

Appeal Number	Appellant Name	Court Topic No	Court Topic Name	Point of relief	Provision	Chapter	Relief sought	Appeal parties (274 & Initiator)
ENV-2019-AKL-000063	Federated Farmers of New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	New	Various	New enabling objective(s) and policies and amendments to other provisions to enable the air discharges that support the operation requirements of agricultural production in rural areas which specific relief as set out in notice of appeal;	Federated Farmers of New Zealand Swap Stockfoods Limited Western Bay of Plenty District Council Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand Mercury NZ Limited
ENV-2019-AKL-000063	Federated Farmers of New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ P4	Policies	Amendment to Policy AQ P4 to include balancing policy to support operational requirements, with specific relief set out in notice of appeal;	Federated Farmers of New Zealand Swap Stockfoods Limited Western Bay of Plenty District Council Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand Mercury NZ Limited
ENV-2019-AKL-000063	Federated Farmers of New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ P3	Policies	Amendment to Policy AQP3(b) and (c) to include the words 'where practicable';	Federated Farmers of New Zealand Swap Stockfoods Limited Western Bay of Plenty District Council Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand Mercury NZ Limited
ENV-2019-AKL-000063	Federated Farmers of New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ R1	Rules	Amendment to Rule AQ R1 by omitting the term 'offensive or objectionable' from the permitted activity conditions applying to agricultural production activities, with specific relief as set out in notice of appeal ;	Federated Farmers of New Zealand Swap Stockfoods Limited Western Bay of Plenty District Council Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand Mercury NZ Limited
ENV-2019-AKL-000063	Federated Farmers of New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	Intensive farming	Definition of Terms	Amendment to definition of "intensive farming" as set out in the notice of appeal	Federated Farmers of New Zealand Port of Tauranga Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand
ENV-2019-AKL-000063	Federated Farmers of New Zealand	5	Open burning	Unresolved	new	Policies	New enabling objective(s) and policies and amendments to other provisions to enable the air discharges that support the operation requirements of agricultural production in rural areas which specific relief as set out in notice of appeal;	Federated Farmers of New Zealand Trustpower Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000063	Federated Farmers of New Zealand	5	Open burning	Unresolved	AQ P3(b)	Policies	Amendment to Policy AQP3(b) and (c) to include the words 'where practicable';	Federated Farmers of New Zealand Trustpower Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand Bay of Plenty District Health Board Lakes District Health Board

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ENV-2019-AKL-000063	Federated Farmers of New Zealand	5	Open burning	Unresolved	AQ P4	Policies	Amendment to Policy AQ P4 to include balancing policy to support operational requirements including burning of farm waste, with specific relief set out in notice of appeal;	Federated Farmers of New Zealand Trustpower Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000063	Federated Farmers of New Zealand	5	Open burning	Unresolved	AQ P5	Policies	Amendment to Policy AQ P5 to provide for open burning in rural areas, with specific relief as set out in notice of appeal	Federated Farmers of New Zealand Trustpower Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000063	Federated Farmers of New Zealand	5	Open burning	Unresolved	AQ R3(9)	Rules	Amendment to Rule AQ R3(9) to provide for opening burning of farm waste, with specific relief as set out in notice of appeal	Federated Farmers of New Zealand Trustpower Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000063	Federated Farmers of New Zealand	5	Open burning	Unresolved	AQ R6	Rules	Amendment to Rule AQ R6 to reflect a policy of toleration from rural lifestyle development in rural areas to air discharges associated with agricultural production, with specific relief as set out in notice of appeal	Federated Farmers of New Zealand Trustpower Limited Tauranga City Council Western Bay of Plenty District Council Horticulture New Zealand Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000063	Federated Farmers of New Zealand	6	Agrichemical spraying	Unresolved	new	Policies	New enabling objective(s) and policies and amendments to other provisions to enable the air discharges that support the operation requirements of agricultural production in rural areas which specific relief as set out in notice of appeal;	Federated Farmers of New Zealand Western Bay of Plenty District Council Tauranga City Council Trustpower Limited Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand
ENV-2019-AKL-000063	Federated Farmers of New Zealand	6	Agrichemical spraying	Unresolved	AQ P3(b) and (c)	Policies	Amendment to Policy AQP3(b) and (c) to include the words 'where practicable';	Federated Farmers of New Zealand Western Bay of Plenty District Council Tauranga City Council Trustpower Limited Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand
ENV-2019-AKL-000063	Federated Farmers of New Zealand	6	Agrichemical spraying	Unresolved	AQ P4	Policy	Amendment to Policy AQ P4 to include balancing policy to support operational requirements including agricultural spraying, with specific relief set out in notice of appeal;	Federated Farmers of New Zealand Western Bay of Plenty District Council Tauranga City Council Trustpower Limited Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand
ENV-2019-AKL-000063	Federated Farmers of New Zealand	6	Agrichemical spraying	Unresolved	AQ R15	Rules	Amendments to Rule AQ R15 to amend setback distances as set out in relief specified in notice of appeal	Federated Farmers of New Zealand Western Bay of Plenty District Council Tauranga City Council Trustpower Limited Bay of Plenty District Health Board Lakes District Health Board Horticulture New Zealand

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ENV-2019-AKL-000065	Swap Stockfoods Limited	2	Handling of bulk solid materials	Unresolved	AQ R22	Rules	A declaration that the proposed new Rule AQ R22 is invalid and be severed from the rest of Proposed Plan Change 13; or alternatively	Swap Stockfoods Limited Port of Tauranga Limited Bay of Plenty District Health Board Lakes District Health Board Ballance Agri-Nutrients Limited
ENV-2019-AKL-000065	Swap Stockfoods Limited	2	Handling of bulk solid materials	Unresolved	AQ R22	Rules	Deletion of Rule AQ R22 and inclusion of a revised permitted activity rule for handling of bulk solid materials subject to conditions as set out in the notice of appeal.	Swap Stockfoods Limited Port of Tauranga Limited Bay of Plenty District Health Board Lakes District Health Board Ballance Agri-Nutrients Limited
ENV-2019-AKL-000069	Fonterra Limited	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R3(1)	Rules	Amendment to rule AQ R3(1) to include reference to “milk, dairy factory wastewater, dairy liquids and/or other dairy factory by-products”; or	Fonterra Limited Port of Tauranga Limited; Bay of Plenty District Health Board and Lakes District Health Board (subject to waiver application being granted by Court)
ENV-2019-AKL-000069	Fonterra Limited	1	Appeals proposed to be resolved by direct negotiation	Unresolved	Liquid waste	Definition of Terms	OR Amendment to definition of “Liquid waste” to include “milk, dairy factory wastewater, dairy liquids and other dairy factory by-products”	Fonterra Limited Port of Tauranga Limited; Bay of Plenty District Health Board and Lakes District Health Board (subject to waiver application being granted by Court)
ENV-2019-AKL-000070	Western Bay of Plenty District Council	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R4	Rules	Amendment to Rule AQ R4 to refer to “discharges of dust” rather than “discharges of contaminants”	Western Bay of Plenty District Council
ENV-2019-AKL-000070	Western Bay of Plenty District Council	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R21(i)	Rules	Amendment to Rule AQ R21(i) as provided in the Notice of Appeal to make it clear that existing farms cannot increase the level of effects which existed at 27 February 2018, and to refer specifically to free-range farming operations.	Western Bay of Plenty District Council
ENV-2019-AKL-000070	Western Bay of Plenty District Council	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	Free range farming	Definition of Terms	Amendment to definition of “free-range farming” to delete reference to “are housed indoors”	Western Bay of Plenty District Council Port of Tauranga Limited Tauranga City Council Mercury NZ Limited
ENV-2019-AKL-000070	Western Bay of Plenty District Council	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	Public amenity area	Definition of Terms	Amendment to the definition of “public amenity area” to clarify whether footpaths and cycleways are captured or excluded by the definition.	Western Bay of Plenty District Council Port of Tauranga Limited Tauranga City Council Mercury NZ Limited
ENV-2019-AKL-000070	Western Bay of Plenty District Council	5	Open burning	Unresolved	AQ R9	Rules	Amend Rule AQ R9 to replace ‘any neighbouring dwelling house’ with ‘all neighbouring dwelling houses’ and provide advice note to clarify written approval is only valid for three months and binds all current and future occupiers during that period	Western Bay of Plenty District Council Tauranga City Council Horticulture New Zealand
ENV-2019-AKL-000070	Western Bay of Plenty District Council	6	Agrichemical spraying	Unresolved	AQ R15(1)(c)	Rules	Amend Rule AQ R15(1)(c) to retain permitted height for drone application at 5 metres unless sufficient rationale for the increase to 10 metres can be presented	Western Bay of Plenty District Council Tauranga City Council Horticulture New Zealand
ENV-2019-AKL-000070	Western Bay of Plenty District Council	6	Agrichemical spraying	Unresolved	AQ R15(4)	Rules	Amend Rule AQ R15(4) to clarify time periods and public notification procedure, in accordance with relief set out in notice of appeal	Western Bay of Plenty District Council Tauranga City Council Horticulture New Zealand
ENV-2019-AKL-000072	Horticulture New Zealand	3	Reverse sensitivity	Unresolved	AQ P4(a)	Policies	Amend Policy AQ P4 as set out in the Notice of Appeal to provide consideration of new sensitive areas establishing near established discharges to air.	Horticulture New Zealand Fonterra Limited Ballance Agri-Nutrients Limited Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	3	Reverse sensitivity	Unresolved	Reverse sensitivity	Definition of Terms	Reinstate definition of “reverse sensitivity” from notified version of PC13	Horticulture New Zealand Port of Tauranga Limited Tauranga City Council Fonterra Limited Oji Fibre Solutions (NZ) Limited Whakatāne Mill Limited Ballance Agri-Nutrients Limited

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ENV-2019-AKL-000072	Horticulture New Zealand	3	Reverse sensitivity	Unresolved	new	Methods	Include new Method relating to reverse sensitivity as set out in Notice of Appeal	Horticulture New Zealand Port of Tauranga Limited Tauranga City Council Fonterra Limited Oji Fibre Solutions (NZ) Limited Whakatāne Mill Limited Ballance Agri-Nutrients Limited
ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ O3	Objectives	Amendment to Objective AQ O3 to add 'recognising that the background receiving environment varies across the region'	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	new	Methods	Add a new Method to promote recycling methods, as set out in the notice of appeal	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ P4	Policies	Amendments to Policy AQ P4 to provide consideration of extent to which discharges are managed; to require consideration of 'nature of the background receiving environment; and to delete AQ P4(c) which requires consideration of relevant iwi and hapu resource management plans,, with specific relief as sought out in notice of appeal;	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ P1	Policies	Amendment to Policy AQ P1 to provide policy framework for consented activities, with specific relief as set out in the notice of appeal;	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ R1	Rules	Deletion of Rule AQ R1(a) and replace with "the activity is managed by taking all reasonable steps to minimise the potential for noxious or dangerous, offensive or objectionable effects beyond the boundary of the subject property".	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited

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ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	AQ R3	Rules	Delete text in Rule AQ R3 following sub clause (9) or amend as set out in the notice of appeal;	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	4	Objectives, Policies, Rule AQ R1 and new Method and Definitions	Unresolved	Fertiliser	Definition of Terms	Insert the definition of "fertiliser" from the National Planning Standards;	Horticulture New Zealand Fonterra Limited Trustpower Limited Ballance Agri-Nutrients Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board Oji Fibre Solutions (NZ) Limited Port of Tauranga Limited Whakatāne Mill Limited
ENV-2019-AKL-000072	Horticulture New Zealand	5	Open burning	Unresolved	AQ R6	Rules	Amendment to Rule AQ R6 to provide for open burning in rural areas as a permitted activity or amend default status (Rule AQ R9) to restricted discretionary with matters restricted to permitted activity standards not met and Amendment Rule AQ R6(c) as set out in notice of appeal	Horticulture New Zealand Port of Tauranga Limited Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000072	Horticulture New Zealand	5	Open burning	Unresolved	AQ R3	Rules	Deletion of text in Rule AQ R3 following sub clause 9 relating to noxious or dangerous, offensive or objectionable effects or amend as set out in relief in notice of appeal;	Horticulture New Zealand Port of Tauranga Limited Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000072	Horticulture New Zealand	6	Agrichemical spraying	Unresolved	AQ P2	Policies	Delete Policy AQ P2 and replace with "manage discharges of hazardous substances by avoiding, remedying or mitigating adverse effects of the discharge using best practicable option and ensuring that HSNO controls for specific substances are met.	Horticulture New Zealand Port of Tauranga Limited Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000072	Horticulture New Zealand	6	Agrichemical spraying	Unresolved	AQ P3	Policies	Amendment to Policy AQ P3 to insert clause (e) to state "Minimise the discharge of contaminants into areas beyond the boundary of the subject property to avoid remedy or mitigate adverse effects"; delete 'industry' from AQ P3(d) or defined 'regionally significant industry';	Horticulture New Zealand Port of Tauranga Limited Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000072	Horticulture New Zealand	6	Agrichemical spraying	Unresolved	AQ P8	Policies	Amend Policy AQ P8 as set out in the relief sought to ensure best practice is used for agricultural applications;	Horticulture New Zealand Port of Tauranga Limited Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000072	Horticulture New Zealand	6	Agrichemical spraying	Unresolved	AQ R15	Rules	Amend Rule AQ R15 as set out in strikethrough version provided at Appendix 1 to notice of appeal	Horticulture New Zealand Port of Tauranga Limited Trustpower Limited Tauranga City Council Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000073	Timberlands Limited	2	Handling of bulk solid materials	Unresolved	AQ R22	Rules	Delete AQ R22 or Amend rule to exclude bulk solid material handling unless discharge to air is noxious or dangerous, offensive or objectionable beyond the boundary	Timberlands Limited Port of Tauranga Limited Swap Stockfoods Limited

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ENV-2019-AKL-000073	Timberlands Limited	2	Handling of bulk solid materials	Unresolved	Bulk solid material	AQ R22	Deletion of Rule AQ R22 and definition of "bulk solid material"	Timberlands Limited Port of Tauranga Limited Swap Stockfoods Limited
ENV-2019-AKL-000073	Timberlands Limited	2	Handling of bulk solid materials	Unresolved	Bulk solid material	AQ R22	Alternatively, amend Rule AQ R22 to exclude bulk solid material handling unless there is any discharge to air that is 'noxious or dangerous, offensive or objectionable beyond the boundary of the subject property'; and/or	Timberlands Limited Port of Tauranga Limited Swap Stockfoods Limited
ENV-2019-AKL-000073	Timberlands Limited	2	Handling of bulk solid materials	Unresolved	Bulk solid material	Definition of Terms	Amend the definition of "bulk solid material" to specifically exclude logs or otherwise alter it as set out in the notice of appeal.	Timberlands Limited Port of Tauranga Limited Swap Stockfoods Limited
ENV-2019-AKL-000074	Trustpower Limited	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R23(a)	Rules	Amendment to Rule AQ R23(a) to remove reference to kVA limits on mobile or emergency diesel generators and pumps; and	Trustpower Limited Port of Tauranga Limited Mercury NZ Limited
ENV-2019-AKL-000074	Trustpower Limited	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R23(b)	Rules	Removal of reference to 'geothermal' in Rule AQ R23(b)	Trustpower Limited Port of Tauranga Limited Mercury NZ Limited
ENV-2019-AKL-000075	Tauranga City Council	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R21(g)	Rules	Add advice note to Rule AQ R21(g) stating "to avoid doubt, Rule AQ R21(g) does not apply to replacements, maintenance or upgrades to existing crematoria".	Tauranga City Council
ENV-2019-AKL-000075	Tauranga City Council	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R27(a)	Rules	Amendment to Rule AQ R27(a) to include reference to "upgrades, maintenance and replacements".	Tauranga City Council
ENV-2019-AKL-000076	Thermal Brewing Company Limited	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R12(c)(iv)	Rules	Removal of words "until 31 January 2020" from Rule AQ R12(c)(iv)	Thermal Brewing Company Limited
ENV-2019-AKL-000076	Thermal Brewing Company Limited	1	Appeals proposed to be resolved by direct negotiation	Unresolved	AQ R13A	Rules	Similar or consequential amendments including deletion of Rule AQ R13A.	Thermal Brewing Company Limited
ENV-2019-AKL-000077	Ballance Agri-Nutrients Limited	2	Handling of bulk solid materials	Unresolved	AQ R22	Rules	Include permitted activity rule for handling of bulk solid materials with conditions	Ballance Agri-Nutrients Limited Port of Tauranga Limited Swap Stockfoods Limited Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000077	Ballance Agri-Nutrients Limited	2	Handling of bulk solid materials	Unresolved		Rules	That the permitted activity conditions for air discharges from the handling of bulk solid materials be a set of performance standards to be developed in collaboration with industry, or that the permitted activity rule reference industry best practice	Ballance Agri-Nutrients Limited Port of Tauranga Limited Swap Stockfoods Limited Bay of Plenty District Health Board Lakes District Health Board
ENV-2019-AKL-000077	Ballance Agri-Nutrients Limited	3	Reverse sensitivity	Unresolved	Reverse sensitivity	Various including AQ P4	A suite of provisions for the management of reverse sensitivity effects	Ballance Agri-Nutrients Limited Swap Stockfoods Limited Fonterra Limited Whakatāne Mill Limited Oji Fibre Solutions (NZ) Limited Bay of Plenty District Health Board Lakes District Health Board