

From: [Michelle Heal](#)
To: [Mailroom Mailbox](#)
Cc: [Lisa Smith](#)
Subject: Plan Change 7 to the LWRP Submission on behalf of South Canterbury Gravel Extractors
Date: Friday, 13 September 2019 3:09:15 PM
Attachments: [image005.png](#)
[South Canterbury Gravel Extractors LWRP PC7 submission.pdf](#)

Good afternoon

On behalf of South Canterbury Gravel Extractors, and by way of service, please find **attached** South Canterbury Gravel Extractors submission on Plan Change 7 to the LWRP

Many thanks.

Kind regards

Michelle Heal

Personal Assistant to Gary Rooney

Rooney Group Ltd

✉ 4A William Street, Waimate / PO Box 10, Waimate 7960 | ☎ 03 689 6200 | 🖨 03 689 6299

📞 027 886 0281 | ✉ michelle.heal@rooneygroup.co.nz | 🌐 www.rooneygroup.co.nz



Submission on Proposed Plan Change 7 to the Canterbury Land and Water Regional Plan

Submission on publicly notified proposal for policy statement or plan under Clause 5 of Schedule 1 of the Resource Management Act 1991

To: Environment Canterbury
P.O Box 345
Christchurch

By email: mailroom@ecan.govt.nz

Name of submitter: South Canterbury Shingle Extraction Industry

Contact person: Gary Rooney
Chairperson

Address for service: C/- Rooney Earthmoving Ltd
P.O. Box 10
Waimate

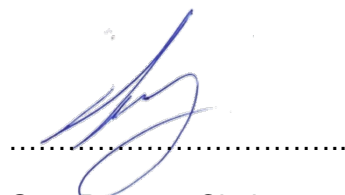
Phone: 03 689 6200
Email: michelle.heal@rooneygroup.co.nz

This is a submission on the following proposed plan change – Plan Change 7 to the Canterbury Land and Water Regional Plan.

The South Canterbury Shingle Extraction Industry could not gain an advantage in trade competition through this submission.

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

South Canterbury Shingle Extraction Industry wish to be heard in support of this submission.



Gary Rooney, Chairperson, on behalf of the South Canterbury Shingle Extraction Industry

Date: 13 September 2019

Introduction / Background

The South Canterbury Shingle Extraction Industry (**South Canterbury Extractors**) is an unincorporated body made up of the commercial gravel extractors in South Canterbury. In 2007, the South Canterbury Gravel Extractors entered into a Memorandum of Understanding with the Canterbury Regional Council (**MOU**).

The objective of the MOU is to establish an effective and efficient on-going relationship between ECan and the South Canterbury Extractors in relation to the harvesting of shingle from rivers by:

- (a) Clearly setting out a way forward for all parties;
- (b) Guaranteeing ECan that the design levels will not be undermined by over extraction;
- (c) Allowing ECan to control and monitor all future extraction in a sensible and economic manner;
- (d) Enabling ECan to more easily meet its statutory responsibilities;
- (e) Providing for certainty of supply of the remaining resources to the South Canterbury Extractors in a fair and equitable manner.

The parts of the MOU which are particularly relevant to this submission are the South Canterbury Extractors agreement to:

- (a) Limit the duration of their consent applications to a maximum of 12 months;
- (b) Surrender or reduce their existing (as at 2007) long term consent volumes; and
- (c) Comply with the Code of Practice.

The South Canterbury Extractors have demonstrated via the MOU that they are committed to environmentally sustainable harvesting of the river gravel resource.

The planning and regulatory regime must have a solid foundation in good evidence and be efficient, cost effective and practical to implement. It should not only provide for the preservation, enhancement, protection and restoration of the natural environment but it must facilitate the sustainable economic and social wellbeing of the region.

The South Canterbury Extractors make the following submissions on proposed plan change 7 to the Land and Water Regional Plan:

General Rules

The specific provisions of PC7 that my submission relates to are:		Our submission is that:		Changes Sought
Section & Page Number	Sub-section/ Point	Oppose/ support (in part or full)	Reasons	
5 Rules	5.136	Oppose in full	<p>The proposed amendment restricts the activities that have been enabled by this rule since it first became operative under the LWRP, such as creating bird islands, habitat enhancement, erosion protection etc. There does not appear to be an additional rule proposed which would enable these enhancement activities to occur.</p> <p>As responsible environmental citizens, the Gravel Extractors have been looking to this rule to support future potential habitat restoration / enhancements that industry may be able to provide. If such activities are not enabled and supported by the LWRP, they are less likely to occur.</p>	1) Delete proposed amendment in its entirety.
	5.141	Oppose in part	<p>Support the proposed amendment to include restrictions on discharges to habitat areas.</p> <p>Oppose the proposed amendments to condition 3. These proposed amendments are simply too onerous for temporary and short-term activities and impractical / unachievable in these circumstances.</p> <p>These, and other recent rule changes / interpretations, are simply making river-based extraction impractical and cost prohibitive.</p> <p>Under the existing parameters of this rule, any potential discharge must originate from the bed of the river / be native to that waterbody. Therefore, it will have less effect on water quality than a flood or recreational vehicle driving through the same waterbody. It reasonably follows that the proposed amendment adds an additional layer of complicated and unnecessary compliance and costs.</p> <p>Condition 3 pre-proposed amendments achieves the purpose of the Act and protects water quality while enabling reasonable and sustainable activities.</p>	1) Delete proposed amendment to Condition 3 in its entirety.
	5.149	Opposed in full	<p>Given the requirement to comply with the Gravel Management Strategy, and the SCGE commitment since 2007 to comply with the same, the removal of diversions from this PA rule seems disproportionate to the potential effects that the Plan is seeking to regulate.</p>	1) Delete proposed amendment in its entirety.
Maps	Indigenous Freshwater Species Habitat	Oppose in part	<p>The concept of protecting indigenous species is supported. However, it is unclear how / if the proposed IFSH areas have been assessed for accuracy, how the identified areas would apply and are the identified areas supported by recent independent research.</p> <p>It is also unclear which species each of the identified areas are alleged to provide habitat for. Therefore, making it impossible for an applicant to adequately mitigate any potential effects on the identified species.</p>	1) Delay the introduction of this concept until the habitat areas have been investigated and are supported by adequate science.