

22 October 2024

Hearings Administrator - Proposed Timaru District Plan
Timaru District Council

By email: pdp@timdc.govt.nz

RE: Hearing Stream D: Hearing Statement on behalf of Silver Fern Farms Limited (submitter 172)

1. We act for Silver Fern Farms Limited (“**Silver Fern Farms**”) who lodged a submission and further submission on the Proposed Timaru District Plan. This submission and further submission related to provisions of the Definitions, Open Space Zone, Contaminated Land, Hazardous Substances, Ecosystems and Indigenous Biodiversity and Natural Character chapters of the Proposed Plan, which are to be heard in Hearing Stream D.
2. Silver Fern Farms requests that this Hearing Statement be tabled with the Hearings Panel. It will not file evidence on the matters in the scope of Hearing Stream D.
3. Silver Fern Farms has reviewed, and accepts, the recommendations of the section 42A report on the provisions Silver Fern Farms made submissions / further submissions on, as shown in Appendix A to this letter.
4. Silver Fern Farms notes that it has confirmed with the section 42A author Mr Willis that its Pareora Site is not a Worksafe-designated Major Hazard Facility. Therefore, the Major Hazard Facility-related provisions are no longer relevant to Silver Fern Farms.
5. Please contact the undersigned if you wish to clarify any matters addressed herein.

Yours sincerely,



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Appendix A: Hearing Stream D recommendations on submission points

Point	Provision	Relief sought	Section 42A recommendation
Relevant Definition			
172.1	Definition of “ <i>Hazardous Facility</i> ”	Retain as notified	Accept in Part
172.8	Definition of “ <i>Major Hazard Facility</i> ”	Retain as notified	Accept
Open Space Zone			
172.153	OSZ-P3 Primary production activities	Retain as notified	Accept
172.154	OSZ-R5 Non-intensive primary production	Retain as notified	Accept
Contaminated Land			
172.19	Introduction	Retain as notified	Accept in Part
172.20	CL-O1 Management of contaminated land	Amend	Accept in Part
172.21	CL-P2 Subdivision, use and development of contaminated land	Amend	Reject
Hazardous Substances			
N/A	Introduction	Amend	N/A
172.36	HS-O1 Hazardous substances, use, storage and disposal	Retain as notified	Accept in Part
172.37	HS-O2 Sensitive activities	Amend	Reject
172.38	HS-P1 New Major Hazard Facilities and additions to existing Major Hazard Facilities	Amend	Reject
172.39	HS-P2 Repair and maintenance of existing Major Hazard Facilities	Amend	Reject
172.40	HS-P3 Sensitive activities in proximity to Major Hazard Facilities	Amend	Reject
172.41	HS-P4 Hazardous facilities (other than Major Hazard Facilities)	Retain as notified	Accept in Part
172.42	HS-R1 Use and/or storage of hazardous substances in a hazardous facility (excluding Major Hazard Facilities)	Retain as notified	Accept in Part
172.43	HS-R2 Maintenance and repair of Major Hazard Facilities	Amend	Reject

Point	Provision	Relief sought	Section 42A recommendation
172.44	HS-R3 Sensitive activity, including subdivision to create a new allotment to accommodate future sensitive activity, in proximity to a Major Hazard Facility	Amend	Reject
172.45	HS-R4 New Major Hazard Facilities and additions to Major Hazard Facilities	Amend	Reject
Ecosystems and Indigenous Biodiversity			
172.47	ECO-O1 Protection of significant indigenous biodiversity	Amend	Reject
172.48	ECO-O2 Maintenance and enhancement of indigenous biodiversity	Retain as notified	Accept
172.49	ECO-P1 Assessment and identification of significant indigenous biodiversity	Retain as notified	Accept
172.51	ECO-P2 Appropriate indigenous vegetation clearance in significant natural areas	Retain as notified	Accept in Part
172.52	ECO-P3 Protection of indigenous biodiversity in sensitive areas	Retain as notified	Accept in Part
172.53	ECO-P5 Protection of Significant Natural Areas	Amend	Accept in Part
172.54	ECO-R1 Clearance of indigenous vegetation (except as provided for in ECO-R2 for flood protection works or ECO-R3 for National Grid activities)	Amend	Reject
172.55	ECO-R5 Earthworks in a Significant Natural Area	Amend	Accept in Part
Natural Character			
172.56	NATC-O1 Protection of natural character	Amend	Reject
172.57	NATC-P2 Restoration and enhancement	Retain as notified	Accept
172.58	NATC-P3 Incentives	Retain as notified	Accept
172.59	NATC-P4 Preservation of natural character from inappropriate subdivision, use and development	Amend	Reject
172.60	NATC-R1 Vegetation clearance	Retain as notified	Accept in Part
172.61	NATC-R3 Earthworks	Amend	Reject
172.62	NATC-R4 Construction of fences	Retain as notified	Accept
172.63	NATC-R5 Buildings and structures excluding fences	Retain as notified	Accept in Part

Point	Provision	Relief sought	Section 42A recommendation
APP5 – Criteria for Identifying Significant Natural Areas			
172.159	APP5 – Criteria for Identifying Significant Natural Areas	Retain as notified	Accept
SCHED2 – Schedule of Major Hazard Facilities			
172.156	Planning Maps	Retain	Reject
172.35	Schedule 2	Amend	Reject
172.160	SCHED2 - Schedule of Major Hazard Facilities	Amend	Reject
Planning Maps			
172.50	Significant Natural Areas overlay	Retain as notified	Accept in Part