

Submission on Proposed Plan Change 13 (Air Quality)

Regional Natural Resources Plan

Clause 6 of First Schedule, Resource Management Act 1991

To: Bay of Plenty Regional Council
Address: Freepost Bay of Plenty Regional Council
PO Box 364
Whakatāne 3158
Email: air@boprc.govt.nz

Submitter: New Zealand Defence Force
Contact Person: Rebecca Davies, Senior Environmental Officer

Address for Service: New Zealand Defence Force
C/- Tonkin + Taylor
PO Box 2083
Wellington 6140

Phone: +64 21 445 482
Email: rebecca.davies@nzdf.mil.nz

Preliminary Matters

The New Zealand Defence Force (NZDF) has military interests throughout New Zealand. Within the Bay of Plenty region, there are currently no designated training facilities. However, this does not preclude the potential for NZDF to need facilities in the Bay of Plenty region in the future. NZDF may also undertake temporary military training activities (TMTA) in the Bay of Plenty region.

NZDF provided feedback on the draft New Bay of Plenty Regional Air Plan (Air Plan) in June 2016. The key issues raised in the feedback related to open burning. There are several aspects that NZDF would like to see addressed differently in the Air Plan. These are set out in the attached submission.

NZDF considers that the other matters raised in its 2016 feedback to the Air Plan have been adequately addressed.

A detailed submission is attached.

NZDF **could not** gain an advantage in trade competition through this submission.

NZDF **wishes to be heard** in support of this submission.

If others make a similar submission, **we will consider** presenting a joint case with them at the hearing.

M. D. Curtis

Person authorised to sign
on behalf of New Zealand Defence Force

Date 11 / 04 / 18

Point	Provision	Support/ Oppose	Reasons	Relief Sought (additions <u>underlined</u> , deletions <u>struck through</u>):
1	Policy AQ P5 – Open Burning	Support with modification	NZDF supports the addition of firefighting research or training in this policy to provide for the discharge of contaminants associated with open burning. However, there may be situations where NZDF is required to undertake controlled burning in response to an emergency situation. NZDF therefore suggests a modification to acknowledge this.	Amend Policy AQ P3 to read: <i>Avoid the discharge of contaminants to air from open burning on urban properties while permitting open burning:</i> <i>(a) carried out as part of a recreational/cultural activity, and/or outside urban areas, provided the burning is managed to minimise production of noxious or dangerous, offensive or objectionable discharges</i> <i>(b) of animal carcasses and/or vegetative material burned in accordance with quarantine or disease control requirements</i> <i>(c) for the purposes of firefighting research or training <u>or emergency response.</u></i>
2	Rule AQ R2	Support with modification	To ensure the plan is easy to follow it would seem logical to list all the permitted activities together.	Move R2 to below the permitted activity rules so it sits above the current R9 and becomes R8.
3	Rule AQ R8 - Open burning for firefighter training	Support with modification	NZDF supports the addition of an open burning permitted activity rule for discharge of contaminants to air from firefighting research or training. However NZDF requests the removal of the word 'firefighter' in order to encompass training activities that may not involve designated 'firefighters' and enable this activity to occur for research and or training of any persons. NZDF requests that the rule be updated to allow for the discharge of contaminants to air from open burning associated with emergency response activities. NZDF wishes to be specifically included in (a) to ensure there is no question as to their authority to undertake firefighting research or training under this rule.	Amend Rule AQ R8 to read: Open burning for firefighter training, <u>research and emergency response</u> – Permitted – Te tahutahu ahi no mō te whakangungu tinei ahi <i>The discharge of contaminants to air from the burning of materials (including buildings and vehicles) for the purpose of firefighting research <u>and/or</u> training firefighters or emergency response is a permitted activity provided the following conditions are complied with:</i> <i>(a) The fire must be under direct control of Fire Emergency New Zealand, <u>New Zealand Defence Force</u> or other nationally recognised body authorised to undertake firefighting research <u>and/or</u> training activities.</i> <i>(b) The recognised body under (a) must notify:</i> <i>(i) the Regional Council at least 24 hours before the training takes place and</i> <i>(ii) the occupier of any properties within a 100 metre radius of the training site, no earlier than 72 hours and no</i>

Point	Provision	Support/ Oppose	Reasons	Relief Sought (additions <u>underlined</u> , deletions <u>struck through</u>):
4	Rules	Oppose in part	<p>NZDF requested in its feedback on the draft Air Plan that the Air Plan allow for open burning carried out for "fire-fighting training activities, or controlled outdoor burning or deflagration of unwanted public and military ammunitions, munitions and pyrotechnics undertaken by NZDF" as a permitted activity. Plan Change 13 as proposed allows for open burning for training purposes. However, there has been no inclusion of open burning associated with deflagration or burning of unwanted ammunitions, munitions or pyrotechnics. NZDF would like to see this included.</p>	<p>later than 12 hours before the training takes place. (c) Notification under (b) must include: (i) intended time and location of the training activity, and (ii) details of any materials listed in AQ R10 that may be burned as part of the training and the potential adverse effects of these discharges. (d) No burning may be carried out within the Rotorua Airshed between the months of April to September of any calendar year. (e) The discharge of smoke must not adversely affect the safety of any vehicle, aircraft, or ship. Advice Note: Regulation 9 of the NESAQ prohibits the burning of coated wire except in certain cases such as when burnt as part of firefighter training.</p>
				<p>Include a permitted activity rule to provide for open burning associated with deflagration or burning of unwanted ammunitions, munitions or pyrotechnics by NZDF.</p>