

**SUMMARY OF EVIDENCE OF ANDREA JUDITH RICKARD
ON BEHALF OF NEW ZEALAND STEEL LIMITED – 12 NOVEMBER 2018**

- 1 My qualifications and experience are outlined in my statement of primary evidence dated 24 October 2018.
- 2 Having now had the benefit of having read the Council's officer's further rebuttal evidence, I have prepared a short statement in summary. This should be read in conjunction with my Evidence in Chief.
- 3 In simple terms:
 - 3.1 The CCC has applied for a network discharge consent (as the network utility operator) to authorise the discharges from its network to the environment;
 - 3.2 For any consent that is granted, the conditions are effectively the legacy of that decision, and set out how the environmental effects will be managed and outcomes achieved;
 - 3.3 The mechanism that is embedded in the conditions for giving effect to this consent is through the Stormwater Management Plans;
 - 3.4 Those plans are, in my view, unclear about the matter of how certain (metal) building products are and can be used within the relevant catchments; and
 - 3.5 Therefore, in my view, the SMPs are a key element of this consent, and they are prepared and revised later independent of this public process.
- 4 As I have set out in my evidence, the issue of zinc from building products in urban stormwater is not a new one. I agree with the premise that improving stormwater quality is important and consistent with national planning documents.
- 5 From a planning perspective, what I find challenging is targeting building products for specific control in general terms. In some instances, and without careful wording, the impression can be given that certain building products are not allowed to be used. This is not, in my view, an effective or efficient planning method to manage environmental effects.
- 6 In addition to through the SMPs, an example of how this manifests outside the RMA process, is through PIMs and/or Building Consents. I understand that Council at

present uses annotations with a statement setting out specific details for use of copper and zinc containing building materials

7 At present, the draft conditions do not address:

7.1 Any provision for collaborative industry engagement, sharing and incorporation of industry research and knowledge; or

7.2 Mechanism for resolution of disagreements / disputes that may arise through the implementation of the SMPs; and

7.3 Any mechanism to address inaccurate interpretation or application of controls around building products in future.

8 I do support the peer review process that has been added in Condition 7, and acknowledge this is a good method to gain appropriately independent input.

9 In my view, a more collaborative approach to engaging on this topic (with a range of parties in industry – and not exclusively NZ Steel) would be beneficial. This is consistent with the Regional Council's report at Clause 201.

201. I also note the wish by some of the submitters to be consulted with throughout the development and review processes for SMPs and other resource consent related documents. These submitters include the Avon-Ōtākaro Network (requesting that water care groups are considered as key stakeholders), the Ōpāwaho Heathcote River Network, the Department of Conservation, the Ministry of Education (when Ministry land is affected) and New Zealand Steel Limited. In my opinion, these are reasonable requests and Proposed Condition (7) could be amended to include some of these groups, should the Hearing Panel agree.

10 It is for this reason that I suggest including a sub-point requiring engagement with the building industry in the preparation of the SMPs. I disagree that engagement through Zone Committees would achieve that truly collaborative two-way engagement. I consider this could be simply addressed by including another point in Condition 7

"Engagement with building materials manufacturers and suppliers (e.g. NZ Steel)".

11 I also recommend including a dispute resolution process, and am aware that this is a method that Auckland Council proposes for its network discharge consent – for which hearings are upcoming.