

ORC Water Permits Plan Change

Submission Reference no: 49

Shag Valley Irrigators group (Rodric Philip)



Submitter Type: Not specified

Source: Email

Overall Notes:

Clause

Are you a trade competitor?

Position

I am a person who would not gain an advantage in trade competition through this submission

Notes

Clause

If you are a trade competitor, please select one of the options below:

Position

I am not directly affected by an effect of the subject matter of this submission that (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition.

Notes

Clause

What are you submitting on? You can submit on specific parts of the plan change or the whole plan change.

Notes

see submission

Clause

What is your view on the matter or the specific parts listed above? Please select one, if you have multiple views state clearly in the notes box below.

Notes

see submission

Clause

What decision would you like the Environment Court to make?

Notes

see submission

Clause

Do you wish to be heard in support of your submission? All submissions will be considered by the Environment Court. Please indicate if you wish to be heard in support of your submission.

Position

I wish to be heard in support of my submission

Notes

Clause

Authority to act:

Position

I confirm I have the authority to sign this submission on behalf of the submitter

Notes

SUBMISSION FORM

6 July 2020

Otago Regional Council Water Permits Plan Change - Plan Change 7 (WPPC)

This form is for making submissions on a change the Otago Regional Council (ORC) has prepared for the Regional Plan: Water for Otago. The Water Permits Plan change (WPPC) has been called in by the Minister for the Environment under section 142(2) of the Resource Management Act 1991 (RMA).

The WPPC includes an objective, policies and rules that manage the replacement of deemed permits (also known as mining privileges) expiring in 2021, and any other water permits expiring prior to 31 December 2025 (the date by which a new Regional Land and Water Plan is expected to be operative). The plan change also introduces a new policy regarding the duration of new water permits.

This submission form includes guidance to aid the submitter. For more information on the WPPC please refer to the Public Notice or the EPA website: www.epa.govt.nz/ORCplanchanges.

ORC Submission Period

The ORC previously notified WPPC on 18 March 2020 and the submission period closed 4 May 2020. If you made a submission on the WPPC to ORC, your submission will be treated as having been made to the EPA. However, you may also make a submission to the EPA if you have already made a submission to ORC.

Where to get help preparing your submission

If you have any queries about making a submission or the plan change itself please contact the EPA by phone on 0800 401 673 or by email at ORCplanchanges@epa.govt.nz.

How to make a submission

Your submission on WPPC must be received no later than **5pm on Monday, 17 August 2020**.

You must also send a copy of your submission on the WPPC to the ORC when you make a submission.

Submissions on the WPPC can be made by either:

1. Using the online submission form on the EPA website under www.epa.govt.nz/ORCplanchanges
All submissions made online will automatically be forwarded to the applicant and the form includes a space to upload any supporting documents; 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: Submission [Your Name] ORC Plan Change (WPPC);
OR
 - b. Posting it and any supporting information to: Environmental Protection Authority, ORC Proposed 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.

Submissions made on this form must be forwarded to 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: Submission [Your Name] ORC Plan Change (WPPC); Posting it and any supporting information to Otago Regional Council (attention Rachel Currie), Private Bag 1954, Dunedin 9054
2. In person to Otago Regional Council (attention Rachel Currie), at any of the Otago Regional Council office:
 - Alexandra (William Fraser Building, Dunorling Street),
 - Dunedin (70 Stafford Street); or
 - Queenstown (Terrace Junction, 1092 Frankton Road).

Privacy statement

The personal information you provide on this 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 proposed WPCC. 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 personal contact information in [Part A](#) of this form will not be published on the EPA website.

Your name, the information in [Part B](#) of this form, and any attached information will be published on the EPA website, and made available to the Environment Court, the ORC and the public for use in the processing and consideration of the proposed WPPC.

By completing this submission form, you give the EPA permission to use the information 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.

Notes about your submission

Please note, your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 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 is supported only by evidence 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 evidence on the matter:
- it contains offensive language.

Part A

Submitter details

| | | | |
|--|---|--|------------|
| Name of organisation: <i>(if relevant)</i> | Shag Valley Irrigators group, total number 7 farmers | | |
| Title: | X <input 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 submitter: | Rodric | Surname of submitter: | Philip |
| 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: | ██████████ | | |
| Email address for service: | ████████████████████ | | |
| Postal Address: <i>(or alternative address for service)</i> | ██ ██████████ | Postcode: | ████ |

Part B

Submitter Name: Rodric James Philip

This is a submission on a matter in relation to which the Minister for the Environment made a direction under section 142(2) of the Resource Management Act 1991. The matter is the Water Permits Plan Change - Plan Change 7 (WPPC) proposed by the Otago Regional Council.

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

Are you a trade competitor?

Please select the appropriate option.

| | |
|---|---|
| I am not a person who would not gain an advantage in trade competition through this submission. <input type="checkbox"/> | I am a person who would gain an advantage in trade competition through this submission. Yes <input type="checkbox"/> I am directly affected by an effect of the plan change that (a) adversely affects the environment and (b) does not relate to trade competition or the effects of trade competition. Y Yes <input type="checkbox"/> N <input checked="" type="checkbox"/> |
|---|---|

What are you submitting on?

You can submit on specific parts of the WPPC or the whole plan change.

| | |
|---|---|
| I am submitting on the whole of the WPPC Yes <input type="checkbox"/> | I am submitting on specific parts of the WPPC (please detail below) <input type="checkbox"/> |
| The specific parts of the WPPC that my submission relates to are: | |
| <p>We oppose the 6 year consent term</p> <p>This proposed change does not reward or facilitate investment in environmental performance or improvement as would normally be portrayed by 25-30 year terms. There is no "Bankability" for farmers.</p> <p>The proposed change creates a position of uncertainty for both irrigators and bankers. Why invest in new technologies for environmental improvement if farmers are unsure if they will have water in 6 years time?</p> <p>The proposed change would effectively slow down or stop environmental advancement.</p> <p>We oppose Limiting to Land Area Irrigated 2017-18</p> <p>This proposed change does not allow for any expansion of land area to be irrigated.</p> <p>For example any land developed for irrigation in 2017-18 but not irrigated for various reasons, eg weather, scheme readiness or investment in efficiencies gained in water use.</p> <p>We oppose Limiting the average maximum rate of take 1 July 2012 to 30 June 2017</p> <p>The proposed change does not take into account variations experienced in dry and wet years. It's historical as we are now at 2020!. Averages don't work and volumes will inevitably be cut under the</p> | |

proposed changes.

What is your view on the WPPC or the specific parts listed above?

Please select one, if you have multiple views state clearly in the comments box below.

Support

Neutral

Oppose Yes

The reasons for my view are:

What decision would you like the Environment Court to make?

Please select one, if you have reasons for your view or suggested amendments please state clearly in the comments box below.

| | | |
|--|---|--|
| Approve the WPPC <input type="checkbox"/> | Approve the WPPC with amendments <input type="checkbox"/> | Decline the WPPC Yes <input type="checkbox"/> |
| The reasons for my view and/or any amendments I am seeking are: | | |
| <p>We submit to have the proposed plan changes declined as the current plan provides a robust assessment of water use and environmental benefits.</p> <p>The Shag Valley Irrigators already operate under a minimum flow regime which has been working very effectively for decades.</p> | | |

Do you wish to be heard in support of your submission?

All submissions will be considered by the Environment Court.

Please indicate if you wish to be heard in support of your submission

| | |
|--|---|
| <p>I do not wish to be heard in support of my submission <input type="checkbox"/></p> | <p>I wish to be heard in support of my submission. Yes <input type="checkbox"/></p> <p>If others make a similar submission, I will consider presenting a joint case with them at the hearing. Yes <input type="checkbox"/></p> <p>I intend to call an expert witness(es) <input type="checkbox"/></p> <p><i>(If you do not tick this box, you can change your mind later and decide to call experts to give evidence in relation to your submission, provided you do so in time to meet any procedural direction the Environment Court might make)</i></p> |
|--|---|

Authority to Act

I confirm that I have authority to sign this submission on behalf of the submitter **Yes**

Signature: Rod Philip Date: 17/08/2020