

# Channel Terminal Services Limited

Channel Terminal Services 1		
Designation unique identifier	CTS-1	
Designation purpose	Petroleum Pipeline	
Site identifier	Site name	Marsden to Wiri Petroleum Pipeline
	Legal description	Various
	Physical address	n/a
	Site description	Between the Marsden Point Import Terminal and the southern boundary of Whangarei district near Artillery and Massey Roads, Waipu.
Lapse date	Given effect	
Designation hierarchy under section 177 of the Resource Management Act 1991	Primary	
Conditions	RC 39051 and RC 40153	
Additional information	Environment map	Various
	Legacy reference	DREF 1, Whangarei District Plan 2007. RNZ-1, prior to the transfer of the designation to Channel Terminal Services.
	Other	<p>The following Restrictions apply:</p> <ol style="list-style-type: none"> <li>1. No person shall               <ol style="list-style-type: none"> <li>a. Erect any building or structure on the designated corridor, or</li> <li>b. Erect any fence or other improvement with supports which extend more than 0.4m into the ground from the surface; or</li> <li>c. Plant any tree or shrub, or</li> <li>d. Disturb the soil below a depth of 0.4m from the surface, or</li> <li>e. Do anything on or to the land within the designated corridor which would or could damage or endanger the pipeline;</li> </ol> </li> </ol> <p>without first obtaining the written consent of Channel Terminal Services (CTS). For the avoidance of doubt, such written consent shall not be required for ordinary cultivation, digging, excavating, tilling and working soil to a depth of less than of 0.4m or where CTS has provided specific written approval prior to the designation coming into effect. A minimum of 1m</p>

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cover shall remain above the top of the pipe after any ordinary cultivation, digging or excavation has taken place.

Landowners and/or developers can apply to CTS for consent to do any work on the land within the designation corridor. CTS will review each application with the landowner and/or developer and work to achieve the most suitable outcome for all parties. CTS may give its written consent subject to reasonable conditions including the power to revoke the consent in specified circumstances.

CTS agrees to not unreasonably withhold its consent.

Works or activities that would or could damage or endanger the pipeline include, for example, the use of heavy compaction or vibration machinery and equipment, piledriving machinery and equipment, trenching, excavation or drilling (including micro drilling and directional drilling).

2. No person shall undertake road opening, trenching, excavation or drilling (including micro drilling and directional drilling), or lay underground high voltage power lines >45Dv either in parallel with or intersecting CTS's petroleum pipeline, without first obtaining CTS's written approval.
3. However, subject to restriction 4, the restrictions in 1 and 2 above do not apply, and CTS's consent is not required under section 176 of the Resource Management Act 1991 to the following activities, provided that a Road Opening Notice has been obtained from the Whangarei District Council:
  - a. Any road widening or associated works;
  - b. Any repair, maintenance or upgrade to existing road surface;
  - c. Any repair, maintenance, or upgrade to any existing network utility infrastructure

Provided in all cases that:

- a. Soil is not disturbed below a depth of 0.4m from the surface; and
- b. After works, the finished surface level is not reduced below the pre-existing surface datum.

Where in the above categories would exceed 0.4m in depth from the surface and/or after completion of such works the finished surface level is proposed to be reduced below the pre-existing surface datum then application shall be made to CTS for consent to do the works. CTS will review each application with the applicant and work to achieve the most suitable outcome for all parties. CTS may give its written

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consent subject to reasonable conditions and agrees not to unreasonably withhold its consent.

The exception provided by restriction 3 above will only apply from the date that Whangarei District Council formally adopts and implements either the Code of Practice for Working in the Road, Auckland Region or a National Code of Practice for Working in Roads which may be developed pursuant to the January 2008 Cabinet paper Management of Utilities' Access to Road, Rail and Motorway Corridors, provided the Code of Practice adopted and implemented contains provisions that are substantially similar to those contained in the Code of Practice for Working in Roads, Auckland Region, requiring notification to utility providers of works intended by other parties in the vicinity of existing utility infrastructure.