

**FURTHER SUBMISSIONS BY THE OIL COMPANIES: Z ENERGY LIMITED, MOBIL OIL NEW ZEALAND LIMITED AND BP OIL NEW ZEALAND LIMITED ON SUBMISSIONS TO PROPOSED PLAN CHANGE 10 (LAKE ROTORUA NUTRIENT MANAGEMENT) TO THE BAY OF PLENTY REGIONAL WATER AND LAND PLAN PURSUANT TO CLAUSE 8 OF THE FIRST SCHEDULE OF THE RESOURCE MANAGEMENT ACT 1991**

**To:** The Chief Executive  
Bay of Plenty Regional Council  
PO Box 364  
**WHAKATANE 3158**

By E-Mail: [rules@boprc.govt.nz](mailto:rules@boprc.govt.nz)

**Name of further submitter:**

Z-Energy Ltd  
PO Box 2091  
**WELLINGTON 6140**

BP Oil NZ Ltd  
PO Box 99 873  
**AUCKLAND 1149**

Mobil Oil NZ Ltd  
PO Box 1709  
**AUCKLAND 1140**

*Hereafter referred to as the "Oil Companies".*

**Address for service:**

**BURTON PLANNING CONSULTANTS LIMITED**  
Level 1, 2-8 Northcroft Street  
PO Box 33-817  
Takapuna  
**AUCKLAND 0740**

Attention: Mark Laurenson

Ph: (09) 917 4302  
Fax: (09) 917 4311  
Email: [mlaurenson@burtonconsultants.co.nz](mailto:m Laurenson@burtonconsultants.co.nz)

1. The Oil Companies' further submissions are as contained in the attached Table.
2. The Oil Companies' interest in the proposed plan is greater than the interest of the general public.
3. The Oil Companies do wish to be heard in support of their further submissions.

4. If others make similar submissions the Oil Companies may be prepared to consider presenting a joint case with them at any hearing.

Dated at AUCKLAND this 18<sup>th</sup> day of July 2016

Signature on behalf of the Oil Companies:

A handwritten signature in black ink, appearing to read 'Mark', with a long horizontal flourish extending to the right.

Mark Laurensen

Authorised to Sign on Behalf of the Oil Companies

**FURTHER SUBMISSIONS ON BEHALF OF THE OIL COMPANIES  
ON SUBMISSIONS TO PC10 TO THE BOPRC WATER AND LAND PLAN**

FS 02

Submission	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition
<p>Rotorua Lakes Council (RLC) (Submitter 26)</p> <p>Submission No 26.4, 26.5, 26.15, 26.18, 26.19</p>	<p>The submitter seeks the inclusion in PC10 of appropriate objectives, policies and methods to address similar allocations or reductions from urban loads. Particular mention is made of the potential implication whereby there will be no opportunity to increase the discharge from the Wastewater Treatment Plan serving Rotorua.</p>	<p>Oppose</p>	<p>The RLC submission addresses similar concerns to those raised by the Oil Companies regarding the potential for the provisions of PC10 to be applied more broadly than to rural land. However, the relief proposed by the Council is counter to that sought by the Oil Companies who maintain it is appropriate to specifically exclude non rural areas as suggested by Map LR1 as notified.</p> <p>The S32 report for PC10 clearly states that <b>‘The purpose of this Plan Change is to reduce nitrogen losses from rural land within the Lake Rotorua Catchment to meet the nitrogen limit set by the Regional Policy Statement’</b> (no emphasis added).</p> <p>In light of the purpose of PC10 it is not appropriate at this stage of the process to develop new objectives, policies and rules to address urban land use activities, noting that no such provisions have been put forward by way of relief by the submitter. Furthermore any such changes may raise a question of scope as they may not be considered foreseeable through PC10 and therefore may prejudice parties who have not lodged a submission on PC10 as notified. Discharges from urban areas should be addressed by way of a future plan change with appropriate S32 analysis.</p>
<p>Federated Farmers (Submitter 75)</p> <p>Submission No 75.18</p>	<p>The submitter seeks to add a section titled ‘Scope’ to the introduction to give effect to the intent of an integrated framework:</p> <p><u>Scope</u> <i>These plan change provisions apply to the Lake Rotorua groundwater catchment, as shown in Map LR 1, <u>excluding land outside BoPRC boundaries.</u></i></p>	<p>Oppose</p>	<p>The provisions as notified do not extend to urban land use activities and reticulated sewage and stormwater discharges from these areas. In fact, Map LR1 as notified appears to exclude the Rotorua urban area.</p> <p>In light of the stated purpose of PC10 (see above) it is not appropriate to expand the scope of PC10 to include urban land use activities. To do so may raise a question of scope as any such changes may not be considered foreseeable</p>

**FURTHER SUBMISSIONS ON BEHALF OF THE OIL COMPANIES  
ON SUBMISSIONS TO PC10 TO THE BOPRC WATER AND LAND PLAN**

**FS 02**

Submission	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition
	<p><u>Scope is restricted to the integrated management of landuse activities and legacy sources which contribute nutrient loads (nitrogen and phosphorous) to Lake Rotorua.</u></p> <p><u>Contributing landuse activities include agriculture, horticulture, cropping, forestry, gorse, lifestyle blocks, urban sewage and stormwater, non-reticulated septic systems and point source discharges.</u></p> <p><u>Contributing legacy sources include lake bed sediments and old groundwater.</u></p>		<p>through PC10 and therefore may prejudice parties who may have not lodged a submission on PC10 as notified. Discharges from urban areas should be addressed by way of a future plan change with appropriate S32 analysis.</p>