

21 August 2017

MEMORANDUM

FROM: Olivia Cook

TO: Andrew Parrish

SUBJECT: Changes to be made to Plan change 3 (South Coastal Canterbury) to the Canterbury Land and Water Regional Plan pursuant to Clauses 16 and Clause 20A of Schedule 1 to the Resource Management Act 1991 (RMA)

SCHEDULE OF CHANGES

Independent hearing commissioners were appointed to hear submissions and make recommendations on proposed Plan Change 3 (South Coastal Canterbury) to the Land and Water Regional Plan. In response to those submissions the hearing commissioners prepared a Report and Recommendation for the Council which recommended insertions, deletions and amendments to the notified plan change.

The Report and Recommendations of the independent hearing commissioners was adopted and approved as the Council's decision on Plan Change 3 at a Council meeting on 22 September 2016.

Plan Change 3 is now at a stage in the planning process where it may be made operative by way of Council resolution. It is necessary to make a number of minor corrections and renumber provisions in Plan Change 3, prior to making the plan change operative. These amendments correct minor typographical and grammatical errors and ensure the provisions are numbered in a logical and sequential order.

The authority to correct minor errors or make alterations of minor effect to a proposed plan change, without using the process described in Schedule 1 to the Resource Management Act (1991), is provided in Clause 16(2) of Schedule 1.

Clause 16(2) of Schedule 1 of the 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”

Tables 1, 2,3 and 4 show the recommended amendments to the Council's decisions on Plan Change 3. Provisions identified in Column 1 of the tables below refer to provisions as numbered in the Councils' decision on Plan Change 3.

Table 1 – Recommended amendments to Section 15 of the Canterbury Land and Water Regional Plan

Location	Type of correction / alteration	Correction	Reason
Section 15.6.1	Consequential amendment	Amend the wording of provision 15.6.1 as follows: ...For all other areas see policies and rules in Sections 4, and 5 and <u>15A</u> .	Policies and rules that apply to South Coastal Canterbury (SCC) are now contained within Section 15A of the Plan. An amendment is recommended to clarify the location of these provisions.
Section 15.8	Consequential amendment	Amend the wording of provision 15.6.8 as follows: Nil . See relevant policies and rules in Sections 4, and 5 and <u>15A</u> .	

Table 2 – Recommended amendments to Section 15A of the Canterbury Land and Water Regional Plan

Location	Type of correction / alteration	Correction	Reason
Section 15A, Introduction, Paragraph 1, Line 2	Renumbering	Amend as follows ...in the west (Map 4 <u>15A.1</u>).	Maps located within a sub-region section of the LWRP should be prefixed by the relevant sub-region section number.
Section 15A, Introduction Title of Map 1	Renumbering	Amend the title that accompanies Map 1 of Section 15A as follows: Map 4 <u>15A.1</u>	
Section 15A, Introduction Paragraph 3, Line 5	Renumbering	Amend as follows ...are shown on Map 2 <u>15A.2</u>	
Section 15A, Introduction, Title of Map 2	Renumbering	Amend the title that accompanies Map 2 of Section 15A as follows: Map 2 <u>15A.2</u>	
Section 15A, Introduction, Paragraph 10, Line 2	Typographical	Amend as follows: ...both on-farm and in...	
Section 15A, Introduction, Paragraph 11, Line 6	Grammatical	Amend as follows: ...and provide for the streams a protection...	Correction to grammar
Section 15A, Introduction, Paragraph 12, Action point 7	Grammatical	Amend as follows: Restricting nitrogen load losses from the catchment, and introducing flexibility caps, and <u>maximum caps (based on soil classes)</u> and Nutrient User Groups.	Correction to grammar

Section 15A.2, Definitions, Definition of South Coastal Canterbury	Minor correction	Amend as follows: ...shown as South Coastal Canterbury on the Planning Maps <u>Map 15A.1</u>	The boundary of the South Coastal Canterbury catchment is shown on Map 15A.1 which forms part of the plan change.
Section 15A.4 Policies Sub-heading	Typographical	Amend the sub-heading by inserting a space between the words 'land' and 'use' as follows: <i>Managing land use to maintain or improve water quality</i>	Correction to spelling
Policy 15A.4.1(d)	Renumbering	Amend the references to Tables 15A(o) and 15A(p) as follows: ...Table 15A(o)(m)to the load limit set out in Table 15A(p)(n) ...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Policy 15A.4.1A	Renumbering	Amend as follows: 15A.4.1A <u>2</u>	
Policy 15A.4.5	Renumbering	Amend as follows: 15A.4.5 <u>4</u> (d) ... in accordance with Policy 15A.4.4011 <u>1</u> , provided...	
Policy 15A.4.8	Renumbering / Typographical	Amend as follows: 15A.4.8 <u>5</u> (c).... (i)..... <u>the nitrogen loss</u> ... (e) (in accordance with Policy 15A.4.611 ... (if applicable); <u>and</u>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor alterations to address typographical or grammatical errors are also recommended.
Policy 15A.4.8A	Renumbering	Amend as follows: 15A.4.8A <u>6</u> Notwithstanding Policies 15A.4.5 <u>4</u> and 15A.5.8 <u>5</u> ...	
Policy 15A.4.9	Renumbering	Amend as follows: 15A.4.9 <u>7</u> (a) ...only if the nitrogen load limit in Table 15A(p)(n) ...	
Policy 15A.4.9A	Renumbering	Amend as follows: 15A.4.9A <u>8</u> ... and nitrogen load limits in Table 15A(p)(n) using....	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Policy 15A.4.9B	Renumbering	Amend as follows: 15A.4.9B <u>9</u>	

		...and trade processes in Table 15A(e)(<u>m</u>) is not exceeded unless Policy 15A.4. 9C <u>10</u> applies.	
Policy 15A.4.9C	Renumbering	Amend as follows: 15A.4. 9C <u>10</u> ... for industrial and trade processes in Table 15A(e)(<u>m</u>)...	The Council's decision on Plan Change 3 inserted new provisions and omitted some notified provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Policy 15A.4.10	Renumbering	Amend as follows: 15A.4. 10 <u>11</u>	
Policy 15A.4.11	Renumbering	Amend as follows: 15A.4. 11 <u>12</u>	
Policy 15A.4.12	Renumbering	Amend as follows: 15A.4. 12 <u>13</u>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Policy 15A.4.13	Renumbering	Amend as follows: 15A.4. 13 <u>14</u>	
Policy 15A.4.14	Renumbering	Amend as follows: 15A.4. 14 <u>15</u> (a) ... with the limits in Table 15A(p)(<u>n</u>) or any update to that... (b).... Irrigation scheme load in Table 15A(p)(<u>n</u>), or any update to that... (da)(<u>e</u>) require a map... (e)(<u>f</u>) require the irrigation scheme...	
Policy 15A.4.15	Renumbering	Amend as follows: 15A.4. 15 <u>16</u>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor alterations to address typographical or grammatical errors are also recommended.
Policy 15A.4.16	Renumbering	Amend as follows: 15A.4. 16 <u>17</u>	
Policy 15A.4.17	Renumbering	Amend as follows: 15A.4. 17 <u>18</u>	
Policy 15A.4.18	Renumbering	Amend as follows: 15A.4. 18 <u>19</u>	
Policy 15A.4.19	Renumbering / Typographical	Amend as follows: 15A.4. 19 <u>20</u> (d) ...by the provisions of Sections <u>124</u> – <u>124C</u> ...	
Policy 15A.4.20	Renumbering	Amend as follows: 15A.4. 20 <u>21</u> (aa)(<u>b</u>) for other takes ... demonstrates efficient of use of water;	

		(b)(c) not exceeding the... (e)(d) aligning the term of the resource consent with Policy 15A.4.3536	
Policy 15A.4.21	Renumbering	Amend as follows: 15A.4.2122 (ba)(c) (e)(d) the term of the consent aligns with Policy 15A.4.3536	
Policy 15A.4.22	Renumbering	Amend as follows: 15A.4.2223	
Policy 15A.4.23	Renumbering / Typographical	Amend as follows: 15A.4.2324 (aa)(a) the applicant holds has a... (a)(b) there are no... (b)(c) the allocation limit... (e)(d) the annual volume.. (ca)(e) the annual volume... (d)(f) the term of the consent aligns with Policy 15A.4.3536.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor alterations to address typographical or grammatical errors are also recommended.
Policy 15A.4.24	Renumbering	Amend as follows: 15A.4.2425	
Policy 15A.4.25	Renumbering/ Typographical	Amend as follows: 15A.4.2526 ...affected by Sections 124-124C...	
Policy 15A.4.26	Renumbering	Amend as follows: 15A.4.2627	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Policy 15A.4.27	Renumbering	Amend as follows: 15A.4.2728	
Policy 15A.4.28	Renumbering	Amend as follows: 15A.4.2829	
Policy 15A.4.29	Renumbering	Amend as follows: 15A.4.2930	
Policy 15A.4.30	Renumbering	Amend as follows: 15A.4.3031	
Policy 15A.4.31	Renumbering	Amend as follows: 15A.4.3132	
Policy 15A.4.32	Renumbering	Amend as follows: 15A.4.3233	
Policy 15A.4.33	Renumbering / Typographical	Amend as follows: 15A.4.3334 ...in accordance with Tables...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is

Policy 15A.4.34	Renumbering	Amend as follows: 15A.4. 34 <u>35</u>	necessary to ensure provisions are ordered sequentially.
Policy 15A.4.35	Renumbering	Amend as follows: 15A.4. 35 <u>36</u>	
Section 15A.5 Rule Index Table	Grammatical	Amend the text located above the Rule Index table as follows: The following index identifies region-wide rules that are modified by this sub-region section or where <u>and</u> new rules are that have been introduced.	Minor alteration to improve grammar
Section 15A.5 Rule Index Table	Renumbering	Renumber rules in the Rule Index Table as shown in Appendix 1 to this memo.	Renumbering is necessary to align the rule numbers in the note with the rule numbers in the plan change.
Section 15A, 15A.5, Sub-heading <i>Nutrient management, sediment and microbial contaminants</i>	Renumbering	Amend the note below the sub-heading as follows: <u>Note:</u> Rules 15A.5.1 to 15A.5. 40 <u>16</u> and 15A.5. 13 <u>20</u> to 15A.5. 14 <u>21</u> prevail over Region-wide Rules 5.14 to 5.59.	
Rule 15A.5.1	Renumbering	Amend Rule 15A.5.1 as follows: Despite any of Rules 15A.5.2 to 15A.5. 12 <u>19</u> ...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.2	Typographical	Amend the wording of Rule 15A.5.2 as follows: ...permitted activity provided <u>the following conditions are met</u> :	Minor changes are recommended to ensure the structure of this rule is consistent with other rules in the LWRP.
Rule 15A.5.2A	Renumbering/ Typographical	Amend as follows: 15A.5. 2A <u>3</u> ...permitted activity provided <u>the following conditions are met</u> : ... 1(a) <u>the</u> nitrogen baseline...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor changes are recommended to ensure the structure of this rule is consistent with other rules in the LWRP.
Rule 15A.5.2B	Renumbering/ Typographical	Amend as follows: 15A.5. 2B <u>4</u> ...permitted activity provided <u>the following conditions are met</u> :	

Rule 15A.5.2C	Renumbering/ Typographical	Amend as follows: 15A.5.2C <u>5</u> ...permitted activity provided <u>the following conditions are met</u> : ... 1(a) <u>the nitrogen baseline...</u>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor changes are recommended to ensure the structure and grammar in this rule is consistent with other rules in the LWRP.
Rule 15A.5.2D	Renumbering/ Typographical	Amend as follows: 15A.5.2D <u>6</u> ...provided <u>the following conditions are met</u> :	
Rule 15A.5.2E	Renumbering	Amend as follows: 15A.5.2E <u>7</u> ...of Rules 15A.5.2 or 15A.5.2B <u>4</u> or condition 1 of Rule 15A.5.2A <u>3</u> or Rule 15A.5.2C <u>5</u> , is a controlled activity...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15.5.3	Renumbering	Amend as follows: 15A.5.3 <u>8</u> (a)...or any condition of Rule 15A.5.2E <u>7</u> ; (b)...condition 2 of Rule 15A.5.2A <u>3</u> ; (c)...condition 3 of Rule 15A.5.2B <u>4</u> or any condition of Rule 15A.5.2E <u>7</u> ; (d)...condition 2 of Rule 15A.5.2C <u>5</u> (e)...conditions of Rule 15A.5.2D <u>6</u> ... Matters of discretion: 1. ... limits set out in Table 15A(p)(n) or the load limit as recalculated... 4A <u>2</u> . The nitrogen loss rates to be... 2 <u>3</u> . The quality of, compliance with... 3 <u>4</u> . The proposed management practices... 4 <u>5</u> . The potential effects of the land use... 5 <u>6</u> . The appropriateness of the actions... 6 <u>7</u> . The soil class having regard... 7 <u>8</u> . The potential adverse effects...	

		7A9 . The matters set out in Policy 15A.4. 54 to Policy 15A.4. 9C <u>10</u>	
Rule 15A.5.3A	Renumbering	Amend as follows: 15A.5.3A9 ...does not meet condition 1 of Rule 15A.5. 2E7 is a discretionary activity...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.4	Renumbering	Amend as follows: 15A.5.410 ...does not meet condition 1 of Rule 15A.5. 38 or condition 2 of Rule 15A.5. 3A9 is a non-complying activity.	
Rule 15A.5.5	Renumbering	Amend as follows: 15A.5.511 ...does not meet condition 1 of Rule 15A.5. 38 or condition 2 of Rule 15A.5. 3A9 is a prohibited activity.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.6	Renumbering	Amend as follows: 15A.5.612	
Rule 15A.5.7	Renumbering	Amend as follows: 15A.5.713 ...does not comply with condition 1 of Rule 15A.5. 612 is a prohibited activity.	
Rule 15A.5.8	Renumbering	Amend as follows: 15A.5.814 ...conditions 2, 3, 4, 5, or 6 of Rule 15A.5. 612 is a prohibited activity.	
Rule 15A.5.9	Renumbering	Amend as follows: 15A.5.915	
Rule 15A.5.10	Renumbering	Amend as follows: 15A.5.1016 ...one or more of the conditions in Rule 15A.5. 915 is a prohibited activity.	
Section 15A.5, Note that precedes Rule 15A.5.17	Renumbering	Amend as follows: <u>Note:</u> Rules 15A.5. 1417 to Rule 15A.5. 1219 prevail over Region-wide Rules 5.60 to 5.62.	
Rule 15A.5.11	Renumbering	Amend as follows: 15A.5.1117	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.

		1. The nitrogen load limits in Table 15A(p)(<u>n</u>) or the load limit...	
Rule 15A.5.12	Renumbering	Amend as follows: 15A.5.4218 ...and of the conditions of Rule 15A.5.4417 is a prohibited activity.	
Rule 15A.5.12A	Renumbering	Amend as follows: 15A.5.42A19	
Section 15A.5, after subheading <i>Incidental Discharges</i>	Insert note	Insert the following note after the heading 'Incidental Discharges': <u>Note: Rules 15A.5.20 and 15A.5.21 prevail over Region-wide rules 5.63 and 5.64</u>	The note clarifies the relationship between rules in Section 5 of the Plan and Section 15A of the Plan.
Rule 15A.5.13	Renumbering	Amend as follows: 15A.5.4320 1. ...is authorised under Rule 15A.5.1 to Rule 15A.5.4219	The Council's decision on Plan Change 3 inserted new provisions and omitted some notified provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.14	Renumbering	Amend as follows: 15A.5.4421 ...that does not meet condition 1 of Rule 15A.5.4320 is a non-complying activity.	
Section 15A.5 Note that precedes Rule 15A.5.15	Renumbering	Amend as follows: ...Rule 15A.5.4522 prevails over Region-wide Rule 5.84. Rule 15A.5.4623 is a new rule.	The Council's decision on Plan Change 3 inserted new provisions and omitted some notified provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.15	Renumbering	Amend as follows: 15A.5.4522 1. ...nitrogen load limit in Table 15A(e)(<u>m</u>) for community sewerage...	
Rule 15A.5.16	Renumbering	Amend as follows: 15A.5.4623 ...more of the conditions of Rule 15A.5.4522 is a non-complying activity.	
Section 15A.5, Note that precedes Rule 15A.5.17	Renumbering	Amend as follows: Note: ... Rule 15A.5.4724 prevails over Regional Rule 5.92. Rule 15A.5.4825 is a new rule.	The Council's decision on Plan Change 3 inserted new provisions and omitted some notified provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.17	Renumbering	Amend as follows: 15A.5.4724	

		<p>Despite Rules 15A.5.1 to Rule 15A.5.4219, the discharge of any liquid...</p> <p>1. The discharge in addition...exceed the nitrogen load limit in Table 15A.5.4219 for industrial or...</p> <p>4A2. The nitrogen loss from the discharge...</p> <p>23. For all discharges, the best practicable option is used...</p>	
Rule 15A.5.18	Renumbering	<p>Amend as follows:</p> <p>15A.5.4825</p> <p>...or more of the conditions in Rule 15A.5.4724 is a non-complying activity.</p>	The Council's decision on Plan Change 3 inserted new provisions and omitted some notified provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Section 15A.5, Note that follows the heading <i>Stock Exclusion</i>	Formatting/ Renumbering	<p>Amend as follows:</p> <p>Notes:</p> <p>4-Note: Rules 5.68A, 5.68B... Rule 15A.5.4926 applies in addition to Rules 5.68A...</p>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor typographical changes are recommended to align the structure of this note with the format used in the remainder of the LWRP.
Rule 15A.5.19	Renumbering	<p>Amend as follows:</p> <p>15A.5.4926</p>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.20	Renumbering	<p>Amend as follows:</p> <p>15A.5.2027</p>	
Rule 15A.5.21	Renumbering	<p>Amend as follows:</p> <p>15A.5.2428</p> <p>...meet one or more of the conditions of Rule 15A.5.2027 is a restricted discretionary activity.</p>	
Section 15A.5, Note that precedes Rule 15A.5.20	Renumbering	<p>Amend as follows:</p> <p>...is assessed under Rules 15A.5.2027 and 5A.5.2428.</p>	
Rule 15A.5.22	Renumbering	<p>Amend as follows:</p> <p>15A.5.2229</p>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.23	Renumbering	<p>Amend as follows:</p> <p>15A.5.2330</p>	

		...or more of the conditions in Rule 15A.5. 2229 is a discretionary activity.	
Rule 15A.5.24	Renumbering/ Typographical	Amend as follows: <u>15A.5.2431</u> 65 . The discharge does not result in... Matters of discretion: 10. <u>The</u> rate and volume of the discharge.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor typographical amendments are recommended to improve the grammar and readability of the rule.
Rule 15A.5.25	Renumbering	Amend as follows: <u>15A.5.2532</u> ...or more of the conditions of Rule 15A.5.2431 is a discretionary activity.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.26	Renumbering	Amend as follows: <u>15A.5.2633</u>	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Section 15A.5, Note that precedes Rule 15A.5.34	Renumbering	Amend as follows: Note: Rule 15A.5.2734 prevails over Region-wide Rule 5.123.	
Rule 15A.5.27	Renumbering	Amend as follows: <u>15A.5.2734</u> Except as provided for in Rules 15A.5.3441 to Rule 15A.5.3845 inclusive the take and use... ... 2. (a) ...affected by the provisions of Sections 124 – 124C of the RMA... (b) ...affected by the provisions of Sections 124 – 124C of the RMA...	
Rule 15A.5.28	Renumbering	Amend as follows: <u>15A.5.2835</u> ...meet condition 3 in Rule 15A.5.2734 is a non-complying activity.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor typographical amendments are recommended for consistency.
Rule 15A.5.29	Renumbering	Amend as follows: <u>15A.5.2936</u> ...conditions 1 or 2 in Rule 15A.5.2734 is a prohibited activity.	

Note that precedes Rule 15A.5.30,	Renumbering / Typographical	Amend as follows: Note: Rules 15A.5. 3037 and 15A.5. 3438 prevail over Regional-wide Rules 5.128 – 5.130	
Rule 15A.5.30	Renumbering/ Formatting/ Typographical	Amend as follows: 15A.5. 3037 ...2.... by provisions of Sections 124 – 124C of the RMA and: (i)(a) the take does not exceed the volume... ... 4. ... (a) ...provisions of Sections 124 – 124C of the RMA, received prior... (b) ...provisions of Sections 124 – 124C of the RMA, lodged on or after... Matters of discretion: ... 5. ...the matters of discretion under Rule 15A.5. 2734 ; and...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor typographical amendments are recommended for consistency.
Rule 15A.5.31	Renumbering	Amend as follows: 15A.5. 3438 ...one or more of conditions of Rule 15A.5. 3037 is a prohibited activity.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. .
Rule 15A.5.32	Renumbering	Amend as follows: 15A.5. 3239	
Rule 15A.5.33	Renumbering	Amend as follows: 15A.5. 3340 ...or more of the conditions in Rule 15A.5. 3239 is a prohibited activity.	
Rule 15A.5.34	Renumbering	Amend as follows: 15A.5. 3441	
Rule 15A.5.35	Renumbering	Amend as follows: 15A.5. 3542 ...does not meet condition 3 in Rule 15A.5. 3441 is a non-complying activity.	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Rule 15A.5.36	Renumbering	Amend as follows: 15A.5. 3643	

		...of conditions 1 or 2 in Rule 15A.5. 344 1 is a prohibited activity.	
Rule 15A.5.37	Renumbering	Amend as follows: 15A.5. 374 4	The Council's decision on Plan Change 3 inserted new provisions and omitted some notified provisions. Amendments are necessary to ensure provisions are numbered in a logical and sequential order.
Rule 15A.5.38	Renumbering	Amend as follows: 15A.5. 384 5 ...or more of the conditions in Rule 15A.5. 374 4 is a prohibited activity.	
Section 15A.5, Note that precedes Rule 15A.5.30	Renumbering	Amend as follows: Note: Rules 15A.5. 304 6, 15A.5.4047 and 15A.5.40A48 prevail over...	
Rule 15A.5.39	Renumbering	Amend as follows: 15A.5. 394 6	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor typographical amendments are recommended for consistency.
Rule 15A.5.40	Renumbering	Amend as follows: 15A.5.4047 ...does not meet condition 1 of Rule 15A.5. 394 6 shall be considered as...	
Rule 15A.5.40A	Renumbering	Amend as follows: 15A.5.40A48 ...conditions of Rule 15A.5.4047 shall be considered as if it is a prohibited activity.	
Rule 15A.5.41	Renumbering	Amend as follows: 15A.5.4149	
Rule 15A.5.42	Renumbering	Amend as follows: 15A.5.4250	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially. Minor typographical amendments are recommended for consistency.
Table 15A(o)	Renumbering	Amend as follows: Table 15A(o)(m)	
Table 15A(p)	Renumbering	Amend as follows: Table 15A(p)(n)	
Section 15A.9, Table for High Naturalness Water Bodies table	Minor correction	Amend heading of second column in Section 15A.9 table as follows: Location and Topo 50 Map Reference	Minor correction to correct map reference.

Table 3 – Recommended amendments to Section 16 (Schedules) of the Canterbury Land and Water Regional Plan

Location	Type of correction / alteration	Correction	Reason
Schedule 24b(a)	Renumbering	Amend the numbering in Schedule 24b(a) as follows: (i) (ii) Where a material change in the land use associated with the farming activity occurs... (ii) (iii) Where a material change in the land use associated with the farming activity does not occur... (iii) (iv) An annual review of the input... (iv) (v) Fertiliser is applied in accordance with... (v) (vi) Records of soil tests, nutrient budgets and fertiliser...	The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.
Schedule 29, Table s29.1,	Minor correction	Amend the date in column E as follows: 01 May 2015 <u>January 2025</u>	The Council's decision on Plan Change 3 included an incorrect date in Column E. The correction aligns the date with that referred to in Policy 15A.4.4.
Schedule 29, Table s29.2	Minor correction	Amend Table s29.2 as follows: Title: "Referenced OVERSEER input files used <u>required</u> to calculate... ... Third column, second row: D <u>VL</u> M <u>L</u> L <u>M</u> VL <u>D</u> Third column, third row 44 <u>14</u>	Table s29.2 describes the OVERSEER input files relied on to calculate the updated flexibility caps for the South Coastal Canterbury Area. The soil classes in the table have been mislabelled, and a correction is required to associate the correct soil type with the correct nitrogen loss rate. A correction to the nitrogen loss rate for the Waihao Wainono Hills Sub-area (Hill A) is also required to accurately record the nitrogen loss rate under OVERSEER v6.2.1 ...
Schedule 30, Section B	Minor correction	Amend as follows: 5. ...shall be published on the Environment Canterbury website. 6. The steps described in 1-5 above must be undertaken by...	Minor correction

Schedule 31	Renumbering	<p>Amend as follows:</p> <p>The nitrogen load limits in Table 15A(p)(<u>n</u>) will be recalculated by the Council...</p> <p>...</p> <p>3. ...and as shown in Figure <u>s</u>31;</p> <p>...</p> <p>6. ...designated OVERSEER input files listed in Table <u>s</u>31.2 (which comply with the best... ...12. Use the calculations at steps 9, 10 and 11 to create an updated version of Table 15A(p)(<u>n</u>) showing catchment nitrogen load limits...and publish the updated Table 15A(p)(<u>n</u>) on the Environment Canterbury website www.ecan.govt.nz.</p>	<p>The Council's decision on Plan Change 3 omitted some notified provisions and inserted new provisions. Renumbering is necessary to ensure provisions are ordered sequentially.</p>
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As a consequence of incorporating Plan Change 3 into the Land and Water Regional Plan, some minor corrections to renumber provisions in the Canterbury Land and Water Regional Plan are required.

The authority to correct minor errors in an operative plan, without using the process described in Schedule 1 to the Resource Management Act 1991, is provided in Clause 20A of Schedule 1 to the RMA.

Clause 20A of Schedule 1 states:

“A local authority may amend, without using the process in this schedule, an operative policy statement or plan to correct any minor errors.”

The table below identifies minor corrections that are to be made to the Land and Water Regional Plan. Recommended insertions are shown with underline.

Table 4 – Recommended amendments to Section 15 of the Canterbury Land and Water Regional Plan

Location	Type of correction / alteration	Correction	Reason
Provision 15.6.2	Typographical	<p>Amend the wording of provision 15.6.2 as follows:</p> <p>“...when reading relevant policies and rules in Sections 4, 5 and <u>15A</u>.</p>	<p>Policies and rules that apply to South Coastal Canterbury (SCC) are now contained within Section 15A of the Plan. An amendment is recommended to clarify the location of these provisions.</p>

It is considered appropriate to use Clause 16(2) to Schedule 1 to the RMA to amend Plan Change 3 to the Canterbury Land and Water Regional Plan for the following reasons:

- The recommended amendments to Plan Change 3 to the Canterbury Land and Water Regional Plan correct minor errors or correct typographical errors, or renumber provisions. 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:

A handwritten signature in black ink, appearing to be 'AP', with a long horizontal flourish extending to the right.

Date: 21 August 2017

Appendix 1: Recommended changes to Section 15A.5 Rule Index Table

Topic		Region-wide Rules	New rules that are additions to Region-wide Rules	South Coastal Canterbury Rules that prevail over Region-wide rules	New Rules
Nutrient Management	Red, Orange, Green Zones	5.41-5.59	-	15A.5.1-15A.5.1016 15A.5.13-15A.5.14	-
	Irrigation Scheme	5.60-5.62	-	15A.5.1117- 15A.5.12A19	-
	<u>Incidental Discharges</u>	<u>5.63-5.64</u>	-	<u>15A.5.20-15A.5.21</u>	-
Stock Exclusion		5.68-5.71	15A.5.1926	-	-
Sewerage Systems		5.84	-	15A.5.1522	15A.5.1623
Industrial and Trade Waste		5.92	-	15A.5.1724	15A.5.1825
Restoration - Wainono and General		-	-	-	15A.5.2027- 15A.5.2330
Augmentation		-	-	-	15A.5.2431- 15A.5.2532
Take and Use of Surface Water		5.123-5.127	-	15A.5.2734- 15A.5.2936	15A.5.2633, 15A.5.3441- 15A.5.3845
Take and Use of Groundwater		5.128-5.132	-	15A.5.3037- 15A.5.3138	15A.5.3239- 15A.5.3340
Transfer of Water Permits		5.133-5.134	-	15A.5.3946- 15A.5.40A48	-
Damming		5.154-5.158	-	-	15A.5.4149- 15A.5.4250