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Subject: Plan Change 7 Part B - Te Runanga o Arowhenua & Te Runanga o Ngai Tahu submission
Date: Friday, 13 September 2019 4:08:55 PM
Attachments: [CLWRP PC7 Part B - Arowhenua Te Runanga submission.pdf](#)

Tena koe

Please find attached a submission from Te Runanga o Arowhenua and Te Runanga o Ngai Tahu on Plan Change 7 Part B.

Ka mihi
Matthew

Matthew Ross | Programme Leader – Mana | Kaiarahi – Mana

Te Ao Turoa

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Te Rūnanga o Ngāi Tahu

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Te Runanga o Arowhenua Society Inc.



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Te Runanga o NGĀI TAHU

FORM 5

Submission on Notified Proposal for Policy Statement or Plan, Change or Variation

Clause 6 of Schedule 1, Resource Management Act 1991

Date: 13 September 2019

To: Proposed Plan Change 7 to the Land and Water Regional Plan
Environment Canterbury
PO Box 345
CHRISTCHURCH 8140
mailroom@ecan.govt.nz

Name of person making submission:

Te Runanga o Arowhenua (Arowhenua) and Te Runanga o Ngāi Tahu (Te Runanga).

Trade Competition:

Te Runanga o Arowhenua and Te Runanga o Ngāi Tahu could not gain an advantage in trade competition through this submission.

This is a submission in support or opposition to Plan Change 7 to the Canterbury Land and Water Regional Plan – Part B OTOP Plan Change

Introduction

1. Te Runanga o Ngāi Tahu is statutorily recognised as the representative tribal body of Ngāi Tahu whānui and was established as a body corporate on 24 April 1996 under Section 6 of Te Runanga o Ngāi Tahu Act 1996 (the Act).
2. Te Runanga consists of eighteen Papatipu Rūnanga who uphold the mana whenua and mana moana of their rohe. Ngāi Tahu whānui comprises over 64,000 registered iwi members. The takiwā (region) of Ngāi Tahu in Te Waipounamu covers the largest geographical area of any tribal authority. Te Runanga respectfully requests that Canterbury Regional Council accord this response the status and weight due to the tribal collective, Ngāi Tahu whānui, registered in accordance with Section 8 of the Act.
3. Notwithstanding its statutory status as the representative voice of Ngāi Tahu whānui “for all purposes”, Te Runanga accepts and respects the right of individuals and Papatipu Rūnanga to make their own responses in relation to this matter.
4. Papatipu Rūnanga are defined in Section 9 of the Act. This includes Te Runanga o Arowhenua (hereafter referred to as Arowhenua).
5. The recommendations within this response re-iterate the desire of Arowhenua to see all freshwater as being drinking water quality. Arowhenua therefore seek recommendations and actions that improve water quality and quantity rather than providing for, and maintaining, the status quo. For this reason, Arowhenua consider the proposed plan change provisions could go further and set a clearer direction so all freshwater bodies achieve higher quality beyond, in some

instances, just achieving the national bottom lines of the National Policy Statement for Freshwater Management 2017 (NPSFW 2017).

Structure of this Response

6. Overarching comments are provided within this submission including detailed changes to provisions within Appendix A, B and C.
7. Where a matter is not specifically addressed in this submission the direction is broadly supported by Arowhenua. However, Arowhenua seeks that there are no changes made that weaken the effectiveness of the provisions proposed in Plan Change 7, bearing in mind the matters identified in paragraph 5 above.

Setting of Allocation Limits

8. Arowhenua oppose the environmental flow and allocation limits, and the timeframe within which reductions will take place for the Te Umu Kaha / Temuka River, Ōpūaha / Opuha River and Te Ana-a-Wai / Te Ana Wai River. The Plan change means that these water bodies of significance to Arowhenua will remain in a poor state for future generations. Arowhenua do not consider the flows proposed are sufficient to maintain natural processes; water levels; prevent nutrient enrichment at the hāpua; or protect indigenous biodiversity at key life stages e.g. the migration of large tuna (eels).
9. Arowhenua consider that any phasing out of over-allocation should commence from the date that the plan change is made operative with a view to reductions being achieved by 2025. Such an approach would better give effect to the requirements of the NPSFW 2017.
10. The proposed allocation of water for mahinga kai in the Te Umu Kaha / Temuka River will achieve very little environmental benefit, nor meet the values of Arowhenua, nor protect the river which is already stressed. The matter of national significance in the NPSFW 2017 is Te Mana o te Wai, which requires putting the needs of the waterbody first and prioritizing the three hauora values (water, the environment and people) above uses of water. The proposed mahinga kai allocation does not achieve this. The Cultural allocation of 100 L/s is not sufficient for Arowhenua to use, as well as protecting mahinga kai values. Arowhenua will opt not to use the water take as they prefer to keep that water in the river systems in order to protect mahinga kai species and their habitats. By not using their allocation (in terms of abstractions or diversions), Arowhenua understands that is at risk of having the water take taken off them in the future when the Canterbury Land and Water Regional Plan document is reviewed, which would reflect the incorrect prioritisation of values in terms of the NPSFW 2017 and the Canterbury Water Management Strategy and a presumption in favour of “use”. Retention of water in stream is a valid use and is entirely consistent with the national significance of Te Mana o te Wai. Arowhenua seek means by which this water is protected from being taken or used in a means that is not for the direct benefit of the Te Umu Kaha / Temuka River.
11. While the addition of provisions that provide for mahinga kai enhancement is acknowledged, there is a general concern that it is more difficult to undertake mahinga kai enhancement than it is to undertake activities which have an adverse effect on the environment. Arowhenua request the restricted discretionary activity status of the relevant rule is reviewed and instead made a controlled activity, subject to appropriate conditions.
12. Arowhenua also request the requirement to prepare a Cultural Impact Assessment is removed when undertaking mahinga kai enhancement. While the intent of requiring a Cultural Impact Assessment is understood, it is the wrong mechanism. It is suggested that the matters of control should have regard to the effects on mahinga kai enhancement and engagement with Arowhenua.

13. Arowhenua do not support bringing new water into the OTOP zone or mixing water between catchments within the OTOP zone. It does recognise there is need for a provision which addresses this issue, in as far as it provides clear direction as to the regulatory requirements of undertaking this activity. Having said that, Arowhenua do not consider the activity is appropriate and seek that this be discouraged by the relevant provisions. Bringing in out of catchment water should be discouraged particularly where it becomes a mechanism to offset the effects of land use on water quality, where a change in land use practice would also achieve the same outcome. Arowhenua seek that the Mauri of the water bodies is appropriately strongly weighted against the matters such as any benefit land users may gain from mixing water. It is requested that the activity should be at least a non-complying status.
14. The specific changes are found in Appendix A.

High Nitrate Concentration Areas

15. Arowhenua broadly supports the inclusion of provisions to reduce nitrogen limits within areas identified as having high nitrogen concentrations. They do however consider it necessary for reductions to go further and faster across the region, particularly where significant nitrate reductions in some areas are generations away.
16. The decision on limits has focused on the continuation of existing uses rather than actively exploring whether or not continuing farming practices that have high nitrate loss in these areas is appropriate. The approach is further diminished because the timeframes for achieving Good Management Practice (GMP) baseline, as anticipated by Plan Change 5, will not be achieved until 2025. This delay in achieving GMP baselines then pushes out further the timeframe for reductions. Again, it is considered that this approach is inconsistent with the NPSFW 2017 and inappropriately prioritises land and water use for agriculture and industry above Te Mana o te Wai.
17. Arowhenua is also concerned that advice from the GMP Technical Working Group with regard to the reliability of the fertiliser and irrigation proxies of the Farm Portal may impede or diminish the outcomes intended by this amendment, should this part of Plan Change 7 proceed. The fertiliser and irrigation proxy are central to those components of Plan Change 7 that are seeking to manage to freshwater limits. Assurance is sought that this will not be the case.
18. Arowhenua seek that consideration is to be given to the effects of the amendments proposed to the National Policy Statement for Freshwater Management and the proposed National Environmental Standards. Where the proposed NES will achieve limits and achieve outcomes that exceed those sought by the OTOP Zone Committee, Arowhenua seek that amendments are made to the provisions to adopt more stringent controls.
19. The specific changes are found in Appendix A.

Protection of Rock Art Sites

20. Arowhenua are supportive of provisions that being included in Section 14 to protect rock art sites located within the OTOP zone. Additional amendments are however sought.
21. Arowhenua support the inclusion of 'Rock Art Management Area' maps that provide a buffer area around each recorded rock art site.
22. Given the importance of rock art and these taonga being contained within a prescribed area Arowhenua seek that provisions that avoid or consider the effects on the mapped 'Rock Art Management Areas' are included as triggers in rules (including permitted activities) related to land use, to the take and use of water, and to the discharge of water or contaminants. This will ensure that the adverse effects of these activities are managed to ensure that these nationally and culturally important rock art sites are protected.

23. Minor amendments are also suggested to remove reference to tuhituhi neherā and consistent reference to the mapped areas.
24. The specific changes to the relevant rules and policies in the OTOP Chapter are in Appendix B.

Protection of Waipuna and Mātaitai

25. Arowhenua are supportive of provisions being included in Section 14 of the Plan to protect waipuna (springs) and mātaitai located within the OTOP zone, however amendments to the provisions are required. These changes to the OTOP Chapter are outlined in Appendix C.
26. Environment Canterbury has proposed a Mātaitai Protection Zone which provides a zone around the existing mātaitai reserves in OTOP. This approach recognises the importance of protecting mātaitai reserve areas from land and water use activities. Arowhenua seek that this is expanded to afford protection to the waipuna in the Ōrāri/Orari and Pureora/Pareora catchments.
27. Waipuna/spring water is regarded as one of the purest forms of water and all waipuna are taonga to Ngāi Tahu. Given the cultural significance of springs to Ngāi Tahu, Arowhenua seek that the 'Mātaitai Protection Zone' be extended to encompass a large cluster of springs located between Timaru and the Ōrāri/Orari River and a large cluster of springs south of Timaru. These extended zones are identified by blue lines on Figures 1 and 2 in Appendix C of this submission. This does not cover the full extent of waipuna within OTOP and Arowhenua supports the changes to protect waipuna across the region.
28. Arowhenua also seek that the Mātaitai Reserve areas are given greater protection from a wide range of activities including stock exclusion via specific separation distance provisions within the regional rules. Arowhenua propose the inclusion of separation distance requirements to the Mātaitai Reserves in multiple rules related to the discharging of contaminants, various land use activities and to the taking and using of water.

Conclusion

29. The amendments and additions Arowhenua seek to this plan are to better incorporate the broader interests and aspirations of Ngāi Tahu and Arowhenua in managing the impacts of activities across the OTOP area and addressing rights and interests. Arowhenua consider these changes are necessary to:
- achieve the purpose of the Resource Management Act 1991;
 - give effect to the National Policy Statement for Freshwater 2017;
 - give effect to the operative Canterbury Regional Policy Statement;
 - take into account relevant iwi management plans; and
 - recognise protected customary rights.
30. These reasons apply to every decision requested in this submission, along with any additional specific reasons listed under each submission point.

Decisions Sought

31. The specific decisions sought are listed in Appendix A, B and C. Text to be deleted is either described narratively or shown as ~~striketrough~~ (except where whole sections are to be replaced). Replacement text is either described narratively or shown as **bold underlined**.
32. Where a specific provision is not addressed Arowhenua seeks that this not amended in a way that diminishes its intent where the amendment would diminish Te Mana o te Wai and Te Mana o te Whenua (the mana of the land).

33. Arowhenua also seek any consequential amendments necessary to give effect to the decisions sought.

34. The reasons for our support or opposition are also set out in Appendix A, B and C.

Te Rūnanga o Arowhenua and Te Rūnanga o Ngāi Tahu wish to be heard in support of my submission. If others make a similar submission, Te Rūnanga o Arowhenua and Te Rūnanga o Ngāi Tahu will consider presenting a joint case with them at a hearing.

Signature of person(s) authorised to sign on behalf of persons making submission:



Signature of Submitter

John Henry
Chairperson
Te Rūnanga o Arowhenua

Date: 13 September 2019



Signature of Submitter

Rebecca Clements
Acting General Manager | Te Ao Tūroa
Te Rūnanga o Ngāi Tahu

Date: 13 September 2019

Address for Service:

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Aoraki Environmental Consultancy Ltd
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APPENDIX A

PROVISION	SUPPORT OR OPPOSE	REASON	RELIEF SOUGHT
General Intro	Oppose	This section is lengthy and at time contradicts what has been outlined in the policies and rules sections. It is recommended that this section be summarised or deleted entirely.	Delete information section and refer to reader to the OTOP ZIP and ZIPA.
Definition rock art management area	Support	Provides clear reference to the mapped areas	Retain as worded.
14.2A	Support in part	Iwi management plans may be updated or added. It is suggested that reference to specific iwi management planning documents is removed and a more generic reference to the website is added to avoid confusion as to what the most relevant or up-to-date plans are	Revise the Iwi Management Plan summary to remove references to specific iwi management planning documents and replace with a reference to website where this information may be found.
New Policy 14.4.2	Oppose in part	This policy refers to sites that are culturally significant to Ngāi Tahu, the effects on these sites should be avoided. Changes are also suggest so it reads as a directive policy.	Delete policy in its entirety and replace with <u>Any use of land for a farming activity, or to take and use water, or to discharge contaminants shall require a resource consent and shall demonstrate that adverse effects on culturally significant sites are avoided.</u>
New Policy 14.4.3	Support	Retain	Retain as worded with the exception of referring to the Mātaitai and Waipuna Protection Zone in d.
New Policy 14.4.4	Support	Retain	Retain as worded
New Policy 14.4.5	Support in part	Retain	Retain as worded with the exception of referring to the Mātaitai and Waipuna Protection Zone in a.
New Policy 14.4.14	Support in part.	While there is support for the inclusion of this type of policy, the wording is not strong and there is a concern that, as one of a suite of policies within the plan, economic variables will always come out on top of cultural and ecological concerns.	Delete the policy and replace with the following: <u>For any proposal to introduce new water from outside a catchment it must:</u> <u>(a) Avoid diminishing the mauri of the receiving water body and the source water body</u> <u>(b) Show evidence of any consultation undertaken with Te Rūnanga o Ngāi Tahu and Papatipu Rūnanga</u> <u>(c) Have particular regard to the values and customs of Te Rūnanga o Ngāi Tahu or Papatipu Rūnanga.</u>

PROVISION	SUPPORT OR OPPOSE	REASON	RELIEF SOUGHT
Policy 14.4.22	Support in part.	This policy reads like a statement rather than a policy that can be assessed or measured. The wording indicates that the Ōrāri/Orari River is over allocated as a result of Timaru District Council's water supply take. The policy suggests that no other party is responsible for the over allocation. There are multiple parties involved and the policy should reflect this.	Amend to read: Over-allocation of fresh water in the <u>Orari Freshwater Management Unit must be</u> addressed by Timaru District Council <u>all water users by</u> demonstrating increased efficiency with any replacement of CRC011991 CRC173644 on or before 2044, or any variation thereof, and for <u>to ensure the security of supply for community drinking water and stockwater is protected by continuing to reserve a total flow rate of 235 L/s for Timaru District Council,</u> in addition to the volumes in Table 14(h)15, as part of the <u>environmental</u> flow and allocation regime for <u>Orari Freshwater Management Unit River</u> .
Policy 14.4.23	Support in part.	This policy includes reduced increments of 50% and 100%. These increments are not stepped.	Re-draft the policy so that the intent is clearer.
New Policy 14.4.30	Oppose in part.	The date by which the claw back of over allocation is not sustainable nor supported. It is requested that the date be amended to be the date that PC7 becomes operative.	Amend to read: Over allocation of the Temuka Freshwater Management Unit is phased out before 1 January 2035 <u>1 January 2025</u> by: a. Increasing the minimum flow restrictions for the Temuka Freshwater Management Unit at Manse Bridge 3 years from the date this plan change becomes operative in accordance with Table 14(i); and b. Further increasing the minimum flow restrictions for the Temuka Freshwater Management Unit at Manse Bridge and imposing, from 1 January 2035 <u>1 January 2025</u> , pro-rata partial restrictions on abstractions in accordance with Table 14(l) so as to avoid the breach of any applicable minimum flow; and c. Achieving allocation targets of 1.6 m³/s for the A Allocation Block and 0.4 m³/s for the B Allocation Block.
New Policy 14.4.31		As above	Amend to read: Assist in the achievement of the 1.6 m³/s and 0.4 m³/s allocation targets for the A and B Blocks, and avoid the breach of any applicable minimum flow set out in Table 14(l), if by 1 January 2035 <u>1 January 2025</u> these targets have not been achieved, by reviewing all surface water and groundwater permits with a direct or high depletion effect in the Temuka Freshwater Management Unit to impose pro-rata partial restriction conditions based on the total consented

PROVISION	SUPPORT OR OPPOSE	REASON	RELIEF SOUGHT
			allocation of the allocation blocks at 1 January 2035 1 January 2025 .
New Policy 14.4.33	Support in part.	While the Te Umu Kaha / Temuka River is significantly over-allocated, taking the proposed allocation of 100 L/s from the river would be detrimental for Te Mana o te Wai. Any gains in water quantity should remain in the river to support restoration of a healthy flow and habitat. Once the river is functioning well, then it will be important to enable allocation as proposed. Policy should be amended to reflect this.	Amend this provision to state that any reductions in existing allocation are to be returned to the river in the first instance to support restoration of flow and mahinga kai habitat, after which allowance shall be made to use allocation for ahi kā, mahinga kai and kaitiakitanga purposes.
New Policy 14.4.43	Support	This policy is supported.	Retain as worded.

Rules

The following table outlines the submission on the Rules in Section 14.

PROVISION	SUPPORT OR OPPOSE	REASON	RELIEF SOUGHT
New Rule 14.5.1	Support in part.	The intent of the new rule is supported; however, the activity status and the provision requiring Cultural Impact Assessment is not supported.	Redraft rule so that it is a controlled activity and remove the reference to it being accompanied by a Cultural Impact Assessment. Instead look at providing a report that identifies how mahinga kai will be enhanced and water quality and quantity maintained and that engagement with Arowhenua has occurred.
New Rule 14.5.2	Support in part	The intent of the new rule is supported; however, the activity status and the provision requiring Cultural Impact Assessment is not supported. There should be the opportunity to look at situations where mahinga kai enhancement could result in exceedance of an environmental flow.	Amend so that it reflects that it is a non-complying activity if it is not accompanied by a report that shows the involvement of Ngā Rūnanga in the development of the proposal. Also make it non-complying where mahinga kai enhancement may result in exceedance of any environmental flow or allocation limit in Table 14(i) and Table 14(l).
New Rule 14.5.3	Oppose in part	This protects the Te Umu Kaha / Temuka River from water takes.	Amend to read: The taking and use of surface water for the purposes of mahinga kai enhancement where the proposed take is from the Te Umu Kaha / Temuka River is a prohibited activity.
New Rule 14.5.4	Support	The matters of discretion include effects on Ngai Tahu values.	Retain as worded.
New Rule 14.5.7	Support	The matters of discretion include effects on Ngai Tahu values.	Retain as worded.
New Rule 14.5.9	Support	The matters of discretion include effects on Ngai Tahu values.	Retain as worded.
New Rule 14.5.12	Support	The matters of discretion include effects on Ngai Tahu values.	Retain as worded.
New Rules 15.5.14 - 22	Support in part	Recognise the need for rules for farming in the OTOP region and that these set limits but seek that these are aligned with or exceed the Proposed National Standards for Freshwater 2019.	Amend to align with or exceed the rules proposed by the NES for Freshwater 2019 as they relate to farming and nutrient management.

New Rule 14.5.18	Support	The matters of control include effects on Ngāi Tahu values.	Retain as worded.
New Rule 14.5.19	Support	The matters of discretion includes effects on all Ngai Tahu values;.	Retain as worded.
New Rule 14.5.23	Oppose	Arowhenua should have the ability to submit on the discharge of nutrients from an irrigation scheme or principal water supplier given these cover large command areas and have the potential to have significant adverse effects on cultural values and the environment.	Delete notification note in its entirety
New Rule 14.5.34	Support	Agree that matters of discretion should include reference to Ngai Tahu values.	Retain as worded.
<u>New Rule</u>	Support	Policy 14.4.14 refers to bringing in out of catchment water, but there is no corresponding rule to support this for surface water. It is noted that managed aquifer recharge is addressed as part of the Omnibus Plan Change (Section A).	Include new rule to read: <u>X. The taking and use of surface water from a catchment for use within another catchment is a non-complying activity.</u>
Schedule 6 Areas on Rivers or Lakes Commonly Used for Freshwater Bathing Amendments	Support	Support the addition of additional rivers and lakes commonly used for freshwater bathing sites. Ngā Rūnanga would like to see long term that all freshwater bodies are safe to drink.	Retain sites as listed.
Schedule 7 – Part B – Farm Environment Plans	Support	Agree with the need to map the location of springs on the property	Retain need for a Farm Environment Plan to map the location of springs on the property
Schedule 7 – Part B – 5E Management Area Waterbodies (Wetlands, riparian areas, drains, rivers, lakes and springs)	Support	Agree with the inclusion of springs in the targets and objectives for waterbodies. Amendments are proposed to provide clarity	Amend as follows: Wetlands, riparian areas, <u>springs</u> and the margins of surface water bodies are managed to avoid damage to the bed and margins of the water body, and to avoid the direct input of nutrients, sediment and microbial pathogens. Add an additional target that requires farmers to consider management of ephemeral water bodies that are potential sources of sediment, nutrient and microbial

			loss into rivers, lakes and wetlands during storms.
Schedule 7 - 11 Orari-Temuka - Opihi-Pareora - additional requirements	Support in part	Agree with the inclusion of a Management Objective for mahinga kai. <i>Refer to Appendix B and C with regard to waipuna and rock art</i>	Retain mahinga kai objective as worded. See changes in Appendix B and C for waipuna and rock art.
Chapters 12 and 14 and Maps – amendment to boundaries of OTOP and Braided River Zones.	Oppose	The section 32 report does not provide sufficient rationale for the amendment to Zone areas for the Rangitata River. The amendment could have serious consequences on the Rangitata River water quality that have not been considered through this Plan Change process. The Rangitata is a Statutory Acknowledgement Area and of considerable significance to Arowhenua.	Delete amendment to the OTOP boundary and Braided River boundary as it relates to the Rangitata River.

APPENDIX B – Rock art specific changes

Index to Rules

The following index identifies regional rules that we are seeking to have modified for the OTOP sub-region section relating to rock art.

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
On-site wastewater – new, modified or upgraded	5.8	Permitted	Within the OTOP sub-region Regional Rule 5.8 include the following additional condition: <u>1. The discharge of wastewater from a new, modified or upgraded on-site wastewater treatment system is not within a Rock Art Management Area</u>
	5.9	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Swimming pool or Spa Water	5.10	Permitted	Within the OTOP sub-region Regional Rule 5.10 include the following additional condition: <u>1. The discharge of swimming pool or spa water is not within a Rock Art Management Area.</u>
	5.11	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Greywater	5.12	Permitted	Within the OTOP sub-region Regional Rule 5.12 include the following additional condition: <u>1. The discharge of greywater is not within a Rock Art Management Area</u>
	5.13	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Pit Toilets	5.14	Permitted	Within the OTOP sub-region Regional Rule 5.14 include the following additional condition: <u>1. The discharge of untreated human excrement via a pit toilet is not within a Rock Art Management Area</u>
	5.15	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Composting Toilets	5.16	Permitted	Within the OTOP sub-region Regional Rule 5.16 include the following additional condition: <u>1. The discharge of aerobically composted material from a composting toilet is not within a Rock Art Management Area</u>
	5.17	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Dust Suppressants	5.18	Permitted	Within the OTOP sub-region Regional Rule 5.18 include the following additional condition:

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
			<u>1. The discharge of the dust suppressant is not within a Rock Art Management Area</u>
	5.19	Restricted Discretionary	Within the OTOP sub-region require Regional Rule 5.19 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Agrichemicals	5.22	Permitted	Within the OTOP sub-region Regional Rule 5.22 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
Offal Pits	5.24	Permitted	Within the OTOP sub-region Regional Rule 5.24 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
On-site Refuse Disposal Pit	5.27	Permitted	Within the OTOP sub-region Regional Rule 5.27 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
	5.28	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Animal and Vegetative Waste	5.29	Permitted	Within the OTOP sub-region Regional Rule 5.29 include the following additional condition: <u>1. The material is not discharge within a Rock Art Management Area</u>
Stock Holding Areas	5.31	Permitted	Within the OTOP sub-region Regional Rule 5.31 include the following additional condition: <u>1. The stock holding area is not within a Rock Art Management Area</u>
Animal Effluent	5.33	Permitted	Within the OTOP sub-region Regional Rule 5.33 include the following additional condition: <u>1. The land used for the collection, storage and treatment of animal effluent is not within a Rock Art Management Area</u>
Animal Effluent Originating from a Stock Truck Holding Tank	5.35	Permitted	Within the OTOP sub-region Regional Rule 5.35 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
	5.36	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Silage Pits and Compost	5.38	Permitted	Within the OTOP sub-region Regional Rule 5.38 include the following additional condition: <u>1. The use of land and any associated discharge is not within a Rock Art Management Area</u>
	5.39	Permitted	Within the OTOP sub-region Regional Rule 5.39 include the following additional condition: <u>1. The use of land and any associated discharge is not within a Rock Art Management Area</u>
	5.40	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
			to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Commercial Vegetable	5.42AA	Restricted Discretionary	Include a matter of discretion that provides for consideration of adverse effects on rock art sites.
Individual Farming Activities	14.5.14	Permitted	Within the OTOP sub-region Regional Rule 14.5.14 include the following additional condition: <u>1. The activity is not within a Rock Art Management Area</u>
	14.5.16	Permitted	Within the Orari-Temuka-Opihi-Pareora Sub-region, the use of land for a farming activity on a property greater than 10 hectares in area is a permitted activity provided the following conditions are met: ... 5. For any property that has part of the property located within a Rock Art Management Area <u>a Rock Art Management Area</u> the Tuhituhi Neherā Protection Zone , there is no irrigation <u>or discharge of contaminants or water</u> on the part of the property within the <u>Rock Art Management Area</u> protection zone ; and
	14.5.18	Controlled	Within the Orari-Temuka-Opihi-Pareora Sub-region, the use of land for a farming activity on a property greater than 10 hectares in area that does not comply with one or more of conditions 5 or 6 of Rule 14.5.17 is a controlled activity, provided the following conditions are met: <i>The CRC reserves control over the following matters:</i> ... 5. Methods to avoid or mitigate adverse effects on sites of any adverse effects on mahinga kai, wāhi tapu, wāhi taonga, waipuna or tuhituhi neherā <u>rock art</u> .
	14.5.19	Restricted Discretionary	Within the Orari-Temuka-Opihi-Pareora Sub-region, the use of land for a farming activity on a property greater than 10 hectares in area that does not comply with one or more of conditions 1, 2, 3, 4 or 5 of Rule 14.5.17 or one or more of conditions 2 or 3 of Rule 14.5.18 is a restricted discretionary, provided the following conditions are met: ... <i>The CRC reserves control over the following matters:</i> ... 6. Methods to avoid or mitigate adverse effects on sites of any adverse effects on mahinga kai, wāhi tapu, wāhi taonga, waipuna or tuhituhi neherā <u>rock art</u>
Fertiliser Use	5.65	Permitted	Within the OTOP sub-region Regional Rule 5.65 include the following additional condition: <u>1. The activity is not within a Rock Art Management Area</u>
	5.66	Permitted	Within the OTOP sub-region Regional Rule 5.66 include the following additional condition: <u>1. The activity is not within a Rock Art Management Area</u>
	5.67	Restricted Discretionary	Within the OTOP sub-region require Regional Rule 5.67 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
Drainage Water	5.75	Permitted	Within the OTOP sub-region Regional Rule 5.75 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
Cemeteries	5.82	Permitted	Within the OTOP sub-region require Regional Rule 5.82 include the following additional condition: <u>1. Any new cemetery or an extension to an existing cemetery after 5 September 2015 is not located within a Rock Art Management Area</u>
Industrial and Trade Wastes	5.91	Permitted	Within the OTOP sub-region Regional Rule 5.91 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
Stormwater	5.94A	Permitted	Within the OTOP sub-region Regional Rule 5.94A include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
	5.94B	Restricted Discretionary	Within the OTOP sub-region require Regional Rule 5.94B include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
	5.95	Permitted	Within the OTOP sub-region Regional Rule 5.95 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
	5.96	Permitted	Within the OTOP sub-region require Regional Rule 5.96 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
Other Minor Contaminant Discharges	5.98	Permitted	Within the OTOP sub-region Regional Rule 5.98 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
	5.99	Permitted	Within the OTOP sub-region Regional Rule 5.99 include the following additional condition: <u>1. The discharge is not within a Rock Art Management Area</u>
Bores	5.103	Permitted	Within the OTOP sub-region Regional Rule 5.103 include the following additional condition: <u>1. The bore is not installed within a Rock Art Management Area</u>
	5.104	Permitted	Within the OTOP sub-region Regional Rule 5.104 include the following additional condition: <u>1. The bore is not installed within a Rock Art Management Area</u>
Small and Community Water Takes	5.113	Permitted	Within the OTOP sub-region Regional Rule 5.113 include the following additional condition: <u>1. The bore is not located within a Rock Art Management Area</u>
	5.114	Permitted	Within the OTOP sub-region Regional Rule 5.114 include the following additional condition: <u>1. The bore is not installed within a Rock Art Management Area</u>
	5.114A	Restricted Discretionary	Within the OTOP sub-region require Regional Rule 5.114A include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
	5.115	Restricted Discretionary	Within the OTOP sub-region require Regional Rule 5.115 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Site Dewatering - Groundwater	5.119	Permitted	Within the OTOP sub-region Regional Rule 5.119 include the following additional condition: <u>1. The point of take or any discharge is not within a Rock Art Management Area</u>
	5.120	Restricted Discretionary	Within the OTOP sub-region require Regional Rule 5.120 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Take and Use Groundwater	14.5.7	Restricted Discretionary	Within the OTOP sub-region Regional Rule 14.5.7 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
	14.5.9	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
	5.128	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.128 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Transfer of Water Permits	14.5.12	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngai Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
	5.133	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.133 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Structures	5.135	Permitted	Within the OTOP sub-region Regional Rule 5.135 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.136	Permitted	Within the OTOP sub-region Regional Rule 5.136 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.137	Permitted	Within the OTOP sub-region Regional Rule 5.137 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
	5.138	Permitted	Within the OTOP sub-region Regional Rule 5.138 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.139	Permitted	Within the OTOP sub-region Regional Rule 5.139 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.140	Permitted	Within the OTOP sub-region Regional Rule 5.140 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
Floodwaters	5.142	Permitted	Within the OTOP sub-region Regional Rule 5.142 include the following additional condition: <u>1. The discharge does not occur within a Rock Art Management Area</u>
Fine Sediment Removal from Rivers	5.146A	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.146A include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Gravel from Lakes and Riverbeds	5.151	Permitted	Within the OTOP sub-region Regional Rule 5.151 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
General Disturbance	5.153A	Permitted	Within the OTOP sub-region Regional Rule 5.151 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
Dams and Damming	5.154	Permitted	Within the OTOP sub-region Regional Rule 5.154 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	14.5.24	Permitted	Within the OTOP sub-region Regional Rule 14.5.24 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
Earthworks and Vegetation Clearance in Riparian Margins	5.167	Permitted	Within the OTOP sub-region Regional Rule 5.167 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.168	Permitted	Within the OTOP sub-region Regional Rule 5.168 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
Vegetation Clearance and Earthworks in	5.170	Permitted	Within the OTOP sub-region Regional Rule 5.170 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be included in Section 14.5 (or wording to this effect)
Erosion-Prone Areas	5.171	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.171 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Burning Vegetation	5.172	Permitted	Within the OTOP sub-region Regional Rule 5.172 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.175	Permitted	Within the OTOP sub-region Regional Rule 5.175 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.176	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.171 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
Hazardous Substances	5.179	Permitted	Within the OTOP sub-region Regional Rule 5.179 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
	5.180	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.180 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
	5.181	Permitted	Within the OTOP sub-region Regional Rule 5.181 include the following additional condition: <u>1. The activity does not occur within a Rock Art Management Area</u>
Contaminated Land	5.186	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.186 include the following additional matter of discretion: <u>1. Any adverse effects on rock art and the historical, ecological and Ngāi Tahu values associated with them within a Rock Art Management Area</u>
	5.187	Permitted	Within the OTOP sub-region Regional Rule 5.187 include the following additional condition: <u>1. The discharge does not occur within a Rock Art Management Area</u>
Managed Aquifer Recharge	5.191	Restricted Discretionary	Do not support this being a restricted discretionary activity. Seek that it is non-complying.

Schedule 7 Farm Environment Plan - Management Area - ~~Tuhituhi-neherā~~ (Rock Art Sites)

Objective: to protect ~~tuhituhi-neherā~~ (rock art sites) and the historic, ecological and Ngāi Tahu values associated with sites and their surroundings.

Targets:

1. For any property that has all or part of the property within the Rock Art Management Area, irrigation is managed to avoid any adverse effects on the ~~tuihituhi-neherā~~ (rock art) sites and the historical, ecological and Ngāi Tahu values associated with these sites and their surroundings: and
2. Stock are excluded from any ~~tuihituhi-neherā~~ **rock art** site so as to avoid damage to the art work and **the values associated with these sites**; ~~surrounding area~~: and
3. Manage farming practices to protect any ~~tuihituhi-neherā~~ rock art sites by avoiding adverse effects that may modify, damage or destroy these sites and the values associated with these sites.

Appendix C

Mātaimai and Waipuna/Springs protection in Section 14 – Orari-Temuka-Opihi-Pareora

Changes sought:

Section of plan	Relief sought
Definitions	A definition for waipuna / springs is required so the term is used consistently. The stock exclusion rules contain conditions that relate to the 'bed' of a lake, river or wetland. The rules need to be amended to include springs specifically given that a spring does not have a 'bed'.
Policies 14.4.2 – 14.4.5, 14.4.15 and 14.4.17	Refer to Appendix A for changes to these policies
Mātaimai Protection Zone Maps	Extend area of maps to capture springs areas within the catchments of the Ōrari/Orari and Pureora/Pareora Rivers as shown in Figures 1 and 2 in Appendix 3
Mātaimai Protection Zone name	Rename the mapped area as "Mātaimai and Waipuna (Springs) Protection Zone"
Rule 14.5.17	Refer Appendix A and the need to align the rules with the Proposed National Environmental Standards for Freshwater
Other Rules section 5 and 14 of Plan	Apply setbacks from Mātaimai as per the Rules table in Appendix 3
Schedule 7 - Farm Environment Plan -	Amend the reference to waipuna springs in Farm Environment Plans as described in Appendix A
Schedule 7 – Farm Environment Plan – 11 OTOP	Add a new management objective to protect mātaimai and waipuna within the Mātaimai and Waipuna (springs) protection zone.

Index to Rules

The following index identifies regional rules that we are seeking to have modified for the OTOP sub-region section relating to waipuna (springs) and mātaimai. The rules will need to incorporate the extended waipuna (springs) and mātaimai areas identified on the maps below (Figures 1 and 2).

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be Included in Section 14.5 (or words to this effect)
On-Site Wastewater – new, modified or upgraded	5.8	Permitted	Within the OTOP sub-region Regional Rule 5.8 include the following additional condition: <u>1. The discharge is not onto or into land within 20 of any mātaimai reserve</u>
	5.9	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaimai reserves.
Swimming Pool or Spa Water	5.10	Permitted	Within the OTOP sub-region Regional Rule 5.10 include the following additional condition: <u>1. The discharge is not within 20 m of any mātaimai reserve</u>
	5.11	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaimai reserves.
Greywater	5.12	Permitted	Within the OTOP sub-region Regional Rule 5.12 include the following additional condition:

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be Included in Section 14.5 (or words to this effect)
			<u>1. The discharge of greywater is not within 20m of any mātaihai reserve</u>
	5.13	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
Pit Toilets	5.14	Permitted	Within the OTOP sub-region Regional Rule 5.14 include the following additional condition: <u>1. The discharge of untreated human excrement via a pit toilet is not within 20 m of any mātaihai reserve</u>
	5.15	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
Composting Toilets	5.16	Permitted	Within the OTOP sub-region Regional Rule 5.16 include the following additional condition: <u>1. The discharge of aerobically composted material from a composting toilet is not within 20 m of any mātaihai reserve</u>
	5.17	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
Agrichemicals	5.22	Permitted	Within the OTOP sub-region Regional Rule 5.22 include the following additional condition: <u>1. The discharge is not within 100 m of any mātaihai reserve</u>
Offal Pits	5.24	Permitted	Within the OTOP sub-region Regional Rule 5.24 include the following additional condition: <u>1. The discharge is not within 100 m a mātaihai reserve</u>
	5.26	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
On-Site Refuse Disposal Pit	5.27	Permitted	Within the OTOP sub-region Regional Rule 5.27 include the following additional condition: <u>1. The discharge is not within 100 m of any mātaihai reserve</u>
	5.28	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
Animal and Vegetative Waste	5.29	Permitted	Within the OTOP sub-region Regional Rule 5.29 include the following additional condition: <u>1. The material is not discharged within 50 m of any mātaihai reserve</u>
Stock Holding Areas	5.31	Permitted	Within the OTOP sub-region Regional Rule 5.31 include the following additional condition: <u>1. The stock holding area is not within 20 m of any mātaihai reserve</u>
Animal Effluent	5.33	Permitted	Within the OTOP sub-region Regional Rule 5.33 include the following additional condition: <u>1. The land used for the collection, storage and treatment of animal effluent is not within 20 m of any mātaihai reserve</u>
Animal Effluent Originating	5.35	Permitted	Within the OTOP sub-region Regional Rule 5.35 include the following additional condition: <u>1. The discharge is not within 20 m of any mātaihai reserve</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be Included in Section 14.5 (or words to this effect)
from a Stock Truck Holding Tank	5.36	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
Silage Pits and Compost	5.38	Permitted	Within the OTOP sub-region Regional Rule 5.38 include the following additional condition: <u>1. The use of land and any associated discharge is not within 50 m of any mātaihai reserve</u>
	5.39	Permitted	Within the OTOP sub-region Regional Rule 5.39 include the following additional condition: <u>1. The use of land and any associated discharge is not within 50 m of any mātaihai reserve</u>
	5.40	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, as this affords protection to mātaihai reserves.
Commercial Vegetable	5.42AA	Restricted Discretionary	Within the OTOP sub-region Rule 5.42AA include the following additional matter of discretion: <u>1. Any adverse effects on mātaihai reserves</u>
Individual Farming Activities	14.5.18	Controlled	Retain as worded
	14.5.19	Restricted Discretionary	Retain as worded
Fertiliser Use	5.65	Permitted	Within the OTOP sub-region Regional Rule 5.65 include the following additional condition: <u>1. The activity is not within 10 m of a mātaihai reserve</u>
	5.66	Permitted	Within the OTOP sub-region Regional Rule 5.66 include the following additional condition: <u>1. The activity is not within 10 m of a mātaihai reserve</u>
	5.67	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.67 include the following additional matter of discretion: <u>1. Any adverse effects on mātaihai reserves</u>
Stock Exclusion	5.68A-5.71 & 14.5.23		Retain rules as drafted
Drainage Water	5.75	Permitted	Within the OTOP sub-region Regional Rule 5.75 include the following additional condition: <u>1. The discharge is not within 20 m of any mātaihai reserve</u>
Cemeteries	5.82	Permitted	Within the OTOP sub-region Regional Rule 5.82 include the following additional condition: <u>1. Any new cemetery or an extension to an existing cemetery after 5 September 2015 is not located within 100 m of any mātaihai reserve</u>
Industrial and Trade Waste	5.91	Permitted	Within the OTOP sub-region Regional Rule 5.91 include the following additional condition: <u>1. The discharge is not located within 100 m of any mātaihai reserve</u>
Stormwater	5.94A	Permitted	Within the OTOP sub-region Regional Rule 5.94A include the following additional conditions: <u>1. The discharge is not onto or into land within 20 m of any mātaihai reserve;</u> <u>2. The discharge is not into a mātaihai reserve</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be Included in Section 14.5 (or words to this effect)
	5.94B	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.94B include the following additional matter of discretion: <u>1. Any adverse effects on mātaihai reserves</u>
	5.95	Permitted	Within the OTOP sub-region Regional Rule 5.95 include the following additional conditions: <u>1. The discharge is not onto or into land within 20 m of any mātaihai reserve;</u> <u>2. The discharge is not into a mātaihai reserve</u>
	5.96	Permitted	Within the OTOP sub-region Regional Rule 5.96 include the following additional condition: <u>1. The discharge is not onto or into land within 20 m of any mātaihai reserve;</u>
Other Minor Contaminant Discharges	5.98	Permitted	Within the OTOP sub-region Regional Rule 5.98 include the following additional condition: <u>1. The discharge is not onto or into land within 50 m of any mātaihai reserve;</u>
	5.99	Permitted	Within the OTOP sub-region Regional Rule 5.99 include the following additional conditions: <u>1. The discharge is not onto or into land within 50 m of any mātaihai reserve;</u> <u>2. The discharge is not into a mātaihai reserve</u>
Small and Community Water Takes	5.113	Permitted	Within the OTOP sub-region Regional Rule 5.113 include the following additional condition: <u>1. The bore is not located within 20 m of any mātaihai reserve;</u>
	5.114	Permitted	Within the OTOP sub-region Regional Rule 5.114 include the following additional condition: <u>1. The bore is not located within 20 m of any mātaihai reserve;</u>
	5.114A	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.114A include the following additional matter of discretion: <u>1. Any adverse effects on mātaihai reserve</u>
	5.115	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.115 include the following additional matter of discretion: <u>1. Any adverse effects on mātaihai reserve</u>
Water for Construction Maintenance	5.116	Permitted	Within the OTOP sub-region Regional Rule 5.116 include the following additional condition: <u>1. The take is not from a mātaihai reserve</u>
Take and Use Surface Water	5.123	Permitted	Within the OTOP sub-region Regional Rule 5.123 include the following additional matter of discretion: <u>1. Any adverse effects on a mātaihai reserve</u>
Take and Use Groundwater	14.5.7	Restricted Discretionary	Within the OTOP sub-region Regional Rule 14.5.7 include the following additional matter of discretion: <u>1. Any adverse effects on a mātaihai reserve</u>
	14.5.9	Restricted Discretionary	Within the OTOP sub-region Regional Rule 14.5.9 include the following additional matter of discretion: <u>1. Any adverse effects on a mātaihai reserve</u>
	5.128	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.128 includes the following additional matter of discretion: <u>1. Any adverse effects on a mātaihai reserve</u>

Topic	Regional Rule	Activity Status	Additions to Regional Rules to be Included in Section 14.5 (or words to this effect)
Transfer of Water Permits	14.5.12	Restricted Discretionary	Within the OTOP sub-region Regional Rule 14.5.12 include the following additional matter of discretion: <u>1. Any adverse effects on a mātaihai reserve</u>
	5.133	Restricted Discretionary	Within the OTOP sub-region Regional Rule 5.133 include the following additional matter of discretion: <u>1. Any adverse effects on a mātaihai reserve</u>
Dams and Damming	5.154	Permitted	Within the OTOP sub-region Regional Rule 5.154 include the following additional condition: <u>1. The activity does not occur within a mātaihai reserve</u>
Earthworks on aquifers	5.176	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga
	5.178	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
Hazardous Substances	5.179	Permitted	Within the OTOP sub-region Regional Rule 5.179 includes the following additional condition: <u>1. The activity does not occur within 20 m of any mātaihai reserve</u>
	5.180	Restricted Discretionary	Retain the matter of discretion that provides for consideration of adverse effects on Ngāi Tahu Values or on sites of significance to Ngāi Tahu, including wāhi tapu and wāhi taonga as this provides for rock art sites.
	5.181	Permitted	Within the OTOP sub-region Regional Rule 5.181 includes the following additional condition: <u>1. The activity does not occur within 20 m of any mātaihai reserve;</u>

Proposed Amendment to maps for Mātaihai Protection Zone

Rename as “Mātaihai and Waipuna (springs) protection zone”

Arowhenua seek to extend the Waipuna (Springs) Protection Zone to include the springs within the area outlined in blue on Figures 1 and 2 below. A large number of springs are located on the south and north side of the Ōrāri/Orari River and south of the Pureora/Pareora River, which require protection.

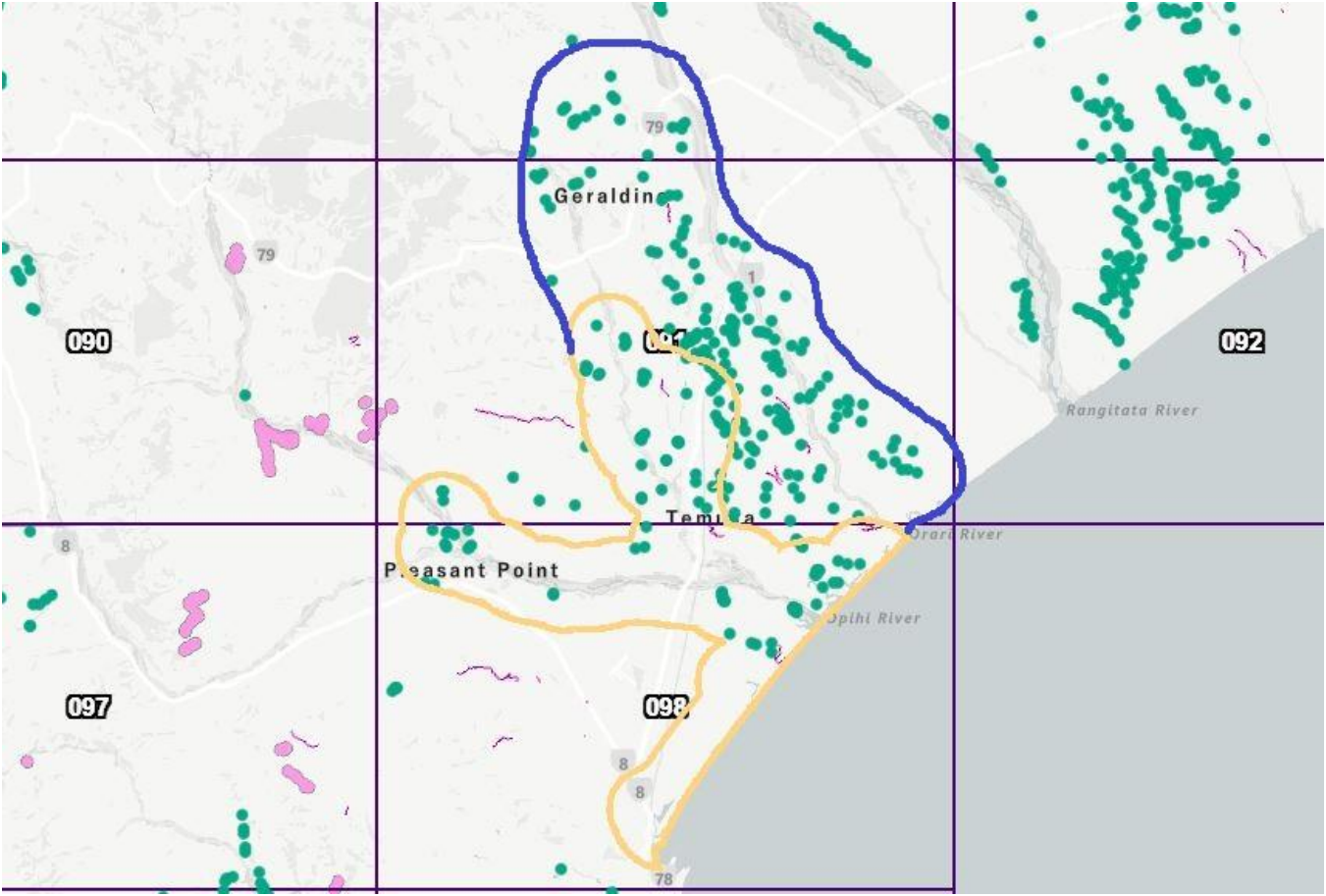


Figure 1: Extension of Protection Zone to include springs within the proposed blue line.

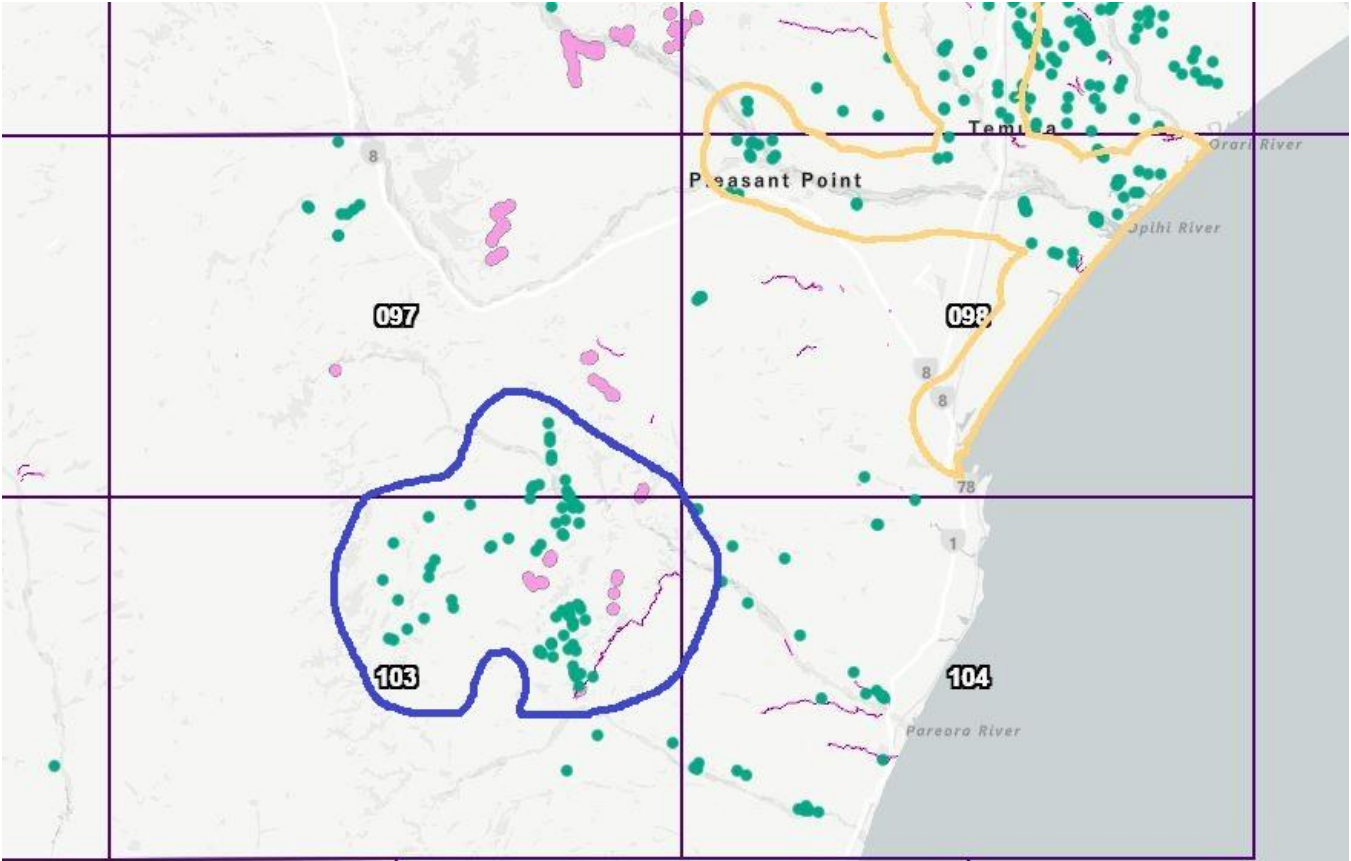


Figure 2: Extension of Protection Zone to include springs within the proposed blue line.