

# Further Submission on Lake Rotorua Nutrient Management - Proposed Plan Change 10

Clause 8 of Schedule 1, Resource Management Act 1991

Please send your submission to be received by **4:00 pm, Monday, 1 August 2016.**

**TO:** The Chief Executive  
Bay of Plenty Regional Council  
POBox364  
Whakatāne 3158

**FAX:** 0800 884 882

**EMAIL:** rules@boprc.govt.nz

**Name: Whakapoungakau Aggregated Lands Trust**

*[Full name of the person or organisation making the submission]:*

**This is a further submission in support of or opposition to a submission on Lake Rotorua Nutrient Management - Proposed Plan Change 10 to the Bay of Plenty Regional Water and Land Plan.**

1. We wish to be heard in support of our further submission.
2. If others made a similar submission we would consider presenting a joint case with them at any hearing.

3 We are

- *representing a relevant aspect of the public interest, as we will be directly affected by Plan Change 10.*
- *persons who have an interest in the proposal that is greater than the interest the general public has, in that not only are we land owners, Bay of Plenty Regional Council has a duty of care 'to actively protect us in the use of our lands and waters to the fullest extent practicable' under the principles of the Treaty of Waitangi. Plan Change 10 does not provide active protection and is not proposed in good faith.*

**Address for Service** *[Provide full postal details]:*

**Telephone:**

**Email:**

**Contact person** *[Name and designation if applicable]:*

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**Whakapoungakau Aggregated Lands Trust – 32 Tarewa Rd, Rotorua**

**Daytime:** 027 246 3088

**AfterHours:** 0272463088

gnaera@ihug.co.nz

**Fax:** Nil

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*Hera Naera*

## FURTHER SUBMISSION POINTS:

Submission number	Submitter name And Contact Details	Section reference	Support Oppose	Reasons
85	Waiteti Farms Ltd / Waiteti Whenua Trust	Other Matters  Retain benchmarking rules of RW&LP	Support	<p>Whakapoungakau is a cropping and dry stock farming unit operating within their benchmark requirements under the current Regional Water and Land Plan. An optimisation project has been initiated and will likely take, at a minimum the next 5 years, to determine overall best uses into the future. As kaitiaki, the owners are unable to commit their 'uri' to alternatives until due diligence is completed and the owners are satisfied that their decisions will not disadvantage future generations.</p> <p>PC10 does not actively protect the interests of the future generations of Whakapoungakau, in that it will further diminish the already limited capacity of their environment under benchmarking, to provide beneficial outcomes to owners.</p> <p>Council seeks to impose further disadvantage by placing their costs of monitoring PC10 onto the owners who already pay rates individually and collectively, for an estimated average of five properties per owner, annually.</p> <p>Culturally, whatever the use/s of the whenua, the aggregated lands are a whole environmental system. Under kaitiakitanga a pre-requisite of the optimisation project is that multiple uses must complement each other to ensure the sustainable management of the environment, lands and resources for the future generations. PC10 does not actively protect and provide for kaitiakitanga in that it seeks to separate the Whakapoungakau taonga without regard for the cultural, social and economic impacts upon the owners and the future generations.</p> <p>In terms of areas that are removed from farming for an alternative use that results in a lower nutrient footprint, Whakapoungakau will not receive replacement value or credit for their current and any further contribution toward improvement of the Lake Rotorua TLI.</p>