



2 October 2020
 Environmental Protection Authority
 Private Bag 63002
 Wellington, 6140

Sent via email to: ORCplanchanges@epa.govt.nz

Further Submission on Plan Change 8 and Plan Change 1

This feedback is provided on behalf of the Otago Fish and Game Council and the Central South Island Fish and Game Council (**the Councils**). For additional information please contact Nigel Paragreen and Angela Christensen using the details below.

Submitter Details

<i>Submitter:</i>	Otago Fish and Game Council	Central South Island Fish and Game Council
<i>Contact person:</i>	Nigel Paragreen, Environmental Officer	Angela Christensen, Resource Officer
<i>Email:</i>	nparagreen@fishandgame.org.nz	achristensen@csifgc.org.nz
<i>Office phone:</i>	03 477 9076	03 615 8400
<i>Postal address:</i>	PO Box 76, Dunedin 9016	PO Box 150, Temuka 7948

Grounds for further submission

1. The Councils are non-for-profit organisations with functions set by the Conservation Act 1987, s26Q. The primary functions of the Councils in relation to this plan are:

26Q(1) *The functions of each Fish and Game Council shall be to manage, maintain, and enhance the sports fish and game resource in the recreational interests of anglers and hunters, and, in particular, —...*

(e) *in relation to planning, —*

(i) *to represent the interests and aspirations of anglers and hunters in the statutory planning process; and*

(vii) *to advocate the interests of the Council, including its interests in habitats: ...*

2. This sub-set of the Councils' functions provide three main directions with respect to Plan Changes 8 and 1: to manage the sports fish and game resource; to represent anglers and hunters; and to advocate the interests of the Council. Because the plan change will affect the sports fish and game resource, the Councils' participation enables them to represent an aspect of the public interest which is relevant to the plan change.

Statutory managers of freshwater sports fish, game birds and their habitat

Specific further submissions on Plan Change 8

Submitter	Number	Position	Provision	Reasoning
Southern District Health Board	80013.03	Support	Policy 7.C.12	The wording suggested provides clearer direction as to the ultimate goal sought by the policy, which is to reduce adverse effects.
Horticulture New Zealand	80016.05	Oppose	Policy 7.D.6	A term beyond 10 years is not appropriate for a nitrogen discharge. The limitations of OVERSEER and environmental gains in relation to the discharge of nitrogen can already be considered under 7.D.6(b)(iv). Given the provisions focus on nitrogen, it is not appropriate for environmental gains outside of nitrogen to be considered
Dunedin City Council	80018.01 - .04	Support	Policies 7.C.12, 7.C.5, 7.C.6, 7.C.12	A catchment scale focus, standards and improved clarity in wording would be beneficial for Policies 7.C.12, 7.C.5 and 7.C.6.
	80018.05	Oppose	Policy 7.B.2	The Councils are not averse to revisiting Policy 7.B.2; however, the relief sought could be read as contrary to the NPSFM.
	80018.06	Support	New provision	The application of biosolids to land would be beneficial to wastewater treatment and assist with implementing the National Policy Statement for Freshwater Management.
	80018.07	Oppose	Rule 14.5.1.1	The Councils agree that consistency in areas of jurisdiction overlap is beneficial. However, there are many territorial authorities in Otago, likely each with differing approaches to a planning framework around earthworks. A regionally consistent approach, with the amendments sought by the Councils, is the most appropriate path to giving effect to higher order policy documents and legislation consistently.
	80018.09		Policy 10.4.2(b)	
Ravensdown Ltd	80038.20	Oppose	Rule 14.6.1.1	The relief sought is weaker than section 27 of the National Environmental Standard for Freshwater (NES-FW). The Councils submit that there are grounds to retain the discretionary activity status as notified, which is stronger than the NES-FW.
Otago Regional Council	80042.18	Oppose	Rule 14.6.1.1	The deletion of provisions relating to intensive grazing will not achieve the intent of the plan change, nor give effect to higher order policy documents and legislation. The relevant NES-FW provisions fail to consider key actions to mitigate or avoid adverse effects of the activity – for example as the management of critical source areas. A more effective framework is required, not the replacement of the provisions with an advice note.
	80042.19		Rule 14.6.2.1	
	80042.20		Definition: intensive grazing	
	80042.21		Rule 14.5	
	80042.22		Rule 14.5 – Note 2	The adverse effects of sediment discharge which finds its way to water will be similar, no matter the reason for earthworks.
Director General of Conservation	80055	Support in part	All provisions identified by submitter	The relief sought by each submitter will generally assist the plan change in giving effect to higher order policy documents and legislation; noting that the Councils have sought alternative or complementary relief for some provisions. For example, seeking alterations to the definition of animal waste systems or seeking stock exclusion from wetlands (as opposed to natural wetlands).
Aukaha Limited	80059	Support in part		

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Ngāi Tahu Ki Murihiku	80078	Support in part		
Te Rūnanga o Ngāi Tahu	80072	Support in part		
Queenstown Lakes District Council	80076	Oppose	Rule 14.5.1, Rule 14.5.2, 7.D.10, Definition: Earthworks,	There are clear differences in the approach of the notified earthworks provisions and those of the proposed Queenstown Lakes District Plan. Therefore, the Councils do not think it is appropriate to exclude the Queenstown Lakes District or make it a permitted activity to undertake work which is subject to an existing Queenstown Lakes District Council Consent. A regionally consistent approach, with the amendments sought by the Councils, is the most appropriate path to giving effect to higher order policy documents and legislation.
Vivan and Espie Ltd	80037			
John Edmonds & Associates Ltd	80067			
Remarkables Park Limited	80113			
Royal Forest and Bird Protection Society of New Zealand Inc	80082	Support in part	All provisions identified by submitter	The relief sought by the submitter will generally assist the plan change in giving effect to higher order policy documents and legislation; noting that the Councils have sought alternative or complementary relief for some provisions. The Councils consider the development of any regional freshwater aquaculture planning framework would be better suited to the Land and Water Regional Plan process, not this plan change.
Beef + Lamb New Zealand	80084.08	Oppose	Definition: Critical Source Area	Artificial waterways and field tiles (or other sub-surface drainage) gather and deliver water to natural watercourses in a similar fashion to gullies, swales or depressions on the surface. They should be considered similarly as critical source areas.

Specific further submissions on Plan Change 1

Submitter	Number	Position	Reasoning
Te Rūnanga o Moeraki, Kāti Huirapa Rūnaka ki Puketeraki, Te Rūnanga o Ōtākou and Hokonui Rūnanga	10018	Support	These submitters seek to retain the provisions as notified. The Councils are broadly supportive of that relief, except where additional comments are made below by other submitters which the Councils support.
Te Rūnanga o Ngāi Tahu	10021	Support	
Ngāi Tahu Ki Murihiku (Te Ao Marama)	10023	Support	
Royal Forest and Bird Protection Society of New Zealand Inc	10025	Support	The Councils support the retention of the provisions identified by the submitter. In addition, the amendments sought by the submitter will be beneficial in giving effect to higher order policy documents and legislation.

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Department of Conservation	10031	Support	The Councils are supportive of the relief to retain the provisions as notified. Note that the relief sought for Rule 6.6.2 is an alternative to that sought by the Royal Forest and Bird Protection Society of New Zealand Incorporated. The Councils prefer the wording of the latter, which references <i>wetlands</i> rather than <i>natural wetlands</i> .
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FURTHER SUBMISSION FORM

18 September 2020

Otago Regional Council Omnibus Plan Change – Water Plan Change 8

This form is for making a further submission in support or in opposition to any submission received on the Otago Regional Council (ORC) Omnibus Plan Change - Water Plan Change 8 (PC8) which has been called in by the Minister for the Environment under section 142(2) of the Resource Management Act 1991 (RMA). There is a separate form for making a further submission on the Omnibus Plan Change (Waste Plan Change 1).

This form includes guidance to aid someone who wishes to make a further submission. For more information on the Omnibus Plan Change (PC8) and to look at the public notice, summary of submissions and the full submissions please refer to the EPA website: www.epa.govt.nz/ORCplanchanges.

Where to get help preparing your further submission

If you have any queries about making a further submission contact the EPA by phone on 0800 401 673 or by email at ORCplanchanges@epa.govt.nz. In addition, ORC has engaged a 'Friend of the Submitter' to help the community with how to lodge a submission to the EPA. Emma Spalding can be contacted, free of charge, at friend@orc.govt.nz or 027 696 1009 from 10am-12pm and 7-8.30pm on each working day during the notification period.

How to make a further submission

Further submissions must be received by the EPA no later than 5pm on Friday, 2 October 2020.

Further submissions can be made by either:

1. Using the online submission form on the EPA website under www.epa.govt.nz/ORCplanchanges
OR,
2. Filling out this form and:
 - a. Emailing it and any supporting information to ORCplanchanges@epa.govt.nz (if smaller than 10 MB) with the following subject line:
Further Submission [Your Name] ORC Plan Change (Omnibus); OR

- b. Posting it and any supporting information to: Environmental Protection Authority, ORC Plan Changes, Private Bag 63002, Wellington 6140; OR
- c. Delivering it in person to the Environmental Protection Authority office on Level 10, 215 Lambton Quay, Wellington. Please note that due to potential changes in COVID-19 Alert Levels the EPA reception may not be open to the public. We suggest phoning ahead to check.

Further submissions must be sent to the original submitter. The EPA will do this on your behalf once we receive your further submission.

Further submissions must also be sent to the applicant (ORC). If you make a further submission using the online form a copy will automatically be sent to ORC. Further submissions made via email, post or delivery can be sent to the ORC by either:

1. Emailing it and any supporting information to policy@orc.govt.nz (if smaller than 10 MB) with the following subject line:
Further Submission [Your Name] ORC Plan Change (Omnibus)
2. Posting it and any supporting information to Otago Regional Council (attention Rachel Currie), Private Bag 1954, Dunedin 9054
3. Delivering it in person to Otago Regional Council (attention Rachel Currie), at any of the ORC offices below:
 - Alexandra (William Fraser Building, Dunorling Street);
 - Dunedin (70 Stafford Street); or
 - Queenstown (Terrace Junction, 1092 Frankton Road).

Please note that your submission (or part of your submission) may be struck out if the EPA is satisfied that at least one of the following applies to the submission (or part of the submission):

- it is frivolous or vexatious;
- it discloses no reasonable or relevant case;
- it would be an abuse of the hearing process to allow the submission (or the part) to be taken further;
- it contains offensive language;
- it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

Privacy statement

The personal information you provide on this further submission form will be held by the EPA, 215 Lambton Quay, Wellington. It will be used by the EPA for the purpose of administering the public consultation aspects of the Omnibus Plan Change (PC8). Copies of your full submission will be provided to the Environment Court and the ORC, and your address for service may also be provided

to other parties in the process. Other than your name, your contact information in Part A of this further submission form will not be published on the EPA website.

The information in Part C and Part D of this further submission form, and any attached information will be published on the EPA website, and made available to the Environment Court, and the ORC for use in the processing and consideration of the Omnibus Plan Change (PC8).

By completing this further submission form, you give permission for the information to be used for the purpose stated above. You have the right to access and correct personal information held by the EPA.

All information held by the EPA is subject to the Official Information Act 1982.

Note: If the submitter is a company, full business contact details will be published on the website.

Important information

*Please ensure that you have authority to make this submission on behalf of the submitter(s) named on this form.
Please do not use copyright material without the permission of the copyright holder.*

This is a further submission to the Environmental Protection Authority where the matter relates to request for change to plan where Minister has made a direction under section 142(2) of the Resource Management Act 1991.

The plan change is the Omnibus Plan Change – Plan Change 8 to the Water for Otago: Regional Plan.

Part A: Further submitter details

Name of organisation: <i>(if relevant)</i>	The Otago Fish and Game Council, the Central South Island Fish and Game Council		
Title:	<input checked="" type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Dr <input type="checkbox"/> Other: (Please tick the appropriate title)		
First name of further submitter:	Nigel	Surname of further submitter:	Paragreen
First name of contact person: <i>(if different to above)</i>		Surname of contact person: <i>(if different to above)</i>	
Home Ph:		Work Ph:	
Mobile:	0272050395		
Email address for service:	nparagreen@fishandgame.org.nz		
Postal Address: <i>(or alternative address for service)</i>	PO Box 76, Dunedin	Postcode:	9016

Part B: Interest

Only persons that come under the following categories may make further submissions.

<p>I am a person representing a relevant aspect of the public interest.</p> <p>The grounds for saying why I come within this category are explained below. <input checked="" type="checkbox"/></p>	<p>I am a person who has an interest in the Omnibus Plan Change (PC8) that is greater than the interest the general public has.</p> <p>The grounds for saying why I come within this category are explained below. <input type="checkbox"/></p>	<p>I am the local authority <input type="checkbox"/></p>
<p>Please specify the grounds for saying why you come within the category above:</p>		
<p>Please see the Councils' submission</p>		

Part C: Do you wish to be heard in support of your further submission?

<p>I do not wish to be heard in support of my further submission <input type="checkbox"/></p>	<p>I wish to be heard in support of my further submission. <input checked="" type="checkbox"/></p> <p>If others make a similar submission, I will consider presenting a joint case with them at a hearing. <input checked="" type="checkbox"/></p>
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Part D: Further submission points

If you require additional space for any question(s) please attach further documents or paper to this further submission form and clearly state your name and the question(s) you are expanding on.

Name of original submitter	Particular parts of the submission you support/oppose <small>Please indicate whole submission or submitter point ID (e.g. 80005.3)</small>	Are you in support of or in opposition to the particular whole/part of the submission?	What are your reasons for your support or opposition?	Do you seek for the whole/part of the submission to be allowed or disallowed (select one)?

Part E: Signature

Signature of person making further submission or person authorised to sign on behalf of person making further submission. Please note a signature is not required for electronic submissions.

Signature: *N. Payne* Date: 2 October 2020

