



**BAY OF PLENTY
REGIONAL COUNCIL
TOI MOANA**

Submission Form

Send your submission to reach us by
4 pm on Tuesday 6 September 2022

Submission Number
Office use only

Post: The Chief Executive Bay of Plenty Regional Council PO Box 364 Whakatāne 3158	or Fax: 0800 884 882	or email: rpschange6@boprc.govt.nz
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Submitter: Ballance Agri-Nutrients Limited

This is a submission on **Proposed Change 6 (NPS-UD) to the Bay of Plenty Regional Policy Statement**

- 1 I ~~could~~/**could not*** gain an advantage in trade competition through this submission. [*select one]
- 2 I ~~am~~/**am not*** directly affected by an effect of the subject matter of the submission that [*select one]
 - (a) adversely affects the environment, and
 - (b) does not relate to trade competition or the effects of trade competition

[Delete the entire paragraph if you could not gain an advantage in trade competition through this submission.]
- 3 The details of my submission are in the attached table.
- 4 I ~~wish~~/**do not*** wish to be heard in support of my submission. [*select one]
- 5 If others make a similar submission, I will consider presenting a joint case with them at a hearing. *[Delete if you would not consider presenting a joint case.]*

B. Mead

06 September 2022

Date

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

*[NOTE: A signature is **not** required if you make your submission by electronic means.]*

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

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Submissions contain personal information within the meaning of the Privacy Act 2020. By taking part in this public submission process, submitters agree to any personal information (including names and contact details) in their submission being made available to the public and published on our website, and for the information collected to be held in accordance with our Privacy Statement available at www.boprc.govt.nz.

The specific provisions of the proposal that my submission relates to are:

Page No	Reference (Issue, Objective, Policy, or Method)	Support/Oppose	Decision Sought What changes you would like to see	Give Reasons
	Plan Change 6 in entirety for the purpose noted in Column 4 of this table.	Oppose	We seek amendments to the Plan Change in so far as it is necessary to ensure recognition of existing lawful activities and their future needs.	Consistency of treatment of existing lawful activities as referred in below rows.
33	Policy UG 22B Policy in entirety & in particular the opening sentence	Oppose	We seek an amendment that ensures consistency with higher order planning instruments and recognises existing lawful activities and their needs. We note this may require amendment to the balance of UG22B, the Policy Statement or other relief to achieve this.	By amending the phrase to remove 'provide' and utilise 'shall take into account', the policy will reflect the wording and intention of s8 of the Resource Management Act 1991 & Objective 5 of the NPS UD 2020.
33	Policy UG 22B (d)	Oppose	We seek an amendment that ensures recognition of existing lawful activities and their future needs. We note such amendment may require variation to the balance of UG 22B or the policy statement or other relief to achieve this.	An amendment that recognises existing, lawful activities recognises the purpose of the RMA 1991 (Part 2), is consistent with provisions for existing use and s104 & s124 to s124C of the RMA 1991 and reflects the intention of the NPS UD 2020 to direct future development of urban areas .
33	Policy UG 22B (e)	Oppose	We seek an amendment that ensures recognition of the needs and future needs of existing, lawful activities when applying Policy UG 22B(e). We note such amendment may require variation to the balance of Policy UG 22B or the policy statement or other such relief to achieve this.	Our reasons for recommending these proposed changes are those outlined in respect of Policy UG 22B (d) above.