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To: [Mailroom Mailbox](#)
Cc: [Patrick Mulligan](#)
Subject: Chevron New Zealand - further submissions on the Proposed Canterbury Regional Air Plan [BUD-L.FID404244]
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Attachments: [53156714_Chevron - further submissions \(v1\).PDF](#)

Good afternoon,

We act for Chevron New Zealand ("Chevron"). **Attached** for filing is Chevron's further submissions on the Proposed Canterbury Regional Air Plan.

Please confirm receipt of the further submissions to this email address.

If you have any questions, do not hesitate to contact us.

Kind regards,

Rafael

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CHEVRON NEW ZEALAND

Further Submissions on the Proposed Canterbury Air Regional Plan

To: Canterbury Regional Council (the "**Council**")

Submitter Name: Chevron New Zealand ("**Chevron**")

1. This is a compilation of the further submissions made by Chevron supporting and opposing submissions on the Proposed Canterbury Air Regional Plan (the "**Proposal**").

2. **Grounds for further submission**

2.1 Chevron has an interest in the Proposal greater than the interest of the general public. Chevron is a major supplier of retail fuel outlets and industrial petroleum products in the Canterbury Region. Chevron owns and operates storage tanks at the Timaru Port, which in addition to storing Chevron's own products for dispersal, also holds petroleum products owned by the other major petroleum suppliers. In addition, Chevron stores and disperses petroleum products from fuel tanks located at Lyttelton Port which are owned by Mobil. Submissions concerning air discharges rules which relate to Chevron's fuel supply activities have the potential to significantly impact on Chevron's ability to undertake such activities in the Canterbury Region and the wider South Island.

3. **Further submissions**

3.1 The table attached at **Appendix 1** identifies:

- (a) Submissions which Chevron supports or opposes; and
- (b) The reasons for Chevron's position in respect of those submissions.

3.2 Chevron makes these further submissions without prejudice to the relief claimed in Chevron's primary submission on the Proposal.

4. **Hearings**

4.1 Chevron wishes to be heard in support of Chevron's further submissions.

4.2 If others make similar submissions, Chevron will consider presenting a joint case with them at a hearing.

Date: 10 July 2015

Address of submitter:

C/- Patrick Mulligan

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APPENDIX 1

Chevron's Further Submissions

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz	pCARP-3087 <i>Retain the definition of "petroleum products".</i>	Chevron supports the retention of the definition of "petroleum products" for the purpose of Rule 7.34 as per its primary submission.	Support
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz	pCARP-3113 <i>Delete Policy 6.7.</i>	Chevron supports the deletion of Policy 6.7 as this policy has the potential to undermine the operational certainty of existing air discharging land uses and unduly restrict the operation of regionally important industrial and trade activities.	Support

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	nz			
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz nz	pCARP-3102 <i>Retain Policy 6.8.</i>	Chevron supports the provision of longer duration consents for appropriately located air discharging activities to secure operational certainty.	Support
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz nz	pCARP-3105 <i>Retain Policy 6.19.</i>	Chevron considers that it is crucial that the Proposal contains policy support for enabling industrial and trade air discharges in appropriate locations.	Support
Mobil New Zealand Limited,	Mr David Le	pCARP-3124	Chevron considers that it is appropriate that	Support

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
BP Oil New Zealand Limited, and Z Energy Limited	Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz	<i>Insert a new rule for activities that do not meet permitted activity conditions to default to a discretionary activity status.</i>	activities that do not meet permitted activity conditions default to a discretionary activity status.	
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz	pCARP-3122 <i>Amend Rule 7.3 to make a discretionary activity rather than a non-complying activity.</i>	The non-complying activity status of Rule 7.3 is overly stringent and should be discretionary as per the operative Canterbury Natural Resources Plan.	Support
Horticulture New Zealand	Chris Keenan C/- Natural Resources and	pCARP-1084 <i>Amend Rule 7.3 to a discretionary activity.</i>	The non-complying activity status of Rule 7.3 is overly stringent and should be discretionary as per the operative Canterbury Natural Resources Plan.	Support

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	Environment P O Box 10-232 Wellington 6143 chris.keenan@hor tnz.co.nz			
Straterra Inc	Bernie Napp PO Box 10668 The Terrace Wellington 6143	pCARP-1931 <i>Amend Rule 7.3 to change from a "non-complying activity" to a "discretionary activity".</i>	The non-complying activity status of Rule 7.3 is overly stringent and should be discretionary as per the operative Canterbury Natural Resources Plan.	Support
Ravensdown Fertiliser Cooperative Limited	Mr Chris Hansen P O Box 51-282 Tawa Wellington 5249 Chris@rmaexpert.co.nz	pCARP-2773 <i>Amend Rule 7.3 from a "non-complying activity" to a "discretionary activity".</i>	The non-complying activity status of Rule 7.3 is overly stringent and should be discretionary as per the operative Canterbury Natural Resources Plan.	Support
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740	pCARP-3125 <i>Amend rule 7.34, while retaining its intent, as follows: The discharge of contaminants, including odour into air from the storage or transfer of petroleum products, including vapour ventilation and displacement, is a permitted activity provided the following conditions are met: 4- The discharge does not cause</i>	Chevron supports amending Rule 7.34 to expressly refer to odour and remove conditions requiring compliance with management plans. Chevron considers that it is inappropriate for permitted activities to be regulated by management plan conditions.	Support

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	<p>dlemarquand@burtonconsultants.co.nz</p>	<p><i>a noxious or dangerous effect; and</i></p> <p><i>2. If there is a discharge of odour or dust beyond the boundary of the property of origin, an odour and/or dust management plan prepared in accordance with Schedule 2 must be held and implemented by the persons responsible for the discharge into air; and</i></p> <p><i>3. The odour and/or dust management plan is supplied to the CRC on request</i></p>		
Vector Limited	<p>Mr Daniel Minhinnick</p> <p>Russell McVeagh</p> <p>P O Box 8</p> <p>Auckland 1140</p> <p>daniel.minhinnick@russellmcveagh.com</p>	<p>pCARP-809</p> <p><i>Amend rule 7.34 as follows:</i></p> <p><i>the discharge of contaminants into air from the storage or transfer of petroleum products (including LPG), including...</i></p>	Chevron supports amending Rule 7.34 to expressly refer to LPG gas for clarity.	Support
Winstone Wallboards Limited, a division of Fletcher Building	<p>Mr Mark St Clair</p> <p>Hill Young Cooper Limited</p> <p>P O Box 8092</p> <p>The Terrace</p>	<p>pCARP-2223</p> <p><i>Delete Rule 7.34 and replace with two new rules as follows:</i></p> <p><i>1. that the discharge of contaminants to air from the storage or transfer of petroleum products less than [1000L] is</i></p>	Chevron supports Rule 7.34 in its current form subject to the removal of the management plan conditions and any other changes supported in Chevron's primary and further submissions. The changes being sought to Rule 7.34 by Winstone Wallboards	Oppose to the extent the submission conflicts with the relief claimed in Chevron's primary and further

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	Wellington 6143 m.stclair@hyc.co.nz	<i>permitted (subject to no conditions); and 2. that the discharge of contaminants to air from the storage or transfer of petroleum products [1000L] or more is permitted subject to the conditions 1-3 as per the notified rule.</i>	and Fletcher Building would remove the application of these conditions subject to a 1000L petroleum product cap, and to some extent this change partially addresses the concerns that Chevron has raised with this rule. However, Chevron considers that it is inappropriate for this activity to be subject to management plan conditions regardless of the quantity of the petroleum products. For this reason, Chevron opposes these submissions to the extent that they conflict with Chevron's primary submission on Rule 7.34.	submissions.
Fletcher Building Limited	Mr Mark St Clair Hill Young Cooper Limited P O Box 8092 The Terrace Wellington 6143 m.stclair@hyc.co.nz	pCARP-2348 <i>Delete Rule 7.34 and replace with two new rules as follows: 1. that the discharge of contaminants to air from the storage or transfer of petroleum products less than [1000L] is permitted (subject to no conditions); and 2. that the discharge of contaminants to air from the storage or transfer of petroleum products [1000L] or more is permitted subject to the conditions 1-3 as per the notified</i>	Chevron supports Rule 7.34 in its current form subject to the removal of the management plan conditions and any other changes supported in Chevron's primary and further submissions. The changes being sought to Rule 7.34 by Winstone Wallboards and Fletcher Building would remove the application of these conditions subject to a 1000L petroleum product cap, and to some extent this change partially addresses the concerns that Chevron has raised with this rule. However, Chevron considers that it is inappropriate for this activity to be subject to management plan conditions regardless of	Oppose to the extent the submission conflicts with the relief claimed in Chevron's primary and further submissions.

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
		<i>rule.</i>	the quantity of the petroleum products. For this reason, Chevron opposes these submissions to the extent that they conflict with Chevron's primary submission on Rule 7.34.	
Mobil New Zealand Limited, BP Oil New Zealand Limited, and Z Energy Limited	Mr David Le Marquand C/- Burton Planning Consultants Ltd PO Box 33817 Takapuna Auckland 0740 dlemarquand@burtonconsultants.co.nz	pCARP-3121 <i>Retain Rule 7.59.</i>	Chevron supports a discretionary activity status for air discharging activities which do not comply with permitted activity conditions and/or are not otherwise provided for in the Proposal.	Support
Transpower New Zealand Limited	Ms Nicky McIndoe and Anna Cameron C/- Kensington Swan Lawyers PO Box 10246 Wellington 6143 nicky.mcindoe@kensingtonswan.co	pCARP-2849 <i>Retain Rule 7.59.</i>	Chevron supports a discretionary activity status for air discharging activities which do not comply with permitted activity conditions and/or are not otherwise provided for in the Proposal.	Support

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	anna.cameron@kensingtonswan.com			
Ravensdown Fertiliser Cooperative Limited	Mr Chris Hansen P O Box 51-282 Tawa Wellington 5249 Chris@rmaexpert.co.nz	pCARP-2805 <i>Retain the discretionary activity status of Rule 7.59.</i>	Chevron supports a discretionary activity status for air discharging activities which do not comply with permitted activity conditions and/or are not otherwise provided for in the Proposal.	Support
Gelita (NZ) Limited	Mr Kevin Bligh Golder Associates (NZ) Limited P O Box 2281 Christchurch 8140 kbligh@golder.co.nz	pCARP-2937 <i>Retain Rule 7.59.</i>	Chevron supports a discretionary activity status for air discharging activities which do not comply with permitted activity conditions and/or are not otherwise provided for in the Proposal.	Support
Horticulture New Zealand	Chris Keenan C/- Natural Resources and Environment P O Box 10-232 Wellington 6143	pCARP-1098 <i>Delete "with permitted activity conditions" from Schedule 2 in relation to smoke, dust and odour.</i>	Chevron considers that it is inappropriate to require management plans for permitted activities. In particular, Schedule 2 does not provide any details as to how the adequacy of management plans will be determined for the purpose of enforcing permitted activity conditions which require management plans	Support to the extent the submission supports the relief claimed in Chevron's primary submission.

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	<p>chris.keenan@hordern.co.nz</p>		<p>to be held and implemented. This lack of detail creates significant uncertainty for plan users in complying with such conditions and strongly implies the retention of a discretionary power by the Council to assess the adequacy of management plans for enforcement purposes.</p>	
<p>New Zealand Manufacturers and Exporters Association</p>	<p>Mr John Walley john@johnwalley.co.nz trudydiggs@nzma.org.nz</p>	<p>pCARP-269 <i>Insert provisions into Schedule 2 to ensure that issues around approval, measurement and nuisance assessment should be consolidated and applied consistently by the planning, consenting and enforcement [teams] at the CRC and the Christchurch City Council. Objective measurement, separation of combustion products and other dust, graduated (by zone), response and enforcement all have a role to play.</i></p>	<p>Chevron considers that it is inappropriate to require management plans for permitted activities. In particular, Schedule 2 does not provide any details as to how the adequacy of management plans will be determined for the purpose of enforcing permitted activity conditions which require management plans to be held and implemented. This lack of detail creates significant uncertainty for plan users in complying with such conditions and strongly implies the retention of a discretionary power by the Council to assess the adequacy of management plans for enforcement purposes.</p>	<p>Support to the extent the submission supports the relief claimed in Chevron's primary submission.</p>
<p>Mr Steve Pastoll</p>	<p>31 Twyford Street Bishopdale Christchurch 8053</p>	<p>pCARP-222 <i>Amend Proposed Plan to target vehicle [emissions].</i></p>	<p>It is inappropriate for vehicle emissions to be managed under a regional plan. Other regional air plans/provisions in New Zealand generally do not address or control motor vehicle emissions as these are more</p>	<p>Oppose</p>

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
			effectively managed via national vehicle emission programmes such as the Land Transport Rule: Vehicle Exhaust Emissions 2007.	
Peter Croft and Kate Bovett	178 Moncks Spur Road Morten Settlement Christchurch 8081 bovett.croft@paradise.net.nz	pCARP-390 <i>Insert policies and rules to control and encourage reduced emissions from vehicles.</i>	It is inappropriate for vehicle emissions to be managed under a regional plan. Other regional air plans/provisions in New Zealand generally do not address or control motor vehicle emissions as these are more effectively managed via national vehicle emission programmes such as the Land Transport Rule: Vehicle Exhaust Emissions 2007.	Oppose
Mr Joe Arts	120 Huntsbury Avenue Christchurch 8022	pCARP-807 <i>Insert policies and rules to reduce emissions from dirty vehicles, particularly diesel vehicles.</i>	It is inappropriate for vehicle emissions to be managed under a regional plan. Other regional air plans/provisions in New Zealand generally do not address or control motor vehicle emissions as these are more effectively managed via national vehicle emission programmes such as the Land Transport Rule: Vehicle Exhaust Emissions 2007.	Oppose
Mr Robert Devlin	21 Kensington Ave Rangiora Canterbury Rangiora 7400	pCARP-25 <i>Delete the statement [p1-4, Motor vehicles, last sentence] "These means are best addressed in policy and</i>	It is inappropriate for vehicle emissions to be managed under a regional plan. Other regional air plans/provisions in New Zealand generally do not address or control motor	Oppose

Submitter name	Address for service	Particular parts of submission which Chevron supports or opposes	Reasons for support/opposition	Support/opposition
	m.r.devlin@clear.net.nz	<i>regulation outside of this document" and replace with a statement which acknowledges the power of the regional council to make positive changes on national policy.</i>	vehicle emissions as these are more effectively managed via national vehicle emission programmes such as the Land Transport Rule: Vehicle Exhaust Emissions 2007.	