

From: [Lionel Hume](#)
To: [Mailroom Mailbox](#)
Subject: FFNZ further submission on LWRP Plan Change 4
Date: Tuesday, 17 November 2015 4:42:02 p.m.
Attachments: [FFNZ Further Submission LWRP PC4 final.pdf](#)

Dear Sir/Madam,

Attached is Federated Farmers' further submission on Proposed Plan Change 4 to the Canterbury Land and Water Regional Plan.

Yours sincerely,

LIONEL HUME
SENIOR POLICY ADVISOR

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Federated Farmers of New Zealand

Further Submission on Proposed Plan Change 4 to the Canterbury Land and Water Regional Plan

17 November 2015



**FURTHER SUBMISSION TO ENVIRONMENT CANTERBURY ON
PROPOSED PLAN CHANGE 4 TO THE CANTERBURY LAND AND
WATER REGIONAL PLAN**

Form 6

Further submission in support of, or in opposition to, submission on publicly notified
proposed policy statement or plan

Clause 8 of First Schedule, Resource Management Act 1991

To: *Canterbury Regional Council
PO Box 345
Christchurch 8140*

Name of further submitter: Combined Canterbury Provinces, Federated Farmers of New Zealand

Contact person: Dr Lionel Hume
Senior Policy Advisor

Address for service: PO Box 414, Ashburton 7740 or lhume@fedfarm.org.nz

This is a further submission on the following proposed plan change: Proposed Plan Change 4 to the Canterbury Land and Water Regional Plan.

Federated Farmers could not gain an advantage in trade competition through this further submission.

The specific submission points that the further submission relates to and the decisions we seek from Council are as detailed on the following pages.

Federated Farmers wishes to be heard in support of its submission and further submission.

Submission Reference	Submitter Name	Provision	Support/ Oppose	Reasons for Further Submission	Decision Sought
115	Royal New Zealand Forest and Bird Protection Society	2.9 Definition: Earthworks	Oppose	Federated Farmers opposes the relief sought to amend the definition to include cultivation because cultivation is a normal and accepted primary production activity and not earthworks. It is standard to exclude cultivation from the definition of earthworks in regional plans.	That the submission be rejected.
116	Royal New Zealand Forest and Bird Protection Society	2.9 Definition: Vegetation clearance	Oppose	Federated Farmers opposes the relief sought to amend the definition so that effects on biodiversity are addressed. Definitions are not meant to read like a rule and include matters of consideration.	That the submission be rejected.
203	Waimakariri District Council	2.9 Definition: Drainage System	Support	Federated Farmers agrees with the submitter that water draining from structures that are ancillary to agriculture and rural land is included in the definition alongside draining excess water from land, making it subject to Rules 5.75 to 5.80.	That the submission be accepted.
272	Royal New Zealand Forest and Bird Protection Society	Definition: High Naturalness Waterbodies	Oppose	Federated Farmers opposes relief sought to include water bodies subject to Water Conservation Orders in the definition of 'High Naturalness waterbodies'. This is because the value of these bodies has already been recognised by the conservation order and there is no need to duplicate this.	That the submission be rejected.
560	Fish and Game Council North Canterbury	Definition: High Naturalness Waterbodies.	Oppose	Federated Farmers opposes relief sought to include water bodies subject to Water Conservation Orders in the definition of 'High Naturalness waterbodies'. This is because the value of these bodies has already been recognised by the conservation order and there is no need to duplicate this.	That the submission be rejected.
475	Fish and Game Council North Canterbury	Policy 4.13	Oppose	Federated Farmers opposes the relief sought to remove reference to first and second priorities, because prioritising is an important management tool and should be retained.	That the submission be rejected.

96	Christchurch City Council	Policy 4.16a	Oppose	Federated Farmers opposes the relief sought to delete Policy 4.16a which requires operators to manage the quality and quantity of their reticulated stormwater systems. The submitter protests that property owners discharging into the reticulated system should be responsible, however Federated Farmers considers that the operator has the ability to require a standard from those it services. All contributors to water quality – including the reticulated stormwater operator – have a part to play.	That the submission be rejected.
211	Waimakariri District Council	Policy 4.16a	Oppose	Federated Farmers opposes the relief sought to delete Policy 4.16a which requires operators to manage the quality and quantity of their reticulated stormwater systems. The submitter protests that property owners discharging into the reticulated system should be responsible, however Federated Farmers considers that the operator has the ability to require a standard from those it services. All contributors to water quality – including the reticulated stormwater operator – have a part to play.	That the submission be rejected.
99	Royal New Zealand Forest and Bird Protection Society	Policy 4.31	Oppose	Federated Farmers opposes the relief sought to reinstate <i>upstream</i> in 4.31(b). Federated Farmers considers that exclusion is confined to those portions of the identified areas in which bathing and spawning would be expected to occur.	That the submission be rejected.
174	Whitewater NZ (Inc) and others	Policy 4.31	Oppose	Federated Farmers opposes the relief sought to include white water recreation sites in 4.31(b) because this is a secondary contact activity and water quality will be different to primary contact and spawning requirements.	That the submission be rejected.
476	Fish and Game Council North Canterbury	Policy 4.31	Oppose	Federated Farmers opposes the relief sought to reinstate <i>upstream</i> in 4.31(b). Federated Farmers considers that exclusion is confined to those portions of the identified areas in which bathing and spawning would be expected to occur.	That the submission be rejected.

100	Royal New Zealand Forest and Bird Protection Society	Policy 4.86A	Oppose	Federated Farmers opposes the relief sought to delete provision for practicable options to minimise impacts when activities cannot be avoided in spawning sites. Federated Farmers considers that some activities will be unavoidable such as flood works and so putting guidelines around how these are carried out is sensible.	That the submission be rejected.
79	Trustpower Ltd	Policy 4.86B	Support	Federated Farmers supports the relief sought to specify that the policy applies to spawning areas that are identified on planning maps as this will provide more certainty allowing resource users to check maps and determine where the policy applies.	That the submission is accepted.
605	Fonterra Co-operative Group Ltd and DairyNZ	Policy 4.86B	Support	Federated Farmers supports the relief sought to specify that the policy applies to spawning areas that are identified on planning maps as this will provide more certainty allowing resource users to check maps and determine where the policy applies.	That the submission is accepted.
478	Fish and Game Council North Canterbury	Rule 5.68A	Oppose	Federated Farmers opposes the relief sought to include into the rule artificial lakes that discharge into natural watercourses, or where the lake discharge leads to a natural watercourse. This will include any and all artificial lakes and farm dams and discourage their use, when they are used for stock water as a better alternative to natural watercourses.	That the submission be rejected.
271	Royal New Zealand Forest and Bird Protection Society	Rule 5.68	Oppose	Federated Farmers opposes the relief sought to include cattle standing in any lake within Hill and High Country in Condition 3(c)(1) because the intent of the rule is to focus on areas outside of Hill/High Country.	That the submission be rejected.
479	Fish and Game Council North Canterbury	Rule 5.68	Oppose	Federated Farmers opposes the relief sought to include cattle standing in any lake within Hill and High Country in Standard 3(c)(1) because the intent of the rule is to focus on areas outside of Hill/High Country.	That the submission be rejected.

170	Whitewater NZ (Inc) and others	Rule 5.71	Oppose	Federated Farmers opposes the relief sought to include recreation rivers alongside bathing sites in the rule prohibiting stock access, because secondary contact recreation requires a different standard to primary contact. Prohibited status will not be justified for secondary contact.	That the submission be rejected.
561	Royal New Zealand Forest and Bird Protection Society	Rule 5.136	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
562	Royal New Zealand Forest and Bird Protection Society	Rule 5.137	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
563	Royal New Zealand Forest and Bird Protection Society	Rule 5.138	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
564	Royal New Zealand Forest and Bird Protection Society	Rule 5.139	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
565	Royal New Zealand Forest and Bird Protection Society	Rule 5.140	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.

566	Royal New Zealand Forest and Bird Protection Society	Rule 5.141	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
173	Whitewater NZ (Inc) and others	Rule 5.148	Oppose	Federated Farmers opposes the relief sought to include recreation rivers alongside bathing sites in the rule managing gravel extraction, because secondary contact recreation requires a different standard to primary contact.	That the submission be rejected.
567	Royal New Zealand Forest and Bird Protection Society	Rule 5.148	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
568	Royal New Zealand Forest and Bird Protection Society	Rule 5.151	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.
569	Royal New Zealand Forest and Bird Protection Society	Rule 5.152	Oppose	Federated Farmers opposes the relief sought to apply an extended period (1 Jan to 1 June) to all activities in Inanga Spawning Habitat. This extended period is inappropriate because the inanga spawning season is from 1 March to 1 June, as allowed for in the rule.	That the submission be rejected.

262	Royal New Zealand Forest and Bird Protection Society	Rule 5.163	Oppose	Federated Farmers opposes the relief sought to include wetlands and spring-fed streams because the rule is intended for vegetation in lakes and riverbeds. Rules for wetlands are elsewhere in the Plan. Also opposed to the request to change Condition 9 so that no vegetation clearance is provided for, because this will not allow for sustainable use of the resource. The rule as proposed requires that area or diversity of vegetation is not reduced so the submitter's concerns are already met.	That the submission be rejected.
594	Director General of Conservation	Rule 5.163	Oppose	Federated Farmers opposes the relief sought to add a new condition that requires the written permission from the person or agency responsible for the management of the river or lakebed when disturbing vegetation. This will result in a third party that is not a consenting authority under the RMA acting ultra vires. In addition, third party approval for a permitted activity is excessively onerous.	That the submission be rejected.
595	Director General of Conservation	Rule 5.164	Oppose	Federated Farmers opposes the relief sought to add a new condition that requires the written permission from the person or agency responsible for the management of the river or lakebed when disturbing vegetation. This will result in a third party that is not a consenting authority under the RMA acting ultra vires. In addition, third party approval for a restricted discretionary activity is excessively onerous.	That the submission be rejected.
596	Director General of Conservation	Rule 5.165	Oppose	Federated Farmers opposes the relief sought to add a new condition that requires the written permission from the person or agency responsible for the management of the river or lakebed when disturbing vegetation. This will result in a third party that is not a consenting authority under the RMA acting ultra vires.	That the submission be rejected.
597	Director General of Conservation	Rule 5.166	Oppose	Federated Farmers opposes the relief sought to add a new condition that requires the written permission from the person or agency responsible for the management of the river or lakebed when disturbing vegetation. This will result in a third party that is not a consenting authority under the RMA acting ultra vires.	That the submission be rejected.

182	Whitewater NZ (Inc) and others	Rule 5.167	Oppose	Federated Farmers opposes the relief sought to include bathing and recreation in Condition 4 of the vegetation clearance rule. The condition's purpose is to address effects of vegetation clearance on inanga spawning, not on contact recreation.	That the submission be rejected.
265	Royal New Zealand Forest and Bird Protection Society	Rule 5.167	Oppose	Federated Farmers opposes the relief sought to change Condition 6 so that no vegetation clearance is provided for, because this will not allow for sustainable use of the resource. The rule as proposed requires that area or diversity of vegetation is not reduced so the submitter's concerns are already met.	That the submission be rejected.
183	Whitewater NZ (Inc) and others	Rule 5.168	Oppose	Federated Farmers opposes the relief sought to include bathing and recreation in Condition 4 of the vegetation clearance rule. The condition's purpose is to address effects of vegetation clearance on inanga spawning, not on contact recreation.	That the submission be rejected.
266	Royal New Zealand Forest and Bird Protection Society	Rule 5.168	Oppose	Federated Farmers opposes the relief sought to change Condition 5 so that no vegetation clearance is provided for, because this will not allow for sustainable use of the resource. The rule as proposed requires that area or diversity of vegetation is not reduced so the submitter's concerns are already met.	That the submission be rejected.
184	Whitewater NZ (Inc) and others	Rule 5.169	Oppose	Federated Farmers opposes the relief sought to include bathing and recreation in Discretionary Matter 4. The discretionary matter's purpose is to address effects on scheduled landscapes, indigenous vegetation and areas of importance to Tangata Whenua.	That the submission be rejected.
105	Royal New Zealand Forest and Bird Protection Society	Rule 5.170	Oppose	Wetlands and spring-fed streams are covered by other plan provisions.	That the submission be rejected.

395	Demeter J	Rule 5.170	Oppose the addition of new conditions.	These matters are covered by other plan provisions.	That the submission be rejected.
396	Demeter J	Rule 5.171	Oppose the addition of new conditions.	These matters are covered by the conditions in this rule and by other plan provisions.	That the submission be rejected.
397	Demeter J	Rule 5.174	Oppose the addition of new conditions.	These matters are covered by other plan provisions.	That the submission be rejected.
186	Whitewater NZ (Inc) and others	Section 16 Schedules	Oppose	We are uncertain about how the new schedule would be used in a planning context. Therefore, we are concerned about its impact on the planning framework and potential consequences for land users.	That the submission be rejected.
373	Working Waters Trust	Section 16 Schedules	Oppose	We are uncertain about how the new schedule would be used in a planning context. Therefore, we are concerned about its impact on the planning framework and potential consequences for land users.	That the submission be rejected.
190	Ellesmere Sustainable Agriculture Inc	Schedule 17	Support in part	Consultation should take place with relevant land owners/users as part of a process to ground-truth Schedule 17.	That the submission be accepted in part.
601	Director General of Conservation	Schedule 17	Oppose	We are uncertain about how the additions to schedule 17 would be used. Therefore, we are concerned about its impact on the planning framework and potential consequences for land users.	That the submission be rejected.

132	Royal New Zealand Forest and Bird Protection Society	Schedule 25	Oppose	These matters are addressed elsewhere in the plan and are not the focus of Schedule 25.	That the submission be rejected.
602	Director General of Conservation	Planning Maps	Oppose requested additions to the Planning Maps.	We are uncertain about how the additions to the Planning Maps would be used. Therefore, we are concerned about its impact on the planning framework and potential consequences for land users.	That the submission be rejected.

Conclusion

Federated Farmers thanks Environment Canterbury for the opportunity to further-submit on Proposed Plan Change 4 to the Canterbury Land and Water Regional Plan. We look forward to ongoing dialogue about Plan Change 4 and continuing to work constructively with Council.



Willy Leferink
Chair, Canterbury Regional Policy Committee
Mid Canterbury Provincial President
Federated Farmers of New Zealand