

ANNEXURE 1 – EBOP PC10 (LAKE ROTORUA NUTRIENT MANAGEMENT RULES) –S42A RECOMMENDATIONS IN RESPONSE TO THE OIL COMPANIES’ SUBMISSIONS AND FURTHER SUBMISSIONS

Submission or Further Submission	Submission (amendments sought through the Oil Companies submission are shown in underline or strikethrough)	Recommendation of Reporting Planner (amendments proposed through S42A report shown in underline or strikethrough)	Comment
47-1	<p><i>Title</i></p> <p>The Oil Companies’ sought that the plan change be renamed Nutrient Management – Lake Rotorua Groundwater Catchment (Rural zones) to better reflect the intended application of the provisions to rural land.</p>	Rejected.	<p>Support the recommendation.</p> <p>While no amendments to the title of the plan change are proposed, the balance of changes to the provisions give effect to the Oil Companies’ submission.</p>
47-2	<p><i>Introduction</i></p> <p>The Oil Companies sought amendments to the introductory text to make clear the intention only apply to particular rural areas of the Lake Rotorua groundwater catchment, not to the balance of the catchment:</p> <p><i>These plan change provisions <u>only apply to particular rural areas of the Lake Rotorua groundwater catchment, as shown in Map LR1. These provisions do not apply to the balance of the catchment.</u></i></p>	<p>Accept in part.</p> <p><i>There are parcels of land within the urban environment that are zoned rural, reserve or residential but are used for pastoral activities. These have been provided with a benchmark, and are subject to the provisions of PPC10. It is recommended that additional text outlining the activities managed by the plan change would provide the level of clarification requested by the submitter to resolve any confusion with implementation. Therefore it is recommended that the submission point on this matter be accepted in part to recognise that the text proposed by the submitter has not been used, however the text proposed aligns with the intent of the submission:</i></p> <p><i>These plan change provisions apply to the <u>land</u></i></p>	Support the recommendation which gives effect to the Oil Companies’ submission.

ANNEXURE 1 – EBOP PC10 (LAKE ROTORUA NUTRIENT MANAGEMENT RULES) –S42A RECOMMENDATIONS IN RESPONSE TO THE OIL COMPANIES’ SUBMISSIONS AND FURTHER SUBMISSIONS

		<p><i>containing rural production (pastoral activities) and forestry within the Lake Rotorua groundwater catchment, as shown in Map LR 1, excluding land located within the Waikato region.</i></p> <p><i>Scope is restricted to the management of land use activities which contribute nitrogen to Lake Rotorua. This plan change gives effect to the following requirements in the Regional Policy Statement. This plan change and provides for a staged implementation of these requirements.</i></p>	
47-3	<p><i>Map LR1 – Groundwater Catchment</i></p> <p>The Oil Companies sought a new overlay titled ‘Urban land not subject to Lake Rotorua Nutrient Management Rules’ to make it explicitly clear that the provisions apply outside the identified rural overlays are excluded from these provisions.</p>	<p>Accept in part.</p> <p><i>The urban area where land is not used for rural practices is not intended to be managed by the plan change, with this being managed under the wider Te Arawa Lakes Programme. It is recommended that the map is amended to add another layer identifying the urban area that is not subject to the Lake Rotorua Nitrogen Management Rules unless allocated with a benchmark under Rule 11.</i></p>	<p>Support the recommendation which gives effect to the Oil Companies’ submission.</p>
47-4	<p><i>9.4 Discharges of Nitrogen or Phosphorous</i></p> <p>The Oil Companies sought consequential amendments to the proposed text in the Regional Water and Land Plan:</p> <p><i>1 This section applies to discharges of nitrogen and</i></p>	<p>Accept in part.</p> <p><i>The submitter has requested additional text be included to clarify that PC10 does not apply to the urban area. PC10 only applies to land that was used for rural production activities between 2001 and 2004. There are cases</i></p>	<p>Oppose the recommendation which does not make it clear that the provisions of PC10 do not apply to all of the Lake Rotorua groundwater catchment.</p>

ANNEXURE 1 – EBOP PC10 (LAKE ROTORUA NUTRIENT MANAGEMENT RULES) –S42A RECOMMENDATIONS IN RESPONSE TO THE OIL COMPANIES’ SUBMISSIONS AND FURTHER SUBMISSIONS

	<p><i>phosphorous from land use and discharge activities for all of the Rotorua Lakes catchments, excluding <u>identified rural areas of the Lake Rotorua groundwater catchment as shown on Map LR1 addressed</u> . The Lake Rotorua groundwater catchment is now covered as a result of a Plan Change 10, in Part II LR and Part III LR of this Regional Plan.</i></p> <p>2 References to Lake Rotorua, where no longer relevant have been struck as follows Lake Rotorua</p>	<p><i>within the urban catchment where reserves or residential land has been used for grazing. If such activities continue to exist on these sections then PC10 applies. Therefore a general exclusion of the urban area to plan change 10 does not uphold the intent of the RPS. Additional text has been included as suggested linking PC10 to the groundwater catchment and Map LR1, but does not refer to rural areas to ensure all rural production activities (forestry, farming and horticulture), are covered by PC10.</i></p> <p><i>The following wording is proposed through recommendations:</i></p> <p><i>1 This section applies to discharges of nitrogen and phosphorus from land use and discharge activities for all of the Rotorua Lakes catchments, excluding Lake Rotorua. The Lake Rotorua groundwater catchment as shown on Map LR1 is now covered, as a result of a Plan Change 10, in Part II LR and Part III LR of this Regional Plan.</i></p> <p><i>2 References to Lake Rotorua, where no longer relevant have been struck as follows Lake Rotorua.</i></p>	
47-5	<p><i>Table 36 – Rules in Rotorua Lakes</i></p> <p>The Oil Companies sought that the title of the table be amended as follows:</p>	<p>Accept in part.</p> <p><i>The submitter has requested additional text be included to clarify that PPC10 does not apply</i></p>	<p>Oppose the recommendation which does not make it clear that the provisions of PC10 only apply to parts of the Lake Rotorua</p>

ANNEXURE 1 – EBOP PC10 (LAKE ROTORUA NUTRIENT MANAGEMENT RULES) –S42A RECOMMENDATIONS IN RESPONSE TO THE OIL COMPANIES’ SUBMISSIONS AND FURTHER SUBMISSIONS

	<p><i>Table 36 – Rules in Rotorua Lakes (excluding identified rural areas of the Lake Rotorua groundwater catchment as shown on Map LR1).</i></p>	<p><i>to the urban area. PPC10 only applies to land that was used for rural production activities between 2001 and 2004. There a cases within the urban catchment were large reserves have been used for grazing, or residential land that has not yet been developed. If such activities continue to exist on these sections then PPC10 applies. Therefore a general exclusion of the urban area to plan change 10 does not uphold the intent of the RPS. Additional text has been included as suggested linking PPC10 to the groundwater catchment and Map LR1, but does not refer to rural areas to ensure all rural production activities (forestry, farming and horticulture), are covered by PPC10.</i></p> <p><i>The following title is now proposed:</i></p> <p><i>Table 36 – Rules in Rotorua Lakes (excluding Lake Rotorua groundwater catchment as shown on Map LR1)</i></p>	<p>groundwater catchment.</p>
<p>47-6</p>	<p><i>Consequential amendments</i></p> <p>The Oil Companies sought consequential amendments throughout the Regional Water and Land Plan to recognise that the PC10 provisions only apply to particular rural areas within the Lake Rotorua groundwater catchment and to ensure that appropriate provisions are retained for activities within the Lake Rotorua groundwater catchment not captured by the provisions of PC10.</p>	<p>Accept in part.</p> <p><i>The submitter has requested additional text be included to clarify that PPC10 does not apply to the urban area. PPC10 only applies to land that was used for rural production activities between 2001 and 2004. There are cases within the urban catchment were large reserves have been used for grazing, or residential land that has not yet been developed. If such activities continue to exist</i></p>	<p>Oppose the recommendation which does not make it clear that the provisions of PC10 only apply to parts of the Lake Rotorua groundwater catchment.</p>

ANNEXURE 1 – EBOP PC10 (LAKE ROTORUA NUTRIENT MANAGEMENT RULES) –S42A RECOMMENDATIONS IN RESPONSE TO THE OIL COMPANIES’ SUBMISSIONS AND FURTHER SUBMISSIONS

		<i>on these sections then PPC10 applies. Therefore a general exclusion of the urban area to plan change 10 does not uphold the intent of the RPS. Additional text has been included as suggested linking PPC10 to the groundwater catchment and Map LR1, but does not refer to rural areas to ensure all rural production activities (forestry, farming and horticulture), are covered by PPC10.</i>	
FS2-1 to FS2-5 To submissions 26.4, 26.5, 26.15, 26.18, 26.19 by Rotorua Lakes Council	<i>The submitter sought the inclusion of provisions to address similar allocations from urban loads. In light of the stated purpose of PC10 in the S32 report, and in the absence of specific relief sought by the submitter, the Oil Companies opposed the submission and questioned whether there was scope for them to be considered foreseeable through PC10.</i>	Accept in part.	Support the recommendation which gives effect to the Oil Companies’ submission.
FS2-6 To submission 75.18 by Federated Farmers	<i>The submitter sought amendments to the scope of the plan change to include a range of land use activities across the catchment, including wastewater, stormwater and point source discharges. The Oil Companies opposed this relief in light of the stated purpose of PC10 in the S32 report and questioned whether there was scope for them to be considered foreseeable through PC10.</i>	Accept in part.	Support the recommendation which gives effect to the Oil Companies’ submission.