

Version 8
Deliberations

[note: Consequential renumbering will occur prior to this plan change becoming operative. The Regional Natural Resources Plan has replaced the Regional Water and Land Plan and the title page is changed accordingly]



Region-wide Water Quantity - Proposed Plan Change 9 to the Bay of Plenty Regional Natural Resources Plan (Track Change Version from Operative Plan)

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Plan Change 9 : Water Quantity (WQ)

The Water Quantity provisions in the Bay of Plenty Regional Water and Land Plan are being changed to become a separate subject. The introduction, issues, objectives, policies and methods are contained in Part II. Rules including definitions and schedules are contained in Part III. Both parts of this subject are identified by the unique identifier 'WQ'.

PART II : Water Quantity

This part contains provisions relating to the allocation, taking and use of surface water and groundwater; damming and diversion; artificial control of lake water levels; and, flood hazard management. The non-consumptive use of water (e.g. for hydro-electricity generation), is also addressed in Section 5.2 Damming and Diversion of the regional plan.

Unless otherwise specified all clauses apply within each provision.

Para 1 The allocation, taking and use of geothermal fluid (water >30 degrees Celsius) is covered by provisions in Section 7 Geothermal Resources of this regional plan, and the Rotorua Geothermal Regional Plan (for activities in the Rotorua Field), and is not subject to the provisions in ~~Section 5 Water Quantity and Allocation Part II WQ~~. The exception to this is the Tauranga Geothermal Resource, covering much of the Western Bay of Plenty, which shares the same aquifer systems as the groundwater resource. Therefore, groundwater management in this area must account for, and consider the effect on, the Tauranga Geothermal Resource.

5.1 Take and/or Use of Surface Water and Groundwater

Para 1 ~~Section 5.1 Part II WQ~~ of this regional plan addresses consumptive use of water where the water is taken out of a surface water body or groundwater system (e.g. irrigation, industrial use, municipal water supply). ~~The non-consumptive use of water where water is used within the water body and not abstracted from the river, stream or lake (e.g. hydro-generation systems), is addressed in section 5.2 Damming and Diversion.~~

~~To enable the implementation of~~ give effect to the National Policy Statement on Freshwater Management 2014 (NPSFM), Water Management Areas (WMAs) have been established throughout the region. Water Management Areas are large catchments that Council has decided will be prioritised in order to break NPSFM implementation into manageable geographic units. The Council will work with tangata whenua, city and district councils, resource users and the community WMA by WMA to progressively develop water management frameworks (i.e. sub-regional plans) for each of the WMAs. These planning processes will involve the setting of freshwater objectives and limits for the water bodies within Freshwater Management Units (FMUs) in the WMAs.

The NPSFM defines "Freshwater management unit" as an area determined by the regional council as the appropriate spatial scale for setting freshwater objectives and limits and for freshwater accounting and management purposes. This is a much smaller scale than WMAs, which exist solely for Council

administrative/project management purposes. Council will develop FMUs for each WMA depending on a mixture of scientific and community views. FMUs may comprise multiple water bodies for which limits are to be set.

Due to the relatively complex nature of the NPSFM the term “interim limits” is used in relation to water quantity take limits that are considered provisional and will benefit from further analysis and consideration under more detailed WMA processes. Most of these limits will be superseded by specific provisions within the relevant Water Management Area chapters of this plan.

Part II WQ in its entirety will continue to apply across all catchments in the region, except where the sub-regional plans specify that its application has been superseded. Part II WQ will also guide the development of these sub-regional plans. This is to ensure an holistic and integrated approach to developing sub-regional frameworks for managing freshwater.

The NPSFM recognises that tangata whenua have particular values and interests in freshwater. Therefore, it is important that freshwater management and decision-making reflects these values and interests. A key element of the WMA process will be working with tangata whenua to determine how this can best be achieved.

5.1.1 Issues

Issue 29WQ I1 The over-abstraction of surface water can degrade water quality and adversely affect ecological values, landscape values, recreational values, tangata whenua values ~~Maori customary values and traditional instream uses, the downstream environment, and existing uses.~~

Para 1 ‘Pressure abstraction’ areas are those where surface water is at or near full allocation relative to the allocation policy, which determines the flow available for use from a specific stream or river. ~~In all WMAs, there are rivers and streams surface waters under abstraction pressure. Catchments that are under abstraction pressure are largely in the western Bay of Plenty area (e.g. Waiari, Waimapu, Waipapa, Ohaurere, Kopurereroa, Mangawahi, Uretara (Wharawhara streams), and the Haumea Stream catchment on the Galatea plains. Municipal water takes consume a large proportion of the available low flow allocation in the majority of pressure abstraction catchments.~~ Potential adverse effects of over-abstraction that are evident in the Bay of Plenty are reduced habitat for fish and invertebrates, reduced water velocities (which can allow the accumulation of sediment and algae), reduced dilution of contaminants (which increases the impact of contaminants such as ammonia), increased water temperature, and reduced oxygen concentration as re-aeration is reduced and plant respiration increases. Over-abstraction of surface water can adversely affect other users, including non-consumptive uses.

~~Objective — 40, 41, 46~~

~~Policy — 64, 66, 67, 68, 69, 72, 76, 79~~

~~Method — 54, 66, 67, 159, 166, 167, 169, 171, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 185~~

~~Rule — 41, 43~~

~~Schedule — 7~~

Issue 30WQ I2 Increasing demand for water in the Bay of Plenty is placing pressure on rivers, streams, ~~rivers~~lakes, springs and groundwater.

Para 1 Increasing water demand in the Bay of Plenty is evident due to increasing amounts of water being abstracted for irrigation, domestic water supply (e.g. life-

Method — 158, 163, 172
Rule — 41, 41A, 43

Issue 34

WQ I6

Water abstraction from rivers, streams and ~~rivers~~ lakes can reduce ~~stream~~ flow variability, which is necessary for to maintain instream biota ecological integrity and the flushing of stream systems to remove deposited sediment and growths of nuisance algae.

Objective — 42

Policy — 65, 68

Method — 152, 155, 158, 159, 169, 171, 172, 173, 175, 176, 177, 181, 185

Rule — 43

WQ I7

The effective management of water allocation and use relies on the collection and availability of good quality information.

The Bay of Plenty Regional Council and the public require ~~s~~ robust information on both the amount of available water and the amount being taken to effectively make decisions around the management of rivers, streams and aquifers. This includes understanding the values and interests associated with freshwater bodies, access to scientific information and mātauranga Māori pertaining to freshwater.

WQ I8

The ability to provide for the growing social and economic needs of people is dependent on water being available.

Key social and economic activities in the region require reliable and secure access to water.

WQ I9

The unauthorised taking of water creates difficulties in managing allocation, and can impede achieving the objectives of this regional plan and is unfair ~~to~~ can adversely affect the taking of water by authorised users.

These difficulties include lack of accurate information on the number of existing water takes and the amount of water taken; an inability to ensure that each take and/or use is efficient; and managing the potential adverse effects of such takes.

WQ I10

Inadequate recognition of tangata whenua values and interests and the mauri of water in freshwater management can adversely affect the relationship of tangata whenua with fresh water.

Cross reference: Issues 1-9 (Chapter 2: Kaitiakitanga)

WQ I11

The taking of ~~excessive quantities of water in from over-allocated or fully allocated catchments from surface waters~~ or aquifers ~~should be more stringently regulated than in under-allocated catchments or aquifers can have adverse effects on the values associated with those freshwater bodies.~~

The NPSFM requires the avoidance of any further over-allocation of freshwater and phasing out of existing over-allocation.

5.1.2

Objectives

Objective 39

WQ O1

Efficient allocation and use of water resources in the Bay of Plenty.

Objective 40

WQ O2

Allocation of water resources in the Bay of Plenty recognises and maintains the

generation capacity of ~~hydroelectric power schemes as a~~ renewable energy ~~source-sources.~~

Objective 41

WQ O3

Manage the allocation and abstraction of surface water at ~~a volume and rates~~ of take that:

Water flows in streams and rivers are maintained to:

- (a) Provide protection for existing aquatic life in the water body.
- (a) Safeguards or improves the mauri and life-supporting capacity of the water body.
- (b) Maintains or improves identified significant ecological integrity, significant ecological values, landscape values, recreational values, and tangata whenua values Māori customary values and traditional instream uses of associated with rivers and streams and lakes.
- (c) Recognises and provides for the relationship of tangata whenua with the freshwater resource.
- (d) Maintains or improves water quality relative in order to sustain the identified values of rivers, streams and lakes; including through the setting of freshwater objectives and limits ~~assimilative capacity of the water body, and the Water Quality Classification of the water body.~~
- (e) Avoids or mitigates adverse effects on downstream environments, and existing ~~uses~~ authorised users of the water resource.
- (f) Meets the reasonably foreseeable needs of future generations.
- (g) Maintains or improves flow variability to allow for ecological integrity and the flushing of stream systems to remove deposited sediment and growths of nuisance algae.
- (h) Recognises and provides for the interactions and interrelationships between ground and surface water and, where appropriate, manages them as a single resource.

Objective 42

~~Instream flow variability is maintained to sufficient levels to allow for instream biota and stream flushing requirements.~~

Objective 43

WQ O4

Manage the allocation and abstraction of groundwater at ~~a volume and~~ rates of take that ~~does not:~~

- (a) does not result in a sustained decline in groundwater levels or pressure except in localised situations for the purpose of dewatering.
~~Permanently or unsustainably lower water levels or decrease groundwater quality in aquifer systems.~~
- (b) Permanently does not permanently or unsustainably lower water levels in streams to an extent that is contrary to WQ O3 in rivers where groundwater and surface water bodies are linked to an extent that is contrary to WQ O3 connected.
- (c) Adversely does not adversely affect groundwater quality in aquifer systems, including taking into account the risk of saltwater intrusion.
- (d) Causedoes not cause the mixing of water between different aquifers where those aquifers are not naturally connected.

(e) Recognises and provides for tangata whenua values and interests including the mauri of water and relationship of tangata whenua with the groundwater resource.

(f) Recognises and provides for the interactions and interrelationships between ground and surface water and, where appropriate, manages them as a single resource.

Objective 44

WQ O5

Land use changes, including urban growth and land use intensification, are planned to account for water resource limitations of the location, particularly in areas with existing and projected high water demand, and limited water resources.

Objective 45

WQ O6

The potential adverse effects of water abstraction during low surface water flows or low aquifer levels are avoided or mitigated to ~~an acceptable level~~ ensure WQ O3 and WQ O4 continue to be achieved.

~~Water abstractions account for water availability limitations during drought events.~~

Objective 46

~~Adequate flows are restored to rivers, streams, including individual reaches where allocation or diversion causes water flow to be at or below the Instream Minimum Flow Requirements set in Schedule 7.~~

WQ O7

Limits are set and applied for:

(a) Instream minimum flows for surface water bodies to safeguard their life-supporting capacity, ecological integrity, significant ecological values, mauri, landscape values, recreational values, existing uses and take into account tangata whenua values ~~and interests including the mauri of water~~ where relevant.

(b) The total amount of water that can be taken from surface water bodies to ensure a reliable and accessible amount of water is available for users.

(c) Groundwater, which takes into account:

(i) The interaction between groundwater and surface water;

(ii) Surface water flows in groundwater-fed ~~rivers,~~ streams, ~~lakes~~ and wetlands;

(iii) The prevention of aquifer contamination by saltwater intrusion; and

(iv) Water levels in aquifers.

WQ O8

Decision-making and allocation of freshwater water resources in the Bay of Plenty recognises the:

(a) Social benefits from the use of water for domestic, marae, or municipal water supply, including in particular essential drinking and sanitation requirements.

(b) Social, economic and cultural benefits that existing water ~~takes contribute~~ ~~uses~~ ~~contribute~~, which ~~are~~ often associated with significant investment.

(c) Tangata whenua values and interests including the mauri of the water body.

(d) Social, economic and cultural benefits that new water takes can provide.

(e) Benefits to be derived from the use of water for, or directly associated with, energy generation from renewable resources.

(f) Long term certainty and priority required for safe and adequate municipal water supplies.

WQ 09

Integrated management of freshwater resources within ~~WMAs~~Water Management Areas that reflects:

(a) Tangata whenua values and interests, the mauri of freshwater and the future aspirations of tangata whenua.

(b) Community values and aspirations.

(c) Scientific research and mātauranga Māori.

(d) Understanding of the relationship between freshwater quantity and quality and between land use and its management, and freshwater uses and values.

WQ 010

All water takes are authorised and accounted for.

WQ 011

Where water shortage is ~~a significant problem~~an issue in a Water Management Area, potential solutions are explored so the allocation and efficient use of water is improved over time by enabling:

(a) Water storage and managed aquifer recharge.

(b) ~~The~~More efficient use of allocated water including through the transfer of water ~~take consents~~permits.

(c) Water harvesting.

(d) Temporary and periodic takes timed to avoid seasonal water shortage and low flow conditions.

WQ 012

Decision making and the allocation of freshwater in the Bay of Plenty recognises and provides for tangata whenua values and interests including the mauri of water and maintains or enhances the relationship tangata whenua have with their ancestral waters.

WQ 013

Require, record, update and maintain good quality information about the water resources of the region, including the use of those resources and including system modelling, to ensure that water resource information can be easily and freely accessed by the community to make good decisions on their current and future water use options.

5.1.3 Policies

Water Management Areas

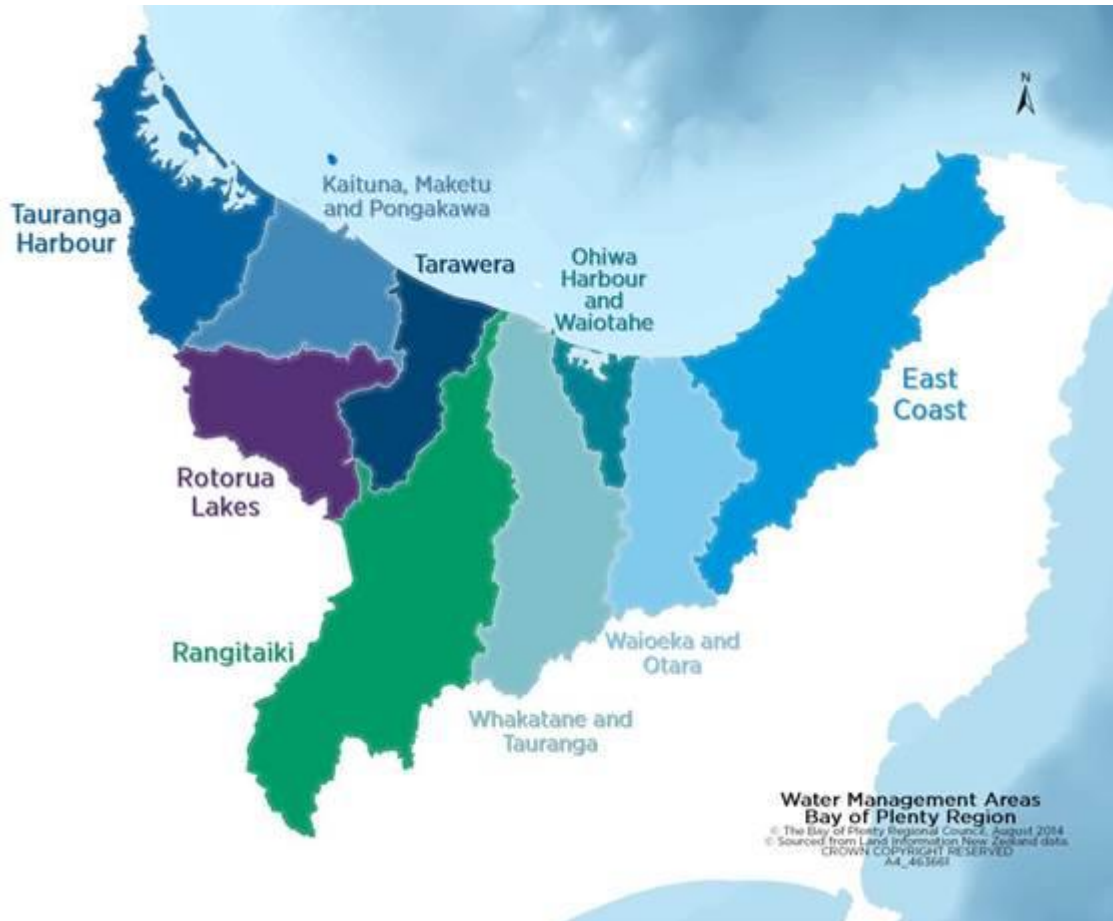
Policy 64

WQ P1

Establish the following Water Management Areas within which freshwater management units will be delineated and for each of these freshwater values, freshwater objectives and environmental flows and levels applying within the following WMA limits set:

- Tauranga Harbour including Motiti Island
- Kaituna, Maketū, Pongakawa and Waitahanui
- Rotorua Lakes

- Tarawera
- Rangitaiki
- Whakatāne and Tauranga
- Ohiwa Harbour and Waiotahi
- Waioeke and Otara
- East Coast



Map WQ 1 Water Management Areas

To establish Instream Minimum Flow Requirements for streams and rivers where water abstraction occurs, that will:

- (a) Provide protection for existing aquatic life in the water body.
- (b) Maintain identified significant ecological values, landscape values, recreational values, Maori customary values and traditional instream uses of rivers and streams where such values can be adversely affected by lower water flows.
- (c) Maintain water quality relative to the assimilative capacity and water quality classification of the water body.
- (d) Avoid or mitigate adverse effects on downstream environments.
- (e) Provide for the assimilative capacity of the river or stream where there are existing discharges of contaminants to water (refer to Methods 172 and 177).

WQ P2

Work with co-governance partners, tangata whenua, city and district councils ~~and~~, the community, ~~within and other stakeholders relevant to each WMA~~ Water Management Area, to identify freshwater management units that include all freshwater bodies in the ~~WMA~~ Water Management Area and within each of these to ~~deliver (a) to (m) below:~~

- (a) Evaluate:
 - (i) Surface water and groundwater resource quantities;
 - (ii) Water quality, and the suitability of surface and groundwater quality to support various values and uses;
 - (iii) The capacity of surface and groundwater resources to meet expected future water demand; ~~and~~
 - (iv) Information needs for the purposes of water accounting; ~~and~~
 - (v) The potential effects of climate change.
- (b) Identify tangata whenua values and interests relating to freshwater; ~~and~~
 - (ba) Consider how to recognise and provide for Te Mana o te Wai in freshwater management.
- (c) Identify social, economic and environmental values relating to freshwater including the significant values of wetlands and outstanding freshwater bodies.
- (d) Establish freshwater objectives taking into consideration:
 - (i) The current state of the freshwater management unit, and its anticipated future state on the basis of past and current resource use;
 - (ii) The limits that would be required to achieve the freshwater objectives;
 - (iii) Any choices between values that would be required ~~to achieve them;~~
 - (iv) Any implications for resource users, including implications for actions, investments, ongoing management changes and any social, economic or cultural implications;
 - (v) Values identified through community and tangata whenua engagement and discussion;
 - ~~(vi)~~ (vi) Timeframes required to achieve ~~them~~ the freshwater objectives; ~~and~~
 - (vii) The reasonably foreseeable effects of climate change; and
 - ~~(viii)~~ (viii) Other matters relevant and reasonably necessary to give effect to the freshwater objectives.
- (e) Set environmental flows and levels for rivers, streams, lakes and aquifers:
 - (i) Based on the freshwater values and objectives; ~~and~~
 - (ii) That reflect tangata whenua values and interests; ~~and the mauri of freshwater; and~~
 - (iii) The reasonably foreseeable impacts of climate change;
- (f) Set water allocation and water quality limits for rivers, streams, lakes and aquifers based on the freshwater values and objectives, that have regard to:
 - (i) The reasonably foreseeable impacts of climate change;
 - (ii) The connection between water bodies;
 - (iii) The connection between freshwater bodies and coastal water;
 - (iv) The connection between land use, water quantity and water quality;

- (v) The connection between groundwater and low temperature geothermal resources, where applicable;
- (vi) The level of reliability for abstraction ~~from rivers and streams~~;
- (vii) Whether water is to be allocated to a particular type of use or value; ~~and~~
- (viii) The protection of significant values of wetlands and outstanding freshwater bodies ~~and~~;
- (ix) ~~(g) Consider the status~~ The mauri of ~~new~~ the water body.
- (g) ~~Within fully allocated water bodies, consider requiring resource consents for takes otherwise allowed under section 14(3)(b) of the Act and RMA or by permitted activity takes within fully allocated catchments, and the extent to which these as well as existing takes rules.~~
- (ga) ~~Account for water abstracted under section 14(3)(b) and permitted activities should be accounted for within activity rules before setting allocation limits for consented takes.~~
- (h) ~~Identify opportunities to incorporate~~ Incorporate mātauranga and tikanga Māori into fresh water planning, management and decision-making.
- (i) Identify methods to avoid or phase out over-allocation of water.
- (j) Identify opportunities to enhance water availability in areas under abstraction pressure.
- (k) Identify opportunities to improve the efficient allocation and use of water, including:
 - i) Metering and reporting;
 - ii) Shared use and management of water such as water user groups and rostering; ~~and~~
 - iii) Community awareness and education; ~~and~~
 - iv) The transfer of water permits.
- (l) Identify specific actions to manage water allocation, including triggers for water take restrictions during times of low water flows or aquifer levels.
- (m) Consider initiating a collective review of resource consents, in accordance with section 128(b) and section 68(7) of the Act, ~~once a rule imposing environmental flows and levels is made operative.~~
- (n) Prepare a monitoring plan that includes matauranga indicators, sufficient to track progress towards the achievement of objectives set for the Freshwater Management Units.

Existing over allocation

WQ P3

- Take steps to phase out over-allocation, where applicable, by 1 October 2027 ~~or any earlier date specified in a Water Management Area plan change~~, by:
- (a) Encouraging voluntary reductions in ~~allocation~~ authorised takes.
 - (b) Reviewing ~~existing~~ resource consents to determine reasonable and efficient ~~take and/or use requirements in compliance with WQ P13 and Schedule 7 and whether any efficiency gains can be made, including through altering the volume, rate, or timing of take pursuant to s128(1)(b) of the Act.~~
 - (c) Council at any time prior to 1 October 2027, pursuant to ss68(7) and 130(5) of the RMA, notifying its intention to review existing water permits in any

nominated over-allocated water with the aim of achieving compliance with the limits in WQ P5 and with Objective B2 of the NPSFM 2014.

- (d) Rostering users or reducing the rate of take.
- (e) Encouraging the establishment of water user groups and voluntary agreements between water users, provided that does not enable an increase in the actual volume or rate of water abstracted.
- (f) Directing applicants to consider alternative sources including water harvesting, storage or ~~reofrain~~ water collected from impervious surfaces.
- (g) Shared reduction applied to all users of the water resource, including permitted activity ~~volumes~~ rate of takes via a plan change.

Advice note:

In relation to (c) Bay of Plenty Regional Council may review resource consents for the take and/or use of water where the total rate of take authorised to be taken is greater than that provided for in WQ P5(b) or (e).

Setting limits, managing allocation and providing for flow variability

Policy 65

WQ P4 ~~To maintain allow for flow variation in rivers and streams ~~and rivers~~ when setting limits, environmental flows or levels, allocating water and setting resource consent conditions for water takes, controlling the effects of damming and diversion activities.~~

Policy 66

To allocate surface water according to Policy 71, Policy 73, and Policy 69, and the following (refer to Figure 5 for explanation):

Table 13—Water Allocation Methodology

Aspect	Policy
Use of Water excluding existing Hydroelectric Power Schemes listed in Schedule 11	
(a) Low flow allocation:	To allocate no more than the maximum allocatable flow in a stream reach. The maximum allocatable flow is Q_5-7 -day low flow minus the instream minimum flow requirement.
(b) High flow allocation (water harvesting) during periods of high flow:	To consider allocating water flow above the Q_5-7 -day low flow for water takes that are of short duration, and do not compromise the instream minimum flow requirement.
(c) Water allocation for new Hydroelectric Power Schemes that are not otherwise provided for in (a) or (b):	To consider allocating water for new Hydroelectric Power Schemes on a case by case basis to avoid, remedy or mitigate adverse effects on the environment, while: <ul style="list-style-type: none"> (i) Maintaining the instream minimum flow requirements set in accordance with this regional plan (refer to Schedule 7 or Policy 68). (ii) Requiring the efficient use of the water. Also refer to Policies 65, 67 and 72, and Section 5.2 for Policies relating to the Damming and Diversion of Water.
Dam, diversion or take of water associated with existing Hydroelectric Power Schemes listed in Schedule 11	
(d) Water allocation for existing Hydroelectric Power Schemes listed in Schedule 11:	To allocate water to avoid, remedy or mitigate adverse effects on the environment, while having regard to relevant instream minimum flow requirements set in accordance with this regional plan, and the value of investment by the existing consent holder. Policy 66(d) applies at the time existing resource consents come in for replacement. Also refer to Section 5.2 for policies relating to the Damming

		and Diversion of Water.
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Notes:

- 1 ~~All consumptive abstractions and non-consumptive uses, excluding existing Hydroelectric Power Schemes listed in Schedule 11, as defined by their existing resource consents, will be allocated water in accordance with Policy 66(a), (b) and (c). Both consumptive and non-consumptive water uses will reduce the remaining allocatable flow, even though non-consumptive uses may not physically take water out of the water body. Water allocated to non-consumptive uses may be available for allocation downstream of the activity site subject to Policy 66(a), (b) and (c) as appropriate. The release of water from dams is addressed by Policy 81(a).~~
- 2 ~~Resource consent conditions will specify the rate of take of water allocated to a consumptive or non-consumptive use.~~
- 3 ~~In relation to Policy 66(d), the effects of existing Hydroelectric Power Schemes listed in Schedule 11 will also be considered on case by case basis in accordance with Policy 83. Both consumptive and non-consumptive water uses will reduce the remaining allocatable flow, even though non-consumptive uses may not physically take water out of the water body. Water allocated to non-consumptive uses may be available for allocation downstream of the activity site subject to Policy 66(a), (b) and (c) as appropriate. The release of water from dams is addressed by Policy 81(a).~~

WQ P5

To use the following interim allocation limits, until permanent limits are set through regional and/or sub-regional plans within each ~~WMA~~Water Management Area :

- (a) ~~Instream~~Primary instream minimum flows: 90% of Q_5 ~~7-~~day low flow for each river or stream.
- (b) ~~Allocation~~Primary allocation limit for surface water:
10% of Q_5 ~~7-~~day low flow for each river or stream.
- (c) Secondary instream minimum flow for rivers or streams with a mean flow of greater than 5 cubic metres per second: 100% of Q_5 7-day low flow for each river or stream.
- (d) Secondary allocation limit for rivers or streams with a mean flow of greater than 5 cubic metres per second of 40% of the Q_5 7-day low flow, providing that the combined total of primary and secondary allocation does not exceed 50% of the Q_5 7-day low flow.
- (e) ~~Allocation limit for groundwater: 35% of the long-term average annual recharge for each aquifer.~~Primary allocation limits for groundwater:
35% of the long-term Residual Average Annual Recharge.

~~Where~~ Q_5 7-day low flow and Residual Average Annual Recharge are calculated as described in Schedule 15.

Advice Note: ~~Information on~~Accounts detailing the assessment of ~~the allocation limits and current allocation status~~amount of water allocated for abstraction is available at Bay of Plenty Regional Council's offices and on its website. These accounts exclude any water takes undertaken as permitted activities provided for under Rules WQ R1, WQ R2, and WQ R3, and section 14(3)(b) of the RMA.

WQ P10, WQ P12 and WQ R9 provide for renewals of consents in over-allocated water bodies, subject to efficient use and other criteria.

No secondary allocation is allowed for rivers or streams with a mean flow of less than 5 cubic metres per second or for groundwater.

Clauses (c) and (d) provide a second tier of lower reliability surface water takes. In fully allocated catchment water bodies, this enables more water to be allocated providing the applicant accepts the lower reliability.

Applicants may build on-site storage to enable continued operation during low flow periods, or use this water for an activity such as frost protection that generally doesn't occur during low flow periods.

Policy 67

~~To take into account adverse effects of water abstraction from rivers and streams on existing downstream water users, including non-consumptive users.~~

WQ P6

~~To provide for the harvesting of water during periods of high river or stream flow where:~~

- ~~(a) The flow upstream of the take is above the median flow.~~
- ~~(b) The additional take, combined with all other harvesting takes, does not compromise the achievement of WQ O3.~~
- ~~(c) No more than 10% of the median flow is allocated to all harvesting secondary takes.~~
- ~~(d) The take is not upstream of a hydroelectric power scheme identified in Schedule 11, unless the flow into the dam of the hydroelectric power scheme exceeds the flow allocated to the dam operator (where applicable).~~
- ~~(e) It will result in social, cultural, economic or environmental benefits.~~

WQ P7

~~To take a precautionary approach to granting water allocation take permits (including through the imposition of short-term durations and robust review conditions) where there is uncertainty about the level of effects a proposed abstraction may have on the environment. This may include adaptive management conditions (where the allowable abstraction is linked to surface water flows or aquifer levels) on any resource consent granted, where the allocated rate or volume of water take is at or exceeding the interim limits in WQ P5 ~~(b) and WQ P5(e)~~.~~

~~**WQ P8**~~

~~To consider providing for secondary allocation of surface water to that identified in WQ P5, where:~~

- ~~(a) The applicant accepts an instream minimum flow of Q₅ 7 day low flow, so that the reliability of existing authorised takes is not reduced and flow variability is provided for abstraction in relation to this secondary allocable flow must cease when the flow reaches Q₅ 7 day low flow; or~~

~~**Advice Notes:**~~

- ~~1. WQ P8(a) provides for a second tier of lower reliability surface water takes. In fully allocated catchments, this enables more water to be allocated providing the applicant accepts the lower reliability. Applicants may build on-site storage to enable continued operation during low flow periods, or use for an activity such as frost protection that generally doesn't occur during low flow periods.~~
- ~~2. WQ P8(b) enables the applicant to provide information that demonstrates that an alternative limit to the interim limit set in WQ P5 meets the requirements of WQ P9.~~

Policy 74 ~~To investigate the linkage between groundwater and surface water bodies to determine if groundwater takes are adversely affecting water flows in streams, rivers and springs.~~

WQ P9 To integrate the management of groundwater and surface water resources to:

- (a) Recognise the interrelationship between adjoining bodies of water.
- (b) Manage abstraction from aquifers that have a direct or partial connection to surface water.
- (c) Avoid adverse ~~impact~~effects from the abstraction of groundwater on associated values and uses of ~~linked~~connected surface water.
- (d) Support freshwater accounting.

Figure 5 – Water Allocation Program
[diagram deleted]

Consent processing

Policy 68 ~~To consider granting an application for a resource consent to take water from a river or stream, subject to an instream minimum flow that is an alternative to that specified in Schedule 7 or Method 179, on a case by case basis, where:~~

- (a) ~~The applicant has proposed an appropriate Instream Minimum Flow Requirement based on new or improved scientific knowledge; and~~
- (b) ~~The adverse effect on aquatic ecosystems is no more than minor; and~~
- (c) ~~The adverse effect on significant landscape, recreational, and Maori customary and traditional heritage values is no more than minor (where the values have been identified as significant through the use of the Criteria for Assessing Specified Matters in the Bay of Plenty Region in the Bay of Plenty Regional Policy Statement); and~~
- (d) ~~The matters listed in Method 177(c) have been considered; and~~
- (e) ~~The adverse effects of the take on existing downstream users, including non-consumptive users, are no more than minor.~~

WQ P10 To generally decline applications to take and/or use surface water or groundwater, where the ~~water resource is allocated above rate of take of consented abstraction exceeds the interim limits identified in, WQ P5 unless the application is, or any NPS-FM locally specific limits, levels and flows set under WQ P2.~~

This policy shall not apply to:

- (a) A renewal of an existing authorised take that is:
 - (i) At the same or lesser rate and volume of take; and
 - (ii) Assessed as a reasonable and efficient rate and volume of take; or.
- (b) For the harvesting of surface water under WQ P6.

~~or~~

~~For secondary allocable flow under WQ P8(a); or~~

~~Supported by a detailed assessment of environmental effects which demonstrates:~~

~~That the proposed take is reasonable, efficient and will meet WQ O3 or WQ O4;~~

~~Consideration has been given to alternative water supplies, rates of take and timing of take;~~

~~Water conservation measures are proposed for times of low water flows or aquifer levels; and~~

~~Advice Note: Adverse effects on aquifer characteristics include reduction in aquifer recharge, sustained reduction in aquifer water level and changes to water chemistry or quality. With regard to the Tauranga Geothermal Resource (Tauranga and Kaituna Maketū Pongakawa WMAs), additional consideration may be required in relation to Chapter 7 of this regional plan. Where a groundwater take may have an effect on stream flow, the associated allocation should also be reflected in freshwater quantity accounting.~~

~~Policy 70 To allocate groundwater according to Policy 73, and at a sustainable yield that avoids permanently or unsustainably lowering water levels, or degrading water quality in aquifer systems.~~

WQ P11 ~~To consider granting an application~~ generally grant applications to take and/or use surface water or groundwater ~~that where the rate of consented take will not result in the total allocation exceeding~~ exceed the interim limits identified in WQ P5, or any NPSFM locally specific limits, levels and flows set under WQ P2, provided that:

- (a) The proposed rate and volume of take are reasonable and efficient.
- (b) In the case of surface water, the take does not result in localised adverse effects including on fish entrainment and river bed or bank erosion.
- (c) In the case of groundwater:
 - (i) The take does not result in adverse localised adverse effects, including bore interference;
 - (ii) If applicable, the potential for saltwater intrusion can be avoided or mitigated to an acceptable level; and
 - (iii) If applicable, adverse effects on the Tauranga Geothermal Resource or associated surface water bodies can be avoided or mitigated to an acceptable level.

~~Advice notes: Adverse effects on aquifer characteristics include reduction in aquifer recharge, sustained reduction in aquifer water level and changes to water chemistry. With regard to the Tauranga Geothermal Resource (Tauranga and Kaituna Maketū Pongakawa WMAs) additional consideration may be required in relation to Chapter 7 of this regional plan. For surface water takes and stream depleting groundwater takes, other than for secondary takes, consideration is given to the need to have conditions that require abstraction to cease when the flow in the river reaches 90% of the Q₇ day low; and~~

Policy 72 ~~To ensure that any allocation of water does not derogate from any existing~~ consents.

WQ P12 To recognise and provide certainty to existing authorised users of freshwater, including non-consumptive users, by:

- (a) Ensuring that any new allocation granting of a water take permit does not adversely impact upon the use exercise of existing resource consents.
- (b) Giving priority to existing users over new users when considering the renewal of existing resource consents.
- (c) Considering granting an application that meets the criteria specified by WQ P9 where limits have not been set under WQ P2(f), is the renewal of an existing authorised take and is
 - (i) At the same or lesser rate and volume of take; and
 - (ii) Assessed as a reasonable and efficient rate and volume of take.

Policy 73
Method 168.

To require the efficient use of water where the efficiency is assessed as defined in

WQ P13

To promote the efficient use of freshwater resources by:

- (a) Requiring the quantity of water granted to be no more than that required for the intended use of water and ~~apply~~ applying the reasonable and efficient use criteria in Schedule 7.
- (b) Requiring the use of water conservation methods and ~~encourage~~ encouraging the use of alternative water sources. ~~These measures may include (but are not restricted to) the following measures:~~
 - (i) requiring water audits and water budgets to check for leakages and water-use efficiency as appropriate;
 - (ii) enabling the transfer of water permits, including temporary transfer; and
 - (iii) raising awareness about water efficiency issues and techniques.
- (c) Requiring good management practices for all uses. ~~These measures may include (but are not restricted to) the following measures:~~
 - (i) requiring the use of, or progressive upgrade to, infrastructure;
 - (ii) promoting water storage; and
 - (iii) promoting the shared use of water through water user groups, or alternative arrangements which result in improving certainty of supply and efficient use of water
- (d) Promoting the shared use and management of water, through water user groups or other arrangements where it results in an increased ~~efficient~~ efficiency in the allocation and use of water.
- (e) Enabling the transfer of water permits ~~in accordance with WQ P23.~~
- (f) Working with, and seeking co-operation from, holders of existing rights granted under section 386(1) of the Act to encourage:
 - (i) Consent renewal prior to 1 October 2026 to match allocation to use; and
 - (ii) Greater water use efficiency.

Policy 75
WQ P14

To take appropriate action within the framework of this regional plan (including future plan changes) to address the adverse effects of groundwater takes on associated surface water bodies where investigations prove this is a significant issue in the areas noted in Method 184.

To provide an opportunity for existing users who require but do not have resource consents for their activities to become or remain authorised by:

- (a) Providing a more permissive activity status for applications to authorise those activities, where applications are lodged within 12 months of WQ R4 and WQ R5 becoming operative;
- (b) Providing information regarding the need for resource consent;
- (c) Working in conjunction with industry groups and representatives of unauthorised users to increase awareness and share information;
- (d) Providing opportunities for authorisation in preference to compliance action; and

- (e) Undertaking compliance when the period provided for those activities to become authorised expires

~~while giving effect to WQ P1 to 12 and WQ P18 to WQ P20.~~

Policy 78

~~To develop and implement a long-term water sustainability strategy to manage future water use in areas of high population growth, or where there is high demand for commercial, industrial, agricultural or horticultural uses.~~

WQ P15

~~When considering any application for resource consent to take and/or use water, decision makers must have regard to:~~

- (a) ~~The volume-efficient use of water sought in relation to the intended use of water accordance with WQ P13.~~
- (b) ~~Water availability and relative to the interim allocation limits in WQ P5(b), WQ P5(d), WQ P5(e) and WQ P6, the level of allocation within the catchment-water body to which the application relates, and any measures to phase out over-allocation in accordance with WQ P3.~~
- (c) ~~The rate, of take volume and timing of take for surface of water takes.~~
- (d) ~~The relative social and economic benefits of the proposed use of the water.~~
- (e) ~~The value of investment that existing consent holders have made which dependis dependent on the water abstracted to be taken and/or used.~~
- (f) ~~The cumulative effects of water take and use on the assimilative capacity of the water body with regard to the effects on water quality.~~
- (ga) ~~Potential cumulative effects of this and other water takes on ecological values.~~
- (g) ~~The potential effect on:~~
- (i) ~~Instream flows, including flow variability;~~
 - (ii) ~~Authorised users;~~
 - (iii) ~~Ecological, landscape and recreational values, where applicable; and~~
 - (iv) ~~Tangata whenua values and interests including the mauri of freshwater.~~
- (h) ~~The outcome of pumping tests and hydrogeological assessments for groundwater takes.~~
- (i) ~~The degree of connectivity between groundwater and surface water.~~
 - (j) ~~The potential risk of saltwater intrusion, where applicable.~~
- (k) ~~The potential risk ento the sustainability of the Tauranga Geothermal Resource, where applicable.~~
- (l) ~~Relevant iwi and hapū resource management plans.~~
- (la) ~~The extent to which the applicant may have consulted with tangata whenua and taken into account any views expressed.~~
- (m) ~~The extent to which the applicant has considered other sources of water, for example deep groundwater, where the water body is at or exceeding the interim limits in WQ P5.~~
- (n) ~~The duration of the take.~~

WQ P16

~~Decision-makers shall must include any of address the following matters via conditions on resource consents for the take and/or use of water unless site specific circumstances determine that a particular matter to be unnecessary/irrelevant:~~

- (a) ~~The maximum allowable water take over specific time periods, including. This includes maximum seasonal allocation rate of take for irrigation and frost protection based on estimated crop water requirements (see Reasonable and Efficient Use Criteria in Schedule 7).~~
- (aa) ~~The maximum allowable water take during periods when water take restrictions are in place to protect minimum flows and levels.~~
- (aaa) ~~When evidence of need has been demonstrated to Council, the maximum volume allowed as crop and rootstock survival water during periods when water take restrictions to protect minimum flows and levels are in place.~~
- (b) ~~The maximum abstraction rate.~~
- (c) ~~The requirement to measure, record and report on water use and rate of take, including any specific conditions to enable confirmation of compliance with restrictions relating to secondary allocation under WQ P5(d) or water harvesting under WQ P6.~~
- (d) ~~The requirement to measure and record water flows or levels and in the river or lake from which abstraction occurs, including any specific conditions to enable confirmation of compliance with restrictions relating to secondary allocation under WQ P5(c) or water harvesting under WQ P6.~~
- (da) ~~The requirement to manage or cease the taking of water when certain minimum flows are reached to minimise impacts/effects on the environment and other users.~~
- (e) ~~The requirement to monitor the risk of saltwater intrusion associated with groundwater takes near the coast.~~
- (f) ~~Common review dates within specified catchments or WMAs Water Management Areas.~~
- (g) ~~To Provision for review of the resource consent, in accordance with section 128 of the Act, to:~~
 - (i) ~~Determine whether any~~ Require efficiency gains can be made or in combination with other resource consents in the same water body, phase out over-allocation, including through altering the rate, volume, rate or timing of take; and
 - (ii) Deal with any adverse effects on the environment which may arise from the exercise of that consent.
- (h) For surface water takes and stream depleting groundwater takes, other than for secondary takes, consideration is given to the need to have conditions that require abstraction to cease when the flow in the river reaches 90% of the Q₅ 7-day low flow.
- (i) For takes under WQ P5(d) consideration is given to the need to have conditions that require abstraction to cease when the flow in the river reaches 100% of the Q₅ 7 Day low flow.
- (j) For water harvesting takes under WQP6 consideration is given to the need to have conditions that require abstraction to cease when the flow in the river reaches the median flow and to ensure that when combined with all other harvesting takes does not cause more than 10% of the median flow to be allocated.

Policy 79

~~To assess the adverse effects of proposed abstraction of surface water or the discharge of contaminants to water on the assimilative capacity of the water body when processing resource consent applications. The assimilative capacity will be determined relative to the water quality classification, instream minimum flow requirement, ecological values, landscape values, recreational values, Maori~~

~~customary values and traditional instream uses of the water body, amount of water already abstracted from the water body, and cumulative effect of existing and proposed activities in the catchment.~~

WQ P17

When determining the duration of a resource consent to take and/or use water, to apply a:

- (a) Consent term of no more than 10 years for water bodies which are at or exceeding the interim limits in WQ P5(b) or WQ P5(e); or.
- (b) Consent term of no more than 15 years for all other water bodies.
- (c) ~~Longer~~Notwithstanding clauses (a) and (b) above, a longer consent term if the take and/or use of water:
 - (i) Enables the use or development of regionally significant infrastructure; or
 - (ii) Is for a non-typical activity such as dewatering and the access to, and use and development of, mineral resources; or
 - (iii) Is demonstrated by the applicant to be appropriate in the circumstances.

Requirement of National Policy Statement Freshwater Management

Policy 68A
WQ P18

When considering any application the consent authority must have regard to the following matters:

- (a) The extent to which the change would adversely affect safeguarding the life-supporting capacity of fresh water and of any associated ecosystem; and
- (b) The extent to which it is feasible and dependable that any adverse effect on the life-supporting capacity of fresh water and of any associated ecosystem resulting from the change would be avoided.

This policy applies to:

- (a) Any new activity; and
- (b) Any change in the character, intensity or scale of any established activity - that involves any taking, using, damming or diverting of fresh water or draining of any wetland which is likely to result in any more than minor adverse change in the natural variability of flows or level of any fresh water, compared to that which immediately preceded the commencement of the new activity or the change in the established activity (or in the case of a change in an intermittent or seasonal activity, compared to that on the last occasion on which the activity was carried out).

This policy does not apply to any application for consent first lodged before the National Policy Statement for Freshwater Management ~~takes~~ took effect on 1 July 2011.

Advice Note:

This policy was inserted to meet the requirements of the National Policy Statement for Freshwater Management 2011 (now the National Policy Statement Freshwater Management 2014).

Renewable electricity generation

~~**Policy 69** To recognise the importance of maintaining existing renewable electricity~~

~~**WQ P19** — generation capacity by not allowing any new taking or diversion of surface water or shallow groundwater connected to surface water upstream of the hydroelectric power schemes listed in Schedule 11 at all times unless:~~

- ~~(a) — For the Whase, Aniwhenua and Matahina hydroelectric power schemes the flow into Lake Matahina is greater than 160 cubic metres per second; or~~
- ~~(b) — The take is a controlled activity under WQ R4; or~~
- ~~(c) — WQ P20 applies.~~

~~**WQ P20** — To enable the reasonable and efficient taking and use of water upstream of existing hydroelectric power schemes listed in Schedule 11 provided that:~~

- ~~(a) — Upon the expiry of existing resource consents for the taking or diversion of water upstream of the schemes, the consents may be renewed:~~
 - ~~(i) — At the same or a lesser volume of take;~~
 - ~~(ii) — At the same or a lesser rate of take; and~~
- ~~Having regard to the matters set out in WQ P16.~~
- ~~(b) — Surface water or shallow groundwater water that is allocated to a resource consent that expires and is not renewed or has its allocation reduced by a review or renewal on the basis of reasonable and efficient use requirements or technical efficiency, may be available for reallocation to other users:~~
 - ~~(i) — At the same or a lesser volume of take;~~
 - ~~(ii) — At the same or lesser rate of take; and~~
 - ~~(iii) — Having regard to the matters set out in WQ P16.~~

~~Any water released from the schemes may be available for allocation downstream, subject to the protection of any instream and recreational flow requirements specified in the resource consents for the hydroelectric power scheme and where the downstream abstractors accept that the reliability of the released water is subject to the consented operating regime for the scheme.~~

~~Advice Note:~~

- ~~1. — Other provisions within this Part II continue to apply to all applications to take water within the catchments of existing hydroelectric power schemes.~~
- ~~2. — Takes of water for milk cooling and dairy shed washdown above the Matahina dam need to obtain resource consent in accordance with WQ R4.~~
- ~~3. — Policy 81 and Table 18 apply to the release of water from dams.~~
- ~~4. — The upstream extent of hydroelectric power schemes listed in Schedule 11 is shown in Maps WQ2 and WQ3.~~

~~To manage water allocation on surface water bodies where there are existing Hydroelectric Power Schemes listed in Schedule 11 in accordance with the following, until resource consents for the existing Hydroelectric Power Schemes come in for replacement:~~

Table 14 – Water Allocation on Surface Water bodies with Hydroelectric Power Schemes

	Hydroelectric Power Scheme as listed in Schedule 11	Water Allocation Management
(a)	Kaimai	(i) Upstream of the:

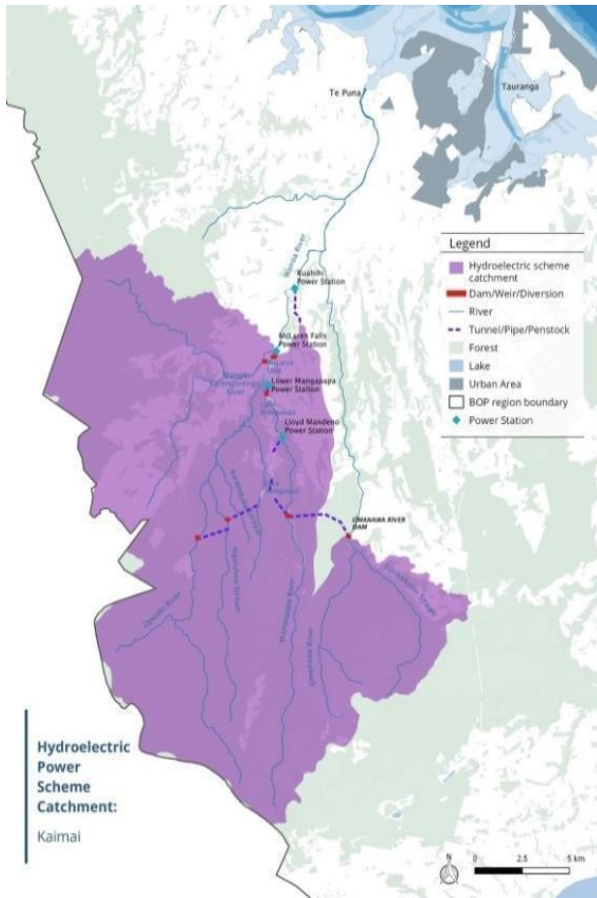
		<ul style="list-style-type: none"> ● McLaren Falls Dam on the Wairoa River, including Mangakarengorengo River and Tributaries, Opuiaki River and tributaries (including Ngatuhoa, Awakotuku and Mangaonui Streams), Mangapapa River and tributaries; and ● Dam and intake structure on the Omanawa River; and ● Dam on the Ruakaka Stream; and ● Points on Tributary streams 1, 2 and 3 of the Wairoa River where they intersect the Ruahihi Canal; <p>water allocation held by existing consent holders (other than the power scheme owner) will be recognised until the consent expires.</p> <p>(ii) There is no more surface water available for allocation from the following areas:</p> <ul style="list-style-type: none"> ● Upstream of the McLarens Falls Dam on the Wairoa River, including Mangakarengorengo River and tributaries, Opuiaki River and tributaries (including Ngatuhoa, Awakotuku and Mangaonui Streams), Mangapapa River and tributaries; ● Upstream of the dam and intake structure on the Omanawa River; ● Upstream of the dam on the Ruakaka Stream; ● Upstream of the points on tributary streams 1, 2 and 3 of the Wairoa River where they intersect the Ruahihi Canal; <p>unless the water flow in the rivers and streams are above the levels allocated to the power scheme owner.</p> <p>(iii) On the Wairoa River between the McLarens Falls Dam and the Ruahihi Power Station, surface water will be allocated in accordance with Policy 66(a). Any water released from the dam above the required discharge flow is available for reallocation under Policy 66(b) while fully accounting for recreational use between the McLaren Falls Dam and the State Highway 29 Bridge, and where the proposed users recognise that the additional flow is subject to the operating regime used by the hydroelectric power scheme owner.</p> <p>(iv) On the:</p> <ul style="list-style-type: none"> ● Wairoa River downstream of the Ruahihi Power Station; ● Omanawa River downstream of the dam and intake structure; ● Ruakaka Stream downstream of the dam; ● Mangakarengorengo River between the diversion structure and McLarens Falls Dam; ● Opuiaki River and tributaries (including Ngatuhoa, Awakotuku and Mangaonui Streams) between the diversion structures and McLarens Falls Dam; ● Mangapapa River between the diversion structure and McLarens Falls Dam; <p>surface water will be allocated in accordance with Policy 66(a). Any water released from the scheme or dam is available for allocation under Policy 66(b) where the proposed users recognise that the additional flow is subject to the operating regime used by the hydroelectric power scheme owner.</p>
(b)	Wheao	<p>(i) Upstream of the:</p> <ul style="list-style-type: none"> ● Rangitaiki Intake structure on the Rangitaiki River; and ● Wheao Intake structure on the Wheao River; and ● Flaxy Dam on Flaxy Creek; <p>water allocation held by existing consent holders and authorised users (other than the power scheme owner) will be recognised until the consent expires.</p> <p>(ii) There is no more surface water, or groundwater connected to surface water bodies, available for allocation from the following areas:</p> <ul style="list-style-type: none"> ● Rangitaiki River and tributaries above the Rangitaiki Intake structure; ● Wheao River and tributaries above the Wheao Intake structure; ● Flaxy Creek and tributaries above the Flaxy Dam; <p>Unless the river flow into Lake Matahina is greater than 160 cubic metres per second (160,000 litres per second).</p>
(c)	Aniwhenua	<p>(i) Upstream of the Aniwhenua dam, water allocation held by existing consent</p>

		<p>holders and authorised users (other than the power scheme owner) will be recognised until the consent expires.</p> <p>(ii) There is no more surface water or groundwater connected to surface water bodies, available for allocation from the Rangitaiki River and tributaries above the Aniwhenua Dam unless the river flow into Lake Matahina is greater than 160 cubic metres per second (160,000 litres per second).</p>
(d)	Matahina	<p>(i) Upstream of the Matahina dam, water allocation held by existing consent holders and authorised users will be recognised until the consent expires.</p> <p>(ii) There is no more surface water or groundwater connected to surface water bodies, available for allocation from the Rangitaiki River and tributaries above the Matahina Dam unless the river flow into Lake Matahina is greater than 160 cubic metres per second (160,000 per second).</p> <p>(iii) Water downstream of the Matahina dam will be allocated in accordance with policy 66(b) where the proposed users recognise that the additional flow is subject to the operating regime used by the hydroelectric power scheme owner.</p>
(e)	Karaponga	<p>(i) Upstream of the Karaponga dam, water allocation held by existing consent holders and authorised users (other than the hydroelectric power scheme owner) will be recognised until the consent expires.</p> <p>(ii) There is no more surface water available for allocation from the Karaponga Stream and tributaries above the Karaponga dam.</p> <p>(iii) Water downstream of the Karaponga dam will be allocated in accordance with Policy 66(a). Any additional water released from the dam above the required discharge flow from the dam is available for allocation under Policy 66(b) where the proposed users recognise that the additional flow is subject to the operating regime used by the hydroelectric power scheme owner.</p>

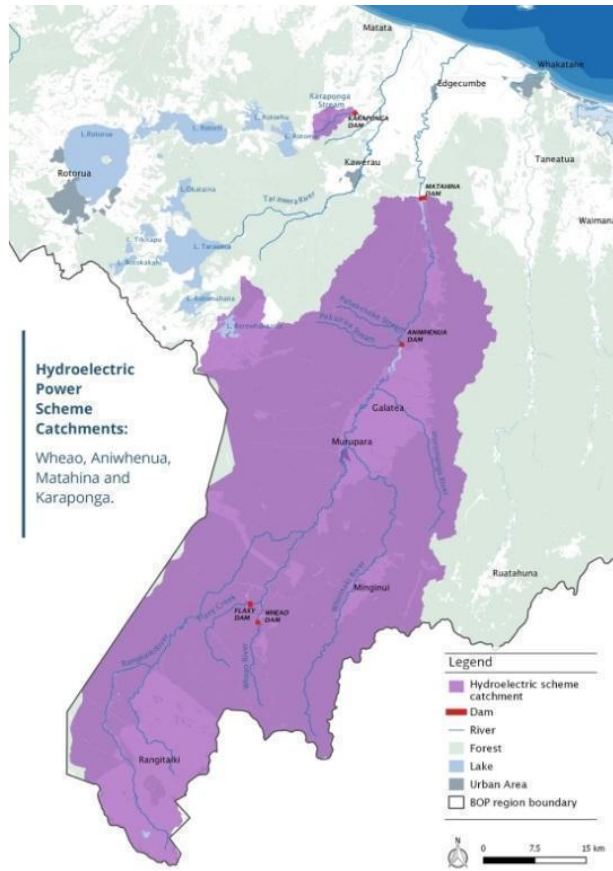
Note:

- 1 ~~Existing consented, permitted and 14(3)(b) surface water and shallow groundwater takes, and transfers of such consents in the areas specified in Policy 69 will be allowed to continue. However, there will be no increase in the rate or volume of surface water and shallow groundwater allocated upstream of the Hydroelectric Power Schemes listed in Policy 69, except for water harvesting where river flows are greater than the levels already allocated to the Hydroelectric Power Scheme.~~

Map WQ2 Kaimai Upstream Extent



Map WQ 3 Wheao, Aniwhenua, Matahina and Karaponga Upstream Extent



WQ P19 To recognise the importance of maintaining existing renewable electricity generation capacity by not allowing any new taking or out of catchment diversion of surface water or shallow groundwater connected to surface water upstream of the hydroelectric power schemes listed in Schedule 11 except in the following limited circumstances:

- i. For the Rangitaiki River above Matahina Dam, when the flow into Lake Matahina is greater than the consented maximum take from Lake Matahina; or
- ii. Where the take and/or use is within the interim primary or secondary allocation limits set in WQ P5, subject to any seasonal restrictions required to ensure adverse effects on the schemes and the environment are acceptable; or
- iii. Where the take is for existing dairy shed washdown authorised under Rule WQ R4.

Advice Note:

The upstream extent of hydroelectric power schemes listed in Schedule 11 is shown in Maps WQ 2 and WQ 3.

Importance of domestic, marae and municipal water supply

WQ P21 To recognise the essential nature of domestic, papakāinga, marae and municipal water supply requirements when ~~allocating~~ considering the granting of water take permits and to require ~~all~~ applications to take water for municipal water supply ~~supplies~~ to provide a water management plan in accordance with the requirements of Schedule 7.

Construction of bores

WQ P22 Require groundwater bores to be constructed to:

- (a) Minimise the leakage of water.
- (b) Protect headworks against wastage.
- (c) Have appropriate casing and construction.
- (d) Be screened for only one aquifer to prevent cross contamination between aquifers.
- (e) Prevent backflow of water and contaminants into the aquifer.
- (f) Fully penetrate the aquifer as appropriate, to ensure reliable access to water.

Policy 71 ~~To allocate water on a first in first served basis, subject to efficient use as specified in Policy 73.~~

Transfer of water permits

WQ P23 To ~~enable~~ consider the transfer of ~~resource consents~~ water permits to take and/or use water in whole or part to another site providing the transfer:

- (a) Is within the same catchment or aquifer as the original resource consent.
- (b) Is for the same or a lesser amount of water.
- (c) Does not result in more than minor adverse effects.
- (d) Is no more than that required for the intended use.

- ~~(e) Where it is in an over-allocated surface water catchment or groundwater aquifer, involves the surrender of a proportion of the allocated water to be surrendered and not re-allocated when water is transferred, unless there is an alternative method and defined timeframe to phase out over-allocation set out in an applicable WMA.~~
- ~~(e) Does not increase the rate and volume of take of water that the transferor is able to demonstrate has actually been taken and used in accordance with the conditions on the existing water permits at any time in the preceding 5 years.~~

Water metering, reporting and accounting

WQ P24

Require the installation of a water measuring device (water meter) for consumptive water takes, and electronic reporting as follows:

- ~~(a) All takes authorised by a water permit and, for takes authorised as a permitted activity, where the total amount of water (permitted takes plus takes allowed by RMA s14(3)(b)) exceeds the permitted activity limit for that property.~~
- ~~(b) The minimum metering requirement for all water permits, and for permitted activities that require metering shall be a daily recording of the volume taken (in cubic metres) and monthly reporting in a council approved electronic format.~~
- ~~(c) If considered necessary to meet the objectives of this plan, require more frequent reporting. This may include, but is not restricted to, the following circumstances:

 - ~~(i) The maximum allowed rate of take exceeds 5l/s;~~
 - ~~(ii) The stream or aquifer is over allocated;~~
 - ~~(iii) The water permit was granted as secondary allocation or for flood harvesting; or~~
 - ~~(iv) The resource use is under restriction.~~~~

Advice notes:

- ~~1. Horizons Regional Council Technical Report December 2007 "Reasonable Stock Water Requirements Guidelines for Resource Consent Applications" (available at: <https://www.boprc.govt.nz/media/470831/reasonable-stock-water-requirements-guidelines-horizons.pdf>) provides a means of assessing stock drinking water requirements.~~
- ~~2. Dairy shed water requirements (milk cooling and wash down) shall be assessed according to Schedule 7.~~
- ~~3. Properties taking water under section 14(3)(b) of the Act from multiple locations on a property must include all water taken from all locations when determining whether metering is required, but only need to meter and report water that is used as a permitted activity.~~

- ~~(a) For permitted takes, where in combination with a take of water for stock drinking water under section 14(3)(b) of the Act, the total volume of water taken for the property exceeds the permitted activity volumes, require the total daily volumes (in cubic metres) of abstracted water to be separately recorded.~~
- ~~(b) For consented takes, require the daily volume (in cubic metres) of abstracted water to be recorded.~~
- ~~(c) For consented groundwater takes where the rate of take is less than 5 litres, records must be in a suitable format for electronic storage and reported on a monthly basis.~~

- ~~(d) For consented groundwater takes where the rate of take is equal to or exceeds 5 litres, records must be transferred from the meter to Council in a suitable format for electronic storage and reported electronically on a daily basis.~~
- ~~(e) For consented surface water takes where the water body is not over allocated and the rate of take does not exceed 2.5 litres, records must be in a suitable format for electronic storage and reported on a monthly basis to Council.~~
- ~~(f) For consented surface water takes where the rate of take exceeds 2.5 litres or is from an over allocated water body records must be transferred from the meter to Council in a suitable format for electronic storage and reported electronically on a daily basis.~~

Activity status and source of water	Meter	Report frequency
Property size 5ha or more Stock drinking water and/or permitted use does not exceed 35 cubic metres per day (ground water) or 15 cubic metres per day (surface water)	Not required	Not required
Property size less than 5ha Stock drinking water and/or permitted use does not exceed 15 cubic metres per day (ground water or surface water)	Not required	Not required
Stock drinking water and/or permitted use exceeds 35 cubic metres per day (groundwater and property exceeds 5ha) or exceeds 15 cubic metres per day (surface and groundwater and property less than or equal to 5ha)	Yes Will require 2 meters if RMA section 14(3)(b) and permitted activity water used.	Monthly unless rate of take exceeds 2.5l/s (surface water) or 5 l/s (groundwater)
Consent groundwater rate of take equals or exceeds 5l/s	Yes	Daily
Consent groundwater rate of take less than 5 litres	Yes	Monthly
Consent surface water rate of take equals or exceeds 2.5 litres	Yes	Daily
Consent surface water, rate of take less than 2.5 litres.	Yes	Monthly

~~Table WQ 1 Summary of Activity Status Metering and Reporting Requirements~~

**Policy 76
WQ P25**

~~To identify catchments that are under abstraction pressure, relative to low flow allocation in Policy 66, and take appropriate action to manage consented water takes in those areas. Pressure abstraction areas are those where surface water abstraction in a stream or river reach is at, or near, full allocation relative to the allocation limits in Policy 66.~~

~~For each Council will undertake freshwater accounting to support management unit where objectives and limits are being, or have been set, establish, maintain and make publicly available a of the freshwater quantity accounting~~

~~system to record the following information resource. The accounts shall include calculations of:~~

- ~~(a) The amount of freshwater available for allocation;~~
- ~~(b) AllocatedThe amount of freshwater allocated by types of resource consent and actually;~~
- ~~(b)(c) The amount of freshwater estimated to be taken, and without resource consent:
Permitted under WQ R1 and R3 and allowed by section 14(3)(b) of the Act.~~
- ~~(c)(d) Where limits have been set, theThe proportion of the limitallocable rate or volume that has been allocated;~~
- ~~(e) The effect of non-consumptive takes and discharges;~~
- ~~(f) The proportion of consented water used; and~~
- ~~(g) The proportion of water allocated to, and taken by, each major category of use.~~

WQ P26

To establish an accurate record of permitted takes within the region by:

- ~~(a) Requiring all water takes permitted under WQ R1, R2 and R3 to be registered and to be metered if, in combination with water taken for stock drinking water under section 14(3)(b) of the Act the total volumerate of take exceeds the Permitted Activity volume on a property.~~
- ~~(b) Establishing and maintaining a model to quantify water takes permitted under WQ R1, R2 and R3 and allowed by section 14(3)(b) of the Act.~~
- ~~(c) Undertaking audits in selected areas to estimate or verify water use.~~

Ensuring and enhancing water availability

Policy 77
WQ P27

To encourage landowners, developers, the city council and district councils to take into account ~~any water resource limitations~~the ongoing availability of surface and groundwater based on the interim allocation limits in WQ P5 before making any land use changes. ~~including land use intensification and urban growth.~~

WQ P28

Promote and help investigate enhanced water availability options, including water harvesting, water storage and managed aquifer recharge that provide for the social, economic or cultural well-being of communities while remedying existing adverse effects and avoiding further adverse effects on water resources.

Low flows and aquifer levels

Policy 80
WQ P29

To require water conservation procedures in accordance with WQ P30 ~~and P3~~ during times of low water flows or aquifer levels, specifically:

- ~~(a) When surface water flows or aquifer levels fall below instream minimum flows or levels set within WMAs under WQ P2.~~
- ~~(b) When a water shortage direction is issued under section 329 of the Act.~~

Policy 80
WQ P30

~~To use appropriate measures to restrict the take and use of water during hydrologic or meteorological drought events to ensure the instream minimum flow requirement is not breached as a result of abstraction, while recognising and providing for public health requirements.~~

To take the following actions during times of low water flows or aquifer levels:

- (a) Advise abstractors and work with councils and industry groups to conserve water and limit non-essential use of water as far as practicable.
- (b) Provide water conservation advice to the community.
- (c) Work with water users and encourage support from the horticultural and agricultural sectors to encourage and support the use of rationing or rostering.
- (d) Require ~~resource consent water permit~~ holders to ~~cease manage~~ abstraction in accordance with the instream minimum flows or levels specified as conditions on their consents.
- (e) Require non-consumptive users to ensure that the discharge from a dam/impoundment is equal to the inflow.
- (f) Consider the need to issue a water shortage direction under section 329 of the Act.

WQ P31

To give priority to water abstraction for the following uses during times of low water flows or aquifer levels:

- (a) Essential domestic drinking and sanitation requirements.
- (b) ~~Municipal water supplies, in compliance with the requirements of any Water Management Plan prepared in accordance with Schedule 7.~~
- (c) Reasonable animal drinking and sanitation needs.
- (d) Non-consumptive takes, provided that the discharge from a dam/impoundment is equal to the inflow.
- ~~(d) Municipal water supplies, subject to the requirements of the Water Management Plan prepared in accordance with Schedule 7.~~
- (e) Crop and rootstock survival water, ~~when scientifically proven as necessary~~ - provided that no more than 25% of the rate of take allocated by the relevant water permit shall be taken

Advice Note: ~~This above list is not in order of priority.~~ If a water shortage direction is issued under section 329 of the Act, it is expected that all water users will reduce ~~the volume of their~~ takes rate of taking.

5.1.4 Methods of Implementation

Environment Bay of Plenty Regional Council will:

Long-Term Strategic Overview

Method 152

~~Develop a long-term water sustainability strategy in conjunction with the city council, district councils, stakeholders and the community (including representatives from commercial, industrial, horticultural and agricultural organisations) to manage future water use requirements in areas of high water demand. The strategy will:~~

- ~~(a) Determine the potential long-term requirement for water resources in the region according to future population growth projections, possible horticultural and agricultural land use changes, and possible industrial growth.~~
- ~~(b) Investigate:~~

- ~~(i) Surface water and groundwater resource quantities, availability and reliability.~~
- ~~(ii) Water quality, and the suitability of surface and groundwater quality for various uses.~~
- ~~(iii) The capacity of those surface and groundwater resources to meet expected future water demand.~~
- ~~(iv) Water resources that are likely to come under abstraction pressure.~~
- ~~(c) Identify appropriate mechanisms to manage future water use to ensure water is allocated in a fair and equitable manner.~~
- ~~(d) Integrate long-term development and the protection of the Bay of Plenty's water resources in relation to Policy 66 and 70.~~
- ~~(e) Identify areas in the region where:

 - ~~(i) There is a lack of water resources that may limit land use intensification or urban growth, as increased water abstraction may cause significant adverse effects on the environment.~~
 - ~~(ii) The area is suitable for non-consumptive uses based on the availability of water resources.~~~~

~~Any changes to the regional plan resulting from the Water Sustainability Strategy will be in accordance with the requirements of Schedule 1 to the Act, and in consultation with the community and stakeholders.~~

Method 153
WQ M1

~~Make submissions on district plans and district resource consents in accordance with statutory contacts processes, to advise that land use changes, intensification and urban growth should not occur without adequate assessment of water resources, and account for any limitations on the available resource.~~

Method 154

~~Undertake surveys in areas of the region where water is at or near full allocation, or where location-specific projects are being carried out, to identify water takes permitted under Rule 38 and 41, and allowed by Section 14(3)(b) of the Act, for the purpose of establishing an accurate record of water takes in the region.~~

Method 155

~~Raise community awareness of:~~

- ~~(a) The adverse effects of the over-abstraction of surface water on the ecological values, landscape values, recreational values, Maori customary values and traditional instream uses, downstream environments, and water users,~~
- ~~(b) The finite characteristics of high quality fresh water resources,~~
- ~~(c) The present allocation of surface and groundwater resources,~~
- ~~(d) The long-term effects of depletion and degradation of groundwater resources, and~~
- ~~(e) The availability of water resources in the region, abstraction pressures, and water limitations in the region.~~

Method 156
WQ M2

Provide updated information to the community on the availability and quality of freshwater resources, where such information is available. This includes:

- (a) Reference to technical reports detailing the calculation of flow statistics for surface water allocation or aquifer recharge for groundwater allocation.
- (b) Reference to information regarding the hydraulic connection of ground and surface water bodies.

- (c) A map showing surface and groundwater boundaries.
- (d) The present allocation of surface and groundwater resources.
- (e) Advice for potential water users within fully allocated ~~resources~~ water bodies regarding alternatives such as accessing ~~lower reliability water (2nd tier secondary allocations of~~ surface water); harvesting of high flow surface water ~~or~~ accessing groundwater.
- (f) How freshwater objectives, values and limits ~~environmental flows and/or levels~~ are set or evaluated.

Method 157
WQ M3

Encourage city councils, district councils and the community, including the commercial, industrial, horticultural, agricultural and energy sectors to:

- (a) Use water audits ~~or irrigation performance assessments~~ to identify water losses, wastage, or opportunities to conserve or use water more efficiently.
- (b) Adopt efficient water use and conservation practices.
- (c) Utilise water conservation devices.
- (d) Adopt recognised industry good management practices.
- (e) Use alternative water sources to supplement supply, such as water harvesting, managed aquifer recharge and storage.

Method 158

~~Promote and encourage the use of water management methods to reduce surface water abstraction during low flow, particularly in catchments under water abstraction pressure, and to buffer sensitive streams. Such methods include:~~

- ~~(a) Collection of rainwater.~~
- ~~(b) Water harvesting and peak flow collection and storage.~~

WQ M4

Support initiatives by local communities, sector groups or tangata whenua ~~to~~ and, as appropriate, undertake investigations to identify and evaluate options to enhance water availability ~~such as:~~

Initiatives may include, and are not limited to:

- (a) Community water supply schemes.
- (b) Water storage dams.
- (c) Managed aquifer recharge.
- (d) Water harvesting.

Bay of Plenty Regional Council will provide support ~~through the following by:~~

- (i) ~~Bay of Plenty Regional Council provision of providing~~ data and information that will assist identification and evaluation of the options; ~~and~~
- (ii) participating, as appropriate, in the option identification and evaluation process; and
- (iii) where appropriate, ~~undertaking investigations into methods to enhance water availability.~~

Method 159

~~Develop and implement a surface water allocation database system that will document the following information for each river or stream where water abstraction is occurring, where appropriate:~~

- ~~(a) The instream minimum flow requirement for each stream reach.~~

- ~~(b) The total volume of water that is available for allocation from each stream reach.~~
- ~~(c) The total volume of water that has been allocated through resource consents.~~
- ~~(d) The volume of water that is available for allocation with regards to (b) and (c).~~
- ~~(e) Other information relevant to water allocation in the water body.~~

Education, Promotion and Provision of Information

~~Method 160 Advise the community that section 3A of the Act provides the opportunity for people to use water that has been allocated to another person as part of a resource consent, where the activity complies with the conditions of the original resource consent and the permission of the consent holder has been obtained. Note: Water may only be taken from the surface water intake structure or groundwater bore on the original resource consent, but may then be piped or otherwise transported to another site or property.~~

~~Method 161 Encourage the adoption of best irrigation management practices.~~

~~Method 162 Provide information to the community about the need to use efficient pump technology and appropriate bore construction techniques to adequately and efficiently access groundwater resources. Efficient pump technology and bore construction is where a bore penetrates the aquifer from which water is being drawn at a depth sufficient to enable water to be drawn all year (i.e. the bore depth is below the range of seasonal fluctuations in groundwater level), is adequately maintained, of sufficient diameter, and is screened to minimise drawdown within the bore with a pump capable of drawing water from the base of the bore to the land surface.~~

Working with Other Resource Management Agencies and the Community

~~Method 163 Establish a Memorandum of Understanding with the city council, district councils and the Medical Officer of Health regarding the management of water abstraction for municipal water supply during drought events.~~

Advocacy

~~**Method 164**
WQ M5 Advocate that the city council and district councils use individual property water metering systems in reticulated areas to reduce water usage and wastage.~~

Regulatory Methods

~~**Method 165**
WQ M6 Consider using any of the following methods to address the adverse effects of groundwater takes on associated surface water bodies:~~

- ~~(a) Initiate a Plan change to address the outcomes of the investigations in respect to the linkage between groundwater and surface water bodies. This may include, but not be limited to, provisions to control the proximity of groundwater bores to surface water bodies, and the volume of groundwater abstractions.~~
- ~~(b) Work with existing groundwater abstractors, including water user groups where appropriate.~~

~~**Cross-Reference** Also refer to Method 54, Rules 38, 41, 42, 43.~~

Require resource consent applicants for groundwater to use an appropriate scientific method to calculate the likely degree of connection between groundwater and surface water at the location of the groundwater take.

Matters Relevant to Resource Consent Applications and Processing

~~Method 166~~ Give preference to existing holders of resource consents for the take and use of water when allocating water in pressure abstraction catchments and existing consents are being replaced. This is subject to the efficient use of water (refer to Policy 73), and that the mechanisms to use the water have already been installed in association with the existing consent (including, but not limited to, irrigation systems).

Method 167
WQ M7 Require the installation of a water measuring device to measure the take of water as a condition on a resource consent for the take of water where any of the following are met:

- ~~(a) The take is from a stream where the Q_5 7day low flow is less than 250 litres per second.~~
- ~~(b) The take is for municipal water supply.~~
- ~~(c) The take is from groundwater and the aquifer is at or near full allocation of the sustainable yield. This will be applied to applications for the take and use of groundwater where a sustainable yield for an identified aquifer has been included in the regional plan through a publicly notified change.~~
- ~~(d) The take is from surface water and the cumulative take from the river or stream is approaching full allocation within the river or stream reach.~~
- ~~(e) The take is from surface water in an area that has sensitive or significant ecological values, landscape values, recreational values, or Maori customary values and traditional instream uses.~~
- ~~(f) The take is from a surface water body where water quality is degraded below its Water Quality Classification, or it is necessary to maintain the assimilative capacity of the water body.~~

~~Resource consent applicants are advised to consult with Environment Bay of Plenty to determine if this requirement will be enacted for their proposed activity. Water measuring devices can be located on portable pumps. Water measuring devices or methods will be required, as appropriate, relative to the specific activity and site characterises. For example, where a take of water is physically restricted, that restriction may be accepted as a means to measure water flows. A flow meter is not necessarily required to comply with Method 167.~~

~~All measurements taken relating to water quantity should adhere to the:~~

- ~~(a) National Environmental Monitoring Standards.~~
- ~~(b) Bay of Plenty Regional Council's specified format documents.~~
- ~~(c) Resource Management (Measurement and Reporting of Water Takes) Regulations 2010.~~
- ~~(d) Any other specified format stated within resource consent conditions.~~

~~Method 168~~ Assess the efficiency of the water use of a proposed activity on a case by case basis relative to the proposed use with consideration to the following:

- ~~(a) For irrigation activities — soil moisture deficit, evapotranspiration, and reasonable water coverage for crop type. Efficient irrigation use is the minimum volume of water required to optimise production while avoiding or~~

~~mitigating adverse effects on the environment, using current best management practices.~~

- ~~(b) For commercial, trade and industrial processes — sufficient to meet the needs of the use with minimal waste of water.~~
- ~~(c) For municipal or community water takes — sufficient to meet the needs of the urban area, including projected population growth based on Census figures.~~

Method 169

~~Include any of the following conditions on resource consents for the take and use of water where appropriate:~~

- ~~(a) The maximum allowable water take over specific time periods and maximum abstraction rates.~~
- ~~(b) The maximum abstraction rate or volume during water short periods, and the river or stream flow levels at which the action outlined in Method 172 are to be implemented.~~
- ~~(c) Variations to the maximum allowable take over the duration of the consent.~~
- ~~(d) For the take and use of surface water, specify no-take days by catchment, or processes that will be enacted, to allow monitoring of stream flows in their natural condition.~~

~~Note: There are also conditions on surface water intake structures in this regional plan that must be complied with — refer to Rule 52 (permitted).~~

Method 170

~~Require groundwater bores to be constructed to minimise the leakage of water, including, but not limited to, the protection of headworks against wastage, and the appropriate casing and construction of bores.~~

Method 171

~~Use any of the following instruments, where appropriate, to manage existing water takes in surface water abstraction pressure catchments, and aquifers where groundwater levels or quality has been adversely affected:~~

- ~~(a) Use water user groups to encourage the voluntary rostering or rationing of water takes, or pro rata reduction of water takes.~~
- ~~(b) Encouraging, or recommending the surrender or cancellation of unused resource consents pursuant to section 126 and 138 of the Act.~~
- ~~(c) Reviewing consent conditions on large water takes pursuant to section 128 (1) (b) of the Act. Environment Bay of Plenty will review a resource consent in accordance with section 128 of the Act, where it is proven that adverse environmental effects will occur or continue due to the exercise of that consent.~~
- ~~(d) Reviewing resource consent conditions according to actual use pursuant to section 128(1) (a) or (b) of the Act, while allowing for matters under Method 168 (b) and (c).~~
- ~~(e) Promote efficient use of water.~~
- ~~(f) Promote the use of alternative water sources.~~

~~In relation to groundwater, such methods may be temporary until groundwater levels or quality return to 'normal', particularly where there is saline intrusion of fresh water.~~

WQ M8

Support the establishment of water user groups to assist [Bay of Plenty Regional Council](#) and water users in the management of water through the following:

- (a) [Co-ordinating the take and/or use of water authorised by resource consent.](#)

- (b) Voluntary rostering or rationing of water takes during times of low water availability.
- (c) Pro rata reduction of water allocated by resource consent.
- (d) Recording and reporting information to [Bay of Plenty Regional Council](#).

Advice Note:

Support may include provision of staff time, co-ordination and administration to help establish and maintain groups.

**Method 172
WQ M9**

Manage water abstraction during drought/low flow events according to the following:

Recognise:

- (a) The value of involving iwi and hapu to identify the extent of cultural impacts associated with resource consent applications to take water.
- (b) The value of iwi and hapū management plans to articulate issues of significance to tangata whenua.
- (c) The role of specialists in [mātauranga](#) and [tikanga](#), such as [kaumātua](#) and [pūkenga](#), in resource management decisions where [tangata whenua values or interests, or the mauri of freshwater](#) are affected.

Advice Note:

WQ M9(c) supports the preparation of Cultural Values/Impact Assessments as well as the use of Hearing Commissioners who have a strong background and understanding of mātauranga and tikanga.

Table 15 – Water Management during Drought and Low Flow Events

	Water Flow	Action Taken
Consumptive Water Use		
(a)	River or stream flow is within 10% of the instream minimum flow requirement, or default instream minimum flow requirement.	Consider giving water shortage advice, including: <ul style="list-style-type: none"> (i) Advising abstractors to restrict non-essential use of water in order to meet water take reduction requirements; (ii) Providing water conservation advice to the community; (iii) Working with city and district councils to reduce community usage of water (iv) Suggesting rostering or rationing to abstractors. Water user groups may also be used to facilitate the voluntary reduction of abstraction during drought events.
(b)	River or stream flow is at the instream minimum flow requirement.	Issue, where appropriate, water shortage directions under Section 329 of the Act to apportion, restrict or suspend water takes, and restrict the discharge of contaminants to water. This includes rationing, rostering, water user groups, or no take days for selected or all abstractors. The memorandum of understanding developed under Method 163 will be implemented at this stage.
Non-Consumptive Water Use		
(c)	River or stream flow is at the instream minimum flow requirement.	Issue, where appropriate, water shortage directions under Section 329 of the Act to apportion, restrict or suspend water use. This includes requiring such uses to be managed to ensure that the discharge from a dam/impoundment is equal to the inflow.

Note:

Water flow is measured assuming all consumptive water takes are occurring, and at their full allocated rate, on the river or

~~stream.~~

~~Method 173 Assess the adverse effects of the take of water from rivers and streams on downstream users, including non-consumptive users, in the resource consent process.~~

~~Method 174 Initiate early discussion with resource consent holders where an existing water take is above the water allocation limits in Policy 66 or Policy 70, or there is a diversion of water that is greater than required for the use. The discussion will identify measures to comply with the requirements of this regional plan, and be included in resource consent conditions at the time of consent renewal.~~

Monitoring and Investigation of the Environment

~~Method 175 Prioritise the establishment of instream minimum flow requirements using the methodology in Method 177 in catchments where:~~

- ~~(a) — There are large abstractions and low residual flows.~~
- ~~(b) — There are large abstractions and the water permits were issued prior to 1991.~~
- ~~(c) — A catchment is under abstraction pressure with regards to Policy 66(a). Pressure abstraction catchments will be identified using Method 182.~~
- ~~(d) — Significant ecological values, landscape values, recreational values, Maori customary values and traditional instream uses are potentially adversely affected by water abstraction.~~

~~This does not restrict the establishment of an instream minimum flow requirement by a resource consent applicant in other areas.~~

~~Method 176 Identify the ecological values, landscape values, recreational values, and Maori customary values and traditional instream uses of a stream or river reach at the time of determining an instream minimum flow in accordance with Method 177.~~

~~Method 177 Use the following process and methodology to determine an appropriate instream minimum flow requirement:~~

Table 16 – Instream Minimum Flow Requirement Methodology

	Process	Methodology to be used
(a)	Determine the water flow necessary to sustain aquatic life evident in the stream or river reach.	Use a scientifically accepted ecological assessment method, such as Instream Flow Incremental Methodology (IFIM) or similar. In assessing the effects on instream aquatic life, the method will consider factors including: (i) — Hydrological parameters. (ii) — Substrate. (iii) — Dissolved oxygen. (iv) — Water temperature. If RHYHABSIM is selected, use the following steps to interpret habitat flow response curves:

		<p><u>Step 1</u></p> <p>For each species present in the stream or river reach identify a primary flow where habitat is optimum (greatest). Where the flow equating to optimal habitat exceeds the stream's median flow, use the MALF as the primary flow.</p> <p><u>Step 2</u></p> <p>Multiply habitat at the primary flow by the protection level in Method 178 to obtain a minimum flow for each species present in the stream or river reach. The point of inflection may be used instead of the scaled primary flow in cases where this exceeds the minimum flow otherwise produced, or where any additional loss of habitat is insignificant.</p> <p><u>Step 3</u></p> <p>Identify the highest flow of the minimum flows identified for the species present. This is the Instream Minimum Flow Requirement necessary to sustain aquatic life.</p>
(b)	Determine the water flow necessary to sustain significant landscape, recreational, Maori customary and traditional heritage values, where these have been identified as significant through the use of the Criteria for Assessing Specified Matters in the Bay of Plenty Region in the Bay of Plenty Regional Policy Statement, and where those values may be adversely affected by water abstraction.	Ministry for the Environment Flow Guidelines for Instream Values (May 1998) ¹ :
(c)	Assess the importance of other factors that may be relevant to the environmental quality of the stream or river reach.	<p>Assess effect of lower water flow on the following factors, and take this into account if the effect is important:</p> <p>(i) Water quality class in the river or stream, assimilative capacity of the river or stream and effects on downstream surface water bodies.</p> <p>(ii) Coastal or lake environments.</p> <p>(iii) Instream minimum flow requirements in downstream areas.</p> <p>(iv) Wetlands.</p> <p>(v) Fish migratory pathways and spawning sites.</p> <p>(vi) River or stream mouth closure (some mouths may naturally close periodically).</p> <p>(vii) Flow variability.</p> <p>(viii) Habitat requirements of indigenous fauna and trout.</p> <p>(ix) Water temperature.</p> <p>(x) Aquatic flora requirements (e.g. watercress beds).</p> <p>(xi) Lagoon or estuary habitat requirements.</p> <p>The Ministry for the Environment Flow Guidelines for Instream Values (May 1998) may assist this assessment.</p>
(d)	Determine the highest flow resulting from the assessments in (a) to (c).	
(e)	Assess the social, economic, cultural and environmental benefits and costs.	<p>Have regard to the following matters:</p> <p>(i) The value of investment by existing consent holders.</p> <p>(ii) The effect on the operation of existing infrastructure.</p> <p>(iii) Other relevant social, economic, cultural and environmental matters relevant to the stream or river reach.</p>

¹ Ministry for the Environment, May 1998. Flow Guidelines for Instream Values. Wellington, New Zealand.

(f)	Determine the most appropriate instream minimum flow requirement resulting from the assessments in (a) to (e).	
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Notes:

1— An Instream Minimum Flow Requirement will not be determined in the following circumstances:

- (a) Ephemeral flowpaths (refer to Definition of Terms), or
- (b) Artificial watercourses (refer to Definition of Terms), or
- (c) Dry streams reaches allowed for in existing resource consent conditions.

2— The adverse effects of existing dams and diversions on aquatic ecosystems and water flows will be considered on a case by case basis when consents are reviewed or replaced consistent with Policy 83.

3— When the Instream Minimum Flow Requirement, determined under Method 177(f) is less than the flow determined by Method 177(d), then the flow determined under Methods 177(d) will included as an Advisory Note in Schedule 7.

Method 178 Use the following protection levels for aquatic life in relation to Method 177(a), except where alternative catchment specific or area specific protection levels are ecologically justified:

Table 17 – Protection Levels for Aquatic Life

	Significance Criteria	Protection Level (percentage of primary habitat)
(a)	Short jawed kokopu, Giant Kokopu.	100%
(b)	Banded Kokopu, koaro, black mudfish, dwarf galaxias.	95%
(c)	Significant trout fisheries and spawning habitat as identified in Schedule 1D.	95%
(d)	Diverse indigenous fish communities: Fish community featuring a significant high number of indigenous species. Constituent species that do not meet criteria in (a) or (b) are individually given this protection level.	90%
(e)	Other indigenous aquatic species, migratory pathways of trout to Schedule 1D areas, and other trout populations contributing to Schedule 1D areas.	85%

Notes:

1— Species in (a) and (b) have been sourced from Molly, J., and Davies, A., as upgraded by Tisdall, C., 1994. Setting Priorities for the Conservation of New Zealand's Threatened Plants and Animals. 2nd edition. Department of Conservation.

2— Documents that determine Instream Minimum Flow Requirements will include justification of the protection levels used for that catchment or area.

Method 179 Where an instream minimum flow has not been established in accordance with Method 177, the following flow will be used as the default instream minimum flow requirement: 90% of Q₅₋₇ day low flow.

Method 180 Initiate a plan change or plan variation in accordance with the requirements of the Act and in consultation with stakeholders and the community, to include Instream Minimum Flow Requirements in Schedule 7 of this regional plan, where they have been determined in accordance with Method 177. Plan changes for the following areas will be publicly notified by the specified dates:

- (a) Kaimai area, and Tauranga area — July 2007.
- (b) Rotorua area — July 2007.
- (c) Rangitaiki River downstream of the Matahina Dam — December 2007.

- ~~(d) Eastern Bay of Plenty (excluding (c) and the Rangitaiki River above the Matahina Dam) – December 2008.~~
- ~~(e) Main stem of the Rangitaiki River above the Matahina Dam, Whirinaki River, Haumea River – December 2009.~~

- ~~Method 181 Identify the location of each river or stream reach where an Instream Minimum Flow Requirement will apply as part of each plan change to Schedule 7.~~
- ~~Method 182 Identify pressure abstraction catchments in technical publications that report on stream flows. Such reports are prepared as part of NERMN.~~
- ~~Method 183 Determine sustainable yields for groundwater systems.~~
- ~~Method 184 Investigate the linkages between groundwater and surface water in the Bay of Plenty, as necessary, in the Galatea plains, Opotiki plains, and areas where there are large abstractions of groundwater in the recharge areas of springs used for municipal water supply.~~
- ~~Method 185 Monitor the ongoing appropriateness of instream minimum flow requirements with regards to the ecology of rivers and streams.~~

~~Cross-reference – Also refer to Methods 66 and 67.~~

~~5.1.5 Explanation/Principal Reasons~~

- ~~Para 1 The objectives, policies and methods in this section are necessary to promote the sustainable management of water resources, maintain good quantity of groundwater and surface water, and achieve the integrated management of water and land resources in the Bay of Plenty Region.~~
- ~~Para 2 Objective 39, Policy 73, Method 155, 157, 160, 161, 162, 164 and 170 are to require the efficient use of water, which is a major factor in the sustainable management of water resources. Environment Bay of Plenty is required to have particular regard to the efficient use and development of natural and physical resources by section 7(b) of the Act. Policy 73 is intended to sustain the use rather than allow for peak use, for example to sustain pasture through summer rather than allow for peak growth rates.~~
- ~~Para 3 Policy 66 establishes the surface water allocation regime for the Bay of Plenty, and is necessary to achieve Objective 41. The Q_5 management level for low flow allocation has been set as it represents an acceptable level of risk (the community can expect water restriction one in every five years on fully allocated streams) while allowing sufficient allocatable volume to service reasonable needs. Those communities who can expect water restrictions one in every five years on fully allocated streams will be advised of water restrictions in relation to Method 172. High flow allocation provides for water harvesting or short-term abstractions during high flows (e.g. frost protection, municipal water supply storage), and contributes to the efficient allocation of water while protecting the Instream Minimum Flow Requirement. Method 177 takes into consideration the effect of water abstraction on water quality for consistency with Policy 79 and Objective 45. The methodology to determine Instream Minimum Flow Requirements to sustain ecological values has been established by assessments carried out by Environment Bay of Plenty (refer to Environmental Reports 99/22 and 2000/25²). Method 179 will be used where an Instream Minimum Flow Requirement has not been set in accordance~~

²Wilding, T.K., 1999. Instream Flow requirements and Water Takes in the Bay of Plenty – A Discussion Document. Environmental Report 99/22. Environment Bay of Plenty.

Wilding, T.K., 2000. Minimum Flow report for the Waitahanui Stream. Environmental Report 2000/25. Environment Bay of Plenty.

~~with Method 177. The default Instream Minimum Flow Requirement will generally apply where there is low water abstraction from a catchment and it is not cost-effective to carry out investigations. In the absence of an Instream Minimum Flow Requirement established under Method 177, water allocation will be conservative, and as such it is expected that an Instream Minimum Flow Requirement (under Method 177) will be lower than the default Instream Minimum Flow Requirement (under Method 179).~~

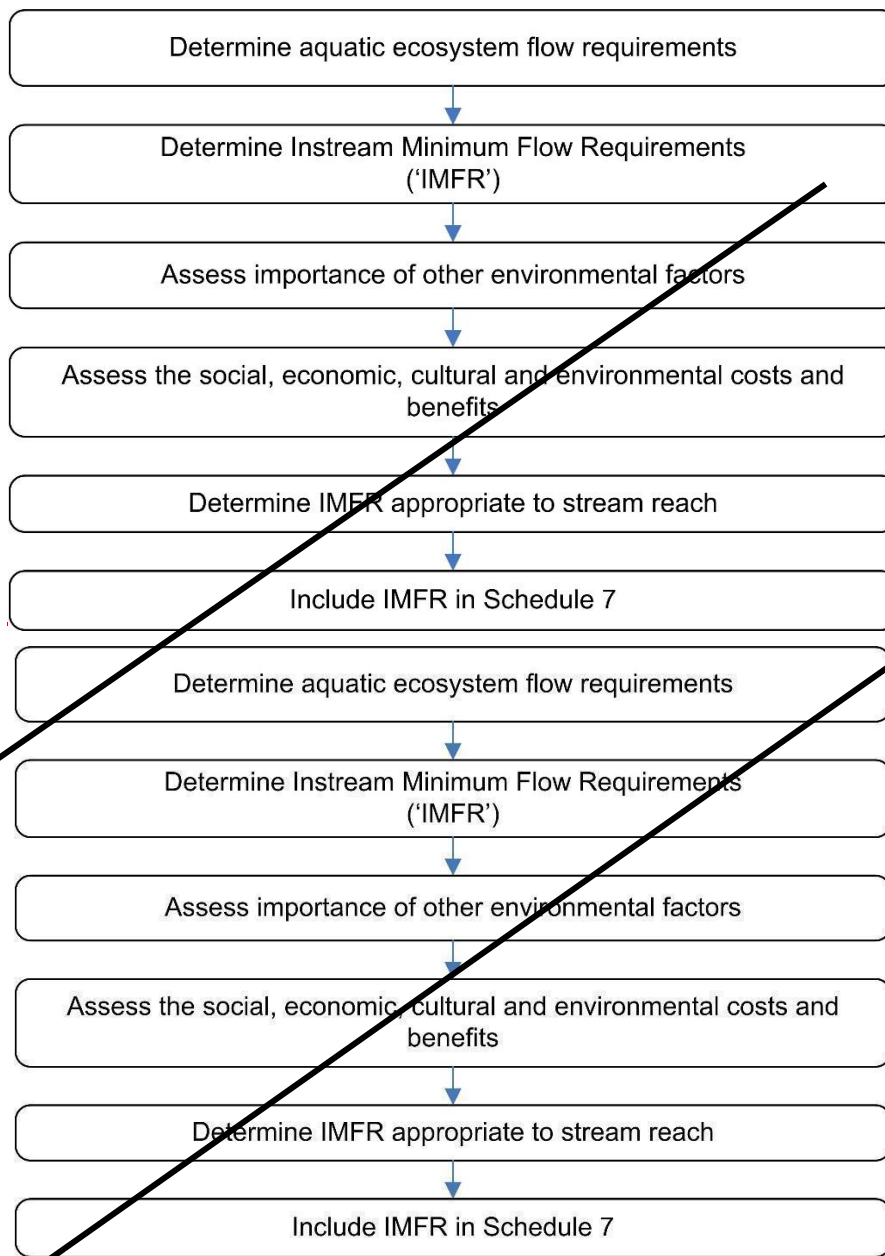
~~Over-allocated streams will be identified and addressed on a case by case basis using measures appropriate to the circumstances of the individual catchment using Policy 76 and Method 171. Objective 42 and Policy 65 ensure that stream flows variations are maintained and stream hydrographs are not managed as a 'flat line'. This is necessary to sustain stream biota and natural flushing processes.~~

Para-4 ~~Schedule 7 contains a list of Instream Minimum Flow Requirements set using Method 177. Other Instream Minimum Flow Requirements will be included in Schedule 7 using Method 180. The Instream Minimum Flow Requirement low flow allocation is the 'environmental baseline' and Environment Bay of Plenty will allocate water flows above that level for consented surface water abstraction.~~

~~Policy 68 provides for situations where new or improved scientific knowledge is available to a resource consent applicant to determine an Instream Minimum Flow Requirement, while considering the matters specified in Policy 68 and taking into account instream values and existing users. In those situations an Instream Minimum Flow Requirement, different from that in Schedule 7 may be applied when assessing the consent application.~~

Para-5 ~~Method 177 sets the methodology used to determine Instream Minimum Flow Requirements. This follows from Objective 41, which clearly identifies the water quantity management goals for the Bay of Plenty region. Appropriate Instream Minimum Flow Requirements will be determined for each stream or river reach in relation to aquatic habitat requirements for species present in the reach; other values identified during the Instream Minimum Flow Requirement investigation; the water quality classification of the water body; and other social, economic, cultural and environmental matters relevant to the particular stream or river reach. All the matters listed in Method 177 must be assessed to determine an appropriate Instream Minimum Flow Requirement before it is included in Schedule 7 of the regional plan in accordance with Method 180. Figure 6 explains the Instream Minimum Flow Requirement process. Effects on other water users are assessed during the processing of resource consent applications. Method 178 states the habitat protection level that will be provided by an Instream Minimum Flow Requirement for the species present in the stream or river reach.~~

-Figure 6 – Instream Minimum Flow Requirements Process



Para-6 ~~Objective 45 will be achieved through the implementation of Policy 80, Method 169(b), and Method 172. The water flow levels in Method 127 determine the points at which Environment Bay of Plenty will take appropriate action to ensure the Instream Minimum Flow Requirement is not breached as a result of abstractions. The type of actions that will be considered are also listed in Method 172.~~

Para-7 ~~Policy 71 and Method 166 provide guidance to the community on water allocation. It is not appropriate or economically efficient to specify priority allocation uses in particular catchments as the dominant use may change over the life of the regional plan due to market forces or landowner choice.~~

Para-8 ~~Policy 77 identifies that water is scarce in some catchments, particularly those under existing abstraction pressure or where water is naturally in low volume, and consideration of this matter should be made before investment is undertaken in major developments that require large amounts of water.~~

Para 9

~~Policy 73 and Method 168 are consistent with section 7(b) of the Act. Method 168 provides guidance to the community on how the efficiency of water use will be assessed as part of a resource consent application, and lists the matters relevant to different types of water use activities. Efficient water uses are subject to the water allocation regimes established in Policies 66 and 67 (surface water), and Policy 70 (groundwater). Resource users should not expect to be able to abstract the maximum consented water take during drought events when measures in Method 172 are enacted. Efficient use of water will also be achieved through the implementation of Methods 157, 158, 160, 161, 162, 164 and 170.~~

Part III WQ: Water Quantity

9-6 Take and Use of Water

Advisory Advice Note:

- 1 Section 14(3)(e) of the Act allows the take and use of water for fire-fighting purposes. This applies to surface water, groundwater, geothermal and coastal water.
- 2 Section 14(3)(b) of the Act allows the take and use of freshwater (this excludes geothermal water [greater than 30° Celsius] and coastal water) for:
 - (a) An individual's reasonable domestic needs,
 - (b) The reasonable needs of an individual's animals for drinking water, providing the take and use does not, or is not likely to, have an adverse effect on the environment. Adverse effects include, but are not limited to, effects on other persons, abstraction (either singularly or cumulative takes within the ~~streamwater body~~) at a rate or volume that cause the water flow to fall below the instream ~~minimum~~ minimum flow ~~requirement~~ (including the default instream ~~minimum~~ minimum flow ~~requirement~~) or groundwater or lake level.

People taking and using water may take a reasonable volume of water for the purposes of (a) and/or (b) above, plus an additional volume permitted by ~~Rule 38~~ WQ R1 or R2 (groundwater) or ~~Rule 44~~ WQ R3 (surface water).

- 3 Unless otherwise specified all clauses apply within each rule.

Rule 38 **WQ R1**

Permitted Activity – Take and Use of Groundwater

~~The take and use of groundwater with a temperature of less than 30° Celsius, where the quantity of water does not exceed 35 cubic metres per day per property, is a permitted activity.~~

In addition to any take under section 14(3)(b) of the Act, the take and use of groundwater with a temperature of less than 30° Celsius, where the property size is less than 5 hectares, ~~the rate of take does not exceed 2.5 litres per second~~ and the quantity of water taken does not exceed 15 cubic metres per day per property, is a Permitted Activity subject to the following conditions:

- (a) ~~The Existing takes and use is are~~ registered with the Bay of Plenty Regional Council within one year of the ~~plan rule~~ becoming operative, ~~or for and~~ new takes prior to the commencement ~~with of the take.~~ ~~‡~~The following information is to be provided to Council with all registrations:
 - (i) Location of ~~the all water takes~~ on the property, including those that supply water for stock;
 - (ii) General purpose for which the water is being used or is proposed to be used;
 - (iii) Confirmation that conditions (b) to (ec) below can be met;
 - (iv) Whether the take provides for stock or domestic drinking requirements; and
 - (v) Name, address and contact details of person responsible for the take and use.

(b) ~~The rate of take does not exceed 2.5 litres per second. Metering is undertaken and data is provided to Council in accordance with WQ P24 if required.~~

(c) No additional water is taken under WQ R3.

~~The take is not from water resource that is fully allocated at the time the take first commences, unless the take was established prior to 18 October 2016.~~

Advice Note: ~~Clause b of T~~This rule requires the metering and reporting of stock drinking water where the volume used, in combination with any permitted uses water takes on the property, if the total volume of water taken, including stock drinking water, exceeds the permitted activity limit quantity. Stock drinking water is provided for in addition to the permitted activity volume quantity. The purpose of metering and reporting is to assist with water accounts, to encourage efficiency by providing information about water use and to ensure that the volume is reasonable, as required by the Act, and to enable compliance monitoring.

Explanation/Intent of Rule

To allow minor takes of groundwater for any purpose that are unlikely to have adverse effects on the environment, and to prevent a proliferation of small takes on a single property that may have significant cumulative effects on a groundwater system. 12 months is provided as time for registration of permitted activity and installation of any meters that are required. This rule allows the take of water for the supply of the persons for their reasonable domestic needs and the needs of their animals. A greater volume is permitted for groundwater takes than for surface water takes (refer to Rule 41) to encourage people to use groundwater, and reduce abstraction pressure on surface water bodies (particularly small streams)

WQ R2

Permitted Activity – Take and Use of Groundwater

In addition to take under section 14(3)(b) of the Act, the take and use of groundwater with a temperature of less than 30° Celsius, where the property size is equal or greater than 5 hectares, the rate of take does not exceed 2.5 litres per second and the quantity of water taken does not exceed 35 cubic metres per day per property, is a Permitted Activity subject to the following conditions:

(a) ~~The Existing takes and use is are~~ registered with the Bay of Plenty Regional Council within one year of the plan rule becoming operative, or for and new takes prior to the commencement with of the take. The following information is to be provided to Council with all registrations:

(i) Location of the all water takes on the property, including those that supply water for stock;

(ii) General purpose for which the water is being used or is proposed to be used;

(iii) Confirmation that conditions (b) to (ec) below can be met;

(iv) Whether the take provides for stock or domestic drinking requirements; and

(v) Name, address and contact details of person responsible for the take and use.

(b) ~~The rate of take does not exceed 2.5 litres per second. Metering is undertaken and data is provided to Council in accordance with WQ P24 if required.~~

(c) No additional water is taken under WQ R1 or WQ R3.

~~The take is not from a water resource that is fully allocated at the time the take first commences, unless the take was established prior to 18 October 2016.~~

Advice Note: ~~Clause b of this rule requires the metering and reporting of stock drinking water where the volume used, in combination with any permitted uses water takes on the property if the total volume of water taken, including stock drinking water, exceeds the permitted activity limit quantity. Stock drinking water is provided for in addition to the permitted activity volume quantity. The purpose of metering and reporting is to assist with water accounts, to encourage efficiency by providing information about water use and to ensure that the volume is reasonable, as required by the Act and to enable compliance monitoring.~~

Explanation/Intent of Rule

To allow minor takes of groundwater for any purpose that are unlikely to have adverse effects on the environment, and to prevent a proliferation of small takes on a single property that may have significant cumulative effects on a groundwater system. ~~This rule allows the take of water for the supply of the persons for their reasonable domestic needs and the needs of their animals. A greater volume is permitted for groundwater takes than for surface water takes (refer to Rule 41) to encourage people to use groundwater, and reduce abstraction pressure on surface water bodies (particularly small streams).~~

Rules 39-40B

[are not relevant for this Plan Change and will be shifted under a new heading Groundwater Bores and Flooding Conditions].

Rule 41 WQ R3

Permitted Activity – Take and Use of Surface Water

In addition to any take under section 14(3)(b) of the Act, the take and use of water from any surface water body for any purpose, where ~~the rate of take does not exceed 2.5 litres per second,~~ the water has a temperature of less than 30° Celsius, and the quantity taken does not exceed 15 cubic metres per day per property is a Permitted Activity subject to the following conditions:

- ~~(a) The take of water shall not be from a wetland.~~
- ~~(b) The quantity of water taken shall not exceed 15 cubic metres per day per property.~~
- ~~(c) Where the take is from a river or stream, the rate of abstraction shall not exceed 2.5 litres per second or 10% of the estimated five year low flow (Q5 7-day low flow) at the point of abstraction whichever is the lesser.~~
- ~~(d) Where the take is from a river or stream, the total abstraction (all users) of surface water takes shall not exceed the instream minimum flow requirement (including the default instream minimum flow requirement) for the river or stream at any point.~~
- ~~(e) The intake structure shall be screened with a mesh aperture size:
 - ~~(i) Not exceeding three (3) millimetres by 30 millimetres in the tidal areas of rivers and streams.~~
 - ~~(ii) Not exceeding five (5) millimetres by 30 millimetres or five (5) mm diameter holes in any other area that is not in the tidal area of a river or stream.~~~~
- ~~(f) The intake velocity through the screen shall not exceed 0.3 metres per second.~~
- (a) ~~The Existing takes and use is are~~ registered with the Bay of Plenty Regional Council within one year of ~~this regional plan~~the rule becoming operative, ~~or for and new takes, are registered prior to the~~ commencement ~~and of the take. the~~ The following information is to be provided to Council with all registrations:

- (i) Location of all water takes on the property, including those that supply water for stock;
- (ii) General purpose for which water is being used;
- (iii) Confirmation that requirements (b) to (e) can be met;
- (iv) Whether the take also provides for stock or domestic drinking requirements; and
- (v) Name, address and contact details of person responsible for the take and use.

~~Where the quantity of water taken under this rule, in combination with stock drinking water taken under section 14(3)(b) of the Act exceeds 15 cubic metres per day per property, water meters must be installed to separately record stock drinking water and all other water taken. Records are to be provided to Bay of Plenty Regional Council in an electronic format on a monthly basis within 28 days following the end of each month.~~

- (b) ~~The rate of take does not exceed 2.5 litres per second.~~ Metering is undertaken and data is provided to Council in accordance with WQ P24 if required.
- (c) No additional water is taken under WQ R1 or WQ R2.
- (d) The take is not from a water resource that is fully or over-allocated at the time the take is established, unless the take was established prior to 18 October 2016.
- (e) ~~The take is not from a wetland or waters draining into a wetland.~~
- (f) ~~The take is not from waters flowing into a wetland that will be adversely affected by the take.~~
- (g) The intake shall be screened with a mesh aperture size:
 - (i) Not exceeding three (3) millimetres by 30 millimetres in the tidal areas of rivers, streams or lakes; and
 - (ii) Not exceeding five (5) millimetres by 30 millimetres or five (5) millimetres diameter holes in any other areas that is not in the tidal area of a river stream or lake.
 - (iii) The intake velocity through the screen shall not exceed 0.3 metres per second.
- (h) Where the take is from a river or stream, the total abstraction (all users) of surface water takes shall not cause exceed the interim in-stream minimum flow to be breached at any point.

~~Advisory~~-Advice Note:

- 1 Potential water abstractors are encouraged to seek the advice of ~~Environment~~ Bay of Plenty Regional Council to ensure that there is sufficient flow in a water body to accommodate their water take and comply with condition ~~(d)~~ (e). This is particularly relevant for small streams. ~~Environment~~ Bay of Plenty Regional Council will take appropriate action when flows fall below the in-stream minimum flow. ~~requirement.~~
- 2 Surface water intake structures for the take and use of water under this rule must also be authorised (refer to Rule 52).
- 3 This rule requires the metering and reporting of stock drinking water where the volume used, in combination with any permitted uses on the property exceeds the permitted activity limit. Stock drinking water is provided for in addition to the permitted activity volume. The purpose of metering and reporting is to assist with water accounts, to encourage efficiency by

providing information about water use and to ensure that the volume is reasonable, as required by the Act.

Explanation/Intent of Rule

To allow small takes of water from rivers, streams, lakes and other surface water bodies excluding wetlands which are unlikely to cause adverse environmental effects. Conditions (c) and (d) are to avoid adverse effects on small streams, which are particularly sensitive to abstraction pressure. 15 m³-cubic metres per day is a reasonable amount for small uses, such as ~~dairy shed~~ wash-down and milk cooling for small dairy sheds, small glasshouse operations, horticultural spray makeup, or irrigation of gardens (up to approximately 0.5 hectares). Condition (b) is to prevent a proliferation of small takes on a single property, which may have significant cumulative effects on ~~streams and rivers~~ surface waters. Intake velocity and screening conditions are to prevent adverse effects on aquatic life.

~~This rule allows the take of water for the supply of the persons for their reasonable domestic needs and the needs of their animals.~~

Rule 41A

~~Controlled – Take and Use of Surface Water within Allocation Regime~~

~~The take and use of surface water or groundwater that:~~

- ~~1 — Is not permitted by a rule in this regional plan, and~~
- ~~2 — Is not prohibited by Rule 49, and~~
- ~~3 — Complies with the low flow allocation specified in Policy 66 and where an instream minimum flow requirement has been established in Schedule 7 for the stream or river reach, and~~
- ~~4 — Does not have an adverse effect on downstream water users.~~

~~Is a controlled activity.~~

~~Environment Bay of Plenty reserves its control over the following matters:~~

- ~~(a) — Volume and rate of water take.~~
- ~~(b) — Measures to achieve the efficient use of water.~~
- ~~(c) — Measures to restrict the water take during low flow or drought events.~~
- ~~(d) — Measures to avoid, remedy or mitigate adverse effects on downstream water users.~~
- ~~(e) — Requirements to temporarily stop water takes to enable Environment Bay of Plenty water flow monitoring.~~
- ~~(f) — Monitoring requirements.~~

Explanation/Intent of Rule

~~To provide for the take and use of water where the activity complies with Policy 66(a), and Policy 67. Matters of which Environment Bay of Plenty retains control are those relevant to effects on water flows and administrative issues. The take and use of surface water that does not meet the conditions of Rule 41A is a discretionary activity under Rule 43.~~

Rule 41A

~~Controlled – Take and Use of Surface Water within Allocation Regime~~

~~The take and use of surface water or groundwater that:~~

- ~~1 — Is not permitted by a rule in this regional plan, and~~

- ~~2 — Is not prohibited by Rule 49, and~~
- ~~3 — Complies with the low flow allocation specified in Policy 66 and where an instream minimum flow requirement has been established in Schedule 7 for the stream or river reach, and~~
- ~~4 — Does not have an adverse effect on downstream water users.~~

~~Is a controlled activity.~~

~~Environment Bay of Plenty reserves its control over the following matters:~~

- ~~(a) — Volume and rate of water take.~~
- ~~(b) — Measures to achieve the efficient use of water.~~
- ~~(c) — Measures to restrict the water take during low flow or drought events.~~
- ~~(d) — Measures to avoid, remedy or mitigate adverse effects on downstream water users.~~
- ~~(e) — Requirements to temporarily stop water takes to enable Environment Bay of Plenty water flow monitoring.~~
- ~~(f) — Monitoring requirements.~~

~~Explanation/Intent of Rule~~

~~To provide for the take and use of water where the activity complies with Policy 66(a), and Policy 67. Matters of which Environment Bay of Plenty retains control are those relevant to effects on water flows and administrative issues. The take and use of surface water that does not meet the conditions of Rule 41A is a discretionary activity under Rule 43.~~

WQ RX Permitted activity – the Taking of Water for the Purpose of Aquifer or Pump Testing

The taking of groundwater for aquifer or pump testing is a permitted activity subject to the following:

- (a) The Bay of Plenty Regional Council shall be notified in writing at least 1 week in advance of a test.
- (b) No test for a particular well shall exceed a pumping period of 7 days in duration.
- (c) The rate of take shall not exceed 2,500 cubic metres or tonnes per day.
- (d) Records of the pump test(s) shall be kept by the owner and provided in writing to the Bay of Plenty Regional Council within one month of completion.
- (e) The records shall include:
 - (i) The location of the bore and any observation bores;
 - (ii) Temperature/pressure profiles; and
 - (iii) The amount of water taken.

Advice note:

The Bay of Plenty Regional Council can provide information on constant discharge pump testing methodology to assist the applicant determining the appropriate protocol with regard to the information needed to support any future application for resource consent to take and use water from the bore. A separate consent to discharge aquifer or pump test water may be required.

WQ R4

Controlled Activity – Take and Use of Water for Existing Dairy Shed Wash Down and Milk Cooling Purposes

The take and use of surface water ~~and~~ or groundwater for the purposes of dairy shed washdown and milk cooling is a Controlled Activity that does not require notification ~~under section 95A or 95B of the RMA~~, subject to the following:

- 1 The take and use is not permitted by a rule in this regional plan.
- 2 The take and use is not prohibited by Rule 49.
- ~~3~~ 3 ~~The take and use is not otherwise provided for by a rule in the Tarawera River Catchment Plan~~
- ~~34~~ 34 A resource consent application is lodged within 12 months of this rule becoming operative.
- 5 ~~Where the take is from a river or a stream:~~
 - ~~(a) The rate of abstraction shall not exceed 2.5 litres per second or 10% of the estimated five year low flow (Q₅-7-day low flow) at the point of abstraction, whichever is the lessor.~~
 - ~~(b) The intake shall be screened with a mesh aperture size:
 - ~~(i) Not exceeding three (3) millimetres by 30 millimetres in the tidal areas of rivers, streams or lakes; and~~
 - ~~(ii) Not exceeding five (5) millimetres by 30 millimetres or five (5) mm diameter holes in any other area that is not in the tidal area of a river, stream or lake.~~~~
- 6 ~~Where the take is from groundwater:~~
 - ~~(a) The rate of take shall not exceed 2.5 litres per second.~~
 - ~~(b) The bore shall be registered with the Bay of Plenty Regional Council.~~
 - ~~(c) The bore shall be maintained and decommissioned in accordance with the relevant requirements of schedule 14.~~
- 7 ~~The application information contains verifiable evidence of the existence of the take at the time of notification of this plan change on 18 October 2016, including but not limited to:~~
 - ~~(i) Any consent to discharge dairy shed effluent; and~~
 - ~~(ii) Evidence of the presence of a water pump on the property and the volume and rate ~~is of take is~~ proven to be the same or less than that occurring as at 18 October 2016.~~

Bay of Plenty Regional Council reserves its control over the following matters:

 - ~~(a) Rate and volume of take.~~
 - ~~(b) Measures to restrict or stop the take during periods of low river flow or low aquifer level or to enable flow monitoring by Council.~~
 - ~~(c) Metering and reporting requirements, including separate metering of any water taken under provisions of section 14(3)(b) of the Act.~~
 - ~~(d) Measures to achieve efficient use of water and consistency with schedule 7 dairy shed water use.~~
 - ~~(e) Where the proposed take is from a water body that is allocated above the limit identified in WQ P5(b) or WQ P5(e):~~

(i) Measures to avoid, or mitigate adverse effects on the environment, including on the matters in WQ O3 and WQ O4; and

(ii) Measures to avoid or mitigate adverse effects of the take on existing authorised users, and on tangata whenua values and interests.

~~Measures to avoid, remedy or mitigate to an acceptable level adverse effects on:~~

~~the surface water or groundwater resource, including effects on the matters in WQ O3 and WQ O4; and~~

~~existing authorised ground or surface water users; and~~

~~the values and interests of tangata whenua or the mauri of freshwater.~~

Advice Note:

1 This rule does not enable an additional volume to be added to an existing resource consent or permitted activity relating to the take and use of water on the same property.

2 No pump testing ~~or ecological assessment~~ is required.

3 The rate of take ~~maybe~~ be reduced to the minimum required to achieve the daily volume. Storage ~~maybe~~ be needed to enable higher rates of use.

~~4 Efficient use of water is 55 litres per cow per day.~~

Explanation

The intent of the 12-month period in (4) is to ensure all relevant activities are registered with Council, and that meters are installed.

WQ R5

Controlled Activity – Take and Use of Groundwater

The take and use of groundwater is a Controlled Activity that does not require notification, subject to the following:

1 The total daily volume of take does not exceed 35 cubic metres per property.

2 The take and use is not permitted by a rule in this regional plan.

3 The take and use is not prohibited by Rule 49.

4 A resource consent application is lodged within 12 months of this rule becoming operative.

5 The application includes verifiable evidence of the existence of the take as at 18 October 2016, including but not limited to:

(i) Any resource consent to discharge the volume of water sought; and

(ii) Evidence of the presence of a water pump on the property

and the volume and rate is proven to be the same or less than that occurring as at 18 October 2016.

Bay of Plenty Regional Council reserves its control over the following matters:

(a) Rate and volume of take.

(b) Measures to restrict or stop the take to enable monitoring by Council.

- (c) The restriction or cessation of the takes at times of low aquifer levels.
- (d) Metering and reporting requirements, ~~including separate metering of any water taken under provisions of section 14(3)(b) of the Act.~~
- (e) Measures to achieve the efficient use of water.

Advice Note:

- 1 This rule does not enable an additional volume to be added to an existing resource consent or permitted activity relating to the take and use of water on the same property.
- 2 No pump testing or ecological assessment is required.

WQ R6

Controlled Activity – Take and Use of Water for Existing Municipal Water Supplies

The taking and use of water for a municipal water supply is a Controlled Activity, providing that the application:

- 1 Relates to an existing take authorised by a resource consent ~~as of 18 October 2016.~~
- 2 Retains the same or lessor rate and volume of water authorised by a resource consent ~~as of 18 October 2016.~~
- 3 Is subject to a Water Management Plan, which meets the requirements ~~outlined set~~ in Schedule 7, ~~if the application is for more than 35 cubic metres per day.~~

Bay of Plenty Regional Council reserves its control over the following matters:

- (a) All issues contained in the municipal water supplies component of Schedule 7 - Reasonable and efficient use criteria.
- (b) The rate and volume of water to be taken.
- (c) The restriction or ~~cessation~~management of the take when instream minimum ~~river~~ flows or minimum aquifer levels are reached.
- ~~(c1) The extent to which the supply is used for purposes other than domestic water use.~~
- (d) Measures to avoid, remedy or mitigate any adverse effects on:
 - (i) River ~~and stream~~ flows (including effects on flow variability and duration) or aquifer water levels;
 - (ii) The mauri and life-supporting capacity of the water body; and
 - (iii) ~~Life supporting capacity, ecological integrity, landscape values, recreational values, and existing uses and tangata whenua values.~~
- (e) The availability and reliability of supply for existing users and water quality.
- (f) Water measurement, monitoring and reporting requirements.
- (g) The extent to which the applicant has consulted with Māori tangata whenua and taken into account Māori tangata whenua values

~~Advice Note: Tangata whenua values include those and interests and considered the mauri of the owners of Māori owned land, if the water source is on such land.~~

WQ R7

Permitted Activity – Temporary Transfer of Water Permits to Take and Use

of Water

The transfer of a ~~resource consent~~ water permit to take and to use surface water, in whole or part, on a temporary basis, to another site is a Permitted Activity subject to the following conditions:

- (a) The transferor and transferee are part of the same Water User Group.
- ~~(aa) The transfer is for a duration of no longer than 12 months.~~
- (b) The transfer is within the same catchment to any point downstream (excluding downstream tributaries) of the location to which the permit applies.
- (c) Written notice signed by the transferor and transferee is given to the Bay of Plenty Regional Council five working days prior to the transfer specifying:
 - (i) Full names and addresses of transferor and transferee;
 - (ii) If the whole ~~resource consent~~ water permit is not being transferred, the portion of the ~~consent~~ permit being transferred;
 - (iii) Proposed daily volume (cubic metres per day) and rate (litres per second) of take at both sites;
 - (iv) The number of the ~~consent~~ permit to be transferred and the number of the use consent, if required, held by each party;
 - (v) The location of new take and use site (shown on a map or identified by NZMS map reference);
 - (vi) The date of transfer and the date on which the transfer ceases;
 - (vii) Description of purpose for which water is to be used; ~~and~~
 - ~~(viii) The date on which it is for the transfer ceases or a lesser amount of water;~~
 - (ix) It is no more than that required for the intended use; and
 - ~~(viii)(x) It does not increase the rate and volume of take of water that the transferor is able to demonstrate has actually been taken and used in accordance with the conditions on the existing water permits at any time in the preceding 5 years.~~
- (d) The resource consent shall retain the same conditions (excluding location).
- (e) In the case of transfers of more than five days per annum, all parties to the transfer shall have metering and reporting at the appropriate recording and reporting level as defined in WQ M7.

Advice Note: The transferee is required to have any necessary resource consent to use the water transferred.

WQ R8 Discretionary Activity - Transfer of Water Permits to Take and Use Water

Any transfer of a water permit that does not comply with rule WQ R7 is a discretionary activity.

~~WQ R8 Controlled Activity - Transfer of Water Permits to Take and Use Water~~

~~The transfer of a resource consent to take or to use water, in whole or part, to another site, is a Controlled Activity where the transfer:~~

- ~~1 is within the same catchment or groundwater aquifer as the original consent.~~

- ~~2 — Is not from downstream to upstream of an existing hydroelectric power scheme, where the transfer relates to surface water.~~
- ~~3 — Is for the same or lesser rate and volume of take.~~
- ~~4 — Does not increase the total rate of take, where the transfer relates to surface water.~~
- ~~5 — Does not affect any lawfully established takes.~~
- ~~6 — Is not to a water resource that is over allocated, or will not cause the water resource to become over allocated.~~
- ~~7 — Will not result in a greater total volume of water actually being abstracted from an aquifer, where the transfer relates to groundwater.~~

~~Bay of Plenty Regional Council restricts its control to the following matters:~~

- ~~(a) — Location, volume and rate of take.~~
- ~~(b) — The nature and/or duration of the transfer — whole or partial/short term or permanent, including having regard to any seasonal restrictions that may be necessary.~~
- ~~(c) — The appropriateness of existing conditions to avoid or mitigate effects of the transfer to the new site including conditions on minimum flows and annual volumes.~~
- ~~(d) — The need for conditions preventing concurrent taking where there is a partial transfer or the transfer is to two or more points of take.~~
- ~~(e) — The need for conditions relating to water measurement and reporting, including telemetry requirements.~~
- ~~(f) — The potential effect of the transfer on existing users; on springs or surface water bodies and their values (including water quality); and on tangata whenua values.~~

~~Advisory Advice Note: Tangata whenua values include those of the owners of Māori land, if the water source is on such land.~~

~~**WQ R9 — Restricted Discretionary Activity — Transfer of Water Permits to Take and Use Water**~~

~~The transfer of a resource consent to take or to use water, in whole or part, temporary or permanent, to another site, where the transfer is within the same catchment or groundwater aquifer and does not meet one or more of the conditions of WQ R8 is a Restricted Discretionary Activity.~~

~~Bay of Plenty Regional Council reserves its discretion over the following matters:~~

- ~~(a) — Location, volume and rate of take.~~
- ~~(a) — The nature and/or duration of the transfer — whole or partial/short term or permanent, including having regard to any seasonal restrictions that may be necessary.~~
- ~~(b) — The appropriateness of existing conditions to avoid or mitigate effects of the transfer to the new site including conditions on minimum flow and annual volumes.~~
- ~~(c) — The need for conditions preventing concurrent taking where there is a partial transfer or the transfer is to two or more points of take.~~
- ~~(d) — The need for conditions relating to water measurement and reporting, including telemetry requirements.~~

~~(e) The potential effect of the transfer on:~~

~~(i) Other users;~~

~~(ii) Springs, connected groundwater aquifers or surface water bodies;
and~~

~~(iii) Tangata whenua values.~~

~~Where surface water and/or groundwater allocation exceeds the relevant limits for the catchment, whether a reduction in the rate or volume of take may be required to assist comply with phasing out that exceedance rule WQ R7 is a discretionary activity.~~

~~Advisory Advice Note: Reductions in the rate or volume of take to assist in phasing out over allocation will be considered in over allocated resources and may result in the transferred rate or volume being reduced.~~

~~Tangata whenua values include those of the owners of Māori land, if the water source is on such land.~~

Rule 42

[This Rule is not part of the plan change and will be shifted under a new heading].

WQ R40R9

Restricted Discretionary Activity – Take and Use of Water

The take and use of surface water or groundwater is a Restricted Discretionary Activity where:

~~1~~ The take will not result in the primary interim limits set out in WQ P5(b) or WQ P5(e) being exceeded.

~~1~~ The take, unless the activity is a renewal of a consent that was granted after 1 October 1991 and is for the same or lesser rate and volume of take.

~~42~~ The take and use is not permitted or controlled by a rule in this regional plan.

~~23~~ The take and use is not prohibited by Rule 49.

~~34~~ A water meter is installed.

Bay of Plenty Regional Council reserves its discretion over the following matters:

(a) Location, rate and volume of take, taking into account the interim limits in P5(b) or WQ P5(e) or any subsequent limits established under WQ P2.

(b) Measures to restrict or stop the take during periods of low flow or aquifer levels.

(c) Metering and reporting requirements, including separate metering of any water taken under provisions of section 14(3)(b) of the Act.

(d) Measures to achieve reasonable and efficient use of water.

(e) Measures to avoid, or mitigate ~~to an acceptable level,~~ adverse localised effects on the surface water or groundwater resource ~~and adverse~~ including the effects on ~~existing authorised groundwater abstractors~~ freshwater values.

(f) The potential effect of the take on existing authorised users; on springs or surface water bodies and their values (including water quality); ~~and on tangata whenua values).~~

(g) The extent to which the applicant has consulted with tangata whenua and taken into account their values.

Advice Note: Information on the assessment of the limits and current allocation status is available at Bay of Plenty Regional Council's offices and on its website.

This rule does not apply to take and use relying on WQ P5(d) or WQ P6 (i.e. secondary allocation or flood harvesting).

Rule 43

WQ R44R10

Discretionary Activity – Take and Use of Water

Until locally specific limits are established under WQ P2(e) and (f) the take and use of surface water or groundwater that:

- 1 Is not a Permitted, Controlled or Restricted Discretionary Activity by under a rule in this regional plan; and
- 2 Is not a controlled activity under a rule in this regional plan, and,
- 3 Is not prohibited by Rule 49

is a discretionary activity.

~~In relation to this rule, Environment Bay of Plenty Regional Council may review resource consents for the take and use of surface water where the total volume of water authorised to be taken from a stream or river reach is greater than that provided for in the low flow allocation specified in Policy 66 WQ P5, and an Instream Minimum Flow Requirement for the stream or river reach has been specified in Schedule 7.~~

Explanation/Intent of Rule

To allow Environment Bay of Plenty Regional Council to assess the effects of water takes on the environment on a case by case basis according to the objectives, policies and methods in Section 5.4 Part II WQ of this regional plan. ~~This rule includes, but is not limited to municipal water supply, irrigation, non-consumptive use by human activities, and other uses.~~

Assessment Criteria

~~When assessing resource consent applications under this rule, Environment Bay of Plenty Regional Council will have particular regard to, but not be limited to, the following provisions as appropriate to the source of the proposed water take:~~

~~Objective — 4, 5, 6, 8, 36, 39, 41, 42, 43, 45~~

~~Policy — 5, 11, 14, 15, 17, 18, 19, 20, 21, 66, 69, 70, 71, 72, 73, 79, 80~~

~~Method — 13, 17, 18, 20, 21, 56, 60, 66, 67, 169, 170, 172, Schedule 7~~

~~Other matters relevant to existing water takes:~~

- ~~(a) — Investment in existing infrastructure for the activity.~~
- ~~(b) — Site characteristics.~~
- ~~(c) — Statistical variations on water flow data.~~
- ~~(d) — Adverse effects of the activity on the matters listed in Method 169.~~
- ~~(e) — Adverse effects on existing users of the surface water body.~~

~~Other matters relevant to new water takes:~~

- ~~(a) — Site characteristics.~~
- ~~(b) — Statistical variations in water flow data.~~
- ~~(c) — Adverse effects of the activity on the matters listed in Method 169.~~
- ~~(d) — Adverse effects on existing users of the surface water body.~~

Definition of Terms

Plan change 9 introduces new definitions for the following:

Crop and rootstock survival water - Water provided for the survival of crop ~~or root stock~~ intended for human consumption, or their root stock. This includes permanent horticultural crops (e.g. kiwifruit, avocado, stonefruit, pipfruit) and hydroponic glasshouse crops and excludes annual crops such as pasture species, animal fodder crops and maize.

~~Efficient allocation~~ — ~~In relation to freshwater allocation, including economic, technical and dynamic efficiency.~~ **Efficient use** – In relation to the use of freshwater, means the amount of water beneficially used in relation to ~~that the total amount~~ taken. It relates to the performance of a water-use system, including avoiding water wastage.

~~Electronic reporting~~ - For the purpose of supplying water meter data to council means supplied to council in a council approved machine-readable format.

~~Full allocation~~ - The net allocation allowed by water permits equals the primary allocation limit in WQ P5(b), or WQ P5(e). For surface water the calculation shall be made at the proposed point of take as well as for the whole stream. Fully allocated has a corresponding meaning.

~~Instream minimum flow Requirement~~ – The flow of water in a river or stream necessary to sustain aquatic life, water quality, recreational use, outstanding natural features and/or Māori cultural values.

Municipal water supply - A reticulated water supply provided by or for a territorial authority primarily to meet domestic, drinking water and public health requirements. The supply may include industrial commercial and irrigation supplies.

~~Net allocation~~ - For the purpose of determining fully allocated/full allocation net allocation means the amount of water that is no longer available to others as a result of the allocation. Net allocation = Water authorised to be Taken -minus Water required to be returned.

~~Over-allocation~~ means the net allocation allowed by water permits exceeds the primary allocation limit in WQ P5(b), or WQ P5(e). Over-allocated has a corresponding meaning

~~Primary Allocation~~ is the water allocated to a use which may continue to be used until a low flow or critical resource limit is reached. Typically, for surface-water, the taking of primary allocation water will only be required to cease in times of drought or severe water shortage.

~~Secondary Allocation~~ is the water allocated to a use that may have to cease its take or use at water levels above the limits imposed on primary allocation. Secondary allocation is available to users at times of relative water abundance but is the first to be required to stop taking when water levels start dropping. Secondary water is intended for uses that do not require the reliability of primary water, or occur at times of water abundance.

~~Water User Group~~ – means a group of authorised water users, or potential water users, whose members are registered with the Bay of Plenty Regional Council, that have voluntarily grouped together to collectively manage their water take permits, during times of restriction, or to improve the efficiency of their consented takes.

The following definitions are from the Regional Policy Statement and are provided for information purposes only. They are not part of the plan change.

Kaumātua – Elder.

Mauri – The essential life force, energy or principle that tangata whenua believe exists in all things in the natural world, including people. Tangata whenua believe it is the vital essence or life force by which all things cohere in nature. When Mauri is absent there is no life. When Mauri is degraded, or absent, tangata whenua believe this can mean that they have been remiss in their kaitiakitanga responsibilities and this affects their relationship with the atua (Māori gods). Mauri can also be imbued within manmade or physical objects.

Pūkenga – Tangata whenua persons acknowledged by their iwi, hapū or whānau as having the appropriate knowledge, expertise and genealogical linkages to allow them to assist kaitiaki to determine and express the group's relationships and their culture and traditions with their ancestral lands, water, waahi tapu, special sites and other taonga.

Tikanga Māori – Māori customary values and practices.

Replace “Schedule 7 - Instream Minimum Flow Requirement” with “Schedule 7 - Reasonable and efficient use criteria”.

Schedule 7 – Instream Minimum Flow Requirements

River or Stream	Stream Reach	Instream Minimum Flow Requirement
Waitahanui Stream	From confluence with Whakahaupapa Stream to stream mouth	3.8 m ³ /s

Schedule 7 – Reasonable and Efficient Use Criteria

Irrigation

~~Use~~The amount of water taken pursuant to any provision in this plan must be reasonable and justifiable with regard to the intended use and, where appropriate, comply with this schedule.

Irrigation

To determine reasonable and efficient irrigation requires use of a field validated model that considers land use, crop water use requirements, on site physical factors such as soil water holding capacity, and climatic factors such as rainfall variability and potential ~~evapo-transpiration~~evapotranspiration. The model must reliably predict annual irrigation volume within an accuracy ~~of better than~~ 15%.

The annual volume calculated using the model shall meet ~~with~~ the following criteria:

- (a) An irrigation application efficiency of 80%, and
- (b) ~~Demand~~Water demand conditions that occur in nine out of 10 years.

The assessment should include consideration of the particular circumstances of the activity, whether there are any existing resource consents for the take and use of water for the same area of land, the documented growth plans of the business and the requirements of the crop through all phases of its life cycle. For the purposes of crop and rootstock survival water the allocation must not exceed 25% of the total consented daily water demand, and a scientific assessment of the need for that crop and rootstock survival water shall be provided. The cumulative effect of crop and other rootstock water allocations shall not cause minimum flows to fall below 80% of Q₅.

Municipal water supplies

~~The~~A Water Management Plan is required and shall establish a long term strategy for the water requirements of domestic or municipal suppliers and their communities. It shall demonstrate that the rate and volume of water required, including any increase over that previously authorised, has been justified and that the water take will be used efficiently and effectively. A Water Management Plan is required whether the application is for the renewal of an existing take, or a new application. To this

end the Water Management Plan shall, be developed to an extent which is appropriate for the scale of the activity, provide for supplies that take over 35 cubic metres per day and shall address the following information:

1. A description of the water supply system including system operation, distribution extent, levels of service, water use measurement, maintenance and asset management procedures.
2. A comprehensive assessment of existing and future demands for water with regard to an assessment of reasonable population growth within the planning horizon to meet the following:
 - a. Reasonable domestic needs.
 - b. Public health needs in accordance with requirements under any Act of Parliament or regulation.
 - c. Reasonable community needs (e.g. for public amenities).
 - d. Reasonable commercial, rural supply and industrial needs.
 - e. An assessment as to how each of the assessments required by clauses a) to d) above is predicted to vary over time.
 - f. A justification for each of the assessments required by clauses a) to e) above including reference to any relevant planning instruments promulgated under the Resource Management Act 1991 that provide for future growth or relevant documents promulgated under the Local Government Act 2002 such as long term plans, growth strategies or spatial plans.
3. Any existing or proposed water pricing procedures, including the extent of metering of individual customers and any linkages with wastewater pricing or management.
4. How water reticulation networks are planned and managed to minimise their water losses as far as practicable.
5. A description of patterns of water use practices and/or behaviour in all sectors of use (and distribution) with the objective of maximising water use efficiency and reducing water use, as far as practicable.
6. Water saving targets for the full range of demand conditions including demand saving targets for council owned facilities, domestic demand targets and demand saving targets for commercial and industrial customers.
7. Key performance indicators for each of the water saving targets.
8. Any external auditing and benchmarking procedures that have been adopted.
9. A drought management plan that includes:
 - (i) Steps to be taken to reduce consumption during water shortage conditions, including ensuring that uses not identified as priorities in Policy 80B are restricted to a similar extent to which that use would be restricted if it was not part of the municipal supply network.
 - (ii) Public and commercial user education programmes.
 - (iii) steps taken to reduce consumption when demand is approaching the maximum ~~rate of~~ take ~~volume~~ specified under the relevant resource consent.
 - (iv) Enforcement procedures.
10. Actions, performance measures and a timeline for implementing actions. The actions and performance measures identified will depend on the circumstances of each applicant.
11. Any consultation undertaken with key stakeholders and outcomes of such consultation.
12. Details of an appropriate water conservation and demand management plan review process.
13. Identification of any anticipated increases in water demand over the term of the consent and ability to stage water ~~rates of~~ take ~~volumes~~ to more closely reflect demand requirements over time.

14. Ability to reduce the amount of water used by existing industrial and agricultural users, as a result of improvements in the efficiency of the use of water, in order to meet any increase in water demand over the term of the consent.
15. Identification of any single industrial, commercial or agricultural use of water that uses more than 15 cubic metres of water per day (not being water used for human drinking or human sanitation purposes).
16. Identification of future domestic or municipal supply take needs over and above that already authorised.
17. Domestic or municipal supply takes required to meet growth and development that is provided for in planning instruments promulgated under the Resource Management Act 1991 or relevant documents promulgated under the Local Government Act 2002, such as Long Term Plans, growth strategies or spatial plans (or similar).
18. The projected future needs shall be identified in terms of:
 - (a) Location of take; and
 - (b) Volume Rates of take (including any seasonal variations); and
 - (c) The date at which the water is likely to be required.

Dairy Farm Water Use

1. For the purpose of determining whether an application to take and/or use water under WQ R4 is reasonable and efficient, good management guidelines including the following should apply:

(a) All water used to cool milk must be recaptured and reused for either stock drinking water or hygiene purposes in the dairy shed.

(b) Milk cooling water that is reused for the purpose of stock drinking water will be assessed as being taken for stock drinking water and does not require resource consent.

(c) The average rate of take of water used for both hygiene purposes and milk cooling shall not exceed 65 litres per cow per day when averaged over the entire milking season.

(d) The maximum weekly volume shall not exceed 490 litres per cow.

Applications to take and use water for milk cooling or dairy hygiene not relying on WQ R4 may provide evidence for the use of alternative rate of takes.

Stock Drinking Water

For the purpose of estimating the combined volume of stock drinking water taken under s14(3)(b) the requirements for a dairy cow shall be estimated as 70 litres water per cow per day.

Other Uses

The amount calculated in accordance with good management practices for efficient use of water in relation to that use or by demonstrating that water is not being wasted, such as by means of a water use audit by an independent party to identify any wastage and any opportunities for re-use or conservation.

Schedule 15 – Method for estimating surface water and groundwater allocation status

Surface water

The five-year seven-day mean annual low flow (Q₅ 7-day) is the seven day low flow value which has a 20% probability of occurring in any one year and is determined as follows:

- Calculate the daily moving averages of every seven day period in the record.
- Select the minimum seven day moving average value for the year.
- Calculate the exceedance probability for each of the minima for the years.
- Plot on a probability graph and fit a curve.
- Obtain the value for the 20% probability exceedance value.

Data for all of the permanent flow monitoring stations is provided in the Environmental Data Summaries which are published periodically for the Bay of Plenty. These summaries include low flow including the Q₅ 7-day low flow, as well as flood flow information.

The Q₅ 7-day low flow will be assessed at the point of the proposed take, estimated from the assessed flows in a similar catchment.

Total current authorised allocations will be calculated by summing the net instantaneous rate of take (litres/second) allocated in every water permit upstream of a proposed point of take. Water allocated for frost protection is not included in these calculations due to it not occurring at the same time as irrigation.

Total current authorised allocations will be compared with the Q₅ 7-day low flow to determine whether the river or stream is under-, fully or over-allocated at the proposed point of take in relation to the limits in WQ P5.

Groundwater

Residual Average Annual Recharge is calculated as follows:

1. Calculate average annual flows into the relevant aquifer or zone.
2. Subtract from this flow an allocation to sustain stream flow, where it is determined that there is connection between groundwater and surface water (Note that this is not necessary for the deeper groundwater zones, where there is unlikely to be connection to surface water).
3. The groundwater remaining is referred to as the 'Residual Average Annual Recharge' (RAAR).
4. The allocation limit is set at 35% of RAAR as shown in the diagram.

Total current authorised allocations are calculated by summing the net annual volume (cubic metres/year) allocated to every water permit to take water from that aquifer or zone, with the following modifications where the consent does not specify a period of use:

- Annual use is assessed as daily use x 155 days for irrigation (includes crop and pasture)
- Annual use is assessed as daily use x 30 days for frost protection

- Otherwise, annual use is calculated on the basis of 365 days continuous use (this includes municipal and commercial).

Total current authorised allocations will be compared with 35% of RAAR to determine whether the aquifer or zone is under, fully or over-allocated in relation to the limits in WQ P5.

