reserve alignment, blocks access to the Road reserve which heads into Moonlight area. Just wondering where we stand legally and practically about having the lock removed to maintain access.*

Full email to SP. Includes WAMS screen shot.



**18/01/2013**

I spoke with John, and discussed the background to his enquiry. It would appear that no direct complaint has been received but it is a question asked of council reasonably frequently. John has taken the stance that it may be worth exploring the ability to get the track opened. The legal road line continues north, but not completely through the Moke Valley. It terminates where it meets marginal strip, hence giving a continuous line of public access.

John confirmed the ownership to be "Quest Moonlight Limited", or Ben Lomond Station? John is unsure of the motivation for the lock, but presumes it is a H&S, theft concern issue rather than any known commercial reason. The lock has been present for a number of years apparently.

We discussed a number of options;

- Use of PWA to tidy up issue – John felt QLDC would be hesitant from cost angle as well as probable landholder resistance
- Enforcement of fencing of legal road line – John to contemplate this, would rather talk to landholder first to establish dialogue and reasoning. I completely agree and advised John it is more a matter of having this in the background as a possibly bargaining tool
- Building siting – It appears the large woolshed may encroach onto ULR line. John to check this
- Implied dedication from Council maintenance spent – I mentioned the Mead Road case within QLDC area as well as a comparison. John was largely unaware of this case and is away to research how that is progressing (and will report back to me on this, which will be extremely helpful!). John will research the history of the Moke Lake Road and establish what input QLDC has had historically.
- Combined use of ULR and private title – I gave some examples of how the ULR could be marked by poles, signage at gate, perhaps vehicle access by permission (given largely sited on private title) etc.

John has advised he has found our conversation very useful, and will do some further research before approaching the landholder concerned. I have offered WAC assistance to whatever level council deems suitable, for which John is grateful. I also suggested that if he wished to suggest the landholder discuss with WAC/RFA that is fine also.

John will come back to me in due course should further assistance be required. I will place the case on hold for a period and revisit in a couple of months to check on progress.

**06/03/2013**

Email sent to John O'Neill to check if he had made engagement with the landholder or if any discussion has occurred within QLDC on the implied dedication angle.

**07/03/2013**

Reply received from John, advising he has been unable to get engagement with the landholder by phone or email. John however provided a little more information particularly that his enquiry had arisen from an approach by a member of the public s9(2)(a).

John also provided a copy of 1996 QLDC correspondence indicating that a report to council recommended legalisation of the formed road line. It would appear this has never occurred, although John has not definitely indicated this. I hope to discuss in person as to what happened with the process or if indeed the landholder is aware of this. (Copy uploaded to SP).

**NB**

**31/05/2013**

I received a telephone call direct from s9(2)(a), who had initially approached and discussed the issue with John O'Neill QLDC.

s9(2)(a) is adamant that the law is being broken and that it is all to do with the landholder (Ben Lomond Station) running commercial operations on the ULR. s9(2)(a) is obviously well versed on the law regarding ULR and has discussed with professional advisors.

I undertook to discuss further with QLDC and do some research on the matter. I did not indicate that enquiries had already been received from QLDC for WAC opinion.

**NB**

**14/06/2013**

Telephone message left with John O'Neill, QLDC requesting an update on any response from landholder and to advise of direct approach to WAC from s9(2)(a)

**NB**

**16/06/2013**

Call from s9(2)(a) as to progress. I advised I was still attempting to talk with John O'Neill and apologised for the delay due to my non-WAC commitments.

**NB**

**04/07/2013**

Telephone message left with John O'Neill

**05/07/2013**

Telephone message left with John O'Neill.

Email sent to John outlining the reason once again for my numerous messages left, and that it would be good to get an update on any response he may have received from landholder etc.

**NB**

**15/07/2013**

John was at his desk so managed to talk to him! Although John had previously supplied the QLDC correspondence regarding road legalisation it would appear he is taking the line that because the formed road is on private title the gate can be locked ... which is strictly correct.

John however did suggest it would be good to have a meeting to discuss the history of the area in more detail. John asked if I had made contact with the landholder, and I once again (as per previous email) stressed I felt this needed to be council driven.

I have undertaken to telephone John on Wednesday morning 17/07 and arrange a meeting for that day if possible. Due to winter conditions affecting the Roding network John in his Roding manager role understandably cannot commit to a meeting without such prior contact.

**15/07/2013**

I emailed Greg Lind, DOC area manager, suggesting a meeting to discuss the history of the area and DOC understands of the road use etc.

**NB**

**17/07/2013**

Meeting has been arranged with Greg Lind for next Tuesday, therefore I have contacted John O'Neill at QLDC and taken a 'rain check' until post that meeting as I should have a better understanding of overall history and potential demand for road use.

**NB**

**19/07/2013**

Enquirer s9(2)(a) telephoned for a progress (or lack of!) report. I updated s9(2)(a) advising I had meetings organised over the coming week and he is happy with this. s9(2)(a) also advised he has been contemplating the area and feels the landholder should allow access over the formed track in light of ULR presence, and then place the locked gate at the associated point of ULR end. I thanked him for this and advised this is often the solution the Commission works towards.

**NB**

**23/07/2013**

I met with Greg Lind, DOC area manager, to discuss any background information he could offer.

Greg advised there is no restriction on walking or cycling access and confirmed the gate lock restricts vehicle access. The area is well used by walkers and cyclists and forms part of a through route to Arthurs Point. Stiles are present and no permission is required.

Greg felt it was probably due to historical 'free' usage of the formed farm track that was now locked, primarily due to Health and Safety, as well as vandalism, concerns that was causing some discontent. Also commercial operations exist within the Ben Lomond Station area.

Greg did indicate that there is potential for a new loop trail, the Moonlight Trail to be established as part of the TR of Mt Creighton Station, and at that point DOC would *possibly* be interested in seeing vehicle access established to the point equivalent to terminal point of ULR.

Greg describes John Foster, landholder of Ben Lomond, as being open to discussions once he is available (which is reportedly hard to achieve!) but any negotiation for access would require a 'win-win'.

**NB**

**26/07/2013**

2 messages left for John O'Neill, QLDC. No reply received.

**NB**

**26/07/2013**

In light of fact I have been unable to discuss with John O'Neill yet I drove into Moke Lake to inspect the area.

The locked gate is obvious... however so is very clear signage both on private title and on DOC information boards advising walking and cycling access is welcome. This is assisted by a stile over the fence by the gate as well as clear maps and description on the DOC signage.



*"offending" locked gate on private farm track.*



*View of approximate location ULR*

*And, in no particular order, DOC and private signs, along with view of stile located beside locked gate.*





I walked part way into the area, to where the woolshed is beside the ULR, by utilising the formed track on private title. Beyond the woolshed the ULR follows very steep terrain for a section. I attempted to follow the approximate line of the ULR back to the fence/gate. This involves a very steep sided creek, which in turn requires some rock hopping to cross with dry feet.

#### Ben Lomond Station Farm Road / Moonlight Track 4hrs one way

These tracks are on private land managed by Ben Lomond Station. You must stay on the marked route at all times.

The Moonlight Track passes through the historic gold mining area of Moke Creek and the remnants of Sefferstown (formerly Moke Creek Settlement).

From Moke Lake campsite follow the farm road above Moke Creek, you will drop to McConnochie Creek before climbing to Sefferstown. The farm road forks here, take the right fork to Arthurs Point.

For more information or to book a guided tour, contact the Ben Lomond Station office on 08 9471 1111 or visit the Ben Lomond Station website.



Signage also indicates that commercial horse trekking is available along with a number to call.

NB

30/07/2013

Talked to John O'Neill, QLDC, at length about the enquiry and the fact I had inspected the area. John offered to return with me at a future date if required although I advised the signage and terrain indicated to me that effectively *any possible* public access is not being obstructed. Free vehicle access is not available but given private title this is not illegal.

I sent email sent to s9(2)(a) (full email trail uploaded to SP) outlining the fact that I could find no direct examples of access obstruction, further inviting him to provide any details. I outlined that signage and stiles gives free practical public access utilising private title and that the ULR is largely impractical at least for its initial stages. Combined with the fact only a short distance is to be gained by vehicle usage of the ULR any discussion of actual obstruction on ULR lies with QLDC as administrators.

I suggested that he contact the landholders to request permission for vehicle access should he require it.

BCC sent to John O'Neill and Greg Lind.

NB

30/07/2013

A reasonably 'toxic' reply (added to SP email trail).received from s9(2)(a) expressing disappointment in what he terms a 'cop out' from all parties involved along with a vague threat to damage the locked gate/fence over ULR.

Also reiterates he feels all access is being denied because of the "illegal" locked gate.

NB

01/08/2013

Meeting held with John O'Neill, along with 3 other Roading engineers, at QLDC.

Everybody, including myself, is confused as to what s9(2)(a) is actually complaining about when he has not given, even when questioned, any example of access refusal.

A valuable discussion as it emerged there is no history of QLDC maintenance known to the staff present. Some gravel apparently has been spread on a section of the farm track in exchange for gravel truck access for the purpose of maintaining the legalised formed Moke Lake Road. A gravel supply is available ex the Moke Creek.

Full details provided, including maps, of the legalisation of the formed road to Moke Lake which occurred in 1995/96. Part of that legalisation was that access beyond Moke Lake was by negotiation (apart for the ULR line).

It would appear that s9(2)(a) is trying to make a point of law, and I undertook to reply to his latest outburst and reiterate the legal versus practical status, the fact public access is not being denied (although vehicle access is not possible) and once again suggest he gather wider support if he in fact has been denied access.

John O'Neill also undertook to provide direct reply to s9(2)(a) outlining council history and understanding.

I BCC'd John, and provided Greg Lind a copy, to my reply.

[Updated email trail uploaded to SP.](#)

NB

**02/08/2013**

Email (SP) sent to s9(2)(a) once again outlining the facts as perceived (i.e. no total denial of access), further explanation and a suggestion he more clearly outline his concerns if in fact it is for vehicle access.

NB

**06/08/2013**

No further response received from s9(2)(a). Case completed.

NB

Name	1764 - Moke Lake Road locked gate
Description	
Enquirer	John O'Neill
Enquirer E-mail Address	John.O'Neill@qldc.govt.nz
Enquirer Organisation	Queenstown Lakes District Council
Enquirer Last Name	O'Neill
Enquirer First Name	John
Enquiry Source	Email
Assigned	<input type="checkbox"/> Elizabeth Morris
Related Cases	
OIO Access Implementation Case	No
Date Received	17/01/2013
Date Acknowledged	17/01/2013
Date Due	
Case Type	General Enquiry
Status	Resolved
Date Closed	16/08/2013
Regional Council	Otago
Territorial Authority	Queenstown Lakes DC
Land Ownership	Private and Public
Location Name	Moke Lake
WAMSLink	<a href="https://wams.org.nz/wams_private/index.html?extent=1250388,5007496,1253234,5009002">https://wams.org.nz/wams_private/index.html?extent=1250388,5007496,1253234,5009002</a>
X	1251276
Y	5007637
Access Formalised – New walkway	
Access Formalised – Other enduring	
Access Opportunity – Improved	
Access Opportunity - New Informal	
Access Opportunity – Retained	
OIO Tenure Review Access Recommended	
Case Notes Status	Approved
Case Note Headline	Commission clarifies access conditions
Result Abstract	The Commission was asked to provide clarification on the location and access conditions on an unformed legal road. It was explained that the road was impractical for vehicle use but there was no restriction on walking and cycling access.

Parties WAC, DOC, Queenstown Lakes DC

Case Number 1764

CaseOrder 100,001,764

PostCode:Area

Content Type: Case Document Set

Version: 1.5

Created at 17/01/2013 11:19 AM by ☐ Elizabeth Morris

Last modified at 19/08/2015 2:36 PM by ☐ Elizabeth Morris

Close

Released under the Official Information Act

Name 1850 - access through Rainbow Station  
CPL to public land

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation Solum Consulting

Enquirer Last Name s9(2)(a)

Enquirer First Name

Enquiry Source Corporate Website

Assigned ☐ Elizabeth Morris

Related Cases

OIO Access Implementation Case

Date Received 9/04/2013

Date Acknowledged 11/04/2013

Date Due

Case Type General Enquiry

Status Resolved

Date Closed 30/09/2014

Regional Council Tasman, Nelson and Marlborough

Territorial Authority marlborough district council

Land Ownership Private

Location Name Rainbow station

WAMSLink

X 1591564

Y 5355087

Access Formalised – New walkway 0

Access Formalised – Other enduring 0

Access Opportunity – Improved 0

Access Opportunity - New Informal 0

Access Opportunity – Retained 1

OIO Tenure Review Access Recommended

Case Notes Status Final Approval

Case Note Headline Crown Pastoral Lease Access Clarified

Result Abstract A complex situation involving access to a hut over DOC and Crown pastoral lease land. The Commission clarified rights to access and worked with DOC to provide

11/08/2021

Cases - 1850 - access through Rainbow Station CPL...  
access and worked with DoC to provide  
a more effective access point.

Parties DoC, private landowner

Case Number 1850

CaseOrder 100,001,850

PostCode:Area

Content Type: Case Document Set

Version: 1.5

Created at 10/04/2013 10:18 AM by ☐ Kirsti Douglas

Last modified at 3/03/2016 11:37 AM by ☐ Elizabeth Morris

Close

Released under the Official Information Act

1850 - access through Rainbow Station CPL to public land

Enquiry around the ability of Rainbow Station management to restrict access up Judges and Lees creek to DoC land

2013 04 19 Advised enquirer that time required to research case, in particular land status of Judges creek. Requested George's advice. Ric agreed that once land status is clear a letter be sent to the rainbow Station landowner requesting a meeting to discuss access across CPL land to DoC estate.

2013 04 22 Discussed case with Alison Rothschild and John Witherspoon, DoC St Arnaud. Judges creek is a popular access point to Doc land both for hunters and trampers. DoC often receives complaints/enquiries concerning declined access requests from rainbow Station management. Very obvious that exclusive hunting occurs. A new farm manager took over in November 2012 (Justin Thompson) and it was he that declined access to enquirer in this case. Alison intends to speak with him on other issues. I asked her to remind Justin that while he can decline access across CPL he has no jurisdiction as to what happens on DoC land.

2013 10 29 Met with s9(2)(a) . s9(2)(a) advised the Department is looking at re-locating the 6 mile gate to Lees creek where a DoC track gives access to a hut near Raglan range. John Wotherspoon responsible for implementation. I undertook to check WAMS for a suitable installation point and advise.

2013 11 04 WAMS research indicates that relocation of rainbow gate to Lees Creek would entail vehicles traversing a section of 'hydro' road not currently regarded as 'public.' It would also still appear to require permission to access a short stretch of CPL. Emailed s9(2)(a) / John with request for rationale relocating gate to this point.

2014 06 05 Follow up reminder to DoC seeking response to email of 04/11/ 13

2014 09 30 No response from DoC but it is now clear that permission is required from Rainbow Station management to cross CPL land to access DoC land in the vicinity of Lees Creek. DoC has undertaken to inform the manager that while he has authority to control access over CPL land he has no jurisdiction over hunter use of public land. The enquirer is aware of this and accepts the situation.

Name	2014 - River access by Coleridge Hydro
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	self
Enquirer Last Name	s9(2)(a)
Enquirer First Name	s9(2)(a)
Enquiry Source	WAMS
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	CMS 618
OIO Access Implementation Case	
Date Received	13/09/2013
Date Acknowledged	26/09/2013
Date Due	
Case Type	General Enquiry
Status	Resolved
Date Closed	18/12/2013
Regional Council	Canterbury
Territorial Authority	Selwyn DC
Land Ownership	Private and Public
Location Name	Coleridge Hydro
WAMSLink	<a href="http://wams.org.nz/WAMS/index.aspx?Interface=private&amp;enquiry=10810">http://wams.org.nz/WAMS/index.aspx?Interface=private&amp;enquiry=10810</a>
X	1480502
Y	5197638
Access Formalised – New walkway	
Access Formalised – Other enduring	
Access Opportunity – Improved	
Access Opportunity - New Informal	
Access Opportunity – Retained	
OIO Tenure Review Access Recommended	
Case Notes Status	Final Approval
Case Note Headline	Gate Unlocked by Persuasion of Trust Power
Result Abstract	Gate locked between Trust Power and Crown Land riverbed. Local Trust Power manager was not aware of the sign and

11/08/2021

Cases - 2014 - River access by Coleridge Hydro manager was not aware of the sign and not supportive of the gate being locked. Trust Power persuaded farmer not to lock gate.

## Parties

Enquirer, Trust Power, Landholder

Case Number

2014


CaseOrder

100,002,014

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 13/09/2013 8:37 PM by  Elizabeth Morris

Last modified at 2/03/2016 5:09 PM by  Elizabeth Morris

Close

Released under the Official Information Act

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**From:** George Williamson  
**Sent:** Monday, 16 December 2013 11:53 am  
**To:** s9(2)(a)  
**Subject:** RE: [CMS 2111] Public Access or not

Hi s9(2)(a)

Yes that is correct.

There sometimes can be a legal argument that a track formed using public money can be deemed to be dedicated a legal road but in this instance I am guessing that is not the case.

So the landholder generally has right to refuse entry onto their land, but our experience is that many rural landholders are pretty accommodating if approached nicely.

With best wishes  
George

---

**From:** s9(2)(a)  
**Sent:** Monday, 16 December 2013 11:42 a.m.  
**To:** George Williamson  
**Subject:** Re: [CMS 2111] Public Access or not

Thanks George  
Sorry about the phone number, (too late at night) it should have been 07 3478783

I gather from what you have said, that we have legal access up the esplanade strip (20m either side of the riverbed?) and up the legal road line.

BUT  
where the formed track deviates from the legal road line AND goes outside of the esplanade strip, then we either have to remain within those legal access boundaries or get permission from the landowner to use the track?.

Is that correct?

Regards

s9(2)(a)  
On 16/12/2013 10:57 a.m., George Williamson wrote:

Hello s9(2)(a)  
Thank you for your enquiry.  
You ask:

There is a track that follows the Dunstan creek upstream from St Bathans. I can't figure out from the map whether this is public access or not. Can you help, please?

Our mapping system shows legal road and esplanade along Dunstan Creek.

You will have to get landholder's permission to traverse tracks that are outside of the legal road or marginal strip.

Do ring me if you would like additional information. (I tried to phone but the number attached to your case gave doesn't appear to be correct? – see snip below.

A screenshot of a web form interface. At the top, there is a 'View' button and a 'Custom Commands' tab. Below this, there are several icons and labels: 'Version History', 'Alert Me', 'Manage Permissions', 'Edit Item', 'Delete Item', and 'Manage'. The main part of the form consists of several input fields. The 'Last Name' field contains the text 's9(2)(a)'. The 'First Name' field is redacted with a black box. The 'Full Name' field is also redacted with a black box. The 'Email Address' field is redacted with a black box. The 'Contact Group' field is redacted with a black box. The 'Company' field is redacted with a black box. The 'Job Title' field is redacted with a black box. The 'Business Phone' field contains the text 's9(2)(a)'. The 'Home Phone' field is redacted with a black box. At the bottom left, there is a small text label 'Add/Update Item'.

With best wishes  
George

George Williamson  
Operations Advisor  
NZ Walking Access Commission – Ara Hiko Aotearoa  
PO Box 12348, Thorndon, Wellington 6144  
phone 04 815-8519 or 027 232 6039

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[www.wams.org.nz](http://www.wams.org.nz)

Name 2111 - Public access or not

Description

Enquirer

s9(2)(a)

Enquirer E-mail Address

s9(2)(a)

Enquirer Organisation

Enquirer Last Name

s9(2)(a)

Enquirer First Name

s9(2)(a)

Enquiry Source

WAMS

Assigned

☐ George Williamson

Related Cases

OIO Access Implementation Case

No

Date Received

15/12/2013

Date Acknowledged

16/12/2013

Date Due

Case Type

General Enquiry

Status

Resolved

Date Closed

16/12/2013

Regional Council

Otago

Territorial Authority

Central Otago District Council

Land Ownership

Private and Public

Location Name

Saint Bathans

WAMSLink

X

1345251

Y

5032538

Access Formalised – New walkway

Access Formalised – Other enduring

Access Opportunity – Improved

Access Opportunity - New Informal

Access Opportunity – Retained

OIO Tenure Review Access Recommended

Case Notes Status

Approved

Case Note Headline

Track crosses onto private land

Result Abstract

Enquirer requested info on track along Dunstan Creek. Response was that the track is not on public land where it deviates outside of road or marginal strin and that permission is needed to



**From:** s9(2)(a)  
**Sent:** Monday, 10 March 2014 11:26 a.m.  
**To:** Chris Tonkin  
**Subject:** RE: Rainbow station access - case 2214

Hi Chris

Many thanks for this and yes indeed, it is the same case. I will write and copy my query to those persons you suggested and appreciate the clarification re access over Crown Pastoral Lease land. In short, Star Holdings can dictate who can do what on their leased land, even if the intent is merely to cross it to access the public conservation estate.

This is one of a few cases where public land cannot be accessed as its access is over private land...Glenroy River and the Waihopai River being other such examples.

Many thanks Chris

s9(2)(a)

-----Original Message-----

**From:** Chris Tonkin [<mailto:Chris.Tonkin@walkingaccess.govt.nz>]  
**Sent:** 05 March 2014 15:13  
**To:** s9(2)(a)  
**Subject:** Rainbow station access - case 2214

Hi s9(2)(a),

Your recent enquiry to the Commission has found its way to me.

I'm assuming this is the same issue you raised back in April 2012 when it was logged as case 1850. I have been a bit lax in reporting back because I expected to catch up with you when I presented to a Fish & Game Council meeting last August and again at the AGM – I think you missed both of these meetings.

To recap; As I understand it the issue is Star Holdings dictating the terms of access over pastoral lease land to DoC managed public land.

Crown pastoral lease land has the same status as private land insofar as permission is required from the lessee for access.

In this case Star Holdings has no control over hunting on Doc land, however if it is necessary to cross CPL they are within their rights to decline requests.

When this issue first arose I contacted the St Arnaud office whose staff were to arrange a meeting with Rainbow Station management.

DoC staff were also working on an alternative access option with the objective to identify an access option to Judges and Lees Creeks that would not involve crossing CPL.

Since the DoC re-structure the project came off the rails and as of last week newly appointed staff have still not responded to email on the subject.

I'll stay on the case but in the meantime it would be a big help if you note your concerns re Star Holdings to Conservation Services Manager, John Wotherspoon at DoC St Arnaud. ([jwotherspoon@doc.govt.nz](mailto:jwotherspoon@doc.govt.nz) with a copy to [chris.tonkin@walkingaccess.govt.nz](mailto:chris.tonkin@walkingaccess.govt.nz)

Feel free to give me a call if you wish.

Name	2214 - public hunting access, through Rainbow station
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	Solum Consulting
Enquirer Last Name	s9(2)(a)
Enquirer First Name	
Enquiry Source	WAMS
Assigned	<input type="checkbox"/> Elizabeth Morris
Related Cases	
OIO Access Implementation Case	
Date Received	2/03/2014
Date Acknowledged	2/03/2014
Date Due	
Case Type	Access Dispute
Status	Resolved
Date Closed	16/09/2014
Regional Council	Tasman, Nelson and Marlborough
Territorial Authority	Marlborough DC
Land Ownership	Private and Public
Location Name	Rainbow station
WAMSLink	<a href="http://wams.org.nz/WAMS/index.aspx?Interface=private&amp;enquiry=13089">http://wams.org.nz/WAMS/index.aspx?Interface=private&amp;enquiry=13089</a>
X	1594121
Y	5342985
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	1
OIO Tenure Review Access Recommended	
Case Notes Status	Final Approval
Case Note Headline	Access Clarification on Crown Pastoral Lease
Result Abstract	The Commission advised an enquirer that a Crown pastoral lease (CPL) holder

Cases - 2214 - public hunting access, through Rainbow...  
that a Crown pastoral lease (CPL) holder  
was entitled to control access on CPL but  
not to manage hunting access to DOC  
land.

Parties CPL holder, private individual, DoC

Case Number 2214

CaseOrder 100,002,214

PostCode:Area

Content Type: Case Document Set

Version: 1.5

Created at 2/03/2014 10:04 AM by ☐ Elizabeth Morris

Last modified at 2/03/2016 4:44 PM by ☐ Elizabeth Morris

Close

Released under the Official Information Act

Name	2590 - Meads Road, Lake Hawea
Description	
Enquirer	James Heffied
Enquirer E-mail Address	james.heffield@walkingaccess.govt.nz
Enquirer Organisation	
Enquirer Last Name	Heffied
Enquirer First Name	James
Enquiry Source	Corporate Website
Assigned	<input type="checkbox"/> Ange van der Laan
Related Cases	694
OIO Access Implementation Case	No
Date Received	12/12/2014
Date Acknowledged	12/12/2014
Date Due	
Case Type	General Enquiry
Status	Closed No Result
Date Closed	24/07/2015
Regional Council	Otago
Territorial Authority	Queenstown Lakes DC
Land Ownership	Private and Public
Location Name	Meads Road, Lake Hawea
WAMSLink	<a href="http://wams.org.nz/wams_desktop/index.aspx?Interface=private&amp;enquiry=19948">http://wams.org.nz/wams_desktop/index.aspx?Interface=private&amp;enquiry=19948</a>
X	1298933
Y	5072469
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	0
Case Notes Status	Final Approval
Case Note Headline	Lake Hawea Access Dispute
Result Abstract	Crown Pastoral Lease holders closed access over private property to DOC reserve. That access was not formalised is a historic omission. Queenstown Lakes District Council is progressing case through Public Works Act to formalise access.

Parties

Taf and Penny Cochrane, QLDC, DOC and the general public

Case Number

2590

CaseOrder

100,002,590

PostCode:Area

Content Type: Case Document Set  
Version: 1.7

Created at 12/12/2014 10:01 AM by ☐ Elizabeth Morris  
Last modified at 2/03/2016 2:50 PM by ☐ Elizabeth Morris

Close

Released under the Official Information Act

---

**From:** Ange van der Laan  
**Sent:** Friday, 24 July 2015 4:54 pm  
**To:** 'Hannah White'  
**Subject:** RE: Meads Road

Hi Hannah

Yes, thank you for that.

Regards  
Ange

ANGE VAN DER LAAN  
Regional field advisor – Southland/Queenstown and Lakes District  
**New Zealand Walking Access Commission** | Ara Hikoī Aotearoa  
**M:** 027 484 4677 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)  
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*I work part-time and variable hours and will respond to enquiries as soon as possible. If you have an urgent query please ring (04)815-8510 or email [info@walkingaccess.govt.nz](mailto:info@walkingaccess.govt.nz).*



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**From:** Hannah White [<mailto:Hannah.White@qldc.govt.nz>]  
**Sent:** 24 July 2015 16:34  
**To:** Ange van der Laan  
**Subject:** RE: Meads Road

Hi Ange

Denis forwarded me your email below. Basically it's with lawyers now as per this update:

Meredith Connell has formally communicated with Hunter Valley Station's legal advisor that the Council wishes to regularise Mead Road's legal status by acquisition under the Public Works Act.

Does this help at all?

Kind regards

---

**Hannah White** | Executive Assistant to the Chief Executive  
Queenstown Lakes District Council  
DDI: +64 3 450 1770 | P: +64 3 441 0499  
E: [hannah.white@qldc.govt.nz](mailto:hannah.white@qldc.govt.nz)



---

**From:** Ange van der Laan [<mailto:Ange.vanderLaan@walkingaccess.govt.nz>]  
**Sent:** Friday, 24 July 2015 2:00 PM  
**To:** Denis Mander  
**Subject:** Meads Road

Hi again Denis

This time am enquiring about Meads Road (Cochranes) – would it be possible for you to send me a copy of the latest access/road proposal for this property?

Many thanks  
Ange

ANGE VAN DER LAAN  
Regional field advisor – Southland/Queenstown and Lakes District  
**New Zealand Walking Access Commission** | Ara Hīkoi Aotearoa  
**M:** 027 484 4677 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)  
*Promoting access in the outdoors*

*I work part-time and variable hours and will respond to enquiries as soon as possible. If you have an urgent query please ring (04)815-8510 or email [info@walkingaccess.govt.nz](mailto:info@walkingaccess.govt.nz).*



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**From:** s9(2)(a)  
**Sent:** Monday, 23 February 2015 9:41 am  
**To:** Geoff Holgate  
**Subject:** RE: Poulter River track [CMS 2639]

**Categories:** shared doc

Hi Geoff,

DOC Canterbury have gotten back to me and the locked gate is owned by Mt White, and is off the legal paper road even though the specific track comes off and goes back on to the paper road, it's their bypass around the slip.

I would like to report another locked gate though. Myself and my friend tried to drive the legal road through Glenthorne Station up the Wilberforce valley on Saturday.

It seems the station has now diverted the track from the legal road and the manager has locked the gate behind the old upper glenthorne homestead.

The locked gate is at

43°10'50.08"S

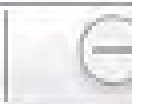
171°26'37.43"E

Roughly where the black dashed line at "airstrip" joins the purple paper road below the buildings (below). The main paper road through the word Glenthorne below no longer is accessible due to fencing.

We had to backtrack and drive in the Wilberforce riverbed instead.

Regards

s9(2)(a)



Map

Key

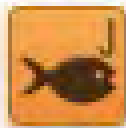
Map Content

Content displays at scales below 1:500,000

Cycle



Fish



Walk



Tramp



M. Bike



Kayak



Camp



Boat



Hunt



Swim



Winter



Trail



4WD



Sights



Climb



Horse



All off



---

**From:** Geoff Holgate [mailto:Geoff.Holgate@walkingaccess.govt.nz]

**Sent:** Tuesday, 3 February 2015 1:54 p.m.

**To:** s9(2)(a)

**Subject:** RE: Poulter River track [CMS 2639]

No problems asking questions about access s9(2)(a) it's one of the reasons we're here!

However I don't think I can help you with this query. I'm not personally familiar with the location, but the gate will almost certainly be Mt White's.

If you haven't already, I suggest you go back to DOC and let them know what you found, and ask them what the story is. Given that the track is likely to be in the proximity of legal road (ULR) you could also ask a question of Selwyn District Council (Rob Allen ?).

Sorry I can't help you with this one s9(2)(a) but I would be interested to hear what you find out.

Regards,  
Geoff

Geoff Holgate  
Regional Field Advisor  
New Zealand Walking Access Commission – Ara Hikoī Aotearoa  
Phone 021 190 1984 or 03 358 8989

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**From:** s9(2)(a)

**Sent:** Tuesday, 3 February 2015 10:43 a.m.

**To:** Geoff Holgate

**Subject:** RE: Lake Sumner Home Bay Access via Loch Katrine Road [CMS 2631]

Thanks Geoff

Access to the upper Hurunui for fishing or the RHA area for hunting is hard when one has to tramp already from loch Katrine. We have a jetboat too but trying to drag a jetboat to Katrine is one of the most unnerving experiences, and hit & miss when some of the holes are deep enough to swallow the whole trailer.

It is reasonable access to Heron, but probably abused. I have used it to get around the lake to fish, but only once a season really. Its far from Christchurch.

As a Quad bike user I'd prefer to be allowed to use that to access more areas in the park, as we are low impact for A-B travel users rather than recreational riders. Some of the huts in the area have little or no firewood nearby but do have fireboxes, and to be able to hunt the region and take some logs on the bike for the fire would be an advantage.

Can I ask another question please? There seems to be a locked gate put in place on the new track up the poulter river. We were in 2 weekends ago on ATV's and the newly cut track is wide enough for an ATV but there is a locked gate on it. When we asked DOC prior to going in, the contact said there were no gates requiring unlocking/keycodes. So it was a surprise to come on to this. I'm trying to find out if this is a station gate or DOC (but not identified yet). It's very new. The galvanising was quite shiny.

Here are GPS co-ordinates for its approx location (looking at my track out on my GPS)

Lat 43° 2'11.64"S

Long 171°53'52.64"E

I find the WAMS site very valuable. I use the draw function to draw boundaries as a track and import them into my GPS to let me know where the boundary is when I'm hunting both on private and public land. I also use Koordinates.com to get a big section of DOC outline for the same purpose.

Regards

s9(2)(a)

---

**From:** Geoff Holgate [<mailto:Geoff.Holgate@walkingaccess.govt.nz>]  
**Sent:** Tuesday, 3 February 2015 10:10 a.m.  
**To:** s9(2)(a)  
**Subject:** RE: Lake Sumner Home Bay Access via Loch Katrine Road [CMS 2631]

Hi again s9(2)(a)

I suspect that the lack of maintenance of the Lake Taylor to Loch Katrine road has been quite successful in discouraging vehicles through to Loch Katrine! To be fair to the Council, they have indicated that if other parties provided the funding, they would be prepared to form a road into Home Bay. However I believe what the Council had in mind as a formed road was much more than what might be adequate as a 4WD track. Council also formed a working party on access to Hurunui Lakes a few years back, with some budgeted funding, but I see that the budget no longer exists and the 'status' of the working group is that they are waiting for potential investment partners to come forward with a funding proposal.

As I mentioned previously we do encourage people to contact local councils directly to enquire about use/maintenance of public roads, to ensure they are aware of the public interest.

I'm interested to hear that you're reasonably happy with the Lake Heron access s9(2)(a) as I have heard grumbles from some.

Thanks for your response.

Regards,  
Geoff

Geoff Holgate  
Regional Field Advisor  
New Zealand Walking Access Commission – Ara Hīkoi Aotearoa  
Phone 021 190 1984 or 03 358 8989

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**From:** s9(2)(a)  
**Sent:** Tuesday, 3 February 2015 9:50 a.m.  
**To:** Geoff Holgate  
**Subject:** RE: Lake Sumner Home Bay Access via Loch Katrine Road [CMS 2631]

Thanks for the update.

Frustrating that this has been a problem for so long, the cynic in me suggest HDC are less than helpful now due to public opposition to the one-time proposed dam at lake Sumner. They did at one point include in their long term plan, a graded road to loch Katrine. But this has subsequently been dropped from their plan for 2013/14/15.

A solution along the lines of investment and access like Lake Heron would be adequate, as long as all parties could come up with a cost to grade and fence the road suitably. The lake heron access management seems to be working quite well to allow reasonable access and prevent damage to nearby land. The track between lake taylor and Loch Katrine has to be one of the worst roads in the country.

Of course the landowner does allow access by vehicle – for a fee, to users of their hut at lake mason.

Regards

s9(2)(a)

---

**From:** Geoff Holgate [<mailto:Geoff.Holgate@walkingaccess.govt.nz>]  
**Sent:** Tuesday, 3 February 2015 9:40 a.m.  
**To:** s9(2)(a)  
**Subject:** RE: Lake Sumner Home Bay Access via Loch Katrine Road [CMS 2631]

Hello s9(2)(a), and thank you for your recent enquiry.

Public access into Home Bay via Loch Katrine has been an "issue" for many, many, years unfortunately. The main difficulty is that the formed track does not strictly follow the legal road line, therefore the landholder can legally prevent people from using the track where it is not on the legal road line, for example at the locked gate. There does not appear to be any problem with people using the track on foot, but vehicle use is certainly discouraged.

The snip below from our mapping system (WAMS) shows the track (black dashes) and the legal road line (purple);



So to answer your query specifically, the road/track into Home Bay is not all public road. You may be aware that legal roads (apart from major highways) are the responsibility of the local council, and we encourage anybody with a query regarding public access on legal roads, formed or unformed, to contact the local council in the first instance.

Hurunui District Council, and DOC, have been working with the landholder to achieve public vehicle access into Home Bay for some time, and the Commission has more recently been trying to assist. There appears to be two main options to enable vehicle access into Home Bay;

- The Council could effectively 'shift' the legal road onto the formed track, but this would require the agreement of the landholder which has apparently not been forthcoming, or
- a track could be formed on the legal road line, but Council have apparently determined that this would be too expensive in light of their other budget commitments.

I hope this adequately answers your query s9(2)(a) even if the answer is not that positive. If you have any further queries I would be happy to discuss them with you.

Regards,

Geoff Holgate  
Regional Field Advisor

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**From:** s9(2)(a)  
**Sent:** Friday, 23 January 2015 3:12 p.m.  
**To:** Contact  
**Subject:** Lake Sumner Home Bay Access via Loch Katrine Road

Hi

Could you advise on the status of the public road, access to Home Bay of Lake Sumner via the loch Katrine road and locked gate?

I also heard a rumour that Hurunui district council were at some point working with Walking Access Commission and DOC to grade the road to Loch Katrine

Thanks

s9(2)(a)

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Name	2666 - Access up Wilberforce valley via ULR through Glenthorne
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	
Enquirer Last Name	s9(2)(a)
Enquirer First Name	
Enquiry Source	Email
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	497
OIO Access Implementation Case	No
Date Received	23/02/2015
Date Acknowledged	23/02/2015
Date Due	
Case Type	General Enquiry
Status	Resolved
Date Closed	15/12/2015
Regional Council	Canterbury
Territorial Authority	Selwyn DC
Land Ownership	Private and Public
Location Name	G enthorne Station
WAMSLink	<a href="https://wams.org.nz/wams_private/index.html?extent=1471935,5217067,1474808,5218527">https://wams.org.nz/wams_private/index.html?extent=1471935,5217067,1474808,5218527</a>
X	1473043
Y	5218054
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	
Case Notes Status	Final Approval
Case Note Headline	Unformed Legel Road -No Guarantee of Access
Result Abstract	A landowner apparently shifted their track from the unformed legal road (URL) and obstructed it with a locked gate. The Commission consulted with the Selwyn

District Council and provided recommendations to allow public access on the URL.

Parties	Enquirer
Case Number	2666
CaseOrder	100,002,666
PostCode:Area	

Content Type: Case Document Set  
Version: 1.7

Created at 23/02/2015 4:39 PM by ☐ Geoff Holgate  
Last modified at 2/03/2016 2:40 PM by ☐ Elizabeth Morris

Close

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Name	2671 - Poulter River Mt White Station
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	
Enquirer Last Name	s9(2)(a)
Enquirer First Name	
Enquiry Source	Corporate Website
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	2639
OIO Access Implementation Case	No
Date Received	26/02/2015
Date Acknowledged	27/02/2015
Date Due	
Case Type	General Enquiry
Status	Closed No Result
Date Closed	13/10/2016
Regional Council	Canterbury
Territorial Authority	Selwyn DC
Land Ownership	Private and Public
Location Name	Poulter River
WAMSLink	<a href="https://wams.org.nz/wams_private/index.html?extent=1504011,5230321,1518378,5237623">https://wams.org.nz/wams_private/index.html?extent=1504011,5230321,1518378,5237623</a>
X	1510718
Y	5233985
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	
Case Notes Status	No case note required
Case Note Headline	NA
Result Abstract	Enquirer concerned at sign on road to discourage public access up the Poulter. DOC believe owner good to deal with. Property was on the market but owners have now applied to undertake tenure review. Public access will be promoted through tenure review.

Parties Enquirer, DOC, landholder

Case Number 2671

CaseOrder 100,002,671

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 26/02/2015 1:38 PM by ☐ Kirsti Douglas

Last modified at 13/10/2016 3:19 PM by ☐ Geoff Holgate

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**From:** s9(2)(a)  
**Sent:** Wednesday, 25 February 2015 4:23 pm  
**To:** Contact  
**Subject:** Mt White Station

Dear Sir,

In mid January this year my wife and I wanted to go to the Poulter River in Arthurs Pass National Park and were dismayed to read a sign on the main road going to the Poulter, discouraging us from using the road. The sign was attached to a gate across the road saying EWES LAMBING, NO TRESPASSING AND NO DOGS. This gave us the impression that the access was closed due to lamb in January!!!!. Which I know occurs in other places around NZ. So we turned around and made other plans for the day. We later called into the DOC visitor centre and were told the road was a public road and that the station owner put up signs like this discouraging legitimate visitors. This seems totally unsatisfactory from a public access perspective. What has angered us again, was we went back in late February to find the same sign still in place. Clearly there is a situation that remains unresolved and I am thinking it is an issue Public Access NZ would be interested in looking into to see what could be done. The name on the gate sign was R Smith and maybe a call to the station owner/manager will resolve the issue. The local DOC manager is Kingsley Timpson may be able to give you additional information if there is an unresolved issue going back over time. On the second occasion we went through the gate anyway and had a great day walking and mountain biking in the Poulter River. I guess it just annoys me that some station managers seem to be very quick to exclude the public if they can get away with it. I would like to see a new sign erected making it clear the the road is a public road and access to other parts of Mt White Station is only possible by contacting the station manager. This is at least a statement of fact and gives a clear message about public and landowner responsibility. Molesworth Station has developed some good signage in the face of increasing access by the public and clear instructions on how to leave gates. Hope to get a positive reply from you once you have investigated this issue.

Cheers

s9(2)(a)

s9(2)(a)

Name 2781 - Branches access enquiry

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation

Enquirer Last Name s9(2)(a)

Enquirer First Name s9(2)(a)

Enquiry Source Corporate Website

Assigned ☐ Ange van der Laan

Related Cases

OIO Access Implementation Case No

Date Received 11/05/2015

Date Acknowledged 14/05/2015

Date Due

Case Type General Enquiry

Status Resolved

Date Closed 10/06/2015

Regional Council Otago

Territorial Authority QLDC

Land Ownership Private

Location Name Branches Station

WAMSLink [http://wams.org.nz/wams\\_desktop/index.aspx?Interface=private](http://wams.org.nz/wams_desktop/index.aspx?Interface=private)

X 1250681

Y 5053248

Access Formalised – New walkway 0

Access Formalised – Other enduring 0

Access Opportunity – Improved 0

Access Opportunity - New Informal 0

Access Opportunity – Retained 0

OIO Tenure Review Access Recommended 0

Case Notes Status

Case Note Headline Branches Station public access query

Result Abstract Property is on CPL but in addition to being working farm is operated as exclusive resort for owners and available for private hire. Access has become increasingly difficult because of competing demands and enquired expressed concern at this.

Parties

Case Number 2781  
CaseOrder 100,002,781  
PostCode:Area

Content Type: Case Document Set  
Version: 1.7

Created at 11/05/2015 3:07 PM by ☐ Kirsti Douglas  
Last modified at 26/06/2015 9:12 AM by ☐ Elizabeth Morris

Close

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**From:** s9(2)(a)  
**Sent:** Thursday, 7 May 2015 10:55 am  
**To:** Contact  
**Subject:** Access to the Branches

On march 30 we wanted to cycle to Lochnagar and I asked the Branches station for access. I got a polite phone message and call explaining that they had hunters on the station for the next few weeks. After that they would be mustering, and there'd be stock in the river, so we would need to wait for the spring. I also asked if we could tramp in over Shotover saddle and was told that the hunting could prevent that and I'd need to phone back.

This raises several issues.

Were hunters working on weekends, and all the time so no other access could be scheduled for months at a time?

Was it impossible to schedule access during the mustering season?

Are we limited to less suitable seasons, such as spring with higher river flows?

What is the policy regarding access in such situations?

How do we deal with such situations please?

s9(2)(a)

s9(2)(a)

Name 3078 - Public access up Whistler River

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation Grassland NZ, PLC

Enquirer Last Name s9(2)(a)

Enquirer First Name s9(2)(a)

Enquiry Source Email

Assigned ☐ Geoff Holgate

Related Cases 2849

OIO Access Implementation Case No

Date Received 22/12/2015

Date Acknowledged 22/12/2015

Date Due

Case Type Access Dispute

Status Resolved

Date Closed 11/05/2016

Regional Council Canterbury

Territorial Authority Waimakariri DC

Land Ownership Private and Public

Location Name Whistler River, Lees Valley

WAMSLink [https://wams.org.nz/wams\\_private/index.html?extent=1519212,5221518,1533288,5229786](https://wams.org.nz/wams_private/index.html?extent=1519212,5221518,1533288,5229786)

X 1526526

Y 5226421

Access Formalised – New walkway 0

Access Formalised – Other enduring 0

Access Opportunity – Improved 0

Access Opportunity - New Informal 0

Access Opportunity – Retained 0

OIO Tenure Review Access Recommended

Case Notes Status No case note required

Case Note Headline No public access from Whistler River

Result Abstract Enquirer asked if there was legal access from the Whistler River to the Oxford Forest Conservation Area. After looking at various possibilities RFA advised that there was no legal access.

12/08/2021

Cases - 3078 - Public access up Whistler River

names

enquirer, number

Case Number

3078

CaseOrder

100,003,078

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 22/12/2015 9:42 AM by ☐ Geoff Holgate

Last modified at 11/05/2016 2:45 PM by ☐ Geoff Holgate

Close

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**From:** s9(2)(a)  
**Sent:** Tuesday, 22 December 2015 6:28 am  
**To:** Geoff Holgate  
**Cc:** s9(2)(a)  
**Subject:** Question regarding access to our pastoral lease lands in the Whistler River catchment  
**Categories:** shared doc

Geoff,

I hope you are well.

Thank you in advance for a few minutes of your time on this matter. We appreciate your feedback on an issue we are dealing with for our Whistler River area.

There is an individual who has hunted up the Whistler River for the past 30 years on pastoral lease lands, using, at times, a private (owned by the station) hut, and using the station's tracks, traveling across our freehold land. While we would like to honor as many previous relationships as possible, this man is, to be blunt, annoying, presumptuous, pushy, and acts with a very high level of entitlement. We don't enjoy his badgering, much less his company on our property, with our shared resources, and spending time coordinating his access with our staff's work-flow and our stock-plans. In conclusion, despite letting him go for his annual hunt, the past two years, we don't want to any longer.

Part of his latest email to s9(2)(a) (copied above, as LeesValleyStation, who facilities the communications and access) is as follow:

I will continue to access my hunting spots of the past 30 years by either:

(1) flying in and out via chopper or

(2) walking in via the legal access of the Whistler River bed having driven to the point where the legally designated road meets that river. My vehicle will be parked so as not to impede farm works and will be subject to video surveillance.

In accordance with the degree of co-operation displayed by management it is not my intention to advise you of when these occasions will be and I will continue to access the area until such time as I am otherwise advised of a change to legal designation by the property management.

I am disappointed that my position has come to this but I have found your managements actions to be contrary to that which was stated at the time the farm was taken over. Despite both written and personal approaches I have not been able to come to any reasonable arrangement to continue access across your lands, noting that I have at no stage sought to shoot on your property merely to cross its lands to State Forrest areas as I have done for more than 30 years.

I regard access to our high country as part of my heritage and regret that as overseas owners you seem unable to come to a reasonable compromise with me on this occasion.

We have met with him multiple times, as he used to come up to the station unannounced and wait around by the main headquarters (even once taking a long nap until someone arrived). He's persistent, I'll give him that.

If he wants to hunt on state forest, that is totally fine with us, but we don't want him accessing it through our property on the Whistler side. He can access it from the Townshend side however, via the easements there, and we have offered this to him, but he does not want to do this.

From looking at maps, it's not possible, from what I can see, for him to access the state forest land from the Whistler side by walking on the river. He'd have to leave the river and walk up through our freehold (pastoral lease lands) to get to it. While we don't want to perpetuate discussions with this man and also don't want to have to continue to allocate time and energy to this effort, which is non-productive, and he is taking it as an insult to him and his heritage, making us uncomfortable too, where we are simply making a decision that we don't enjoy this person and, at this time, don't want to continue this relationship, which we earnestly considered continuing at settlement, during our meetings and communications with him to-date.

To finalize this, and for us to be able to get back to him with a specific reply, letting he and our staff know if indeed he can walk off the river to the State Forest, can you please confirm by looking at maps of this area and with the knowledge you have of the Whistler catchment? Can you access State Forest land by the river bed or other formalized access routes? We would greatly appreciate your reply on this. We are not attempting to involve you in this discussion, and won't reference your name in any email back, but simply are looking for a professional stance on this, to better inform ourselves.

We continue to allow several people a week onto our free-hold lands and through us to the DOC lands up the Townshend and enjoy the new people we're meeting and helping continue their enjoyment of the outdoors. But, this individual, in addition to two or three others, are just not the type that we want to associate with at this time.

Thank you Geoff.

s9(2)(a)

Grasslands NZ, LLC  
Lees Valley, Canterbury, New Zealand  
Grasslands, LLC  
Bozeman, Montana, USA  
[www.grasslands-llc.com](http://www.grasslands-llc.com)

---

**From:** s9(2)(a)  
**Sent:** Wednesday, 3 February 2016 12:38 pm  
**To:** Geoff Holgate  
**Cc:** s9(2)(a)  
**Subject:** Fw: Mt white issue

**Categories:** shared doc

Geoff,

I have received the attached e'mail from a member, which gives an interesting access situation involving Mt White station pastoral lease, to a parcel of private land near the rear of the station.  
Has NZWAC had a similar one of these before to unravel ?

Regards

s9(2)(a)

----- Original Message -----

**From:** s9(2)(a)  
**To:** s9(2)(a)  
**Sent:** Wednesday, February 03, 2016 9:23 AM  
**Subject:** Mt white issue

Hi all. Advice needed.

Myself and s9(2)(a) from malverns branch hunt annually on a bit of private land at the rear of mt white. Its around the mounds of misery/lake grace area. Its 200acres adjoining lochinvar hunting block, cox river, nigger stream area, owned by s9(2)(a) in sheffield and in a family trust from 2 generations previously. s9(2)(a) is now in his early 80s and struggling to get mt white to allow access as a result of the OIO sale. According to WAMS there is a ULR all the way. In reality, there is a reasonable farm 4\*4 track all the way which is good in most places except across streams and one or two slips.

Every one except the s9(2)(a) family traditionally paid Mt white \$25 to access the track in order to keep those rough areas graded. s9(2)(a) has told us that allegedly mt suggested that their track doesnt follow the ULR and wont let anyone in now until the sale has taken place, incl the s9(2)(a) family.

Who can he go to, to assert his access rights? The property is landlocked between DOC and Mt White. He wants to make sure the ULR remains and realigned with the station track if the OIO goes through.

s9(2)(a)

Name	3117 - Access through Mt White to Mounds of Misery area
Description	
Enquirer	s9(2)(a)
Enquirer E-mail Address	s9(2)(a)
Enquirer Organisation	NZDA
Enquirer Last Name	s9(2)(a)
Enquirer First Name	s9(2)(a)
Enquiry Source	Email
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	2671
OIO Access Implementation Case	No
Date Received	3/02/2016
Date Acknowledged	3/02/2016
Date Due	
Case Type	Access Dispute
Status	Closed No Result
Date Closed	13/10/2016
Regional Council	Canterbury
Territorial Authority	Selwyn DC
Land Ownership	Private and Public
Location Name	Mounds of Misery
WAMSLink	<a href="https://wams.org.nz/wams_private/index.html?extent=1504767,5231649,1532919,5248926">https://wams.org.nz/wams_private/index.html?extent=1504767,5231649,1532919,5248926</a>
X	1518928
Y	5247233
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	
Case Notes Status	Draft Result
Case Note Headline	Limited options to secure private access
Result Abstract	Access to private land was being denied, as the vehicle track and ULR were not aligned. While Council was responsible for ULR it was unlikely to be interested in facilitating access. Two legal processes were identified to

Cases - 3117 - Access through Mt White to Mounds...

Parties

Case Number

3117

CaseOrder


100,003,117

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 3/02/2016 3:53 PM by  Geoff Holgate

Last modified at 13/10/2016 4:23 PM by  Geoff Holgate

Close

Name 3268 - Access to Lake Wanaka

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation Fly Fishers and Stream Bashers Otago

Enquirer Last Name s9(2)(a)

Enquirer First Name s9(2)(a)

Enquiry Source WAMS

Assigned ☐ Ange van der Laan

Related Cases 2192

OIO Access Implementation Case No

Date Received 11/04/2016

Date Acknowledged 21/04/2016

Date Due

Case Type General Enquiry

Status Closed No Result

Date Closed 19/12/2017

Regional Council Otago

Territorial Authority QLDC

Land Ownership Private and Public

Location Name Mt Burke Station

WAMSLink [Mt Burke Station - access to Lake Wanaka](#)

X 1294384.5

Y 5050010.9

Access Formalised – New walkway

Access Formalised – Other enduring

Access Opportunity – Improved

Access Opportunity - New Informal

Access Opportunity – Retained

OIO Tenure Review Access Recommended

Case Notes Status Draft Result

Case Note Headline Intractible case - access to Lake Wanaka from Mangawera Rd

Result Abstract Absolutely no progress on this - until all stakeholders and landowner are actively engaged in resolving there's no point in

engaged in receiving there is no point in pursuing.

Parties  
QLDC  
DOC  
F&G

Case Number  
3268

CaseOrder  
100,003,268

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 11/04/2016 5:09 PM by ☐ Elizabeth Morris

Last modified at 19/12/2017 4:25 PM by ☐ Ange van der Laan

Close

Released under the Official Information Act

Case Log - 3268 - Access to Lake Wanaka

Can i drive down Maungawera Valley Road to the junction of Quartz Creek then walk the appro 800m to Lake Wanaka. I have been in contact with the owner of Mount Burke Station and he indicates that the 2kms of road before Quartz Creek is a private road and access is only with his permission.

Case Number	3268
Enquirer	s9(2)(a)
Assigned	<a href="#">Ange van der Laan</a>
Status	In Progress
Case Type	General Enquiry
Date Received	11/04/2016
Date Acknowledged	



26/04/2016

Case assigned to Chris, reassigned to Ange. GW phoned enquirer, acknowledged and confirmed RFA would be in touch on return from leave early May. [See Chris' email](#) for some background info on property.

3440 - Rainbow Station access

Type: General enquiry | ID: 2047 | File Ref: Case ID: 3440

s9(2)(a)

s9(2)(a)

s9(2)(a)

Details

Details of the enquiry

Type of enquiry:

Other

Te Araroa:

☐

Destination:

Land type:

Other land type:

Access use:

Subject:

User Group:

The type of entity the enquirer represents:

Date Enquiry Received:

(No date entered)

Acknowledgement Sent:

(No date entered)

WAMS link:

<https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&scale=36111.909643&center=1616039.2984%2C5413824>  
<https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&scale=36111.909643&center=1616039.2984%2C5413824>

X co-ordinates:

1592484

Y Co-ordinates:

5340312

Enquiry source:

Email

Summary of what this case is about:

Not Required:

(No date entered)

What is the outcome of this enquiry?:

No progress is being made but there is improved understanding of access under new owner.

Do not use:

(No date entered)

Do not use 2:

(No date entered)

**From:** [Ric Cullinane](#)  
**To:** [Penny Wardle](#)  
**Subject:** RE: Rainbow Station, NZ buyer  
**Date:** Friday, 13 May 2016 9:09:42 am

---

Hi Penny,

Interesting. Definitely worth contacting the new owner and see if he is willing to discuss public access issues.

If he is open to a discussion, might be worth bringing s9(2)(a) and s9(2)(a) from FMC along to the discussion?

Cheers

Ric

---

**From:** Penny Wardle  
**Sent:** Thursday, 12 May 2016 9:24 p.m.  
**To:** Ric Cullinane  
**Subject:** FW: Rainbow Station, NZ buyer

Hi Ric, it appears Rainbow has an NZ buyer. Will need advice from you on this one!  
Somewhere, over the rainbow ...  
Talk later, Penny

**From:** s9(2)(a)  
**Sent:** Thursday, 12 May 2016 4:19 p.m.  
**To:** Penny Wardle <[Penny.Wardle@walkingaccess.govt.nz](mailto:Penny.Wardle@walkingaccess.govt.nz)>; NZDA Marlborough <[marlborough.nzda@gmail.com](mailto:marlborough.nzda@gmail.com)>; s9(2)(a)  
**Subject:** Fwd: Rainbow Station

Hi Penny,  
Refer below email from s9(2)(a) re Rainbow Station

Please advise how Walking Access might be able to assist with reestablishing some of the historical access if the station should change hands. Is this something that could be dealt with like the Teme?

s9(2)(a) thanks for this detailed email, sorry I haven't responded sooner but I have been sick for the last few days, and before that i was outside network coverage.

Rgds  
s9(2)(a)  
President Marlborough NZDA  
s9(2)(a)

.  
----- Forwarded message -----

**From:** s9(2)(a)  
**Date:** 6/05/2016 12:17 PM  
**Subject:** Rainbow Station  
**To:** s9(2)(a)  
**Cc:**

Hi s9(2)(a)

Congrats on you election to President of MNZDA.

I have been a member of NZDA starting as a "lone" member in North Canterbury back in 1965 ( started hunting 1963, but had a long period of lapsed membership in 70-80s whilst overseas and army service.)

Re-joined quite a few years ago.

I have not been an NZDA " field active" member but still hunt every month or so

Although I'm an old retired bugger now (69) I still get out a lot.

I have had the privilege of hunting and fishing in Rainbow Station while the previous owners, Harry Mould and then Phillip Graham were in ownership

I had my own keys to the gates and the old homestead. That all stopped when Lone Star took over. The American owners were terrified of OSH implications and restricted access, however the previous manager (Dave.....) was easy to work with.

I cleaned out and repaired the old Hydro Base hut at Irishman's flat, but the use of this sadly stopped when Lonestar took over and some clown wrecked the Petter generator I repaired.

So...To the point of this email .....

It is my understanding that the new owner is Phillip Cropp ( who I know well) a beekeeper from Motupiko (Between Nelson and Top House ), Trading as Nelson Apiaries.

I also understand that the deal hasn't been finalised at the moment.

The station is an area I know very well, from Chinaman stream south through the creeks of Rough, Woolshed, Hamilton, Connors, Rainbow, Hare and No Mans ( to opp Sedgemere area) as well as the

DoC areas on the east side of the Wairau from Bull Paddock CK, south through Sandfly to Lees, Coldwater and Judges.

It would be a great time for our branch, with help from WANZ ( as best a Penny can) to establish access through Rainbow Lease land to the Raglan Range in the west ( linking with Molesworth station as the have common boundaries) and DoC Managed land in the east .

(You have to go through lease land (eg Chainman to Rough) to access eastern land in DoC managed area). Same for easier access ( be it by road way and then track) at Hamilton, Connors, Coldwater and Judges then Hare and No Mans.

These access areas to Crown land need to be maintained or established with the change of ownership.

Should you need any further help discussing this very important area of Marlborough, with Penny or Council, just give me a call.

Regard's s9(2)(a)

s9(2)(a)

s9(2)(a)

Released under the Official Information Act

Name [3773 - Matukituki Station - Access to Black Peak](#)

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation

Enquirer Last Name s9(2)(a)

Enquirer First Name s9(2)(a)

Enquiry Source Corporate Website

Assigned ☐ Ange van der Laan

Related Cases

OIO Access Implementation Case No

Date Received 29/03/2017

Date Acknowledged 7/03/2017

Date Due

Case Type General Enquiry

Status Resolved

Date Closed 20/04/2017

Regional Council Otago

Territorial Authority QLDC

Land Ownership Private

Location Name Matukituki Station

WAMSLink [Matukituki Station](#)

X

Y

Access Formalised – New walkway

Access Formalised – Other enduring

Access Opportunity – Improved

Access Opportunity - New Informal

Access Opportunity – Retained

OIO Tenure Review Access Recommended

Case Notes Status

Case Note Headline

Result Abstract Although property is subject to Pt 4A and also surveyed MS the access up waterways does not meet with conservation estate. Confirmed there is

Cases - 3773 - Matukituki Station - Access to Black...  
conservation estate. Confirmed there is  
no public access possible to Black Peak  
via Matukituki Station.

Parties s9(2)(a)

Case Number 3773

CaseOrder 100,003,773

PostCode:Area

Content Type: Case Document Set  
Version: 1.8

Created at 30/03/2017 9:24 AM by ☐ Elizabeth Morris

Last modified at 20/04/2017 2:00 PM by ☐ Ange van der Laan

Close

Released under the Official Information Act

**From:** s9(2)(a)  
**To:** [Contact](#)  
**Subject:** FW: Access, Matukituki Station  
**Date:** Wednesday, 29 March 2017 9:49:55 am

---

Dear Sir / Madam,

Please see the below re denied access to Matukituki Station which may be of interest.  
s9(2)(a) at FMC suggested I forward to you.

Best regards, s9(2)(a)

---

**From:** s9(2)(a)  
**Sent:** Wednesday, 29 March 2017 9:44 AM  
**To:** [Executive Officer](#)  
**Subject:** RE: Access, Matukituki Station

s9(2)(a)

I was going to go up the true right of Phoebe Creek onto the ridge line running up to Black Peak, a route I have used 3-4 times over the years. My plan was to take a couple of friends up Black Peak for a day walk. The other access line up there is into Leaping Burn and Niger peak, again a route I have used several times.

The reason for denying access was 'farm gates' and H&S concerns of the owner.

I think there is an opportunity to use this case as another example of what is happening to our high country access.

I can forward the note from the OIO lawyer is you like. It also gives the name of the local lawyers (Invercargill ) who represented the owner.

Regards, s9(2)(a)

---

**From:** [Executive Officer](#)  
**Sent:** Wednesday, 29 March 2017 9:27 AM  
**To:** s9(2)(a)  
**Subject:** Re: Access, Matukituki Station

Hi s9(2)(a)

We had another complaint regarding access through their last year. Our local rep s9(2)(a) was going to try and catch up with the lessee/manager as they were citing spurious health and safety reasons at the time. I'm not sure where that got to.

Where were you trying to go? And what were you trying to do? What reasons did they give for denying access.

Practically, we are embroiled in a big access dispute up the Hunter, so we wouldn't want to look into this too much at least for a couple of months. Walking Access might be worth a query in the meantime. Their loca rep is Ange [ange.vanderlaan@walkingaccess.govt.nz](mailto:ange.vanderlaan@walkingaccess.govt.nz)

Cheers

s9(2)(a)

On 29 March 2017 at 08:59, s9(2)(a) wrote:

s9(2)(a)

I have had an access issue to Matukituki Station, Phoebe Creek area, Mt Aspiring Road Wanaka. I would like to pursue the issue and am wondering if the FMC is the right route to do so? I have had a reply from the OIO re access, and it was never discussed at time of purchase in 2000 which seems remiss beyond belief.

Regards, s9(2)(a)

s9(2)(a)

s9(2)(a)

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s9(2)(a)

Executive Officer  
Federated Mountain Clubs  
027 7674064  
P O Box 1604, Wellington 6104  
<https://www.facebook.com/FMCNZ>

Name 3962 - Rees Valley Station access issues

Description

Enquirer s9(2)(a)

Enquirer E-mail Address s9(2)(a)

Enquirer Organisation

Enquirer Last Name s9(2)(a)

Enquirer First Name s9(2)(a)

Enquiry Source Email

Assigned ☐ Ange van der Laan

Related Cases

OIO Access Implementation Case No

Date Received 1/11/2017

Date Acknowledged 1/11/2017

Date Due

Case Type General Enquiry

Status Closed No Result

Date Closed 25/06/2018

Regional Council Otago

Territorial Authority QLDC

Land Ownership Private and Public

Location Name Rees Valley Station

WAMSLink [Rees Valley Station](#)

X 1240803.64

Y 5042572.61

Access Formalised – New walkway 0

Access Formalised – Other enduring 0

Access Opportunity – Improved 0

Access Opportunity - New Informal 0

Access Opportunity – Retained 0

OIO Tenure Review Access Recommended 0

Case Notes Status Draft Result

Case Note Headline Rees Valley Station public access query

Result Abstract Enquiry resulting from HCAS consultation - issues with rogue tourists and ski tourers and Rees Track incurring into CPL. DOC is working through with the s9(2)(a)

Parties

s9(2)(a)

s9(2)(a)

DOC

Case Number

3962

CaseOrder

100,003,962

PostCode:Area

Content Type: Case Document Set

Version: 1.8

Created at 1/11/2017 10:45 AM by ☐ Ange van der Laan

Last modified at 25/06/2018 2:37 PM by ☐ Ange van der Laan

Close

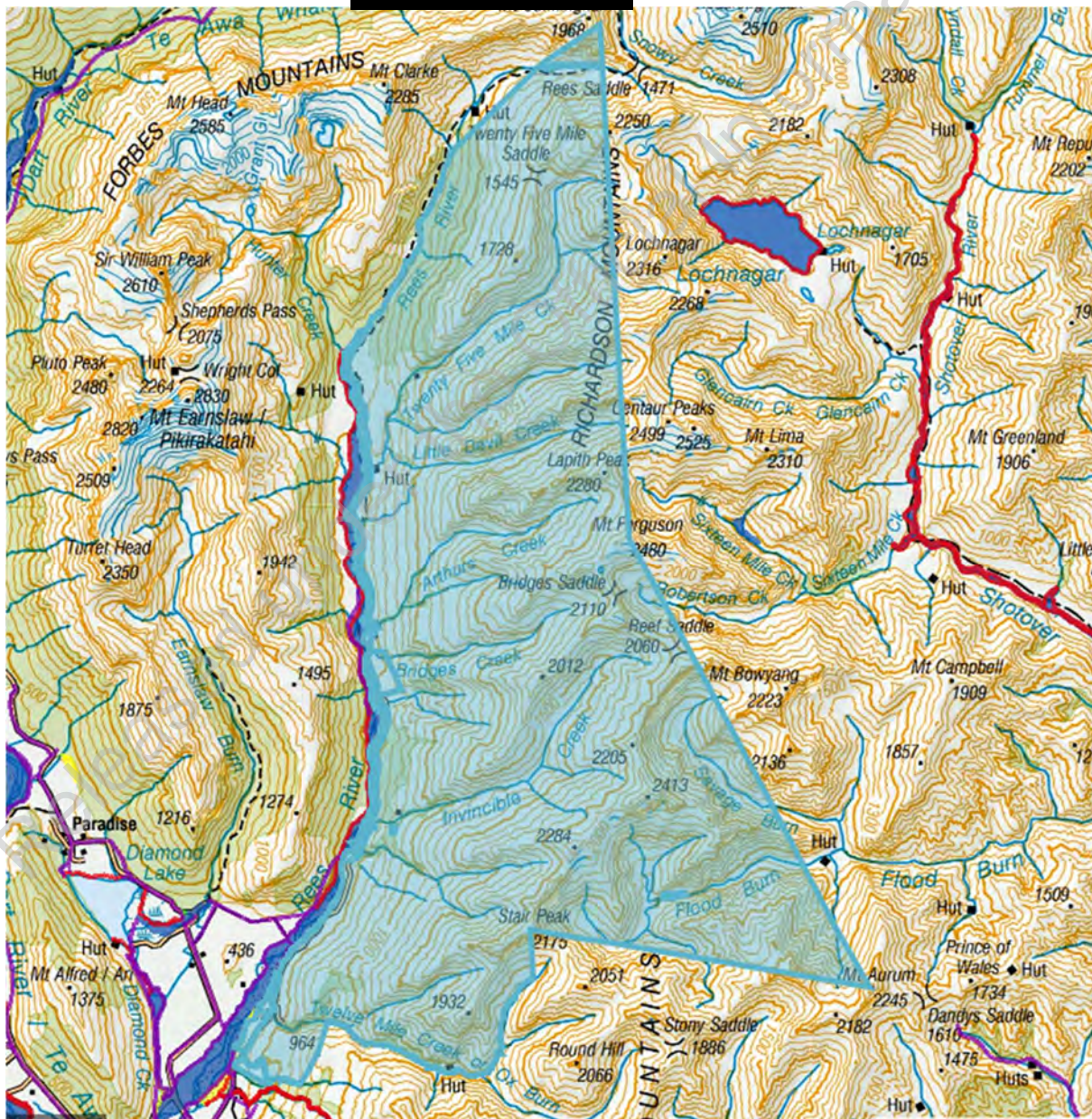
Released under the Official Information Act

### 3962 - Rees Valley Station access issues

At meeting to discuss High Country Access Strategy, several access issues mentioned.  
Later receive email from s9(2)(a) regarding Ski Touring.

<b>Case Number</b>	3962
<b>Enquirer</b>	s9(2)(a)
<b>Assigned</b>	<a href="#">Ange van der Laan</a>
<b>Status</b>	In Progress
<b>Case Type</b>	General Enquiry
<b>Date Received</b>	1/11/2017
<b>Date Acknowledged</b>	1/11/2017

s9(2)(a) – Ph: s9(2)(a)  
Eml: s9(2)(a)



---

**From:** Geoff Holgate  
**Sent:** Wednesday, 24 January 2018 2:35 pm  
**To:** s9(2)(a)  
**Subject:** FW: Access Mt White Station, Canterbury

Hi s9(2)(a)  
And thanks for your enquiry.

There are certainly unformed legal roads (shaded purple in WAMS) on Mt White, but unfortunately many do not provide practical access. I'm away from the office right now, but I'll come back to you with a detailed response, before the weekend.

Regards,  
Geoff

GEOFF HOLGATE  
Regional Field Advisor – Canterbury  
**New Zealand Walking Access Commission** | Ara Hikoī Aotearoa  
**P:** (03) 358 8989 | **M:** 021 190 1984 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)  
*I work part-time and variable hours and will respond to enquiries as soon as possible*

*Promoting access in the outdoors*



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**From:** s9(2)(a)  
**Sent:** Tuesday, 23 January 2018 7:12 p.m.  
**To:** Contact <[Contact@walkingaccess.govt.nz](mailto:Contact@walkingaccess.govt.nz)>  
**Subject:** Access Mt White Station, Canterbury

Hi, I am a mountainbiker and would like some clarification as to legal access into Mt.White. Over the years I have called the farmer for access only to be told there was someone else up there, new stock up there or pest control etc. In short, no access. I see from the wams map, there is a purple road that follows the 4wd drive track that I'd like to use, all the way up to Lochinvar Hut, which appears to be in conservation land.

Do I have legal access up this 4wd track with my mountainbike, do I need to ask for permission.

Thank you,

Kind regards,

s9(2)(a)

Name	4031 - Access to <span>s9(2)(a)</span> Station
Description	
Enquirer	<span>s9(2)(a)</span>
Enquirer E-mail Address	<span>s9(2)(a)</span>
Enquirer Organisation	
Enquirer Last Name	<span>s9(2)(a)</span>
Enquirer First Name	<span>s9(2)(a)</span>
Enquiry Source	WAMS
Assigned	<input type="checkbox"/> Geoff Holgate
Related Cases	
OIO Access Implementation Case	No
Date Received	23/01/2018
Date Acknowledged	24/01/2018
Date Due	
Case Type	General Enquiry
Status	Resolved
Date Closed	26/06/2018
Regional Council	Canterbury
Territorial Authority	Selwyn DC
Land Ownership	Private and Public
Location Name	Mt White Station
WAMSLink	
X	1519234.22
Y	5246022.44
Access Formalised – New walkway	0
Access Formalised – Other enduring	0
Access Opportunity – Improved	0
Access Opportunity - New Informal	0
Access Opportunity – Retained	0
OIO Tenure Review Access Recommended	
Case Notes Status	No case note required
Case Note Headline	NA
Result Abstract	Enquirer was advised that there was no legal access to the Lochinvar Hut, other than through PCL

Parties	Enquirer
Case Number	4031
CaseOrder	100,004,031
PostCode:Area	

Content Type: Case Document Set

Version: 1.8

Created at 25/01/2018 3:03 PM by ☐ Geoff Holgate

Last modified at 26/06/2018 4:10 PM by ☐ Geoff Holgate

Close

Released under the Official Information Act

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**From:** Contact  
**Sent:** Tuesday, 15 January 2019 11:53 am  
**To:** s9(2)(a)  
**Subject:** RE: Bullock Track Mackenzie Basin South Island

Hi s9(2)(a)

Thank you for your enquiry I have passed it on to Geoff Holgate who is our Regional Field Advisor in your area. Geoff will contact you about your query, if you would like to contact him directly his e-mail address is [Geoff.holgate@walkingaccess.govt.nz](mailto:Geoff.holgate@walkingaccess.govt.nz) and his phone number is 021 190 1984.

Kind regards

Elizabeth Morris

Corporate Services Advisor | Te Kaitohutohu Ratonga Rangapū

**New Zealand Walking Access Commission | Ara Hikoī Aotearoa**

**P:** (04) 815 8502 | **M:** 027 815 8549 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)

**A:** Level 15, Majestic Centre, 100 Willis Street, Wellington / PO Box 11181, Manners Street, Wellington 6142

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**From:** s9(2)(a)  
**Sent:** Monday, January 14, 2019 2:24 PM  
**To:** Contact <contact@walkingaccess.govt.nz>  
**Subject:** Bullock Track Mackenzie Basin South Island

Good afternoon

I am interested in obtaining information on the public access to the historic Bullock track which crosses the Simons Pass Station near Lake Pukaki. I have attached an article for your information which outlines the history of the track and the

historic chimney of the first accommodation house in the area, the Pukaki Inn. This track was the original road across the Mackenzie Basin.

I understand that there is public access for walking and cycling along the Bullock track, which is a legal road crossing the Simon's Pass Station.

Please confirm the access onto this track, and the location of the access points. Is the track marked in any way?

Many thanks

s9(2)(a)

[http://www.asha.org.au/pdf/australasian\\_historical\\_archaeology/18\\_04\\_Jacomb.pdf](http://www.asha.org.au/pdf/australasian_historical_archaeology/18_04_Jacomb.pdf)

Released under the Official Information Act



Geoff Holgate • 16 Aug 2019



RFA reviewed case:

On 13 April RFA provided detailed advice on the legal situation regarding the ULR, that it was on offence to obstruct ULR and that Council had no obligation to do anything on a ULR. He also advised that Ecan considered the condition in clause 81, consent CRC176720 had been met. He asked if enquirer had made any contact with the Station Manager, and offered to discuss the matter further (see File Note 13 April below).

No contact for 4 months, therefore CASE CLOSED

[Include Related Cases](#)

---

FILE NOTE DELETED by Geoff Holgate • Note Date/Time: Saturday 13 April, 2019 10:25 pm • [View System Note](#) ▼

## 5220 Mt Burke - Stephenson's Arm Lake Wanaka

Type: General enquiry | ID: 5220 | File Ref:

s9(2)(a)

### Details

Details of the enquiry

Type of enquiry: Other

Te Araroa: ☐

Destination: To/along waterways, To/along areas of scenic/recreational value

Land type: Over ULR, Over farmland, Crown Land, Hydro, Other (enter below)

Other land type: CPL

Access use: Walking, Cycling, Vehicles, With dogs

Subject: Obstruction on ULR or MS

User Group: General public, Tourism/visitors, Anglers, Cyclists

The type of entity the enquirer represents: A private individual

Date Enquiry Received: Tuesday 22 January 2019

Acknowledgement Sent: Wednesday 23 January 2019

WAMS link: <https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&scale=36111.909643&center=1294727.9884%2C5050139>

X co-ordinates: 1294068.72

Y Co-ordinates: 5050149.54

Enquiry source: 'Contact' email

Summary of what this case is about: Long standing access case with many stakeholders and layers. ULR stops short of MS and landowner filters access. QLDC has previously brokered a land swap but this foundered thanks to CCL not agreeing to easement from the end of Maungawera Rd through flax paddock to marginal strip. Since Denis Mander left QLDC, case has stagnated.

Not Required: (No date entered)

What is the outcome of this enquiry?:

Do not use: Wednesday 23 January 2019 00:00:00

Do not use 2: Wednesday 23 January 2019 00:00:00

## **Stevenson Arm Access via Maungawera Rd from Highway 6**

On New Years eve day 31 12 2018 three families with young children and two boats due to rough lake conditions on Lake Hawea drove down Maungawera Rd from Highway 6 (Road signage denotes access to Stevenson Arm) to the end of the gravel road junction where it branches right to access Flax Paddock Quartz Creek and left to access Mount Burke and beyond to Dublin Bay.

On arrival notices on all gates with access to Stevenson Arm advised permission for access was required from the landowner Mt Burke Station.

Other members of the public were parked up in the process of trying to obtain access. Various other read the signs and turned around left. We as a group conferred and sent a couple to seek permission to access Stevenson Arm.

After conferring with a farm hand our representatives were directed to the homestead. On meeting with Tim Burdon our representatives advised we were seeking permission to access Stevenson Arm for a picnic and some boating. We were told no we could not have access and suggested we boat out of Dublin bay. We repeated that signage implied access would be granted if permission was sought. Again we were declined access. Another representative for a family (a mother and two pregnant daughters) requested walking access from the road to meet a boat with other members of their family on the Lake shore. They too were denied access.

It was observed there were campers and boats at both Flax Paddock and out beyond the Mt Burke Homestead.

Walking Access maps were consulted and it was noted legal roads provided access indirectly to either side of the Quartz Creek delta and the Lake Wanaka marginal strip.

What was deemed inconsistent with denying public access over a legal road was the privatisation of the legal formation by pivot irrigation and developed paddocks.

The signage off SH6 also directs and implies access to Stevenson Arm.

There are several issues here that on the basis of our experience and observations of who attempted public access to the shores of Lake Wanaka via Stevenson Arm are:

- Road signage NZTA & QLDC at SH6 intersection with Maungawera Rd directs and implies access to Stevenson Arm.
- Farm Gate notices request permission is required to access the shores of Lake Wanaka and no reasons are given for not granting access on making a request when others clearly have access?
- Legal unformed road access exists to the Lake Wanaka shoreline on either side of the Quartz Creek Delta off Maungawera Rd.
- Sections of this unformed legal road have been occupied for exclusive private gain with no legal alternative public access.

On researching this I note a number to statutory parties and recreational groups are aware of this and for some time.

*A land-swap proposal from Mount Burke Station was agreed to at the meeting. An unformed legal road which runs immediately in front of the farm homestead has been swapped for a new road running between Maungawera Road near the bottom of Mount Brown, in an easterly direction, to the marginal strip on the lake edge. Either a new road or a Department of Conservation reserve will also be created from the end of Maungawera Road across what is known as the Flax Paddock to the marginal strip, which will allow further public lake access. Queenstown Lakes District Council transport manager Denis Mander said the proposal will need the approval of Land Information New Zealand (LinZ), however it already had the support of other stakeholders including Clutha Fisheries Trust, Upper Clutha Anglers Club, Upper Clutha Tracks Trust (UCTT) and Otago Fish and Game. WCB member and council deputy mayor Lyal Cocks said the issue had been debated for many years. "This is a major step forward," he said. "It's very satisfying." WCB chair and UCTT member Rachel Brown said the proposal was "fantastic". It offers potential for lakeside walking and biking tracks from Dublin Bay to Maungawera Valley and on to Quartz Creek and Stevenson's Arm.*

I am seeking advice and guidance on how to deal with

- the misleading road signage and farm gate signage
- private occupation of legal road for private gain and no legal formalised alternative?
- lack of public access over legal roads to access Lake Wanaka from the Quartz Creek Delta off Maungawera Rd?
- specifically lack of physical public identification; formation and signage for legal public use of the legal roads to Stevenson arm from Quartz Creek Delta

This is with a view to supporting and obtaining secure and enduring public access over legal road for vehicle and foot access to Lake Wanaka at Stevenson Arm for public recreational use and enjoyment.

s9(2)(a)

[REDACTED]

[REDACTED]

[REDACTED]

# Website contact

---

**From:** media@walkingaccess.govt.nz

**Received** Thursday 30 May, 2019 08:05 pm

**To:**

**Subject:** Website contact

**Associations:** 5385 Access on Glenfalloch Station farm tracks [5385]

---

**Name**

s9(2)(a)

**Email**

s9(2)(a)


**Phone**

s9(2)(a)

**Message**

Hi

There seems to be a problem with accessing the Rakaia peaks above Glenfalloch Station. They are refusing to let people cross the station via the farm tracks. Please could you help us with access peoblem?

Cheers, 

Released under the Official Information Act

## 5385 Access on Glenfalloch Station farm tracks

Type: General enquiry | ID: 5385 | File Ref:

s9(2)(a)

### Details

Details of the enquiry

Type of enquiry: Access Dispute

Te Araroa: ☐

Destination: To/along areas of scenic/recreational value

Land type: Over ULR, Over private land, Over farmland

Other land type:

Access use: Wa king

Subject: Located general enquiry

User Group: Trampers

The type of entity the enquirer represents: A local access group

Date Enquiry Received: (No date entered) 💡

Acknowledgement Sent: Friday 31 May 2019 💡

WAMS link: <https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&scale=72223.819286&center=1455785.8782%2C5197981>

X co-ordinates: 1455699.89

Y Co-ordinates: 5199376.77

Enquiry source: 'Contact' email

Summary of what this case is about: There seems to be a problem with accessing the Rakaia peaks above Glenfalloch Station. They are refusing to let people cross the station via the farm tracks. Please could you help us with access problem?

Not Required: Wednesday 14 August 2019 00:00:00 💡

What is the outcome of this enquiry?: Advice provided to enquirer. Private property which owner is not prepared to allow public access over.

Do not use: Friday 31 May 2019 00:00:00 💡

Do not use 2: Friday 14 June 2019 00:00:00 💡

Reply

Reply All

Forward

Delete

Close

Mark as unread

Print

[+ Add Association](#) 5393 Glenfalloch access [5393]**From:**  Geoff.Holgate@wa kingaccess.govt.nz**Received:** 01 Apr 2019 11:40**To:**  s9(2)(a)**Subject:** RE: Glenfalloch**Attachments:**

Released under the Official Information Act

Hello s9(2)(a) and thanks for passing on your note regarding access on Glenfalloch Station.

Unfortunately Glenfalloch is like a number of high country properties where there is limited public access. Often there are farm tracks which are not coincident with unformed legal roads, and vehicle access is at the landholder's discretion. The response you received to a reasonable request for access is unfortunate, however there is little that can be done about it in practice.

Glenfalloch was in tenure review and when a preliminary proposal was advertised submitters sought improved vehicle access, which the landholder resisted. For your information, and by way of background, here are links to the actual submissions, and the analysis of submissions on the LINZ website;

[https://www.linz.govt.nz/system/files\\_force/media/doc/cp\\_glenfalloch-public-submissions\\_20161216.pdf?download=1](https://www.linz.govt.nz/system/files_force/media/doc/cp_glenfalloch-public-submissions_20161216.pdf?download=1)

[https://www.linz.govt.nz/system/files\\_force/media/doc/cp\\_glenfalloch-analysis-of-public-submissions\\_20161216.pdf?download=1](https://www.linz.govt.nz/system/files_force/media/doc/cp_glenfalloch-analysis-of-public-submissions_20161216.pdf?download=1)

The Commission did investigate an electronic system to enable members of the public to request access on properties, which would provide both recreationists and landholders with some security and surety, but the analysis suggested that the level of landholder uptake would be low and no further work has been done on it.

I'm sorry that I really have little practical action that I am able to take in situations like Glenfalloch s9(2)(a). The Commission is interested in knowing of people's experiences, so thank you again for passing this on.

Kind Regards,  
Geoff

GEOFF HOLGATE

Regional Field Advisor – Canterbury

**New Zealand Walking Access Commission** | Ara Hikoī Aotearoa

**P:** (03) 358 8989 | **M:** 021 190 1984 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)

*I work part-time and variable hours and will respond to enquiries as soon as possible*

*Promoting access in the outdoors*



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**From:** s9(2)(a)  
**Sent:** Monday, 1 April 2019 11:12 AM  
**To:** Geoff Holgate <Geoff.Holgate@walkingaccess.govt.nz>  
**Subject:** Fwd: Glenfalloch

Hi Geoff s9(2)(a) gave me your contact. Below is a note I sent to him regarding a very disturbing response to gaining access through Glenfalloch station. Perhaps next time I will book some accommodation on the station and see what response I get.

Cheers s9(2)(a)

Sent from my iPhone s9(2)(a)

Begin forwarded message:

**From:** s9(2)(a)  
**Date:** 31 March 2019 at 8:07:21 PM NZDT  
**To:** s9(2)(a)  
**Subject:** Glenfalloch

Hi s9(2)(a)

Quick update we planned to head up the Rakaia Friday 29th March . We drove up the valley with the plan to cross the river to Manuka point and up to Bamfield hut with Iyell hut and perhaps Ramsay Glacier. The river was dropping but looked too high to cross in my raised Range Rover. We thought if we requested permission from Glenfalloch Station we could use the farm track to get close to whaleback or prospect hill. We drove up to the farm and saw a couple by the wool shed. We walked over and politely asked if we could proceed up the track a bit further. The response was unbelievable in very strong coarse language we were told no public were allowed access and tenure review and public submissions were the reasons. I was shocked at the anger in his and the ladies response . We assume he was a new generation of young owners. He did not introduce himself or allow us to explain who we were or why we wanted to access the valley. In short we were instructed to park down the valley and walk up the Rakaia . We were so shocked we decided to leave the valley and ended up walking up the Poulter . Perhaps a legal easement is required to ensure access to the upper valley for the public and existing huts. I noticed signs advertising conference facilities at Glenfalloch but no signs for private property. I appreciate farmers are entitled to privacy and easements or an on line booking system would go a long way to helping with this. These areas typically have no cell coverage so contacting owners on short notice is difficult. I am an alpine club member but finding out who and how to get access to the high country has become very difficult.

Regards s9(2)(a)

5

Sent from my iPhone s9(2)(a)

5393 Glenfalloch access

Type: Quick query | ID: 5393 | File Ref:

s9(2)(a)  
[Redacted]

Details

Query source: E-mail

Query details: Recounting the bad experience trying to obtain access on Glenfalloch Station

Te Araroa: ☐

Date Enquiry Received: (No date entered) 💡

Acknowledgement Sent: Monday 01 April 2019 💡

X co-ordinates: 1455557.29

Y co-ordinates: 5203464.29

No not use: Monday 08 April 2019 💡

Released under the Official Information Act

# RE: Rakaia Unformed Legal Roads

---

**From:** contact@walkingaccess.govt.nz  
**Received** Thursday 5 December, 2019 11:42 am  
**To:**  
**Subject:** RE: Rakaia Unformed Legal Roads  
**Associations:** 5657 Rakaia River access, ULRs and Glenfalloch Station [5657]

---

Kia ora s9(2)(a)

Thankyou for your email, I have forwarded your enquiry to Geoff Holgate, Regional Field Advisor for your area. Geoff can be contacted at the email above or on 021 190 1984.

Nga mihi,

Joy Yang  
Corporate Services Advisor | Kaitohutohu Ratonga Rangat  . p     
New Zealand Walking Access Commission | Ara H   koi Aotearoa

P: (04) 815 8502 | M: 027 815 8549 | W: [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)  
A: Level 15, Majestic Centre, 100 Willis Street, Wellington / PO Box 11181, Manners Street, Wellington 6142  
Promoting access in the outdoors

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-----Original Message-----

From: s9(2)(a)  
Sent: Thursday, 5 December 2019 11:36 AM  
To: Contact  
Subject: Rakaia Unformed Legal Roads  
Importance: High

Hello,

I am seeking to understand our public rights in accessing the Rakaia river area from Double Hill Run road. There seems to be conflicting information about access. At present, Glen Falloch is denying access across their land. In contract, the data on your site shows Unformed Legal Roads righting the area we need to walk in the case of high river levels.

Therefore, can you please confirm that these two ULRs persist, and the public has a right to use them:

12/08/2021

[https://ap-southeast-2.actionstep.com/mym/asfw/workflow/email/print/email\\_id/9796](https://ap-southeast-2.actionstep.com/mym/asfw/workflow/email/print/email_id/9796)

NZ Road Parcels: 6699304

NZ Road Parcels: 3591530

I have used the IDs directly from the map on your site.

The two areas I am most concerned with are the road segment running behind the station to cross Glenfalloch Stream, and most importantly the road section running South of Whaleback, which may be necessary in the case of high river levels.

It would be very helpful if you could advise on the interpretation and use of these legal roads.

Regards,

s9(2)(a)

Released under the Official Information Act

## 5657 Rakaia River access, ULRs and Glenfalloch Station

Type: General enquiry | ID: 5657 | File Ref:

s9(2)(a)

### Details

Details of the enquiry

Type of enquiry: Other

Te Araroa: ☐

Destination: To/along waterways, To/along areas of scenic/recreational value

Land type: Over ULR, Over private land, Over farmland, Hydro

Other land type:

Access use: Walking, Vehicles

Subject: Located general enquiry

User Group: Trampers

The type of entity the enquirer represents: Select...

Date Enquiry Received: Thursday 05 December 2019

Acknowledgement Sent: Friday 06 December 2019

WAMS link: <https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&extent=1445773.9961%2C5198751.7904%2C1460449.90>

X co-ordinates: 1455930.57

Y Co-ordinates: 5203481.33

Enquiry source: 'Contact' email

Summary of what this case is about: Public rights in accessing the Rakaia river area from Double Hill Run road. Glenfalloch is denying access across their land. Data on WAMS shows ULRs in the area that may need to be walked in the case of high river levels. Confirmation sought that the ULRs persist, and the public has a right to use them. The two most important areas are the road segment running behind the station to cross Glenfalloch Stream, and the road section running South of Whaleback.

Not Required: Wednesday 11 March 2020 00:00:00

What is the outcome of this enquiry?: RFA advised situation that landholder generally opposed to public access and that legal access did not necessarily equate to practical access!

Do not use: (No date entered)

Do not use 2: Thursday 19 December 2019 00:00:00

## 5719 Porter River access, Castle Hill

Type: Access dispute | ID: 5719 | File Ref:

s9(2)(a)

### Details

Type of enquiry: Access Dispute

Te Araroa: ☐

Destination: To/along waterways, To PCA, To sports fish

Land type: Over ULR, Over farmland, Over council land, Hydro

Other land type:

Access use: Wa king

Subject: Obstruction on ULR or MS

Group: Anglers, Hunters

The type of entity the enquirer represents: A recreation group

Date Enquiry Received: Monday 17 February 2020 

Acknowledgement Sent: Tuesday 18 February 2020 

WAMS link: <https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&mk=1006&extent=1496196.346%2C5211088.8433%2C14>

X co-ordinates: 1496652.28

Y Co-ordinates: 5211269.49

Enquiry source: Email

Summary of what this case is about: Adjoining land holder is blocking marginal strip access to Porter River.

What is the outcome of this enquiry?: A new F&G/NZWAC stating that there was public access to the Porter River, and adjoining Conservation Area, but no access to adjoining freehold sign was put up.

Do not use: Tuesday 03 March 2020 

# RE: No Access at Porter River [AS 5717]

**From:** s9(2)(a)

**Received** Monday 17 February, 2020 01:02 pm

**To:** Geoff Holgate <Geoff.Holgate@walkingaccess.govt.nz>

**Subject:** RE: No Access at Porter River [AS 5717]

**Associations:** 5719 Porter River access, Castle Hill [5719]

Hi Geoff,

So s9(2)(a) and s9(2)(a) were up there Friday and met the new owners. The owners seem adamant that the marginal strip/hydro package/ conservation land along the true right of the Porter below SH1 is where hunters are trespassing. This is in order to get to conservation hunting land. The land on the true right of the river is conservation land but not for hunting. The DOC hunting land is further down stream.

I think they are just trying to keep hunters away, but I don't. I think they have a right to do so?

Is this one that you can explain the classification of the land to the owner. We are getting complaints daily on this one now.

The land owners don't seem to have a problem with anglers, only hunters. The sign they have put up is discouraging anglers and upsetting them. The hunters are not really our area as it is big game focused.

Apparently the owners are really nice, older Dutch couple in their 70s. Contact, s9(2)(a)

Personally I just think that they are trying to keep hunters out of the area in case of poaching, but the potential for that and animals is really only on the conservation land which is not the landowners problem it is DOC.

Your thoughts when you get a chance,

Cheers,

s9(2)(a)

---

**From:** Geoff Holgate

**Sent:** Monday, 17 February 2020 12:03 PM

**To:** s9(2)(a)

**Subject:** RE: No Access at Porter River [AS 5717]

Hello again s9(2)(a)

The ?? area does appear to be controlled by the Selwyn District Council, for a functioning indirectly as a road. There is an outside chance that Council could have given Castle Hill a licence to occupy the area, but I doubt that would be the case.

My take on the matter is that Castle Hill has no control over the Council area, and certainly not over the marginal strip.

I think the best course of action would be to meet with the landholder and explain the legal status of the land and see if you can get their acceptance of that. I (or you) could contact the council regarding their land, but don't think it's warranted at this stage. If public access on the marginal strip is being obstructed, a complaint could be made with DoC.

Attached for your information is a copy of SO 14750 that defined the parcel (shown as Pā), and a copy of the Gazette Notice that the area is for the functioning indirectly of a road.

I hope this helps [redacted] and let's know if I can be of any further assistance.

Regards,

Geoff

GEOFF HOLGATE

Regional Field Advisor | Canterbury | Kaitohutohu | Ōhau-Rohe | Waitaha

**New Zealand Walking Access Commission** | Ara Hākoī Aotearoa

**P:** (03) 358 8989 | **M:** 021 190 1984 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)

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---

**From:** [redacted]  
**Sent:** Friday, 14 February 2020 2:22 PM  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River [AS 5717]

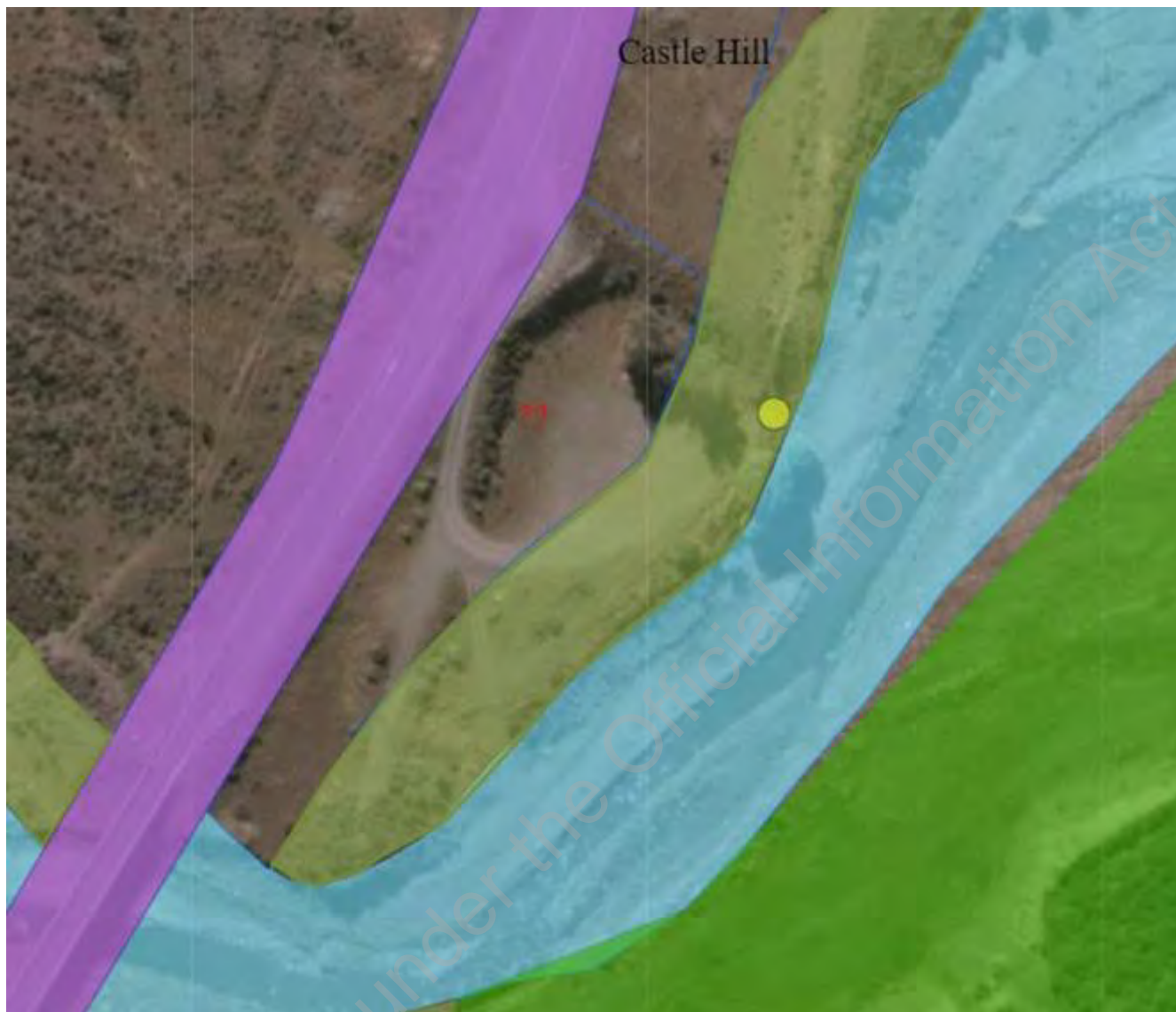
Just been informed that the ?? site is labelled as the Porter River picnic area on tourism sites, and another on calling the ?? Mt Plenty rest area.

---

**From:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Sent:** Friday, 14 February 2020 1:50 PM  
**To:** [redacted]  
**Subject:** RE: No Access at Porter River [AS 5717]

Very interesting s9(2)(a)

Your co-ordinates (yellow) place the sign pretty much on the marginal strip (green);



(the air photo is not the latest!)

So while people do have access on the marginals strip, and hydro, it might be more to do with how they get there? I'm not 100% about the ownership of the parcel I've marked ?? but can check that.

I'll come back to you next week.

Regards,

Geoff

---

**From:** s9(2)(a)  
**Sent:** Friday, 14 February 2020 1:24 PM  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River [AS 5717]

Hi Geoff,

We can pin point it on the wams map almost within 2 meters.

The co ordinates are E 1496651.77 & N 5211255.48

Cheers,

s9(2)(a)

---

**From:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Sent:** Friday, 14 February 2020 1:11 PM  
**To:** s9(2)(a)  
**Subject:** RE: No Access at Porter River [AS 5717]

Thanks s9(2)(a)

Can you pinpoint exactly where the sign is please?

While marginal strips are in place, in parts at least there could still be some private land to negotiate?

Cheers

Geoff

Sent from my Samsung Galaxy smartphone.

----- Original message -----

**From:** s9(2)(a)  
**Date:** 14/02/20 1:02 PM (GMT+12:00)  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River [AS 5717]

Hi Geoff,

Thanks so much for that.

I have attached a photo that the new landowner has erected up there. I don't think this sign will last long as there have been some pretty upset hunters and anglers calling.

Cheers,

s9(2)(a)

---

**From:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Sent:** Friday, 14 February 2020 12:25 PM  
**To:** s9(2)(a)  
**Subject:** RE: No Access at Porter River [AS 5717]

Hi s9(2)(a)

The Porter riverbed is certainly Hydro, i.e. not subject to specific title. Technically access is not guaranteed, but practically access is permitted. In this case the adjoining landholder has no control of or legal interest in public access in the riverbed

The other point is that there are marginal strips (or unformed legal road) adjoining the Porter River, so the public has right of access alongside the Porter, as well as in it!

Letâ□s know if you have anymore specific details re locations etc s9(2)(a) or if I can help further.

Regards,

Geoff

GEOFF HOLGATE

Regional Field Advisor â□□ Canterbury | Kaitiwhutahu Ā□-Rohe â□□ Waitaha

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**From:** s9(2)(a)  
**Sent:** Friday, 14 February 2020 12:04 PM  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River

Hi Geoff,

Can you please help me with clarification regarding Hydro Parcels.

We have a new land owner at Castle Hill Station whom is now kicking anglers and hunters off the Porter river bed. This is used for access to Broken river and also to the Torless Range for hunting.

The area is described on the maps as a Hydro parcel? Does this mean no public access? When I look at other rivers ie the Rakaia the whole river is a Hydro Parcel but there is public access to that?

What are your thoughts on the Porter river area SH 1 to Arthurs Pass?

Cheers,

s9(2)(a)

NC Fish and Game.

Released under the Official Information Act

Reply

Reply All


Forward

Delete

Close

Mark as unread

Print

[+ Add Association](#) 5719 Porter River access, Castle Hill [5719]**From:** s9(2)(a)**Received:**

17 Feb 2020 13:02

**To:** Geoff Holgate**Subject:**

RE: No Access at Porter River [AS 5717]

**Attachments:**

Released under the Official Information Act

Hi Geoff,

So [s9(2)(a)] and [s9(2)(a)] were up there Friday and met the new owners. The owners seem adamant that the marginal strip/hydro package/conservation land along the true right of the Porter below SH1 is where hunters are trespassing. This is in order to get to conservation hunting land. The land on the true right of the river is conservation land but not for hunting. The DOC hunting land is further down stream.

I think they are just trying to keep hunters away, but I don't think they have a right to do so?

Is this one that you can explain the classification of the land to the owner. We are getting complaints daily on this one now.

The land owners don't seem to have a problem with anglers, only hunters. The sign they have put up is discouraging anglers and upsetting them. The hunters are not really our area as it is big game focused.

Apparently the owners are really nice, older Dutch couple in their 70s. Contact, [s9(2)(a)]

Personally I just think that they are trying to keep hunters out of the area in case of poaching, but the potential for that and animals is really only on the conservation land which is not the landowners problem it is DOC.

Your thoughts when you get a chance,

Cheers,

[s9(2)(a)]

---

**From:** Geoff Holgate <Geoff.Holgate@walkingaccess.govt.nz>

**Sent:** Monday, 17 February 2020 12:03 PM

**To:** [s9(2)(a)]

**Subject:** RE: No Access at Porter River [AS 5717]

Hello again [s9(2)(a)]

The ?? area does appear to be controlled by the Selwyn District Council, for "functioning indirectly as a road". There is an outside chance that Council could have given Castle Hill a licence to occupy the area, but I doubt that would be the case.

My take on the matter is that Castle Hill has no control over the Council area, and certainly not over the marginal strip.

I think the best course of action would be to meet with the landholder and explain the legal status of the land and see if you can get their acceptance of that. I (or you) could contact the council regarding the land, but don't think it's warranted at this stage. If public access on the marginal strip is being obstructed, a complaint could be made with DoC.

Attached for your information is a copy of SO 14750 that defined the parcel (shown as 'P'), and a copy of the Gazette Notice that the area is for the functioning indirectly of a road.

I hope this helps [REDACTED] and let's know if I can be of any further assistance.

Regards,  
Geoff

GEOFF HOLGATE

Regional Field Advisor – Canterbury | Kaitohutohu ā-Rohe – Waitaha

**New Zealand Walking Access Commission** | Ara Hīkoi Aotearoa

**P:** (03) 358 8989 | **M:** 021 190 1984 | **W:** [www.walkingaccess.govt.nz](http://www.walkingaccess.govt.nz)

*I work part-time and variable hours and will respond to enquiries as soon as possible*

*Promoting access in the outdoors*



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**From:** [REDACTED]  
**Sent:** Friday, 14 February 2020 2:22 PM  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River [AS 5717]

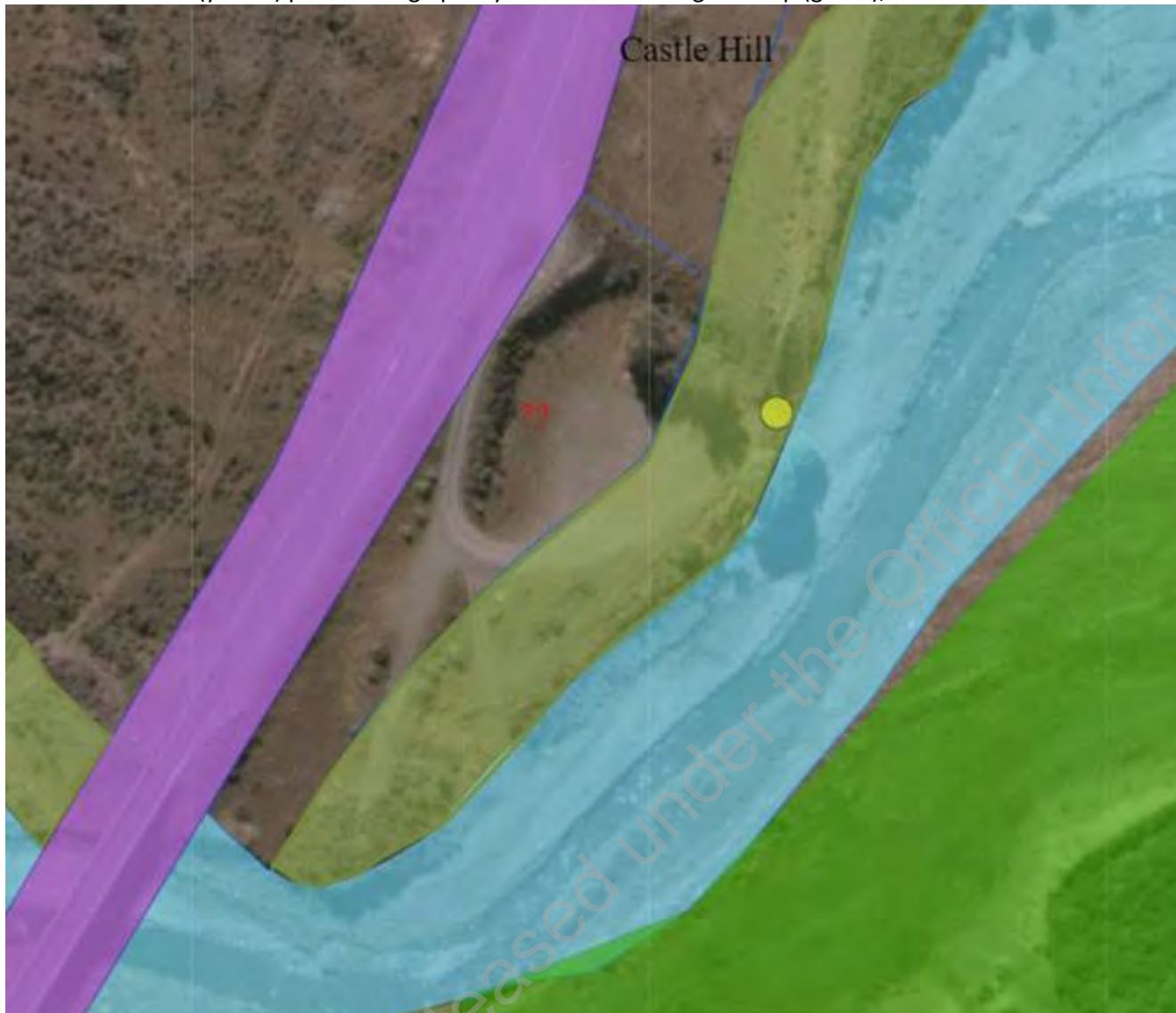
Just been informed that the ?? site is labelled as the Porter River picnic area on tourism sites, and another on calling the ?? Mt Plenty rest area.

---

**From:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Sent:** Friday, 14 February 2020 1:50 PM  
**To:** [REDACTED]  
**Subject:** RE: No Access at Porter River [AS 5717]

Verv interes[REDACTED]

Your co-ordinates (yellow) place the sign pretty much on the marginal strip (green);



(the air photo is not the latest!)

So while people do have access on the marginals strip, and hydro, it might be more to do with how they get there? I'm not 100% about the ownership of the parcel I've marked ?? but can check that.

I'll come back to you next week.

Regards,  
Geoff

---

**From:** s9(2)(a)  
**Sent:** Friday, 14 February 2020 1:24 PM  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River [AS 5717]

Hi Geoff,

We can pin point it on the wams map almost within 2 meters.

The co ordinates are E 1496651.77 & N 5211255.48

Cheers,

s9(2)(a)

---

**From:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Sent:** Friday, 14 February 2020 1:11 PM  
**To:** s9(2)(a)  
**Subject:** RE: No Access at Porter River [AS 5717]

Thanks s9(2)(a)  
Can you pinpoint exactly where the sign is please?  
While marginal strips are in place, in parts at least there could still be some private land to negotiate?  
Cheers  
Geoff

Sent from my Samsung Galaxy smartphone.

----- Original message -----

**From:** s9(2)(a)  
**Date:** 14/02/20 1:02 PM (GMT+12:00)  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>

Subject: RE: No Access at Porter River [AS 5717]

Hi Geoff,

Thanks so much for that.

I have attached a photo that the new landowner has erected up there. I don't think this sign will last long as there have been some pretty upset hunters and anglers calling.

Cheers,

s9(2)(a)

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**From:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>

**Sent:** Friday, 14 February 2020 12:25 PM

**To:** s9(2)(a)

**Subject:** RE: No Access at Porter River [AS 5717]

Hi

s9(2)(a)

The Porter riverbed is certainly Hydro, i.e. not subject to specific title. Technically access is not guaranteed, but practically access is permitted. In this case the adjoining landholder has no control of or legal interest in public access in the riverbed

The other point is that there are marginal strips (or unformed legal road) adjoining the Porter River, so the public has right of access alongside the Porter, as well as in it!

Let's know if you have anymore specific details re locations etc Dirk or if I can help further.

Regards,  
Geoff

GEOFF HOLGATE

Regional Field Advisor – Canterbury | Kaitohutohu ā-Rohe – Waitaha

**New Zealand Walking Access Commission** | Ara Hīkoi Aotearoa

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**From:** s9(2)(a)  
**Sent:** Friday, 14 February 2020 12:04 PM  
**To:** Geoff Holgate <[Geoff.Holgate@walkingaccess.govt.nz](mailto:Geoff.Holgate@walkingaccess.govt.nz)>  
**Subject:** RE: No Access at Porter River

Hi Geoff,

Can you please help me with clarification regarding Hydro Parcels.

We have a new land owner at Castle Hill Station whom is now kicking anglers and hunters off the Porter river bed. This is used for access to Broken river and also to the Torless Range for hunting.

The area is described on the maps as a Hydro parcel? Does this mean no public access? When I look at other rivers ie the Rakaia the whole river is a Hydro Parcel but there is public access to that?

What are your thoughts on the Porter river area SH 1 to Arthurs Pass?

Cheers,  
s9(2)(a)  
NC Fish and Game.

**5719 Porter River access, Castle Hill****Type: Access dispute | ID: 5719 | File Ref:**

s9(2)(a)

**Details****Type of enquiry:** Access Dispute**Te Araroa:** ☐**Destination:** To/along waterways, To PCA, To sports fish**Land type:** Over ULR, Over farmland, Over council land, Hydro**Other land type:****Access use:** Wa king**Subject:** Obstruction on ULR or MS**Group:** Anglers, Hunters**The type of entity the enquirer represents:** A recreation group**Date Enquiry Received:** Monday 17 February 2020 💡**Acknowledgement Sent:** Tuesday 18 February 2020 💡**WAMS link:** <https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&mk=1006&extent=1496196.346%2C5211088.8433%2C14>**X co-ordinates:** 1496652.28**Y Co-ordinates:** 5211269.49**Enquiry source:** Email**Summary of what this case is about:** Adjoining land holder is blocking marginal strip access to Porter River.**What is the outcome of this enquiry?:** A new F&G/NZWAC stating that there was public access to the Porter River, and adjoining Conservation Area, but no access to adjoining freehold sign was put up.**Do not use:** Tuesday 03 March 2020 💡

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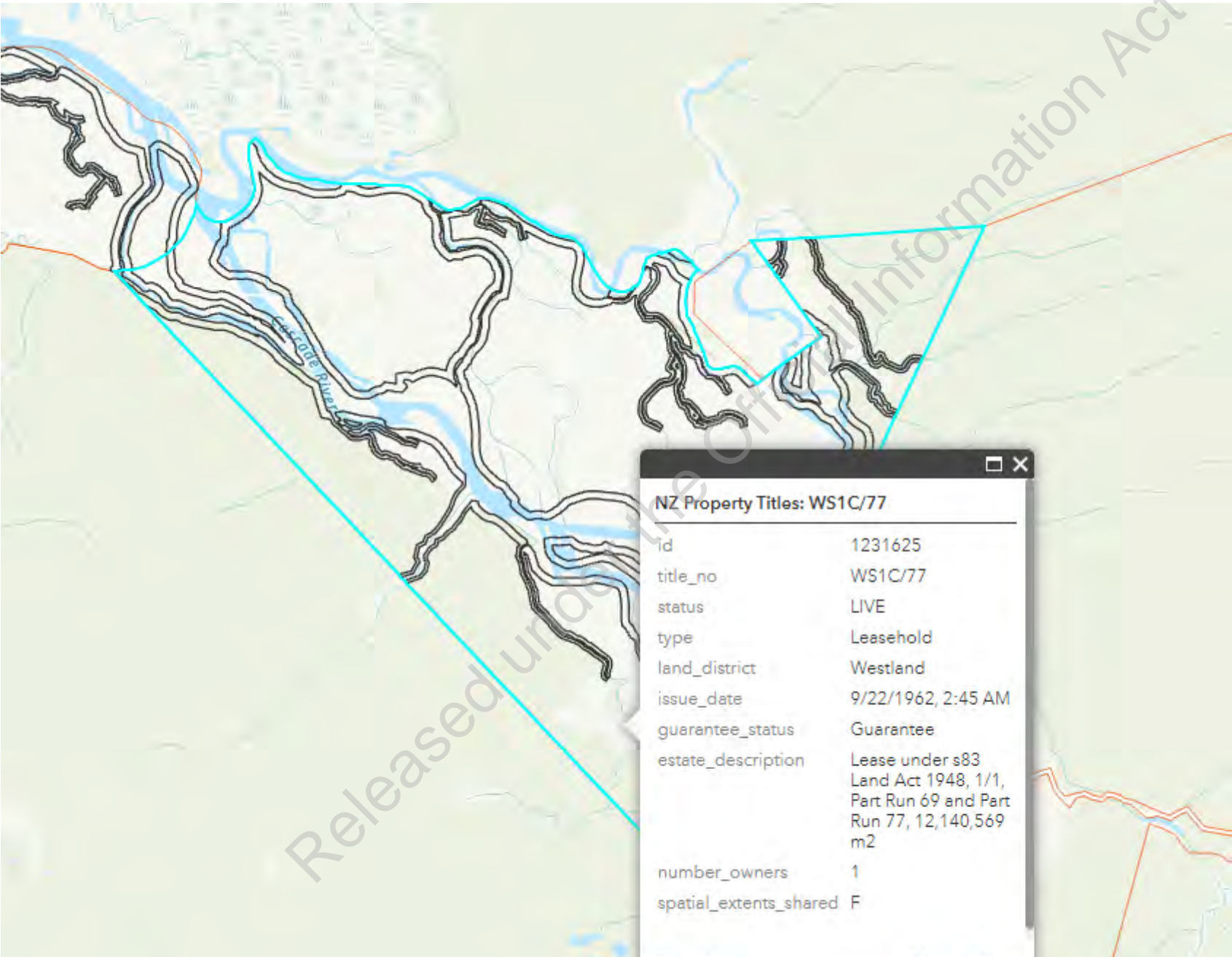
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[+ Add Association](#) 6299 Cascade - Jackson River Road over pastoral lease - locked gate [6299]**From:**  s9(2)(a)**Received:** 05 May 2021 11:06**To:**  Inger Perkins**Subject:** RE: Cascade access issue**Attachments:**

Released under the Official Information Act

More detail of the property in ques on



Smit  
Pom[Zoom to](#)[More Actions](#)

s9(2)(a) | s9(2)(a)

**Westland District Council**36 Weld Street, Private Bag 704, Hokitika 7842 | [www.westlanddc.govt.nz](http://www.westlanddc.govt.nz)

s9(2)(a)

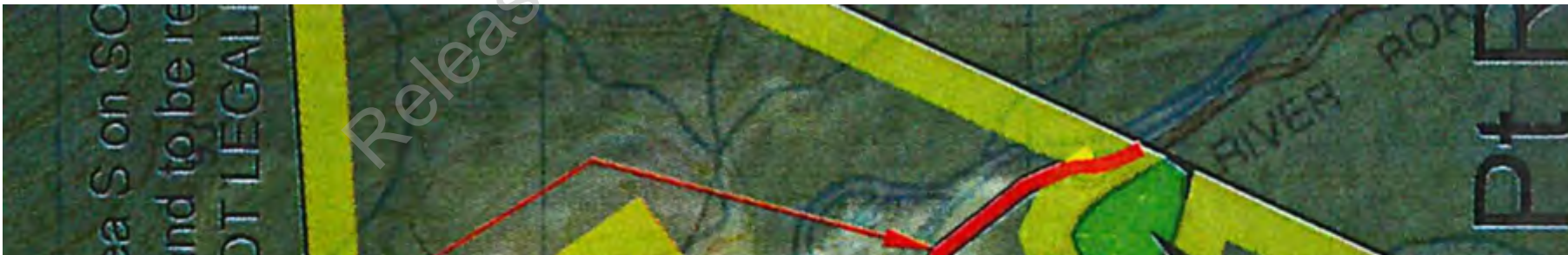
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**From:** s9(2)(a)**Sent:** Wednesday, 5 May 2021 11:03 am**To:** inger.perkins@walkingaccess.govt.nz**Subject:** Cascade access issue

Hi Inger

This is a very complicated matter. The gate is positioned on the yellow circle below which is end of the unformed legal road of Jackson River Road. From what I read is that there used to be a connection through this property (see second schematic below which is highlighted in red) however I need to understand if this is still legally considered access or if it is crossing private land. I would like a determination please. The third schematic is from Walking NZ website (Public Access Areas Map) which shows a link which is the orange and white strip – I am not sure what that means. I am assuming the fact that the area is marked in white means that it is private land. I have also attached a lot of the correspondence back and forth – you will note some legal opinions







s9(2)(a) s9(2)(a)

**Westland District Council**

36 Weld Street, Private Bag 704, Hokitika 7842 | [www.westlanddc.govt.nz](http://www.westlanddc.govt.nz)

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**From:** s9(2)(a)  
**Sent:** Wednesday, 5 May 2021 10:47 am  
**To:** s9(2)(a)  
**Cc:** [inger.perkins@walkingaccess.govt.nz](mailto:inger.perkins@walkingaccess.govt.nz)  
**Subject:** access issue

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Hi s9(2)(a)  
Please email me on [Inger.Perkins@walkingaccess.govt.nz](mailto:Inger.Perkins@walkingaccess.govt.nz) and I'll get back to you as soon as I'm able to.  
Kind regards  
Inger

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## 6299 Cascade - Jackson River Road over pastoral lease - locked gate

Type: Access dispute | ID: 6299 | File Ref:

s9(2)(a)

### Details

Type of enquiry: Access Dispute

Te Araroa: ☐

Destination: To/along waterways, To/along the coast, To PCA, To/along areas of scenic/recreational value, To adjoining public walking trails

Land type: Crown Land

Other land type: Pastoral lease

Access use: Walking, Vehicles, With dogs, With firearms

Subject: Obstruction on ULR or MS

Group: General public, Tourism/visitors, Anglers, Hunters, Trampers

The type of entity the enquirer represents: Local government

Date Enquiry Received: Wednesday 05 May 2021

Acknowledgement Sent: Wednesday 05 May 2021

WAMS link: <https://maps.walkingaccess.govt.nz/Viewer/?map=269b861f358d47d09bfff32135fa27d9&extent=1238428.6437%2C5104512.6873%2C1245221.98>

X co-ordinates: 1242400 98

Y Co-ordinates: 5106774.73

Enquiry source: WAC or RFA Phone

Summary of what this case is about: Expectation of access south along Jackson River Road to Lower Cascade and beyond. Locked gate installed by leaseholder. WAMS shows land as owned by Cascade South Westland Ltd, but also as Crown land managed by LINZ and a pastoral lease. Those seeking access have asked the Council to review the situation. This route has also been the subject of a proposed road linking South Westland to Fiordland over the years.

What is the outcome of this enquiry?:

Do not use: (No date entered)