

# Further Submission on Plan Change 13 (Air Quality) to the Regional Natural Resources Plan

Clause 8 of Schedule 1, Resource Management Act 1991

Please send your submission to be received by **4:00 pm on 31 July 2018**

Further Submission Number  
Office use only

FS01

**TO:** The Chief Executive  
Bay of Plenty of Regional Council  
PO Box 364  
Whakatāne 3158

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

**Name:** GBC Winstone (a Division of Fletcher Infrastructure and Concrete Limited) \_\_\_\_\_

**This is a further submission in support of or opposition to submissions on Plan Change 13 (Air Quality) to the Regional Natural Resources Plan**

1. I **do** wish to be heard in support of my further submission.
2. If others make a similar submission I **would not** be prepared to consider presenting a joint case with them at any hearing.
3. I am:-  
[Please tick one]  
 a person representing a relevant aspect of the public interest. (Specify upon what grounds you come within this category.)  
 a person who has an interest in the proposal that is greater than the interest the general public has. (Specify upon what grounds you come within this category.)

On the following grounds:

GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui. It operates under an air discharge consent, but contains the cement by means of a bag filter dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. Plan Change 13 makes discharges to air of contaminants from industrial or trade premises a discretionary activity, with very limited exceptions. A number of submissions seek deletion or amendment of that rule, and to allow permitted activity discharge to air from industrial or trade premises. This further submission supports those submissions to the extent that they would provide for GBC Winstone bulk storage and handling of cement discharges to air as a permitted activity. A submission by Federated Farmers No. 76 supports rule AQ R1(c) making discharges of contaminants to air from industrial or trade premises a

discretionary activity. This further submission opposes that submission on the grounds that low level discharges of contaminants to air, from industrial and trade premises, can be managed by permitted activity standards, and section 15(1)(c) of the RMA allows a rule in a regional plan to authorise such discharges.

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**Signature** *[of person making submission or person authorised to sign on behalf of person or organisation making submission.*

*A signature is not required if you make your submission by electronic means]*

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

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Hill Young Cooper    PO Box 106 828    **Auckland 1143**

**Telephone:**

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**Daytime:** 09 353 1286

**After Hours:** 027 601 5725

**Email:**

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**t.mackie@hyc.co.nz**

**Contact person** *[Name & Designation if applicable]:*

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**Trevor Mackie, Principal Planner, Hill Young Cooper Ltd**

Note: A copy of your submission must be served on the original submitter within 5 working days after making this further submission

## FURTHER SUBMISSION POINTS:

<b>Submission Number</b> <i>[Submission number of original submission as shown in the "Summary of Decisions Requested" report]</i>	<b>Submitter Name</b> <i>[Please state the name and address of the person or organisation making the original submission as shown in the "Summary of Decisions Requested" report]</i>	<b>Section Reference</b> <i>[Clearly indicate which parts of the original submission you support or oppose, together with any relevant provisions of the proposed plan change]</i>	<b>Support/ Oppose</b>	<b>Reasons</b> <i>[State in Summary the nature of your submission giving clear reasons]</i>
19	<p>Z Energy Ltd, BP Oil NZ Ltd, Mobil Oil NZ Ltd c/o  <b>BURTON PLANNING CONSULTANTS LIMITED</b>                      Level 1, 2-8 Northcroft Street                      PO Box 33-817, Takapuna,  <b>AUCKLAND 0740</b></p> <p>Attention: John McCall</p> <p>Phone: (09) 917-4316                      Fax: (09) 917-4311                      Email: <a href="mailto:jmccall@burtonconsultants.co.nz">jmccall@burtonconsultants.co.nz</a></p>	19 – 8 AQ R1(c)	Support	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>

30	<p>Trustpower Ltd  <b>Trustpower Limited</b>  Private Bag 12023  TAURANGA 3143  Att: Nicola Foran</p> <p>021 908 951</p> <p><a href="mailto:nicola.foran@trustpower.co.nz">nicola.foran@trustpower.co.nz</a></p>	30 – 2 AQ P1	Support	<p>Amendment of AQ P1 is supported, to focus on the desired outcome of the discharge resulting in acceptable adverse effects. The adverse effects of discharges from industrial or trade activities may not in every case be able to be fully avoided, remedied or mitigated, but the residual effects may be acceptable in terms of nature and scale. That should be recognised in this policy, and provide for a rule framework which allows permitted activity status for discharges from industrial or trade activities meeting permitted activity standards.</p>
30	<p>Trustpower Ltd  <b>Trustpower Limited</b>  Private Bag 12023  TAURANGA 3143  Att: Nicola Foran</p> <p>021 908 951</p> <p><a href="mailto:nicola.foran@trustpower.co.nz">nicola.foran@trustpower.co.nz</a></p>	30 – 7 AQ R1(c)	Support in part	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>

33	<p>Ballance Agri-Nutrients Ltd  <b>Ballance Agri-Nutrients Limited</b>  <b>Hewletts Road, Mt Maunganui</b>  <b>Private Bag 12 503</b>  <b>Tauranga Mail Centre</b>  <b>TAURANGA 3143</b></p> <p><b>Attention: Mr Kevin Wood</b></p> <p><b>027 801 9320</b></p>	33 – 9 AQ R1(c)	Support in part	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>
36	<p>Mercury NZ Ltd  <b>Mercury NZ Limited ("Mercury")</b>  <i>Fraser Graafhuis</i>  <i>PO Box 445</i>  <i>HAMILTON 3240</i>  <i>(07) 8588406 or 0274910867</i>  <a href="mailto:fraser.graafhuis@mercury.co.nz">fraser.graafhuis@mercury.co.nz</a></p>	36 – 5 AQ P1	Support in part	<p>AQ P1 is supported in its current state if AQ R1 is amended to provide a permitted activity standard for discharges from industrial and trade activities. Alternatively, amendment of AQ P1 is supported, to focus on the desired outcome of the discharge resulting in acceptable adverse effects. The adverse effects of discharges from industrial or trade activities may not in every case be able to be fully avoided, remedied or mitigated, but the residual effects may be acceptable in terms of nature and scale. That should be recognised in this policy, and provide for a rule framework which allows permitted activity status for discharges from industrial or trade activities meeting permitted activity standards.</p>
36	Mercury NZ Ltd	36 – 9 AQ R1(c)	Support in part	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse</p>

	<p><b>Mercury NZ Limited ("Mercury")</b>  <b>Fraser Graafhuis</b>  <b>PO Box 445</b>  <b>HAMILTON 3240</b>  <b>(07) 8588406 or 0274910867</b>  <a href="mailto:fraser.graafhuis@mercury.co.nz">fraser.graafhuis@mercury.co.nz</a></p>			<p>dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>
37	<p>Oji Fibre Solution  Philip Millichamp</p> <p>Group Manager – Environment &amp; External Relations</p> <p>Oji Fibre Solutions</p> <p>Private Bag 6 Tokoroa 3444</p> <p>+64 7 8855629</p> <p>Philip.Millichamp@ojifs.com</p>	37 – 9 AQ R1(c)	Support in part	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>
50	<p>Ravensdown Ltd</p>	50 – 12 AQ R1(c)	Support in part	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air</p>

	<p><b>Ravensdown Limited (Ravensdown)</b>  292 Main South Road  PO Box 1059  CHRISTCHURCH 8140</p> <p><b>Contact:</b> Anna Wilkes  Environmental Policy Specialist</p> <p><b>Mobile:</b> 021 229 0439  <b>Email:</b> anna.wilkes@ravensdown.co.nz</p>			<p>discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>
63	<p>Silver Fern Farms Management Ltd  Silver Fern Farms Management Limited, PO Box 941, Dunedin 9054 (Attn: Group Environmental)</p> <hr/> <p><small>Head Office Reception</small>  <b>Daytime:</b> 03 477 3980</p> <p><small>Group Environmental Manager</small>  <b>After Hours:</b> 027 267 2446</p> <hr/> <p><small>Group Environmental Manager</small>  daryn.jemmett@silverfernfarms.co.nz</p> <p><b>Fax:</b></p>	63 – 4 AQ R1	Support	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>





				acceptable.
75	<p>Swap Stockfoods Ltd  <b>c/- AECOM, P O Box 13161, Tauranga 3141</b></p> <p><b>Email: richard.harkness@aecom.com</b></p> <p><b>07 927 3082</b></p> <hr/> <p><b>Richard Harkness - Associate Director</b></p>	75 – 1 AQ R1	Support in part	<p>The deletion or amendment of AQ R1(c) is supported, as the Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p>
76	<p>Federated Farmers of New Zealand  <b>Martin Meier</b>  <b>Senior Policy Advisor</b></p> <p><a href="mailto:mmeier@fedfarm.org.nz">mmeier@fedfarm.org.nz</a>  <b>PO Box 447, Hamilton 3240</b></p>	76 – 16 AQ R1(c)	Oppose in part	<p>The FFNZ submission supports the retention of AQ R1(c). This GBC Winstone further submission opposes that part of the FFNZ submission, and supports deletion or amendment of AQ R1(c). The Plan should provide a means of permitting incidental and de minimus discharges from industrial and trade premises, by stating the type and levels of effects as a permitted activity standard.</p> <p>GBC Winstone has a service centre for bulk storage and handling of cement at Port of Tauranga, Mt Maunganui, operating under an air discharge consent, but contains the cement by means of a baghouse dust removal system. GBC Winstone original submission No. 27 on Plan Change 13 sought permitted activity status for cement storage and handling at Port of Tauranga, subject to meeting permitted activity standards. The permitted activity standards could be specific to bulk storage and handling of cement and associated materials, as detailed in GBC Winstone's original submission and as used in the Auckland Unitary Plan, or more general in relation to adverse effects on human health, property or the environment beyond the boundary of the</p>

				<p>premises where the activity takes place. Such permitted activity standards would ensure that a baghouse or similar dust removal system is used to ensure the nature and levels of adverse effects are acceptable.</p> <p>RMA section 15 does not have a presumption that any contamination to air from industrial and trade premises must be excluded, but rather section 15(1)(c) of the RMA allows a rule in a regional plan to authorise such discharges.</p>
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Note: A copy of your submission must be served on the original submitter within 5 working days after making this further submission