

**From:** [Geoff Deavoll](#)  
**To:** [Mailroom Mailbox](#)  
**Subject:** DOC - further submission on the proposed Canterbury Air Regional Plan  
**Date:** Friday, 10 July 2015 8:47:38 a.m.  
**Attachments:** [ECan Air Plan - Further Submission - FINAL.pdf](#)

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Hi,

Please find attached a further submission in relation to the proposed Canterbury Air Regional Plan on behalf of the Director General of Conservation.

Kind regards

Geoff

**Geoff Deavoll**

Resource Management Planner - *Kai Whakamaherehere Penapena Rawa*  
Policy and Regulatory Services Group  
Department of Conservation - *Te Papa Atawhai*  
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**Conservation for prosperity Tiakina te taiao, kia puawai**  
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**FURTHER SUBMISSION IN SUPPORT OF OR OPPOSITION TO  
SUBMISSIONS ON A PUBLICLY NOTIFIED PROPOSED POLICY  
STATEMENT OR PLAN**

TO:

The Proposed Canterbury Air Regional Plan  
Environment Canterbury  
PO Box 345  
Christchurch 8140

[mailroom@ecan.govt.nz](mailto:mailroom@ecan.govt.nz)

1. Name of further submitter: Director-General of Conservation.
2. This is a further submission in support of and/or in opposition to submissions on the proposed Canterbury Air Region Plan.
3. I have an interest in the proposal that is greater than the interest of the public generally because of the functions of the Department of Conservation under the Conservation Act 1987.
4. The attached table sets out the submissions that are supported or opposed, the particular parts of the submission that are supported or opposed, the reasons for the support or opposition and the decision sought with respect to each submission supported or opposed. In this further submission "the RMA" refers to the Resource Management Act 1991.
5. I wish to be heard in support of my submission. A copy of the further submission has been sent to each submitter whose submission is supported or opposed.
6. If others make a similar submission, I will consider presenting a joint case with them at a hearing.



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Leonie Fechny, Conservation Partnerships Manager, North Canterbury District Office,  
Department of Conservation  
acting pursuant to delegated authority on behalf of the Director General of Conservation

.....  
7<sup>th</sup> July 2015

Note: A copy of the Instrument of Delegation may be inspected at the Director-General's office at Conservation House Whare Kaupapa Atawhai, 18 - 32 Manners Street, Wellington 6011

Address for service: Resource Management Planning  
Christchurch Shared Service Centre  
Department of Conservation  
Private Bag 4715  
CHRISTCHURCH 8140

phone (03) 371 3700

Contact persons: Geoff Deavoll, Resource Management Planner  
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email: [gdeavoll@doc.govt.nz](mailto:gdeavoll@doc.govt.nz)

| Submitter Name           | Sub No.      | Provision No. | submission   | Support/ oppose | Reason   | Relief Sought                |
|--------------------------|--------------|---------------|--|-----------------|--|------------------------------|
| Horticulture New Zealand | pCARP 1092 - | Rule 7.72     | <p>Amend Rule 7.72 as follows:</p> <p>Applications of agrichemicals</p> <p>The discharge to air from agrichemicals is a permitted activity provided the following conditions are met:</p> <p>1) The substance is approved under HSNO and the use and discharge of the substance is in accordance with all conditions of the approval; and</p> <p>2) The discharge is undertaken in a manner consistent with NZS8409:2004 Management of Agrichemicals and for specific activities compliance with the following sections of NZS8409:2004 Management of Agrichemicals:</p> <p>Storage - Appendix L4</p> <ul style="list-style-type: none"> <li>• Use - Part 5.3</li> <li>• Disposal - Appendix S</li> <li>• Records - Appendix C9</li> </ul> <p>3) The discharge must be undertaken in such a way that there are no adverse effects from target spray drift beyond the property boundary.</p> <p>4) Spray plan - the owner/occupier or manager shall prepare a spray plan at least once a year including identifying sensitive areas adjacent to where discharges will occur. (Spray plan requirements to be included in plan or refer to NZS8409:2004 5.3</p> | oppose          | <p>Including the training requirements as proposed in proposed condition five of the amended rule 7.72 would be inconsistent with the associated Rule 5.22 covering the discharge of agrichemicals to land and to water in the proposed Canterbury Land &amp; Water Regional Plan.</p> <p>Both the GROWSAFE<sup>®</sup> Registered Chemical Applicators qualification and the AIRCARE<sup>™</sup> accreditation are voluntary industry standards, and are not a legal requirement. Generally the EPA approvals for use of various agrichemicals do not require these to be held. There are or may be alternatives to these accreditation schemes and it is not appropriate to narrow compliance with the rule to particular providers.</p> <p>Including the notification requirements in the rule as proposed in proposed condition 6 will not be consistent with the HSNO Act approvals for use of all agrichemical substances in all environmental settings, often the notification requirements under this legislation will be more stringent than that detailed in the proposed condition.</p> | Retain Rule 7.72 as notified |

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|----------------|---------|---------------|---|-----------------|--------|---------------|
|                |         |               | <p>and Appendix M4 and template on website);</p> <p>5) Training - where agrichemicals are applied:</p> <p>i) All users, other than agrichemical contractors, must hold a GROWSAFE Introductory Certificate or be under direct supervision of a person holding a GROWSAFE Applied Certificate or Registered Chemical Applicators Certificate.</p> <p>ii) Every ground based agrichemical contractor shall hold a GROWSAFE Registered Chemical Applicators Certificate Or have a GROWSAFE Introductory Certificate and under direct supervision of GROWSAFE Registered Chemical Applicator.</p> <p>iii) Every pilot undertaking Aerial application must hold a GROWSAFE Pilots Agrichemical Rating Certificate issued by CAA and the application of company operator must hold a current AIRCARE Accreditation.</p> <p>6) Notification - The owner/occupier or manager shall ensure that notification has occurred prior to application commencing as follows:</p> <p>i) Sensitive areas other than amenity areas and public places - The owner/occupier or manager of the property where</p> |                 |        |               |

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|----------------|---------|---------------|--|-----------------|--------|---------------|
|                |         |               | <p>agrichemicals are to be used is to ensure that any person likely to be directly affected by application and who requests notification, is notified prior to application commencing;</p> <p>ii) Amenity areas and public places -</p> <p>The owner/occupier or manager shall provide a public notice in a local newspaper or letter drop in the area to be sprayed at least 7 days before the proposed application and ensure that the signage below is provided:</p> <p>i) where spraying is occurring in a public place signs shall be placed within the immediate vicinity of the spraying prior to commencing and maintained until spraying has ceased,</p> <p>ii) where the spraying is occurring on or alongside road vehicles associated with the spraying shall display signs on the front and rear of the vehicles advising that spraying is occurring.</p> |                 |        |               |