

## Appendix 2 - Recommended Responses to Submissions and Further Submissions

Table 1 - Activities on the Surface of Water

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
Te Runanga o Ngai Tahu	185.74	ASW - Activities on the Surface of Water	General	General	Consider the objective and subsequent policies and rules of this chapter should apply to all waterbodies and not limited to rivers given that the rule is about the surface of water.	Replace 'rivers' with 'waterbodies' throughout the chapter.	Reject
Royal Forest and Bird Protection Society	156.132	ASW - Activities on the Surface of Water	Introduction		Considers the introduction should recognise the value of the Rangitata Water Conservation Order. And motorised craft activities on the surface of water bodies should be discouraged during river bird breeding season.	Amend <b>ASW - Activities on the Surface of Water Introduction</b> as follows:  <i>Activities occurring on the surface of water can have potential adverse effects on the ecological values, natural character values, recreational values and cultural values associated with the</i>  <i>District's rivers. <u>The Water Conservation (Rangitata River) Order 2006 sets out the special features of the river and to be protected from adverse effects.</u> The provisions of this chapter seek to manage these adverse effects, while also providing for the sustainable use of motorised craft.</i>	Reject
Jet Boating New Zealand	48.1	ASW - Activities on the Surface of Water	Objectives	ASW-O1 Protecting the values of the District's Rivers	Seeks an amendment to ASW-O1 to reflect that minor and less than minor effects are acceptable.	Amend <b>ASW-O1 Protecting the values of the District's Rivers</b> as follows:  <i>The ecological, recreational, natural character and cultural values of the Districts rivers are protected from the <u>more than minor</u> adverse effects of activities on the surface of water.</i>	Accept in part
Royal Forest and Bird Protection Society	156.133	ASW - Activities on the Surface of Water	Objectives	ASW-O1 Protecting the values of the District's Rivers	Not specified.	Retain as notified.	Accept in part
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.85	ASW - Activities on the Surface of Water	Objectives	ASW-O1 Protecting the values of the District's rivers	The submitter supports the objective which seeks to protect the values of the districts rivers, avoid adverse effects of motorised craft and manage the effects of surface water activities on fish spawning areas, habitat of breeding birds and on flora and fauna within riparian margins. The objective is consistent with the RMA Part 2, Section 6c and Section 31(1)(e).	Retain as notified.	Accept in part
Canterbury Regional Council (Environment Canterbury)	183.105	ASW - Activities on the Surface of Water	Objectives	ASW-O1 Protecting the values of the District's rivers	Supports as it is consistent with CRPS.	Retain <b>ASW-O1</b> as notified or preserve original intent.	Accept in part
Te Runanga o Ngai Tahu	185.75	ASW - Activities on the Surface of Water	Objectives	ASW-O1 Protecting the values of the District's rivers	Support the Objective that seeks to protect the cultural values of the District's rivers. Inappropriate structures or activities on the surface of water can adversely affect the values associated with a waterbody. Consider the objective	Amend <b>ASW-O1</b> as follows:  <b><i>ASW-O1 Protecting the values of the District's rivers <u>waterbodies</u></i></b>	Reject

					and subsequent policies and rules should apply to all waterbodies and not limited to rivers given that the rule is about the surface of water.	<i>The ecological, recreational, natural character and cultural values of the District’s rivers <u>waterbodies</u> are protected from the adverse effects of activities on the surface of water.</i>	
Royal Forest and Bird Protection Society	156.134	ASW - Activities on the Surface of Water	Policies	ASW-P1 Recreational use of non-motorised craft	Not specified.	Retain as notified.	Accept in part
Royal Forest and Bird Protection Society	156.135	ASW - Activities on the Surface of Water	Policies	ASW-P2 Use of motorised craft for specified act	Not specified.	Retain as notified.	Accept in part
Jet Boating New Zealand	48.2	ASW - Activities on the Surface of Water	Policies	ASW-P3 Recreational use of motorised craft within specified areas of identified rivers	<p>This submission should be read in conjunction with submission on ASW-O1. It is appropriate to provide for recreational jet boating within identified rivers when minimum flow levels occur, but it is not necessary to limit jet boating to specific times of the year.</p> <p>A minimum flow criteria will have the practical effect of only enabling recreational jet boats in high flow conditions when other users tend to be unlikely.</p> <p>[Refer original submission for full reason].</p>	<p>Amend <b>ASW-P3 Recreational use of motorised craft with</b> as follows:</p> <p><i>Provide for the non-commercial recreational use of motorised craft in areas identified in SCHED17 - Schedule of River Protection Areas where any <u>more than minor</u> adverse effects associated with their use are:</i></p> <p><i>1. <u>avoided by stipulating the time of the year when the activities can occur, and;</u></i></p> <p><i>2. <u>for Jet Boat NZ activities on the Ōpihi River, mitigated by limiting the duration, frequency and nature of those activities avoided by stipulating a minimum water flow when the activities can occur.</u></i></p>	Accept in part
Royal Forest and Bird Protection Society	156.136	ASW - Activities on the Surface of Water	Policies	ASW-P3 Recreational use of motorised craft within specified areas of identified rivers	Not specified.	Not specified.	Reject
Te Runanga o Ngai Tahu	185.76	ASW - Activities on the Surface of Water	Policies	ASW-P3 Recreational use of motorised craft within specified areas of identified rivers	Consider that structures are also used for non-commercial activities and the consideration of them should be guided by a policy.	Reconsider how <b>ASW-P3 Recreational use of motorised craft within specified areas of identified rivers</b> will apply to structures for recreational activities.	Reject
Te Runanga o Ngai Tahu	185.77	ASW - Activities on the Surface of Water	Policies	ASW-P4 Commercial activities	Seeks an amendment to consider any adverse effects on sensitive environments and Kāti Huirapa in order to allow for a more holistic assessment of any effects.	<p>Amend <b>ASW-P4 Commercial activities</b> as follows:</p> <p><i>Only allow commercial activities and structures on the surface of the District’s rivers where it can be demonstrated that the activity and/or structure will not result in any:</i></p> <p><i>1. [...]</i></p> <p><i>7. <u>the extent of any adverse social, cultural and environmental effects, including on any sensitive environments;</u></i></p> <p><i>8. <u>the adverse effects on the spiritual and cultural values and beliefs of Kāti Huirapa, including measures to avoid, remedy or mitigate adverse effects.</u></i></p>	Reject

Jet Boating New Zealand	48.3	ASW - Activities on the Surface of Water	Policies	ASW-P5 Motorised craft within fish spawning area	Supports the sensitivities around fish spawning areas.	Retain as notified.	
Royal Forest and Bird Protection Society	156.137	ASW - Activities on the Surface of Water	Policies	ASW-P5 Motorised craft within fish spawning area	Not specified.	Retain as notified.	
Jet Boating New Zealand	48.4	ASW - Activities on the Surface of Water	Policies	ASW-P6 Other non-commercial activities	Considers the policy should refer to avoidance of the use of non-commercial motorised craft only in circumstances where any adverse effects are significant. The minimum water flow control will negate the need for controls around fish spawning and bird breeding.	Amend <b>ASW-P6 Other non-commercial activities</b> as follows:  <del>1. occurs outside of fish spawning season/s will not result in significant adverse effects on fish spawning.</del>  <del>2. occurs outside of bird breeding season/s; will not result in significant adverse effects on bird breeding.</del>  <del>3. will not result in significant adverse effects on other flora and fauna[...]</del>  3. will not result in <u>significant</u> cumulative adverse effects [...]  4. will not result in <u>significant</u> adverse effects on cultural and spiritual values[...] and  5. will not result in significant effects on other recreational uses.	Reject
Te Runanga o Ngai Tahu	185.78	ASW - Activities on the Surface of Water	Policies	ASW-P6 Other non-commercial activities	Considers that structures are also used for non-commercial activities and the consideration of them should be guided by a policy.  Considers consideration should be given any adverse effects on sensitive environments and Kāti Huirapa in order to allow for a more holistic assessment of any effects.	Reconsider how <b>ASW-P6 Other non-commercial activities</b> will apply to structures for recreational activities.	Accept
Te Runanga o Ngai Tahu	185.79	ASW - Activities on the Surface of Water	Policies	ASW-P6 Other non-commercial activities	Seeks an amendment to consider any adverse effects on sensitive environments and Kāti Huirapa in order to allow for a more holistic assessment of any effects.	Amend <b>ASW-P6 Other non-commercial activities</b> as follows:  <del>Avoid the use of non-commercial motorised craft not otherwise provided in ASW-P2 to ASW-P5, unless the use of motorised craft:</del>  <u>Only allow commercial activities and structures on the surface of the District's rivers where it can be demonstrated that the activity and/or structure will not result in any:</u>  1. [...]  7. <u>the extent of any adverse social, cultural and environmental effects, including on any sensitive environments;</u>  8. <u>the adverse effects on the spiritual and cultural values and beliefs of Kāti Huirapa, including measures to avoid, remedy or mitigate adverse effects.</u>	Reject

Table 1 - Activities on the Surface of Water

						[TDC Staff noticed there might be an error in the original submission for inclusion of ASW-P6 in this relief sought. See submissions on ASW-P4 and ASW-P6].	
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.86	ASW - Activities on the Surface of Water	Policies	General	The submitter supports the policies which seek to protect the values of the districts rivers, avoid adverse effects of motorised craft and manage the effects of surface water activities on fish spawning areas, habitat of breeding birds and on flora and fauna within riparian margins. The policy is consistent with the RMA Part 2, Section 6c and Section 31(1)(e).	Retain the policies of the <b>ASW - Activities on the Surface of Water Chapter</b> as notified.	Accept
Jet Boating New Zealand	48.10	ASW - Activities on the Surface of Water	Rules	ASW-R10 Use of motorised craft within the fish spawning areas	Considers that while it is appropriate to restrict recreational jet boating in fish spawning areas, the prohibited activity status is excessive. A non-complying status can adequately restrict use.	Amend <b>ASW-R10 Use of motorised craft within the fish spawning areas</b> as follows:  <b>Activity Status: <del>Prohibited</del> Non - Complying</b>	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.95	ASW - Activities on the Surface of Water	Rules	ASW-R10 Use of motorised craft within the fish spawning areas	The submitter supports the prohibited activity status for the use of motorised craft within the fish spawning areas.	Retain as notified.	Accept in part
New Zealand Defence Force	151.14	ASW - Activities on the Surface of Water	Rules	ASW-R2 The use of motorised craft for specific environmental management or search and rescue purposes	Seeks an amendment to ASW-R2 to ensure that NZDF can use motorised craft on the surface of water. Any adverse effects will be temporary and similar to search and rescue.	Amend <b>ASW-R2</b> as follows:  <b>ASW-R2 The use of motorised craft for specific environmental management, temporary military training, or search and rescue purposes</b>  <b>Activity status: Permitted Where:</b>  <b>PER-1</b>  [...]  <b>PER-8</b>  <u>The use is for temporary military training activities. [...]</u>	Accept in part
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.87	ASW - Activities on the Surface of Water	Rules	ASW-R2 The use of motorised craft for specific environmental management or search and rescue purposes	The submitter supports the permitted activity status for the use of motorised craft for specific environmental management including the management of indigenous fish and any other flora and fauna required under the Conservation Act 1987, the Wildlife Act 1953 and the Fisheries Act 1983.	Retain ASW-R2 PER 7as notified.	Accept

Opuha Water Limited	181.72	ASW - Activities on the Surface of Water	Rules	ASW-R2 The use of motorised craft for specific environmental management or search and rescue purposes	Supports, in part, ASW- R2 and seeks to ensure the use of motorised craft on the surface of water (rivers) for inspecting infrastructure (such as water intake structures and associated scheme infrastructure) and resource consent compliance monitoring is not precluded by the PDP. These activities are not expressly covered by the proposed rules in this chapter.	Amend <b>ASW-R2 The use of motorised craft for specific environmental management or search and rescue purposes</b> as follows: [...] <b>PER-7</b> <u>The use is for undertaking inspections or regionally significant infrastructure and resource consent monitoring by a network utility operator.</u>	Accept in part
Jet Boating New Zealand	48.5	ASW - Activities on the Surface of Water	Rules	ASW-R3 The recreational use of motorised craft on the Rangitata River	Supports AWS-R3 in that it is consistent with Ashburton District Plan, there should be a strong measure of consistency as the District boundary is in the Rangitata River.	Retain <b>ASW-R3 The recreational use of motorised craft on the Rangitata River</b> as notified.	Accept
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.88	ASW - Activities on the Surface of Water	Rules	ASW-R3 The recreational use of motorised craft on the Rangitata River	The submitter supports the provisions that limit the recreational use of motorised craft on specified rivers and ecosystem values at appropriate times of the year.  Reference to the SCHED-Schedule of Fishing Spawning Area needs to be amended to reflect the correct schedule number.	Amend <b>ASW-R3</b> as follows: <b>ASW-R3 The recreational use of motorised craft on the Rangitata River [...]</b> <b>PER 3</b> <i>The use is not within any of the fish spawning areas identified in SCHED1413-Schedule of Fish Spawning area.</i>	Accept
Ronald Clearwater	243.1	ASW - Activities on the Surface of Water	Rules	ASW-R3 The recreational use of motorised craft on the Rangitata River	Supports the permitted activity status for motorised craft should be year-round, and the protection of identified fish spawning areas and the temporary restricted access to all craft from the river section 01 source to Red Rocks. Notes that the Timaru-Ashburton district boundary is also the centre of this waterway.	1. Retain the permitted activity status as notified AND 2. Ensure the provisions match the Ashburton District Plan.	Accept
Rob Gerard	40.1	ASW - Activities on the Surface of Water	Rules	ASW-R4 The recreational use of motorised craft on the Ōrāri River	Considers there is no evidence of adverse effects on fishing or nesting birds at any time. Considers the Ōrāri Gorge can be jet boated in high flow conditions when there will be no adverse effects, there is no data to indicate that jet boats adversely affect trout or have more than a transient effect on fishing.  The Department of Conservation have no issues with riverbed nesting birds.  Permitting jet boating will only allow very infrequent use with little or no adverse affect on either fishing or riverbed nesting birds.  [Refer to original submission for full reasons].	Amend <b>AWS-R4 The recreational use of motorised craft on the Ōrāri River</b> , as follows. <b>Activity status: Permitted Where:</b> <b>PER-1</b> <i>The use is not for a commercial activity; and</i> <b>PER-2</b> <del><i>The use is undertaken between March and August (inclusive); and</i></del> <b>PER-3</b> <i>The flow at the Ōrāri Gorge is 20 cumecs or greater.</i> AND Amend the map for the <b>River Protection Area (RPA-3)</b> so the upstream limit is at the top of the gorge.	Reject

Jet Boating New Zealand	48.6	ASW - Activities on the Surface of Water	Rules	ASW-R4 The recreational use of motorised craft on the Ōrāri River	<p>Considers that recreational jet boating can occur within the River Protection Area without a time/date restriction and with the only control being a minimum water flow of 20 cumecs.</p> <p>There is no justification for the date restriction under PER-2.</p> <p>[Refer original submission for full reason].</p>	<p>Amend <b>ASW-R4 The recreational use of motorised craft on the Ōrāri River</b> as follows:</p> <p><b>Activity Status: Permitted Where:</b></p> <p><b>PER-1</b> The use is not for a commercial activity; and</p> <p><b>PER-2</b> <del>The use is undertaken between March and August (inclusive); and</del></p> <p><b>PER-3 2</b> The flow at the Orari Gorge is 20 cumecs or greater.</p>	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.89	ASW - Activities on the Surface of Water	Rules	ASW-R4 The recreational use of motorised craft on the Ōrāri River	The submitter supports the provisions that limit the recreational use of motorised craft on specified rivers and ecosystem values at appropriate times of the year.	Retain as notified.	Accept
Ronald Clearwater	243.2	ASW - Activities on the Surface of Water	Rules	ASW-R4 The recreational use of motorised craft on the Ōrāri River	Submitter disagrees with permitted activity status proposed only being from March to August inclusive. Flows of >20m <sup>3</sup> would provide opportunity for jet boating and a separation from other recreational river-based activities if there is deemed to be a conflict. Remembering that ASW are also governed by the Navigation and Safety bylaws of Ecan.	Amend <b>ASW-R4 The recreational use of motorised craft on the Ōrāri River</b> to ensure that the river has a permitted activity status all year round when the flow as recorded by ECan at the Gorge, is greater than 20m <sup>3</sup> .	Reject
Rob Gerard	40.3	ASW - Activities on the Surface of Water	Rules	ASW-R5 The recreational use of motorised craft on the Ōpihi River	<p>Considers the proposed standards relate to the 1980s use of the river for jet sprints, which are now redundant and inappropriate. The time restriction is unnecessary as there is no adverse environmental effect at any time.</p> <p>There is no empirical data to indicate that jet boats adversely affect trout or have more than a transient effect of fishing.</p> <p>The Department of Conservation have no issues with riverbed nesting birds.</p> <p>Permitting jet boating will only allow very infrequent use with little or no adverse affect on either fishing or riverbed nesting birds.</p> <p>[Refer to original submission for full reasons].</p>	Amend <b>ASW-R5 The recreational use of motorised craft on the Ōpihi River</b> to remove provision PER-2 with the exception of the flow standard.	Accept
Jet Boating New Zealand	48.7	ASW - Activities on the Surface of Water	Rules	ASW-R5 The recreational use of motorised craft on the Ōpihi River	Considers that ASW-R5 PER-2 relates to historical circumstances that are now outdated. Additionally, considers that recreational jet boating can occur within the River Protection Area without a time/date restriction and with the only control being a minimum water flow of 20 cumecs.	<p>Amend <b>ASW-R5 The recreational use of motorised craft on the Ōpihi River</b> as follows:</p> <p><b>Activity Status: Permitted Where:</b></p>	Accept

Table 1 - Activities on the Surface of Water

					[Refer original submission for full reason].	<p><b>[...] PER-2</b></p> <p><del>The use is a Jet Boat New Zealand (or its successor) organised event that complies with the following standards:</del></p> <ul style="list-style-type: none"> <li>• <del>there are no more than two events per calendar year; and</del></li> <li>• <del>the event occurs between September and February (inclusive); and</del></li> <li>• <del>the event occurs between the hours of 10am and 3pm; and</del></li> </ul> <p><del>the flow when measured at the State Highway 1 Bridge is 20 cumecs or greater.</del></p>	
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.90	ASW - Activities on the Surface of Water	Rules	ASW-R5 The recreational use of motorised craft on the Ōpihi River	The submitter supports the provisions that limit the recreational use of motorised craft on specified rivers and ecosystem values at appropriate times of the year.	Retain as notified.	Accept in part
Ronald Clearwater	243.3	ASW - Activities on the Surface of Water	Rules	ASW-R5 The recreational use of motorised craft on the Ōpihi River	<p>Notes that the previous provisions in the district plan are historic and related to a time when the riverbed was modified to accommodate jet sprinting and the river had natural flows, rather than modified flows through the Opuha Dam.</p> <p>Accordingly, these rules are now no longer relevant. A flow of 20m<sup>3</sup> would provide opportunity for jet boating and a separation from other recreational river based activities.</p>	<p>1. Amend <b>ASW-R5 The recreational use of motorised craft on the Ōpihi River</b> to ensure that this river has a permitted status from the State Highway 1 bridge to the district boundary, being the confluence with the Opuha River at Raincliff.</p> <p>AND</p> <p>2. The permitted status applies all year round when flows &gt;20m<sup>3</sup>, as measured at the ECan recorder at State Highway 1.</p>	Accept
Rob Gerard	40.4	ASW - Activities on the Surface of Water	Rules	ASW-R6 The recreational use of motorised craft on the Pureora/Pareora River	<p>Considers the restriction of use to March-August unnecessary as there is no environmental adverse effect at any time.</p> <p>Due to the flow restriction there will only be limited opportunity for jet boating. Flows over 20 cumecs will most commonly be discoloured and unsuitable for fishing or activities.</p> <p>There is no empirical data to indicate that jet boats adversely affect trout or have more than a transient effect of fishing.</p> <p>The Department of Conservation have no issues with riverbed nesting birds.</p> <p>Permitting jet boating will only allow very infrequent use with little or no adverse affect on either fishing or riverbed nesting birds.</p> <p>[Refer to original submission for full reasons].</p>	<p>Amend <b>ASW-R6</b> as follows:</p> <p><b>ASW-R6 The recreational use of motorised craft on the Pureora/Pareora River</b></p> <p><b>Activity status: PER</b></p> <p><b>Where:</b></p> <p><b>PER-1</b></p> <p><i>The use is not for a commercial activity; and</i></p> <p><del><b>PER-2</b></del></p> <p><del><i>The use is undertaken between March and August (inclusive); and</i></del></p> <p><del><b>PER-32</b></del></p> <p><i>The flow when measured at the State Highway 1 Bridge is 20 cumecs or greater.</i></p>	Reject

Jet Boating New Zealand	48.8	ASW - Activities on the Surface of Water	Rules	ASW-R6 The recreational use of motorised craft on the Pureora/Pareora River	Considers that recreational jet boating can occur within the River Protection Area without a time/date restriction and with the only control being a minimum water flow of 20 cumecs. There is no justification for the date restriction under PER-2.  [Refer original submission for full reason].	Amend <b>ASW-R6 The recreational use of motorised craft on the Pureora/Pareora River</b> as follows:  <b>Activity Status: Permitted Where:</b>  <b>PER-1</b>  <i>The use is not for a commercial activity; and</i>  <b>PER-2</b>  <i>The use is undertaken between March and August (inclusive); and</i>  <b>PER-3</b>  <i>The flow at the State Highway 1 Bridge is 20 cumecs or greater.</i>	Reject
Penny Nelson, Director- General of Conservation Tumuaki Ahurei	166.91	ASW - Activities on the Surface of Water	Rules	ASW-R6 The recreational use of motorised craft on the Pureora/Pareora River	The submitter supports the provisions that limit the recreational use of motorised craft on specified rivers and ecosystem values at appropriate times of the year.	Retain as notified.	Accept
Ronald Clearwater	243.4	ASW - Activities on the Surface of Water	Rules	ASW-R6 The recreational use of motorised craft on the Pureora/Pareora River	Submitter disagrees with permitted activity status proposed only being from March to August inclusive. Considers the permitted status should apply year-round at flows above 20m <sup>3</sup> . Flows of >20m <sup>3</sup> would provide opportunity for jet boating and a separation from other recreational river-based activities if there is deemed to be a conflict. Notes that the centre of this river is the boundary with the Waimate District.	1. Amend <b>ASW-R6 The recreational use of motorised craft on the Pureora / Pareora River</b> to ensure that the river has a permitted activity status year round when the flow as recorded by ECan at State Highway 1 exceeds 20m <sup>3</sup> . AND 2. Ensure that the provisions match the Waimate District Plan.	Reject
Penny Nelson, Director- General of Conservation Tumuaki Ahurei	166.92	ASW - Activities on the Surface of Water	Rules	ASW-R7 Other commercial activities on the surface of the District's rivers	The submitter supports the approach to make other commercial activities on the surface of the District's rivers and structures on the surface of the District's rivers Discretionary, with non-complying status for all other activities.	Retain as notified.	
Penny Nelson, Director- General of Conservation Tumuaki Ahurei	166.93	ASW - Activities on the Surface of Water	Rules	ASW-R8 Structures on the surface of the District's rivers	The submitter supports the approach to make other commercial activities on the surface of the District's rivers and structures on the surface of the District's rivers Discretionary, with non-complying status for all other activities.	Retain as notified.	
Jet Boating New Zealand	48.9	ASW - Activities on the Surface of Water	Rules	ASW-R9 All other activities on the surface of the District's rivers	Considers that the activity status for recreational jet boating should be Restricted Discretionary rather than Non- Complying.	Amend <b>ASW-R9 All other activities on the surface of the District's rivers</b> as follows:	Reject



					Guiding Policy ASW-P6 specifically notes the matters for consideration, and it will be consistent to provide a rule that requires specific assessment and exercise of discretion.	<p><b>Activity Status: <del>Non-Complying</del> Restricted Discretionary Where:</b></p> <p><b><u>matters of discretion are restricted to the following:</u></b></p> <p><u>1. the effects to fish spawning.</u></p> <p><u>2. the effects to bird breeding.</u></p> <p><u>3. the effects to flora and fauna within riparian margins as a consequence of activities on the surface of the water; and</u></p> <p><u>4. the cumulative effects to other commercial activities on the surface of the river;</u></p> <p><u>and</u></p> <p><u>5. the effects to cultural and spiritual values associated with the river; and</u></p> <p><u>6. will not result in significant adverse effects on other recreational uses.</u></p> <p><b>NC-1 RD-1</b></p> <p>Any activity not listed in any other rules above.</p>	
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.94	ASW - Activities on the Surface of Water	Rules	ASW-R9 All other activities on the surface of the District’s rivers	The submitter supports the approach to make other commercial activities on the surface of the District’s rivers and structures on the surface of the District’s rivers Discretionary, with non-complying status for all other activities.	Retain as notified.	Accept
Jet Boating New Zealand	48.11	ASW - Activities on the Surface of Water	Rules	New	<p>Considers there are three additional rivers in the district that can be used for recreational jetboating, for small jetboats.</p> <p>[Refer original submission for full reason].</p>	<p>Add a new rule <b>ASW-RX</b> as follows:</p> <p><b><u>Te Ngawai, Te Moana and Waihi Rivers.</u></b></p> <p><b><u>Activity Status: Permitted Where:</u></b></p> <p><b><u>PER-1</u></b></p> <p><u>The use is not for a commercial activity; and</u></p> <p><b><u>PER-2</u></b></p> <p><u>The flow at the relevant ECan flow recorder is 10 cumecs or greater.</u></p>	Reject
Ronald Clearwater	243.5	ASW - Activities on the Surface of Water	Rules	New	<p>Considers there are other rivers in the District that are of interest to the jet boating community. Opportunities to go jet boating are sporadic and rely on flow and rain fall. These rivers would be of interest to smaller jet boat owners.</p> <p>Flows of &gt;10m<sup>3</sup> would provide opportunity for jet boating and a separation from other recreational river-based activities if there is deemed to be a conflict. Remembering that ASW are also governed by the Navigation and Safety bylaws of Ecan.</p>	<p>1. Add a new rule to the PDP as follows:</p> <p><b><u>ASW-RX The recreational use of motorised craft on the Waihi River.</u></b></p> <p>AND</p> <p>2. Ensure jet boating is permitted all year round at the Waihi River when the flow exceeds 10m<sup>3</sup> at the Ecan Recorder at the Department of Conservation Reserve flows above 10m<sup>3</sup>.</p>	Reject
Ronald Clearwater	243.6	ASW - Activities on the Surface of Water	Rules	New	Considers there are other rivers in the District that are of interest to the jet boating community. Opportunities to go jet	<p>1. Add a new rule to the PDP as follows:</p> <p><b><u>ASW-RX The recreational use of motorised craft on the Te Moana River.</u></b></p>	Reject

					<p>boating are sporadic and rely on flow and rain fall. These rivers would be of interest to smaller jet boat owners.</p> <p>Flows of &gt;10m<sup>3</sup> would provide opportunity for jet boating and a separation from other recreational river-based activities if there is deemed to be a conflict. Remembering that ASW are also governed by the Navigation and Safety bylaws of Ecan.</p>	<p>2. Ensure jet boating is permitted all year round on the Te Moana River when the flow exceeds 10m<sup>3</sup> at the ECan Recorder at Glentohi.</p>	
Ronald Clearwater	243.7	ASW - Activities on the Surface of Water	Rules	New	<p>Considers there are other rivers in the District that are of interest to the jet boating community. Opportunities to go jet boating are sporadic and rely on flow and rain fall. These rivers would be of interest to smaller jet boat owners.</p> <p>Flows of &gt;10m<sup>3</sup> would provide opportunity for jet boating and a separation from other recreational river-based activities if there is deemed to be a conflict. Remembering that ASW are also governed by the Navigation and Safety bylaws of Ecan.</p>	<p>1. Add a new rule to the PDP as follows: <b><i>ASW-RX The recreational use of motorised craft on the Te Ngawai River.</i></b></p> <p>2. Ensure jet boating is permitted all year round on the Te Ngawai River when the flow exceeds 10m<sup>3</sup> at the ECan Recorder at Cave.</p>	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.96	SCHED13 - Schedule of Fish Spawning Areas	General	General	<p>The submitter supports the identification of areas of fish spawning for Upland Longjaw galaxias habitat (Schedule reference FSA-5-FSA-9) however it is considered necessary to include a larger extent within the Rangitata River. Upland Long jaw are now understood to be a highly mobile habitat seeker and extend up into the Upper Rangitata River.</p> <p>Additional areas are recommended to be included within the Fish Spawning areas such as estuarine habitat to preserve inanga (At Risk - declining) and Stokells smelt (At Risk-naturally uncommon) spawning, which are also important as they support riverine birdlife.</p>	<p>Amend <b>SCHED13 -Schedule of Fish Spawning Areas</b> to:</p> <ul style="list-style-type: none"> <li>- include an extended Fish Spawning Area including the Upper Rangitata River as Upland Longjaw galaxias habitat;</li> <li>- consider other native fish within the Timaru District where the associated rules for surface water activities should also apply.</li> </ul>	Reject
Canterbury Regional Council (Environment Canterbury)	183.172	SCHED13 - Schedule of Fish Spawning Areas	General	General	<p>Support the inclusion of Fish Spawning Areas as it is consistent with CRPS Objective 9.2.1 &amp; 9.2.3 and Policy 9.3.1.</p>	<p>Retain <b>SCHED13</b> and add any other spawning areas identified through the submission process.</p>	Accept in part
Royal Forest and Bird Protection Society	156.187	SCHED17 - Schedule of River Protection Areas	SCHED17 - Schedule of River Protection Areas	General	<p>Considers the entire river as a protection area to be consistent with a Te Mana o te Wai, the overarching objective of the National Policy Statement for Freshwater Management. Rivers are dynamic and genuinely protecting particular stretches is reliant on the protection of the river as a whole.</p>	<p>1. Retain <b>SCHED17</b> as notified AND</p> <p>2. add more stretches and preferably the whole of a river from its source to the sea.</p>	Accept in part

Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.98	SCHED17 - Schedule of River Protection Areas	SCHED17 - Schedule of River Protection Areas	General	The submitter supports the identification of river protection areas as it relates the surface water activity rules.	Retain as notified.	Accept
Jet Boating New Zealand	48.12	SCHED17 - Schedule Of River Protection Areas	SCHED17 - Schedule Of River Protection Areas	New	Considers there are three additional rivers in the district that can be used for recreational jetboating, for small jetboats.  [Refer original submission for full reason].	Add the following rivers to <b>SCHED17</b> : <b><u>Te Ngawai, Te Moana and Waihi Rivers.</u></b>	Reject
Jet Boating New Zealand	48.13	SCHED17 - Schedule Of River Protection Areas	SCHED17 - Schedule Of River Protection Areas	RPA-3	Noticed Schedule 17 refers to the RPA -3 river section and incorrectly references the Opihi River. This should correctly reference the Orari River.	Amend <b>SCHED 17</b> as follows:  <i>RPA-3: A stretch of the <del>Opihi</del> Orari River between BY19:553-335 to the Factory Road Bridge over the river (K38:77-681).</i>	Accept

Table 2 - Public Access

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
Fenlea Farms Limited	171.10	PA - Public Access	General	General	Oppose the approach to Public Access including any objectives, policies and rules, standards and schedules in respect of the overlay relating to 158 Prattley Road.  [Refer original submission for full reason]	As detailed in other submission points relate to the Public Access chapter.	Reject
Kerry James McArthur	113.12	PA - Public Access	General	General	Considers public access on farms may result in hazards and conflict with stringent requirements regarding health and safety, and animal welfare considerations.	Only allow public access to properties with the permission of the landowner.	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.74	PA - Public Access	Introduction	General	The proposed introduction is consistent with the RMA requirements (Part 2, Section 6(d)) and New Zealand Coastal Policy Statement (NZPS).	Retain as notified.	Accept
Federated Farmers	182.135	PA - Public Access	Introduction	General	Considers that landowners should not be compelled to always provide access across what is essentially their business and home. Many rural landowners already have unwelcome trespassers, some with dogs, that are disruptive to their farming operations, create security issues for themselves and their stock, have put themselves into dangerous situations, or created nuisance effects like	1. Amend the <b>Public Access</b> chapter overview so that it addresses the issue of public access across private property and the need to ensure that this access is provided with the agreement of the landowner where it is practicable to provide that access;  AND 2. Any consequential amendments required as a result of the relief sought.	Reject

					<p>littering or human waste. It is appropriate and legal to limit access across private property when this access will be unsafe or will disrupt farming activities.</p> <p>[Refer to original submission for full reason]</p>		
Federated Farmers	182.137	PA - Public Access	Objectives	New	<p>Private property rights as well as the additional impacts public access may also have on the amenity value of selected landscapes and areas. The landowner’s private property rights are a key area of focus which needs to be considered within this chapter.</p>	<p>1. Add a new policy to the <b>PA-Public Access</b> Chapter as follows:</p> <p><b><u>PA-OX</u></b></p> <p><i><u>Practical and safe public access to and along the margins of lakes and rivers and the coastal environment is provided in a way that respects private property and does not result in adverse effects on natural character, landscape, indigenous biodiversity, historical heritage, or cultural values.</u></i></p> <p>OR</p> <p>2. Wording to similar effect AND</p> <p>3. Any consequential amendments.</p>	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.75	PA - Public Access	Objectives	PA-O1 Public access	<p>This objective gives effect to Objective 4 and Policy 18 &amp; 19 of the NZCPS and Policy 8.1.5 of the CRPS.</p>	<p>Retain as notified.</p>	Accept in part
Road Metals Company Limited	169.27	PA - Public Access	Objectives	PA-O1 Public access	<p>Opposes PA-O1 as should clearly state when public access is restricted. Use of the terms ‘desirable’ is considered subjective and should be substituted for a different term.</p>	<p><b>Amend PA-O1 Public access</b> as follows:</p> <p><i><u>Public access to and along the coastal marine area and the margins of identified wetlands and rivers is maintained and enhanced, and only restricted where <del>desirable</del> necessary to avoid adverse effects on natural character, landscape, indigenous biodiversity, cultural or recreational values, health and safety, or the rights of private property owners.</u></i></p>	Accept in part
Fulton Hogan Limited	170.27	PA - Public Access	Objectives	PA-O1 Public access	<p>Opposes PA-O1 as should clearly state when public access is restricted. Use of the terms ‘desirable’ is considered subjective and should be substituted for a different term.</p>	<p><b>Amend PA-O1 Public access</b> as follows:</p> <p><i><u>Public access to and along the coastal marine area and the margins of identified wetlands and rivers is maintained and enhanced, and only restricted where <del>desirable</del> necessary to avoid adverse effects on natural character, landscape, indigenous biodiversity, cultural or recreational values, health and safety, or the rights of private property owners.</u></i></p>	Accept in part
Fenlea Farms Limited	171.13	PA - Public Access	Objectives	PA-O1 Public Access	<p>Opposes PA-O1 as public access is only to be “restricted where desirable”, this is at odds with PA-P4 and does not account for the restrictions on public walking access set out in policy 19(3) of the Coastal Policy Statement. It also does not recognise situations where protection from public access is required to protect sensitive indigenous species and habitats, and public health and safety.</p> <p>Temporary suspensions, such as during lambing/calving are also not covered.</p>	<p>1. Amend <b>PA-O1 - Public Access</b> to limit public access where it is a matter of health and safety and preservation of sensitive indigenous species and habitats, and to account for periods where public access should be temporarily suspended;</p> <p>2. Any alternative relief that would address the submitters concerns.</p>	Reject

Silver Fern Farms	172.64	PA - Public Access	Objectives	PA-O1 Public access	Considers the term ‘desirable’ does not infer an evidence based approach. It should be clarified that the provision of public access should be restricted where necessary.	Amend <b>PA-O1</b> as follows:  <b><i>PA-O1 Public access</i></b>  <i>Public access to and along the coastal marine area and the margins of identified wetlands and rivers is maintained and enhanced, and only restricted where <del>desirable</del> necessary.</i>	Accept in part
Alliance Group Limited	173.68	PA - Public Access	Objectives	PA-O1 Public Access	Considers the term ‘desirable’ does not infer an evidence based approach. It should be clarified that the provision of public access should be restricted where necessary.	Amend <b>PA-O1</b> as follows:  <b><i>PA-O1 Public Access</i></b>  <i>Public access to and along the coastal marine area and the margins of identified wetlands and rivers is maintained and enhanced, and only restricted where <del>desirable</del> necessary.</i>	Accept in part
PrimePort Limited	175.38	PA - Public Access	Objectives	PA-O1 Public access	Supports public access to the coastal marine area and notes it should only be restricted in certain circumstances. Considers the wording of this objective is uncertain and requires clarity.	Amend <b>PA-O1 Public access</b> as follows:  <i>Public access to and along the coastal marine area and the margins of identified wetlands and rivers is maintained and enhanced, and only restricted where <del>desirable</del> it is incompatible with public health and safety, the sensitivity of the receiving environment or the protection of natural, historic and cultural values of the coastal environment.</i>	Accept in part
Opuha Water Limited	181.66	PA - Public Access	Objectives	PA-O1 Public Access	Considers the use of the term “desirable” is not suitable in the context of Policy PA-P4. Instead “appropriate” would better reflect that context, which includes restricting public access for public health and safety reasons.	Amend <b>PA-O1 Public Access</b> as follows:  <i>Public access to and along the coastal marine area and the margins of identified wetland and rivers is maintained and enhanced, and only restricted when <del>desirable</del> appropriate.</i>	Accept
Federated Farmers	182.136	PA - Public Access	Objectives	PA-O1 Public access	Supports objective PA-O1.	1. Retain as notified; OR 2. Wording with similar effect; AND 3. Any consequential amendments.	Accept in part
Federated Farmers	182.141	PA - Public Access	Policies	New	Considers the policies of this chapter should include private property as a consideration when providing public access to ensure that it does not cause damage or create security risks. The provision of public access also provides for weed incursions which are of particular concern with Chilean Needle Grass and Yellow Bristle Grass now in the region, which can create significant damage to livestock welfare and pasture quality.	1. Add a new policy to the <b>PA-Public Access</b> Chapter as follows:  <b><i>PA-PX Public education</i></b>  <i>Provide information and education to the public regarding where public access is available, and that access over private land is only by the permission of the landowner.</i>  OR 2. Wording with similar effect; AND 3. Any consequential amendments.	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.76	PA - Public Access	Policies	PA-P1 Benefits of public access	This policy gives effect to Objective 4 and Policy 18 & 19 of the NZCPS and Policy 8.1.5 of the CRPS.	Retain as notified.	Accept

Rooney Holdings Limited	174.44	PA - Public Access	Policies	PA-P1 Benefits of public access	Oppose PA-P1 as the policy needs to recognise the negative impact public access can have on landowners, in particular those involved in primary production. The current drafting only looks at public access through one sphere.	Amend <b>PA-P1 Benefits of public access</b> to recognise the impacts of public access also.	Reject
Federated Farmers	182.138	PA - Public Access	Policies	PA-P1 Benefits of public access	Supports the policy.	1. Retain as notified; OR 2. Wording with similar effect; AND 3. Any consequential amendments.	Accept
Te Runanga o Ngai Tahu	185.55	PA - Public Access	Policies	PA-P1 Benefits of public access	Considered important as the public access overlay adjoins identified sites of significance to Māori.	Retain <b>PA-P1 Benefits of public access</b> as notified.	Accept
GJH Rooney	191.44	PA - Public Access	Policies	PA-P1 Benefits of public access	Oppose PA-P1 as the policy needs to recognise the negative impact public access can have on landowners, in particular those involved in primary production. The current drafting only looks at public access through one sphere.	Amend <b>PA-P1 Benefits of public access</b> to recognise the impacts of public access also.	Reject
Rooney Group Limited	249.44	PA - Public Access	Policies	PA-P1 Benefits of public access	Oppose PA-P1 as the policy needs to recognise the negative impact public access can have on landowners, in particular those involved in primary production. The current drafting only looks at public access through one sphere.	Amend <b>PA-P1 Benefits of public access</b> to recognise the impacts of public access also.	Reject
Rooney Farms Limited	250.44	PA - Public Access	Policies	PA-P1 Benefits of public access	Oppose PA-P1 as the policy needs to recognise the negative impact public access can have on landowners, in particular those involved in primary production. The current drafting only looks at public access through one sphere.	Amend <b>PA-P1 Benefits of public access</b> to recognise the impacts of public access also.	Reject
Rooney Earthmoving Limited	251.44	PA - Public Access	Policies	PA-P1 Benefits of public access	Oppose PA-P1 as the policy needs to recognise the negative impact public access can have on landowners, in particular those involved in primary production. The current drafting only looks at public access through one sphere.	Amend <b>PA-P1 Benefits of public access</b> to recognise the impacts of public access also.	Reject
Timaru Developments Limited	252.44	PA - Public Access	Policies	PA-P1 Benefits of public access	Oppose PA-P1 as the policy needs to recognise the negative impact public access can have on landowners, in particular those involved in primary production. The current drafting only looks at public access through one sphere.	Amend <b>PA-P1 Benefits of public access</b> to recognise the impacts of public access also.	Reject
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.77	PA - Public Access	Policies	PA-P2 Requirements for public access	This policy gives effect to Objective 4 and Policy 18 & 19 of the NZCPS and Policy 8.1.5 of the CRPS.	Retain as notified.	Accept
Silver Fern Farms	172.65	PA - Public Access	Policies	PA-P2 Requirements for public access	Supports the consideration of operational requirements as per sub-clause (5) and of public safety risks as per sub-clause (6).	Retain as notified.	Accept
Alliance Group Limited	173.69	PA - Public Access	Policies	PA-P2 Requirements for public access	Supports the consideration of operational requirements as per sub-clause (5) and of public safety risks as per sub-clause (6).	Retain as notified.	Accept


Rooney Holdings Limited	174.45	PA - Public Access	Policies	PA-P2 Requirements for public access	Opposes PA-P2 that states “Require” public access. The policy should be worded to “facilitate” public access. This needs to be able to be balanced as public access may not be appropriate in all circumstances depending on the type of land use.	Amend <b>PA-P2 Requirements for public access</b> by: 1. replacing the word ‘Require’ with either ‘facilitate’ or ‘promote’. 2. Insert an additional subclause recognising reverse sensitivity effects.	Reject
PrimePort Limited	175.39	PA - Public Access	Policies	PA-P2 Requirements for public access	The policy sets out a range of matters where public access might appropriately be excluded, which are considered appropriate including where public safety risks could be created, and where existing suitable public access points exist in the vicinity.	Retain as notified.	Accept
Federated Farmers	182.139	PA - Public Access	Policies	PA-P2 Requirements for public access	Supports the policy.	1. Retain as notified; OR Wording with similar effect; AND 3. Any consequential amendments.	Accept
Canterbury Regional Council (Environment Canterbury)	183.94	PA - Public Access	Policies	PA-P2 Requirements for public access	Supports as is consistent with CRPS Provisions.	Retain <b>PA-P2</b> as notified or preserve original intent.	Accept
GJH Rooney	191.45	PA - Public Access	Policies	PA-P2 Requirements for public access	Opposes PA-P2 that states “Require” public access. The policy should be worded to “facilitate” public access. This needs to be able to be balanced as public access may not be appropriate in all circumstances depending on the type of land use.	Amend <b>PA-P2 Requirements for public access</b> by: 1. replacing the word ‘Require’ with either ‘facilitate’ or ‘promote’. 2. Insert an additional subclause recognising reverse sensitivity effects.	Reject
Rooney Group Limited	249.45	PA - Public Access	Policies	PA-P2 Requirements for public access	Opposes PA-P2 that states “Require” public access. The policy should be worded to “facilitate” public access. This needs to be able to be balanced as public access may not be appropriate in all circumstances depending on the type of land use.	Amend <b>PA-P2 Requirements for public access</b> by: 1. replacing the word ‘Require’ with either ‘facilitate’ or ‘promote’. 2. Insert an additional subclause recognising reverse sensitivity effects.	Reject
Rooney Farms Limited	250.45	PA - Public Access	Policies	PA-P2 Requirements for public access	Opposes PA-P2 that states “Require” public access. The policy should be worded to “facilitate” public access. This needs to be able to be balanced as public access may not be appropriate in all circumstances depending on the type of land use.	Amend <b>PA-P2 Requirements for public access</b> by: 1. replacing the word ‘Require’ with either ‘facilitate’ or ‘promote’. 2. Insert an additional subclause recognising reverse sensitivity effects.	Reject
Rooney Earthmoving Limited	251.45	PA - Public Access	Policies	PA-P2 Requirements for public access	Opposes PA-P2 that states “Require” public access. The policy should be worded to “facilitate” public access. This needs to be able to be balanced as public access may not be appropriate in all circumstances depending on the type of land use.	Amend <b>PA-P2 Requirements for public access</b> by: 1. replacing the word ‘Require’ with either ‘facilitate’ or ‘promote’. 2. Insert an additional subclause recognising reverse sensitivity effects.	Reject
Timaru Developments Limited	252.45	PA - Public Access	Policies	PA-P2 Requirements for public access	Opposes PA-P2 that states “Require” public access. The policy should be worded to “facilitate” public access. This needs to be able to be balanced as public access may not be appropriate in all circumstances depending on the type of land use.	Amend <b>PA-P2 Requirements for public access</b> by: 1. replacing the word ‘Require’ with either ‘facilitate’ or ‘promote’. 2. Insert an additional subclause recognising reverse sensitivity effects.	Reject

Silver Fern Farms	172.66	PA - Public Access	Policies	PA-P3 Design and construction of public access	Considers that in some areas, where public access along rivers and the coastal marine area is subject to riverine and coastal processes, the maintenance of an access design that meets Council standards may not be possible.  As such, the policy direction should not foreclose on the ability to consider alternative design outcomes.	Amend <b>PA-P3</b> as follows:  <b>PA-P3 Design and construction of public access</b>  <i>Ensure that all public access routes are designed in accordance with Council standards for recreational <u>areas where natural processes would not compromise the design.</u></i>	Reject
Alliance Group Limited	173.70	PA - Public Access	Policies	PA-P3 Design and construction of public access	Considers that in some areas, where public access along rivers and the coastal marine area is subject to riverine and coastal processes, the maintenance of an access design that meets Council standards may not be possible.  As such, the policy direction should not foreclose on the ability to consider alternative design outcomes.	Amend <b>PA-P3</b> as follows:  <b>PA-P3 Design and construction of public access</b>  <i>Ensure that all public access routes are designed in accordance with Council standards for recreational areas <u>where natural processes would not compromise the design.</u></i>	Reject
Federated Farmers	182.140	PA - Public Access	Policies	PA-P3 Design and construction of public access	Supports the policy.	1. Retain as notified; OR 2. Wording with similar effect; AND 3. Any consequential amendments.	Accept
Transpower New Zealand Limited	159.82	PA - Public Access	Policies	PA-P4 Limiting public access	Supports the limitations to public access where necessary for the stability, performance, maintenance and operation of regionally significant infrastructure. The ability to restrict access in the vicinity of the National Grid is necessary to provide for the health and safety of people and communities.	Retain as notified.	Accept, in part
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.78	PA - Public Access	Policies	PA-P4 Limiting public access	The Submitter supports the policy but recommends an additional reason for limiting public access which is consistent with the NZCPS Policy 19.	Amend <b>PA-P4</b> as follows:  <b>PA-P4 Limiting public access</b>  <i>Only allow an exemption for the requirement to provide public access or limiting an existing public access, on a temporary or permanent basis, for one or more of the following reasons:</i>  <i>1. in order to protect:</i>  <i>a. sensitive indigenous species and their habitats; or</i>  <i>x. <u>dunes and estuaries and other sensitive natural areas</u></i>  <i>b. sites and activities of cultural value to mana whenua; or</i>  <i>c. [...].</i>  <i>[...].</i>	Accept
Road Metals Company Limited	169.28	PA - Public Access	Policies	PA-P4 Limiting public access	Supports PA-P4 as it supports public health and safety.	Retain as notified.	Accept in part
Fulton Hogan Limited	170.28	PA - Public Access	Policies	PA-P4 Limiting public access	Supports PA-P4 as it supports public health and safety.	Retain <b>PA-P4</b> as notified.	Accept in part



Silver Fern Farms	172.67	PA - Public Access	Policies	PA-P4 Limiting public access	Supports that an exemption be provided from the requirement to provide public access in cases when public health and safety issues would arise from providing public access.	Retain as notified.	Accept in part
Alliance Group Limited	173.71	PA - Public Access	Policies	PA-P4 Limiting public access	Supports that an exemption be provided from the requirement to provide public access in cases when public health and safety issues would arise from providing public access.	Retain as notified.	Accept in part
Rooney Holdings Limited	174.46	PA - Public Access	Policies	PA-P4 Limiting public access	Considers PA-P4 should recognise reverse sensitivity as a reason for limiting public access.	Amend <b>PA-P4 Limiting public access</b> to include a subclause identifying reverse sensitivity as a reason to limit public access.	Reject
PrimePort Limited	175.40	PA - Public Access	Policies	PA-P4 Limiting public access	Provision for limiting public access in some situations is supported, including as set out in clause (d) to protect public health or safety, and clause (f) the operation of regionally significant infrastructure.	Retain as notified.	Accept in part
Opuha Water Limited	181.67	PA - Public Access	Policies	PA-P4 Limiting public access	Not specified.	Retain as notified.	Accept in part
Canterbury Regional Council (Environment Canterbury)	183.95	PA - Public Access	Policies	PA-P4 Limiting public access	Supports as is consistent with CRPS Provisions.	Retain <b>PA-P4</b> as notified or preserve original intent.	Accept in part
Te Runanga o Ngai Tahu	185.56	PA - Public Access	Policies	PA-P4 Limiting public access	Considered important as the public access overlay adjoins identified sites of significance to Māori.	Retain <b>PA-P4 Limiting public access</b> as notified.	Accept in part
GJH Rooney	191.46	PA - Public Access	Policies	PA-P4 Limiting public access	Considers PA-P4 should recognise reverse sensitivity as a reason for limiting public access.	Amend <b>PA-P4 Limiting public access</b> to include a subclause identifying reverse sensitivity as a reason to limit public access.	Reject
Rooney Group Limited	249.46	PA - Public Access	Policies	PA-P4 Limiting public access	Considers PA-P4 should recognise reverse sensitivity as a reason for limiting public access.	Amend <b>PA-P4 Limiting public access</b> to include a subclause identifying reverse sensitivity as a reason to limit public access.	Reject
Rooney Farms Limited	250.46	PA - Public Access	Policies	PA-P4 Limiting public access	Considers PA-P4 should recognise reverse sensitivity as a reason for limiting public access.	Amend <b>PA-P4 Limiting public access</b> to include a subclause identifying reverse sensitivity as a reason to limit public access.	Reject
Rooney Earthmoving Limited	251.46	PA - Public Access	Policies	PA-P4 Limiting public access	Considers PA-P4 should recognise reverse sensitivity as a reason for limiting public access.	Amend <b>PA-P4 Limiting public access</b> to include a subclause identifying reverse sensitivity as a reason to limit public access.	Reject
Timaru Developments Limited	252.46	PA - Public Access	Policies	PA-P4 Limiting public access	Considers PA-P4 should recognise reverse sensitivity as a reason for limiting public access.	Amend <b>PA-P4 Limiting public access</b> to include a subclause identifying reverse sensitivity as a reason to limit public access.	Reject

Silver Fern Farms	172.68	PA - Public Access	Rules	PA-R1 Any new land use, subdivision or development	Opposes this rule as it is unclear how this provision is intended to work with respect to sites in the GIZ. The submitter's Pareora site includes a GIZ site > 5,000m <sup>2</sup> that adjoins the Public Access Provision Overlay ('PAPO') along the foreshore. The rule is silent on the foreshore PAPO.  The purpose and mechanics of this rule are unclear and clarification is sought.	Delete <b>PA-R1</b> .	Reject
Alliance Group Limited	173.72	PA - Public Access	Rules	PA-R1 Any new land use, subdivision or development	Opposes this rule as it is unclear how this provision is intended to work with respect to sites in the GIZ. The submitter's site includes a GIZ site > 5,000m <sup>2</sup> that adjoins the Public Access Provision Overlay ('PAPO') along the foreshore. The rule is silent on the foreshore PAPO.  The purpose and mechanics of this rule are unclear and clarification is sought	Delete <b>PA-R1 Any new land use, subdivision or development</b> .	Reject
Opuha Water Limited	181.68	PA - Public Access	Rules	PA-R1 Any new land use, subdivision or development	Not specified.	Retain as notified.	Reject
Bruce Speirs	66.52	PA - Public Access	Rules	PA-R1 Any new land use, subdivision or development	When we consider that subdivision is given considerable prominence and significance in resource management, it makes sense to have all rules involving subdivision in one place in the plan.	1. Amend <b>PA-R1</b> as follows:  <b>PA-R1 Any new land use, <del>subdivision or development</del></b>  AND  2. If necessary, develop appropriate objectives, policies, rules, standards, activity status, matters of control and discretion, for subdivision in a public access overlay area, in the subdivision section of the plan.	Accept
PrimePort Limited	175.5	Planning Maps	Public Access Provision overlay		Oppose the Public Access Provisions north of Talbot Street, within Lot 2 DP 326718. This land forms part of the Port Operational Area that periodically requires closure for health and safety reasons. Public access can be gained to the coast from Talbot Street, the adjoining Open Space Zone and along the coast itself.	Amend the Planning Maps to delete the <b>Public Access Provision</b> overlay within Lot 2 DP 326718.	Accept
PrimePort Limited	175.6	Planning Maps	Public Access Provision overlay		Public access to the coastal marine area within the operational areas of the Port must not be required, for public health and safety, and security reasons. The PDP does not require public access provision in those areas and this is supported.	Retain that there is no public access provision requirement within the Operational Port area.	Accept
Harvey Norman	192.4	Planning Maps	Public Access Provision overlay		The submitter supports the Open Space zone over the Taitarakahi Creek and the inclusion of the Public Access	Amend the <b>Public Access Provision</b> to be fully contained within the Open Space Zone.	Reject

Properties (N.Z.) Limited					Provision within this. However, the public access needs to be contained within the Open Space Zone.		
Clayton Wallwork	2.3	Planning Maps	Public Access Provision overlay	Hae Hae Te Moana River	<p>Considers the planning maps for 1986 Te Moana Road didn't recognise land topography and the mapped area is not accessible from Te Moana Road. The submitter suggest that the map be redrawn to follow the blue line in the attached image, which is within the Four Peaks Esplanade Reserve owned by Timaru</p> <p>[Refer to original submission for full reasons].</p>	<p>Amend <b>Public Access</b> provision for Hae Hae Te Moana River at 1986 Te Moana Road so it is located within the Four Peaks Esplanade Reserve as shown by the blue line below.</p> 	Reject
Fenlea Farms Limited	171.12	Planning Maps	Public Access Provision overlay	Prattley Road Lagoon System	<p>Opposes the inclusions of the Public Access Provision notation over 158 Prattley Road on the planning maps. Historic unauthorised access caused damage to native habitats, including a penguin colony which has since left the area. It also disrupted farming operations and any such access would expose the public to health and safety risks.</p> <p>[Refer to original submission for full reason].</p>	<ol style="list-style-type: none"> <li>1. Delete the <b>Prattley Road Lagoon System</b> from the <b>Public Access Provisions Overlay</b>;</li> <li>2. Exclude any portions of the <b>Prattley Road Lagoon System</b> contained within 158 Prattley Road;</li> <li>3. Any alternative relief that would address the submitters concerns.</li> </ol>	Reject
Rooney Holdings Limited	174.100	Planning Maps	Public Access Provisions overlay		<p>Oppose the inclusion of the Unnamed tributary of the Pareora River from the Public Access Provisions as shown on the Planning Maps. This tributary is flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included under the Public Access Provisions.</p>	<p>Amend the Planning Maps by deleting the unnamed tributary of the Pareora River from the Public Access Provisions overlay.</p>	Reject
GJH Rooney	191.100	Planning Maps	Public Access Provisions overlay		<p>Oppose the inclusion of the Unnamed tributary of the Pareora River from the Public Access Provisions as shown on the Planning Maps. This tributary is flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included under the Public Access Provisions.</p>	<p>Amend the Planning Maps by deleting the unnamed tributary of the Pareora River from the Public Access Provisions overlay.</p>	Reject
Rooney Group Limited	249.100	Planning Maps	Public Access Provisions overlay		<p>Oppose the inclusion of the Unnamed tributary of the Pareora River from the Public Access Provisions as shown on the Planning Maps. This tributary is flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included under the Public Access Provisions.</p>	<p>Amend the Planning Maps by deleting the unnamed tributary of the Pareora River from the Public Access Provisions overlay.</p>	Reject

Rooney Farms Limited	250.100	Planning Maps	Public Access Provisions overlay		Oppose the inclusion of the Unnamed tributary of the Pareora River from the Public Access Provisions as shown on the Planning Maps. This tributary is flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included under the Public Access Provisions.	Amend the Planning Maps by deleting the unnamed tributary of the Pareora River from the Public Access Provisions overlay.	Reject				
Rooney Earthmoving Limited	251.100	Planning Maps	Public Access Provisions overlay		Oppose the inclusion of the Unnamed tributary of the Pareora River from the Public Access Provisions as shown on the Planning Maps. This tributary is flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included under the Public Access Provisions.	Amend the Planning Maps by deleting the unnamed tributary of the Pareora River from the Public Access Provisions overlay.	Reject				
Timaru Developments Limited	252.100	Planning Maps	Public Access Provisions overlay		Oppose the inclusion of the Unnamed tributary of the Pareora River from the Public Access Provisions as shown on the Planning Maps. This tributary is flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included under the Public Access Provisions.	Amend the Planning Maps by deleting the unnamed tributary of the Pareora River from the Public Access Provisions overlay.	Reject				
Penny Nelson, Director-General of Conservation Tumuaki Ahurei	166.79	SCHED11 - Schedule of Public Access Provisions	General	General	This objective gives effect to Objective 4 and Policy 18 & 19 of the NZCPS and Policy 8.1.5 of the CRPS.	Retain as notified.	Accept				
Rooney Holdings Limited	174.99	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	Oppose the inclusion of the “Unnamed tributary of the Pareora River” due to the tributary flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included in SCHED11.	Amend <b>SCHED11</b> as follows:  <b>SCHED11 - Schedule of Public Access Provisions</b>  <table border="0"> <tr> <td style="text-align: left;"><b><i>Name of Waterbody Provisions</i></b></td> <td style="text-align: right;"><b><i>Area subject to Public Access</i></b></td> </tr> <tr> <td style="text-align: left;"><i>Unnamed Tributary of Pareora River</i></td> <td style="text-align: right;"><i>Along only, entire length</i></td> </tr> </table>	<b><i>Name of Waterbody Provisions</i></b>	<b><i>Area subject to Public Access</i></b>	<i>Unnamed Tributary of Pareora River</i>	<i>Along only, entire length</i>	Reject
<b><i>Name of Waterbody Provisions</i></b>	<b><i>Area subject to Public Access</i></b>										
<i>Unnamed Tributary of Pareora River</i>	<i>Along only, entire length</i>										
PrimePort Limited	175.94	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	The land adjoining the Coastal Marine Area north of Talbot Street is a working part of the Port and periodically subject to public closure for health and safety reasons. Access along the Coastal Marine Area north of Talbot Street should be excluded.	Amend <b>SCHED11 - Schedule of Public Access Provisions</b> so that the Public Access Provisions also do not apply to land beside the Coastal Marine Area, between Talbot and Charman Streets.	Accept				
GJH Rooney	191.99	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	Oppose the inclusion of the “Unnamed tributary of the Pareora River” due to the tributary flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included in SCHED11.	Amend <b>SCHED11</b> as follows:  <b>SCHED11 - Schedule of Public Access Provisions</b>  <table border="0"> <tr> <td style="text-align: left;"><b><i>Name of Waterbody Provisions</i></b></td> <td style="text-align: right;"><b><i>Area subject to Public Access</i></b></td> </tr> <tr> <td style="text-align: left;"><i>Unnamed Tributary of Pareora River</i></td> <td style="text-align: right;"><i>Along only, entire length</i></td> </tr> </table>	<b><i>Name of Waterbody Provisions</i></b>	<b><i>Area subject to Public Access</i></b>	<i>Unnamed Tributary of Pareora River</i>	<i>Along only, entire length</i>	Reject
<b><i>Name of Waterbody Provisions</i></b>	<b><i>Area subject to Public Access</i></b>										
<i>Unnamed Tributary of Pareora River</i>	<i>Along only, entire length</i>										

Rooney Group Limited	249.99	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	Oppose the inclusion of the “Unnamed tributary of the Pareora River” due to the tributary flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included in SCHED11.	Amend <b>SCHED11</b> as follows:  <b>SCHED11 - Schedule of Public Access Provisions</b>  <i>Name of Waterbody Provisions</i> <span style="float:right"><i>Area subject to Public Access</i></span>  <i>Unnamed Tributary of Pareora River</i> <span style="float:right"><i>Along only, entire length</i></span>	Reject
Rooney Farms Limited	250.99	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	Oppose the inclusion of the “Unnamed tributary of the Pareora River” due to the tributary flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included in SCHED11.	Amend <b>SCHED11</b> as follows:  <b>SCHED11 - Schedule of Public Access Provisions</b>  <i>Name of Waterbody Provisions</i> <span style="float:right"><i>Area subject to Public Access</i></span>  <i>Unnamed Tributary of Pareora River</i> <span style="float:right"><i>Along only, entire length</i></span>	Reject
Rooney Earthmoving Limited	251.99	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	Oppose the inclusion of the “Unnamed tributary of the Pareora River” due to the tributary flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included in SCHED11.	Amend <b>SCHED11</b> as follows:  <b>SCHED11 - Schedule of Public Access Provisions</b>  <i>Name of Waterbody Provisions</i> <span style="float:right"><i>Area subject to Public Access</i></span>  <i>Unnamed Tributary of Pareora River</i> <span style="float:right"><i>Along only, entire length</i></span>	Reject
Timaru Developments Limited	252.99	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	General	Oppose the inclusion of the “Unnamed tributary of the Pareora River” due to the tributary flowing from a vegetated gully that has been identified as a SNA. There is no reason for this tributary to be included in SCHED11.	Amend <b>SCHED11</b> as follows:  <b>SCHED11 - Schedule of Public Access Provisions</b>  <i>Name of Waterbody subject to Public Acc</i> <span style="float:right"><i>Area</i></span>  <i>Unnamed Tributary of Pareora River</i> <span style="float:right"><i>Along only, entire length</i></span>	Reject
Russell James King	194.1	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	Ōtipua Stream	Opposes the creation of a Public Access walkway. It is currently fenced to exclude livestock from the creek and public access would create a number of public health and safety risks; work safety risks; and biosecurity risks and has potential to devalue the property.	1. Amend <b>SCHED 11</b> to delete the public walkway on 136 Landsborough Road, along Ōtipua Stream, and instead create a reserve with no public access. 2. Delete the <b>Public Access Provision Overlay - Ōtipua Stream</b> on 136 Landsborough Road, and instead create a reserve that is not publicly accessible.	Reject

Fenlea Farms Limited	171.11	SCHED11 - Schedule of Public Access Provisions	SCHED11 - Schedule of Public Access Provisions	Prattley Road Lagoon System	Opposes the inclusions of the Prattley Road Lagoon System within 158 Prattley Road within SCHED11-Schedule of Public Access. Historic unauthorised access caused damage to native habitats, including a penguin colony which has since left the area. It also disrupted farming operations and any such access would expose the public to health and safety risks.  [Refer to original submission for full reason].	1. Amend <b>SCHED11</b> to delete the Prattley Road Lagoon System; 2. Amend SCHED11 to exclude any portions of the Prattley Road Lagoon System contained within 158 Prattley Road 3. Any alternative relief that would address the submitters concerns and prevent public access over the Prattley Road Lagoon System within 158 Prattley Road.	Reject
----------------------	--------	--	--	-----------------------------	---	---	--------

Table 3 - Versatile Soil

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
Bruce Speirs	66.13	Definitions	Definitions	New	Considers that it is appropriate for the PDP to include a definition for Highly Productive Soil to be consistent with the National Policy Statement - Highly Productive Land.	Add a definition of <b>Highly Productive Soil</b> that aligns with the National Policy Statement - Highly Productive land	Accept
Bruce Speirs	66.12	Definitions	Definitions	Versatile soil	Considers the National Policy Statement on Highly Productive Soils has overtaken this item.	Delete the definition of <b>Versatile Soil</b> .	Accept
Canterbury Regional Council (Environment Canterbury)	183.12	Definitions	Definitions	Versatile Soil	Opposes the inclusion of definition for Versatile Soils as the NPSHPL has now been released changing the focus to highly productive land. The TDC Plan will need to be amended to be consistent with this terminology and approach.	Delete reference to Versatile Soils in the PDP and instead refer to Highly Productive Land;  AND  Adopt the definition for Highly Productive Land contained in the NPSHPL.	Accept
Horticulture New Zealand	245.29	Definitions	Definitions	Versatile soil	Considers the plan should align with that definition of the Highly Productive Land as defined as per the meaning in clause 3.5(7) NPS-HPL that came into effect on 17 October 2022.	Delete the reference to <b>Versatile soil</b> and replace with a new definition for Highly Productive Land as follows:  <b><u>Versatile soil-Highly Productive Land</u></b>  <i>means land classified as Class 1 or 2 under the land use capability classification system, as set out in Lynn I.H., Manderson A.K., Page M.J., Harmsworth G.R., Eyles G.O., Douglas G.B., Mackay A.D., Newsome P.J.F. (2009). Land Use Capability Survey Handbook – a New Zealand handbook for the classification of land. 3rd ed. Hamilton, AgResearch Ltd; Lincoln, Landcare Research New Zealand Ltd; Lower Hutt, Institute of Geological and Nuclear Sciences Ltd.</i>  <i>Means land identified as Land Use Capability Call 1, 2, or 3, as mapped by the NZ Land Resource Inventory or by more detailed mapping using the Land Use Capability classification system.</i>	Accept

Opuha Water Limited	181.69	Planning Maps	Transitional Highly Productive Land - Proposed District Plan		Supports the Transitional Highly Productive Land - Proposed District Plan Overlay and considers that it is consistent with, and give appropriate effect to, the directions of the National Policy Statement for Highly Productive Land 2022.	Retain the <b>Transitional Highly Productive Land - Proposed district plan</b> layer as notified.	Reject
Te Runanga o Ngai Tahu	185.2	Planning Maps	Versatile Soil overlay		Acknowledges that this overlay seeks to comply with the NPS- HPL, which request active tangata whenua involvement in decision making for giving effect to the NPS. Considers the best way to recognise tikanga Māori in respect of the Ōrakipaoa Wetland is to remove the versatile soil overlay. Protecting primary production activities on the site and the wetland is not an area that we want to encourage primary production.	Delete the <b>Versatile Soil Overlay</b> from the Ōrakipaoa Wetland.	Accept
Parinui Farm	119.1	Planning Maps	Versatile Soil Overlay		Oppose 138 Maslin Rd, RD 21, Geraldine being identified as having Versatile Soils.  Considers the map was based on historic maps and haven't been ground truthed as the condition of the identified area varies greatly.	Delete 138 Maslin Rd, RD 21, Geraldine from the <b>Versatile Soils</b> overlay.	Accept
Royal Forest and Bird Protection Society	156.129	Planning Maps	Versatile Soils Overlay		Considers there is no requirement to map highly versatile soil. The NPS also applies to LUC 3.	Amend the Versatile Soils overlay to include LUC3.	Accept, in part
David & Susanne Payne	160.4	Planning Maps	Versatile Soils Overlay		Oppose the versatile soils overlay on Lot 2 DP 356462 and other land. Considers the Versatile Soil Overlay is at odds with the identification as a Future Development Area. The VS Overlay is not cohesive with the existing land use and is an unnecessary restriction on the land.  [Refer original submission or full reason]	Delete <b>Versatile Soil overlay</b> from Lot 2 DP 356462 and the area north of Geraldine township which encompass the Main North Road, Templer Street and Bennett Road.	Accept
Aitken, Johnston, and RSM Trust	237.4	Planning Maps	Versatile Soils Overlay		Opposes the Versatile Soils Overlay because 26 and 52 Factory Road, Temuka have been identified for future urban development.  [Refer to original submission for full reason].	Delete the <b>Versatile Soils Overlay</b> from 26 and 52 Factory Road, Temuka. AND  Grant any other consequential or similar relief that is necessary to deal with the concerns and the issues raised in this submission or any subsequent further submissions.	Accept
North Meadows 2021 Limited and Thompson Engineering (2002) Limited	190.4	Planning Maps	Versatile Soils Overlay		Opposes the Versatile soils Overlay on Lot 3 DP 432561.	Delete the <b>Versatile Soils Overlay</b> from Lot 3 DP 432561.	Accept

Silver Fern Farms	172.157	Planning Maps	Versatile Soils Overlay		The submitter queries the accuracy of the Versatile Soil overlay near 111 The Avenue, Pareora processing plant as it includes a railway corridor and foreshore.	Amend the Planning Maps to ensure the associated rules do not inappropriately apply to foreshore areas and to land developed with infrastructure.	Accept
Opuha Water Limited	181.71	Planning Maps	Versatile Soils Overlay		The submitter supports the provisions of the proposed Versatile soils overlay in the planning maps of the PDP. The submitter considers these; elements of the PDP are consistent with, and give appropriate effect to, the; directions of the National Policy Statement for Highly Productive Land 2022.	Retain the proposed <b>Versatile Soils Overlay</b> as notified.	Reject
Royal Forest and Bird Protection Society	156.127	VS - Versatile Soil	General	General	Notes that the PDP presumably does not reflect the NPS-Highly Productive Land as it predates the NPS, but also notes that clause 3.4 of the NPS provides that soil classes 1, 2, and 3 are highly productive soils.	Amend the approach to Versatile Soils/Highly Productive Land to reflect the NPS-HPL. [refer to related submission point on the definition of Versatile Soils].	Accept
Fonterra Limited	165.80	VS - Versatile Soil	General	General	Considers that the PDP needs to give effect to the National Policy Statement for Highly Productive Land 2022 (NPSHPL).	Amend the PDP to give effect to the NPSHPL.	Accept
Opuha Water Limited	181.70	VS - Versatile Soil	General	General	Not specified.	Retain the <b>Versatile Soils Chapter</b> as notified.	Reject
Bruce Speirs	66.25	VS - Versatile Soil	General	General	Considers the Chapter needs to reflect the National Policy Statement for Highly Productive Soils.	Amend the <b>Versatile Soil</b> Chapter in its entirety to be in terms of the National Policy Statement for Highly Productive Soils.	Accept
Federated Farmers	182.142	VS - Versatile Soil	General	General	Supports the chapter as drafted for the proposed district plan. It is important that council has recognised versatile soils in the primary industry and its needs.	1. Retain as notified; OR 2. Wording with similar effect; AND 3. Any consequential amendments.	Reject
Canterbury Regional Council (Environment Canterbury)	183.96	VS - Versatile Soil	General	General	Considers the entire Chapter including all provisions should be amended to give effect to the NPSHPL. This changes the focus to highly productive land.	1. Amend the Versatile Soils Chapter to give effect to the NPSHPL. 2. Remove reference to Versatile Soils and replace with reference to Highly Productive Land.	Accept
Horticulture New Zealand	245.62	VS - Versatile Soil	General	General	Considers that the plan should align with the definition of Highly Productive Land as defined by clause 3.5(7) of the NPS-HPL which came into effect on 17 October 2022.	Amend the <b>VS-Versatile Soils Chapter</b> in its entirety including the Introduction, objectives, policies and rules by replacing all references to <b>Versatile Soils</b> with <b>Highly Productive Land</b> .	Accept
Horticulture New Zealand	245.63	VS - Versatile Soil	General	General	The submitter notes the NPS HPL came into effect 17 October 2022. The NPS HPL requires Highly Productive Land to be mapped and considered. While the submitter notes the role of the Regional Council in this process, the submitter also notes that the NPS HPL identifies HPL as that deemed to be LUC 1, 2, 3 whereas the PDP only maps and has provisions relating to LUC classes 1-2. The submitter identifies the approach to extend the approach of the Operative Plan (to include LUC 3 land) would pose less risk the resource and be less at risk of being inconsistent with the NPS HPL.	Amend the approach of the <b>VS-Versatile Soils Chapter</b> to be more consistent with the NPS HPL, including mapping and providing management of LUC land be extended to include LUC 3.  [the submitter has made other related submission points on this matter]	Accept



NZ Frost Fans Limited	255.3	VS - Versatile Soil	General	General	Considers that the VS - Versatile Soils Chapter does not implement the NPS-HPL. Any overlay needs to include class 1, 2 and 3 soils and the objectives, policies and rules need to address all matters in the NPS, including enabling and prioritising appropriate uses, precluding inappropriate use and avoiding reverse sensitivity,	Amend the objectives, policies and methods and / or included to give effect to the NPS-HPL.	Accept
New Zealand Pork Industry Board	247.10	VS - Versatile Soil	Introduction	General Versatile soils are an important natural resource within the District	Supports the approach for those primary production activities (including intensive primary production) with a functional and operational need to locate in the rural environment including on versatile soils. but seek a specific policy on this.	Amend the Introduction to the <b>VS-Versatile Soils Chapter</b> as follows:  [...]  <i>This chapter provides provisions for managing subdivision, land use and development within the Versatile Soils Overlay, to ensure that the ongoing ability to use the land productively for primary production (except intensive primary production) is not compromised. The focus within this chapter is on <del>non-intensive</del> primary production, as intensive primary production activities may compromise the productive potential of the soil.</i>	Accept
Silver Fern Farms	172.69	VS - Versatile Soil	Objectives	VS-O1 Protection of versatile soils	Seeks an amendment to ensure 'appropriate' activities are contemplated by the higher-order NPS-HPL.	Amend <b>VS-O1</b> as follows:  <b>VS-O1 Protection of versatile soils</b>  <i>Versatile soils <del>remain available for non-intensive primary production</del> and are protected from inappropriate subdivision, use and development.</i>	Accept, in part
New Zealand Pork Industry Board	247.11	VS - Versatile Soil	Objectives	VS-O1 Protection of versatile soils	Support approach for those primary production activities (including intensive primary production) with a functional and operational need to locate in the rural environment including on versatile soils but seek a specific policy on this.	Amend <b>VS-O1</b> as follows:  <b>VS-O1 Protection of versatile soils</b>  <i>Versatile soils remain available for <del>non-intensive</del> primary production and are protected from inappropriate subdivision, use and development.</i>	Accept, in part
Royal Forest and Bird Protection Society	156.130	VS - Versatile Soil	Policies	New	Notes that the NPS restricts urban rezoning of highly productive land.	Amend <b>VS - Versatile Soil</b> chapter by adding a new policy for avoiding urban rezoning unless certain matters are met as set out in the NPS.	Reject
Royal Forest and Bird Protection Society	156.128	VS - Versatile Soil	Policies	VS-P1 Identification of versatile soils	Notes there is no requirement to map highly versatile soil. The NPS also applies to LUC 3.	Amend <b>VS-P1 Identification of versatile soils</b> to include identify and map versatile soil including LUC 3.	Accept
Canterbury Regional Council (Environment Canterbury)	183.97	VS - Versatile Soil	Policies	VS-P1 Identification of versatile soils	Considers VS-P1 will need to be amended now the NPSHPL has been released changing the focus to highly productive land.	Amend to remove reference to Versatile Soils and replace with reference to Highly Productive Land. In particular, add reference to LUC 3 land, as the NPSHPL refers to highly productive soils as LUC 1, 2 or 3.	Accept

Fonterra Limited	165.81	VS - Versatile Soil	Policies	VS-P2 Maintaining availability of versatile soil	Supports the recognition activities that have a functional or operational need to locate on versatile soils.	Retain as notified.	Reject
Road Metals Company Limited	169.29	VS - Versatile Soil	Policies	VS-P2 Maintaining availability of versatile soils	Opposes VS-P2 as it does not recognise that quarries need to be located where the aggregate is located. The NPS for Highly Productive Land provides policies and consenting pathways for quarries to be located in areas of versatile soils. Such an approach should be provided for. Additionally, rehabilitation can provide for productive soils to be returned to areas that have formerly been quarried.	Amend <b>VS-P2 Maintaining availability of versatile soils</b> as follows:  <i>Maintain the availability of versatile soils for non-intensive primary production within the Versatile Soils Overlay by:</i>  1... [...]  5. <i>only allowing activities that foreclose the ability to use versatile soils for non-intensive primary production where:</i>  a) <i>the activity is necessary to support non-intensive primary production; or</i>  b) <i>there are significant wider public benefits from the activity and there is a functional, technical or operational need to be located in overlay; or</i>  c) <i>it is provided for by VS-P3; or</i>  d) <i>the activity is a quarry that provides significant national or regional public benefit that could not otherwise be readily achieved using resources within New Zealand.</i>	Reject
Fulton Hogan Limited	170.29	VS - Versatile Soil	Policies	VS-P2 Maintaining availability of versatile soils	Opposes VS-P2 as it does not recognise that quarries need to be located where the aggregate is located. The NPS for Highly Productive Land provides policies and consenting pathways for quarries to be located in areas of versatile soils. Such an approach should be provided for. Additionally, rehabilitation can provide for productive soils to be returned to areas that have formerly been quarried.	Amend <b>VS-P2 Maintaining availability of versatile soils</b> as follows:  <i>Maintain the availability of versatile soils for non-intensive primary production within the Versatile Soils Overlay by:</i>  1... [...]  5. <i>only allowing activities that foreclose the ability to use versatile soils for non-intensive primary production where:</i>  a) <i>the activity is necessary to support non-intensive primary production; or</i>  b) <i>there are significant wider public benefits from the activity and there is a functional, technical or operational need to be located in overlay; or</i>  c) <i>it is provided for by VS-P3; or</i>  d) <i>the activity is a quarry that provides significant national or regional public benefit that could not otherwise be readily achieved using resources within New Zealand.</i>	Reject
Silver Fern Farms	172.70	VS - Versatile Soil	Policies	VS-P2 Maintaining availability of versatile soils	Considers sub-clause 3 is unclear. Is the desired outcome a reference to finished ground level post-earthworks, or a reference to the remediation of contaminated soils.	Amend <b>VS-P2.3</b> to clarify the outcome sought.	Accept
Silver Fern Farms	172.71	VS - Versatile Soil	Policies	VS-P2 Maintaining availability of versatile soils	Supports 5.b insofar as it contemplates exemptions for activities with functional, technical or operational needs that require a location in the Versatile Soils Overlay.	Retain <b>VS-P2.5.b</b> as notified.	Reject

New Zealand Pork Industry Board	247.12	VS - Versatile Soil	Policies	VS-P2 Maintaining availability of versatile soils	Support approach for those primary production activities (including intensive primary production) with a functional and operational need to locate in the rural environment including on versatile soils but seek a specific policy on this.	<p>Amend <b>VS-P2</b> as follows:</p> <p><b>VS-P2 Maintaining availability of versatile soils</b></p> <p>Maintain the availability of versatile soils for <del>non-intensive</del> primary production within the Versatile Soils Overlay by:</p> <ol style="list-style-type: none"> <li>1. limiting areas covered by buildings or other impervious surfaces; and</li> <li>2. encouraging land use practices that reduce the potential for erosion; and</li> <li>3. requiring earthworks be undertaken in a manner that restores the properties of the soil to the levels they were prior to the earthworks being undertaken; and</li> <li>4. ensuring any subdivision results in allotment sizes which retain the productive capacity for <del>non-intensive</del> primary production; and</li> <li>5. only allowing activities that foreclose the ability to use versatile soils for <del>non-intensive</del> primary production where:             <ol style="list-style-type: none"> <li>a. the activity is necessary to support <del>non-intensive</del> primary production; or</li> <li>b. [...]</li> </ol> </li> </ol>	Accept, in part
New Zealand Pork Industry Board	247.13	VS - Versatile Soil	Policies	VS-P3 Expansion of urban areas	Support approach for those primary production activities (including intensive primary production) with a functional and operational need to locate in the rural environment including on versatile soils but seek a specific policy on this.	<p>Amend <b>VS-P3</b> as follows:</p> <p><b>VS-P3 Expansion of urban areas</b></p> <p>Avoid the expansion of urban areas into the Versatile Soils Overlay unless <del>it</del> it is demonstrated through a Future Development Area plan process that:</p> <ol style="list-style-type: none"> <li>1. there is a shortage of capacity within existing urban area to meet projected demand; and</li> <li>2. the irreversible loss of versatile soils for <del>non-intensive</del> primary production is outweighed by the wider public benefits of the proposal; and</li> </ol>	Accept, in part

						3. [...]	
White Water Properties Limited	248.4	VS - Versatile Soil	Policies	VS-P3 Expansion of urban areas	Considers that this policy should not apply to identified FDA's, including FDA13. Submitter notes that urban expansion is now managed by the NPS-HPL which post-dates notification of the PDP.	<p>Either:</p> <p>1. Amend <b>VS-P3 Expansion of urban areas</b> to exempt FDA's from this policy; OR</p> <p>2. Delete <b>VS-P3</b> in its entirety.</p>	Accept
Silver Fern Farms	172.72	VS - Versatile Soil	Rules	VS-R1 Buildings and impervious surfaces	Considers the permitted activity performance standard should be amended to provide for repairs and routine maintenance to existing development in the overlay where the extent of site coverage is not increased.	<p>Amend <b>VS-R1</b> as follows:</p> <p><b>VS-R1 Buildings and impervious surfaces Activity status: Permitted</b></p> <p><b>Where:</b></p> <p><b>PER-1</b></p> <p><i>The maximum area covered by buildings and impervious surfaces must not exceed 10% of that portion of the site within the overlay or 2000m<sup>2</sup> within the overlay, whichever is the lesser. Except this does not apply to buildings and impervious surfaces for the widening or upgrading (including sealing) an existing road within the existing road reserve, or to repairs and maintenance that do not increase the existing extent of site coverage by buildings and impervious surfaces.</i></p> <p>[...]</p>	Reject
Peter Bonifacio	36.4	VS - Versatile Soil	Rules	VS-R1 Buildings and impervious surfaces	Oppose VS-R1 as it is impractical for farming activities.	Provide justification for the conditions of rule <b>VS-R1</b> .	Accept
Waka Kotahi NZ Transport Agency	143.92	VS - Versatile Soil	Rules	VS-R1 Buildings and impervious surfaces	Supports excluding the widening, upgrading and sealing of existing roads from the maximum coverage provision within the existing extent of the road reserve	Retain as notified.	Accept, in part
New Zealand Pork Industry Board	247.14	VS - Versatile Soil	Rules	VS-R1 Buildings and impervious surfaces	Considers the approach for those primary production activities (including intensive primary production) with a functional and operational need to locate in the rural environment including on versatile soils.	<p>Amend <b>VS-R1</b> as follows:</p> <p><b>VS-R1 Buildings and impervious surfaces</b></p> <p>[...]</p> <p><b>Activity status when compliance not achieved:</b></p> <p><b>Restricted Discretionary</b></p> <p><b>Matters of discretion are restricted to:</b></p> <p>[...]</p>	Accept, in part

Table 3 - Versatile Soil

						<p><i>3. the extent to which the activity will result in adverse effects on the versatility of the soils which are irreversible.</i></p> <p><i>4. The extent to which the primary production activity has a functional and operation need to locate in the rural environment and on versatile soil.</i></p>	
Peter Bonifacio	36.5	VS - Versatile Soil	Rules	VS-R2 Subdivision	Oppose the restrictive rule VS-R2.	Provide justification for the conditions of rule <b>VS-R2</b> .	Accept
Royal Forest and Bird Protection Society	156.131	VS - Versatile Soil	Rules	VS-R2 Subdivision of a site in Versatile Soils	Notes the NPS sets out clear requirements for subdivision, this policy does not reflect those.	<p>Amend <b>VS-R2 Subdivision of a site in the Versatile Soil Overlay</b> as follows:</p> <p><b>Activity status: <del>Restricted Discretionary Matters of discretion are restricted to:</del></b></p> <p><del>1. the extent to which the proposed subdivision and the layout of allotments will result in fragmentation of versatile soils; and</del></p> <p><del>2. the extent to which the size and shape of any proposed allotments will allow for any versatile soils to continue to be used for non-intensive primary production.</del></p>	Accept, in part
Royal Forest and Bird Protection Society	156.34	VS - Versatile Soils	General	General	Notes that the PDP presumably does not reflect the NPS-Highly Productive Land as it predates the NPS and considers it should reflect the NPS.	Amend the definition of <b>Versatile Soils</b> to reflect NPS-HPL. [see related submission point on Versatile Soils Chapter].	Accept