

Further Submission on Proposed Change 6 (NPS-UD) to the Regional Policy Statement

Clause 8 of Schedule 1, Resource Management Act 1991

Please send your submission to be received by **4:00 pm on Friday 10 February 2023**

FS Number

To: The Chief Executive, Bay of Plenty Regional Council

By Post: PO Box 364, Whakatane 3158

By Email: rpschange6@boprc.govt.nz

Name: Ballance Agri-Nutrients Limited

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

This is a further submission in support of or opposition to a submission on Proposed Change 6 (NPS-UD) to the BOP Regional Policy Statement

1. We **do** wish to be heard in support of my further submission.
2. If others make a similar submission we **would** be prepared to consider presenting a joint case with them at any hearing.
3. We are an organisation that has an interest in the proposal that is greater than the interest the general public has, on the following grounds:

We are a farmer-owned co-operative that leads the manufacturing, supply and application of fertiliser in New Zealand. Our head office is located in Tauranga beside our Mount Maunganui manufacturing plant demonstrating our commitment and significant investment in this region. This strategic infrastructure and operations are situated within an intensively built environment with competing land use and coastal environment and culturally significant resources on our doorstep. Our immediate neighbours include main transportation routes, local marae and historically important landscapes. We are a key economic driver for the region and large local employer. We have a greater interest than the general public given the location of our organisation, the significance of our contribution to the development of the regional and national economy and our leadership in preserving and enhancing soil health and highly productive land through our argi-science lead manufacturing and application of fertiliser.

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



Contact Person: Barbara Mead, Sharp Tudhope Lawyers

Telephone: 07 928 0773 or 027 510 0199

Email: Barbaram@st.co.nz

Address for Service of Submitter: Sharp Tudhope Lawyers, Private Bag T12020, Tauranga 3143

Further Submission # FS05

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.

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

FURTHER SUBMISSION POINTS:

Submission Number: 15.12

Submitter Name: Fonterra Ltd

Section Reference: Whole of Change 6

Recommendation: The proposed plan change be amended to ensure:

- alignment with Part 2
- achieving integrated management of effects of use, development or protection of and associated resources
- recognition of reverse sensitivity and established, existing activities.

Support/Oppose: Support

Reasons:

We concur with the recommendation to ensure alignment with higher order documents and to recognise established existing use and reverse sensitivity effects for the reasons provided in our submission.

Submission Number: 20-1

Submitter Name: KiwiRail Holdings Ltd

Section Reference: Whole of Change 6

Recommendation: The proposed plan change be amended to ensure:

- alignment with Part 2
- achieving integrated management of effects of use, development or protection of and resources
- recognition of reverse sensitivity and established, existing activities.

Support/Oppose: Support

Reasons:

We concur with the recommendation to ensure alignment with higher order documents and to recognise established existing use and reverse sensitivity effects for the reasons provided in our submission.

Submission Number: 23-1

Submitter Name: Nga Potiki a Tamapahore Trust

Section Reference: Whole of Change 6

Recommendation: Retain RPS Change as notified with amendment to Policy UG22B

Support/Oppose: Oppose

Reasons:

Further Submission # FS05

We support retention of the RPS Change as notified however also seek amendment to Policy UG22B. We support the inclusion of UG22B however seek amendment in terms of our submission to ensure alignment with the higher order planning instruments and RMA as per our submission.

Submission Number: 24-1

Submitter Name: Nga Moko

Section Reference: Whole of Change 6

Recommendation: Retain plan change to the extent that it strengthens Māori involvement in decision making requiring that all applications be subject to Tangata Whenua Manawhenua assessment for effects and options.

Support/Oppose: Oppose

Reasons:

We support retention of the RPS Change as notified however also seek amendment to Policy UG22B in terms of our submission to ensure alignment with the higher order planning instruments and RMA and recognition of existing use. The proposed amendment is broad and without clear direction or scope. The RMA and higher order planning documents provide for, mandate and indicate how such involvement should and can take place. We support such involvement and consider it to be of benefit to our community and environment as a whole, however by inclusion of such a broad and non-specific policy, we consider confusion may be created at an operational and processing level that will not promote the efficient and effective administration of our built and natural resources.

Submission Number: 32-1

Submitter Name: Waste Management NZ Limited

Section Reference: Whole of Change 6

Recommendation: The proposed plan change be amended to ensure:

- alignment with Part 2
- achieving integrated management of effects of use, development or protection of and associated resources
- recognising reverse sensitivity of established, existing activities.

Support/Oppose: Support

Reasons:

We concur with the recommendation to ensure alignment with higher order documents and to recognise established existing use and reverse sensitivity effects for the reasons provided in our submission.

Further Submission # FS05

Submission Number: 3 - 3

Submitter Name: Retimana Whanau Trust

Section Reference: Policy UG 22B

Recommendation: retain Policy UG 22B subject to removing explanatory text relating to cultural offsets.

Support/Oppose: Oppose

Reasons:

We support retention of the RPS Change as notified however also seek amendment to Policy UG22B to ensure alignment with the higher order planning instruments and RMA and recognition of existing use as per our submission.

Submission Number: 16 - 11

Submitter Name: Ford Land Holdings Pty

Section Reference: Policy UG 22B

Recommendation: adopt as notified

Support/Oppose: Oppose

Reasons:

We support retention of the RPS Change as notified however also seek amendment to Policy UG22B to ensure alignment with the higher order planning instruments and RMA and recognition of existing use as per our submission.

Submission Number: 33 - 9

Submitter Name: Western Bay of Plenty District Council

Section Reference: Policy UG 22B

Recommendation: Add "Provide opportunities, in appropriate circumstances, for Māori involvement in decision-making on resource consents, designations, heritage orders, and water conservation orders".

Support/Oppose: Oppose

Reasons:

The proposed amendment is broad and without clear direction or scope. The RMA and higher order planning documents provide for, mandate and indicate how such involvement should and can take place. We support such involvement and consider it to be of benefit to our community and environment as a whole, however by inclusion of such a broad and non-specific policy, we consider confusion may be created at an operational and processing level that will not promote the efficient and effective administration of our built and natural resources.