

15 September 2017

**MEMORANDUM**

File Reference: C17C/144546

**FROM:** Olivia Cook

**TO:** Andrew Parrish

**SUBJECT:** Recommended amendments to the Council’s decision on Plan Change 5 to the Canterbury Land and Water Regional Plan, pursuant to Clause 16(2) of Schedule 1 to the Resource Management Act 1991 (RMA)

Clause 16(2) of Schedule 1 to the RMA states:

*“A local authority may make an amendment, without using the process in this schedule, to its proposed policy statement or plan to alter any information, where such an alteration is of minor effect, or may correct any minor errors”*

The following corrections to minor errors and alterations of minor effect are recommended to the Council’s decision on Plan Change 5 to the Canterbury Land and Water Regional Plan.

Recommended deletions are shown with ~~strike through~~ and recommended insertions with underline.

Type of error	Location	Description of change	Reason
Minor correction	Section 15B, Table 15B(d), Small to medium sized high country lakes, Lake Middleton	Amend as follows: 22585000 5654000	The omission of the erroneous digit is necessary to align the map co-ordinates with the location of the lake.

Minor correction and an alteration of minor effect (for clarity)	Section 15B, Table 15B(d), Artificial Lakes – on-river Kellands Pond measurement location	Amend as follows: 1365897 5090651 <u>(NZTM co-ordinates)</u>	An amendment is necessary to align the map co-ordinates with the location of the lake. An additional amendment is necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercator 2000 (NZTM) format.
Alteration of minor effect (for clarity)	Section 15B, Table 15B(d), Artificial Lakes – on-river Wairepo Arm measurement location	Amend as follows: 1366987 5090850 <u>(NZTM co-ordinates)</u>	An amendment is necessary to align the map co-ordinates with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercator 2000 (NZTM) format.
Alteration of minor effect (for clarity)	Section 15B, Table 15B(d), Artificial Lakes – on-river Lake Ruataniwha measurement location	Amend as follows: 1367245 5092423 <u>(NZTM co-ordinates)</u>	An amendment is necessary to align the map co-ordinates with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercator 2000 (NZTM) format.
Minor correction	Policy 15B.4.22	Amend as follows: ....in any circumstance where that Good Management Practice Loss <u>Rate</u> has not	The phrase ‘Good Management Practice Loss Rate’ is a defined phrase in Plan Change 5. The insertion of the word ‘Rate’ is necessary to align this phrase with the definition.
Minor correction	Rule 15B.5.5	Amend as follows: The discharge of contaminants from <u>an individual aquaculture operation</u> onto or....	The insertion of the words ‘individual’ and ‘operation’ are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not discharges from aquaculture operations forming part of an Aquaculture Nutrient User Group.
Minor correction	Rule 15B.5.28, matter of discretion 6	Amend as follows: The actual or potential adverse effects of the activity on surface and groundwater quality and sources of drinking <u>water</u> and how these will be avoided or mitigated; and	The insertion of the word ‘water’ is necessary to correct an omission in this matter of discretion. The correction aligns the wording used in this matter of discretion with wording used in similar rules.

Minor correction	Rule 15B.5.34	Amend condition 1 of Rule 15B.5.34 as follows  (d)(1) The application for resource consent....	An amendment is necessary to correct the numbering of this condition.
------------------	---------------	--	---

It is considered appropriate to use Clause 16(2) to Schedule 1 to the RMA to amend Plan Change 5 to the Canterbury Land and Water Regional Plan for the following reasons:

- The recommended amendments to Plan Change 5 to the Canterbury Land and Water Regional Plan are made for the purpose of correcting minor errors, or for the purposes of clarity. These changes do not materially alter the substance, intent or application of these provisions;
- The recommended amendments are of neutral effect and do not prejudice the rights of any person that made a submission on these provisions.

### Recommendation

The above changes as recommended by Environment Canterbury staff, are approved as minor corrections under Clause 16(2), and a copy of these changes is displayed on the Environment Canterbury Website.

Delegated Authority: Andrew Parrish, Regional Planning Manager

Signature:



Date: 15 September 2017