Regional Natural Resources Plan - Freshwater Management update March 2021

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| **Change/Update** | **Provisions Affected** |
| Amendments required by clauses 3.22(1), 3.24(1) and 3.26(1) of the National Policy Statement for Freshwater Management 2020 | * BW Chapter - New passage of fish objective BW 03A

*BW O3A The passage of fish is maintained, or is improved, by instream structures, except where it is desirable to prevent the passage of some fish species in order to protect desired fish species, their life stages, or their habitats.** IM Chapter - New loss of river extent and values policy IM P1A

*IM P1A The loss of river extent and values is avoided, unless the council is satisfied:*1. *that there is a functional need for the activity in that location; and*
2. *the effects of the activity are managed by applying the effects management hierarchy.*

*For the purposes of this policy, effects management hierarchy and loss of value have the meaning given by the National Policy Statement for Freshwater Management 2020.** WL Chapter - New natural inland wetlands policy WL P13

*WL P13 The loss of extent of natural inland wetlands is avoided, their values are protected, and their restoration is promoted, except where:*1. *the loss of extent or values arises from any of the following:*
2. *the customary harvest of food or resources undertaken in accordance with tikanga Māori*
3. *restoration activities*
4. *scientific research*
5. *the sustainable harvest of sphagnum moss*
6. *the construction or maintenance of wetland utility structures (as defined in the Resource Management (National Environmental Standards for Freshwater) Regulations 2020)*
7. *the maintenance or operation of specified infrastructure, or other infrastructure (as defined in the Resource Management (National Environmental Standards for Freshwater) Regulations 2020)*
8. *natural hazard works (as defined in the Resource Management (National Environmental Standards for Freshwater) Regulations 2020); or*
9. *the Regional Council is satisfied that:*
10. *the activity is necessary for the construction or upgrade of specified infrastructure; and*
11. *the specified infrastructure will provide significant national or regional benefits; and*
12. *there is a functional need for the specified infrastructure in that location; and*
13. *the effects of the activity are managed through applying the effects management hierarchy.*

*For the purposes of this policy, effects management hierarchy, loss of value, natural inland wetland, specified infrastructure and restoration have the same meaning as defined in the National Policy Statement for Freshwater Management 2020.* |
| Amendment required by National Policy Statement for Freshwater Management 2014 (as amended in 2017) | * DW Chapter - DW P6 (Policy 43A) amended by removing the word ‘secondary’ and updating the note

*DW P6 (Policy 43A) When considering any application for a discharge the consent authority must have regard to the following matters:**(a) the extent to which the discharge would avoid contamination that will have an adverse effect on the life-supporting capacity of fresh water including on any ecosystem associated with fresh water; and**(b) the extent to which it is feasible and dependable that any more than minor adverse effect on fresh water, and on any ecosystem associated with fresh water, resulting from the discharge would be avoided; and**(c) the extent to which the discharge would avoid contamination that will have an adverse effect on the health of people and communities as affected by their ~~secondary~~ contact with fresh water; and**(d) the extent to which it is feasible and dependable that any more than minor adverse effect on the health of people and communities as affected by their ~~secondary~~ contact with fresh water resulting from the discharge would be avoided.**This policy applies to the following discharges (including a diffuse discharge by any person or animal):*1. *a new discharge; or*
2. *a change or increase in any discharge –*

*of any contaminant into fresh water, or onto or into land in circumstances that may result in that contaminant (or, as a result of any natural process from the discharge of that contaminant, any other contaminant) entering fresh water.**Paragraph 1 parts a. and b. of this policy do not apply to any application for consent first lodged before the National Policy Statement for Freshwater Management takes effect on 1 July 2011.**Paragraph 1 parts c. and d. of this policy do not apply to any application for consent first lodged before the National Policy Statement for Freshwater Management 2014 takes effect on 1 August 2014.****Note:*** *This policy was inserted to meet the requirements of the National Policy Statement for Freshwater Management 2011.****Note:*** *This policy was amended to meet the requirements of the National Policy Statement for Freshwater Management 2014 and National Policy Statement for Freshwater Management 2014 (amended in 2017).* |
| Amendment required by the National Planning Standards 2019 | * Definition of Terms - new term ‘functional need’ inserted

***Functional need*** *- means the need for a proposal or activity to traverse, locate or operate in a particular environment because the activity can only occur in that environment.* |
| Consequential amendments | * Conversion Index for Provisions updated
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