
From: achristensen@csifgc.org.nz
Sent: Wednesday, 4 December 2019 11:50 AM
To: Mailroom Mailbox
Subject: Plan Change 7 LWRP Further Submission
Attachments: Further Submission_CSIFG.pdf

Hello

Please find attached a further submission from Central South Island Fish and Game in respect of proposed Plan Change 7 to the Canterbury Land and Water Regional Plan.

Kind regards

Angela Christensen | Resource Officer

Central South Island Fish & Game Council

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FURTHER SUBMISSION FROM: Central South Island Fish and Game Council
Submitter Number: PC7-351

SUBMITTER: Jay Graybill, Chief Executive
Central South Island Fish and Game
PO Box 150
Temuka 7948

Correspondence to Angela Christensen, Resource Officer
Email: achristensen@csifgc.org.nz

REGIONAL COUNCIL: Customer Services
Environment Canterbury
PO Box 345
Christchurch 8140

Email: mailroom@ecan.govt.nz

1. This further submission is made in reference to Proposed Plan Change 7 to the operative Canterbury Land and Water Regional Plan. The further submissions are outlined in Annexure 1.
2. Central South Island Fish and Game represents a relevant aspect of the public interest and has an interest in the proposal greater than the interest the general public has.
3. Central South Island Fish and Game wishes to be heard in support of its submission and if others make a similar submission will consider presenting a joint case with them at the hearing.

A handwritten signature in black ink, appearing to read "Angela Christensen", with a long horizontal stroke extending to the right.

p.p.

Jay Graybill, Chief Executive
Date: 4 December 2019

Statutory managers of freshwater sports fish, game birds and their habitats

Central South Island Region

32 Richard Pearse Drive, PO Box 150, Temuka 7948, New Zealand. Telephone (03) 615 8400
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Annexure 1

Submitter	Parts of submission supported or opposed	Reasons	Support/Oppose
<p>Ballance Agri-Nutrients Limited c/o Dominic Adams Private Bag 12503 Tauranga Mail Centre Tauranga 3143</p> <p>Dominic.adams@ballance.co.nz</p> <p>Submitter ID: 441</p>	<p>PC7-441.32 Policy 14.4.19</p>	<p>The proposed amendment does not provide clear direction for the decision maker nor create a level playing field for other consent holders required to reduce nitrogen losses. It is important that environmental outcomes and water quality targets are met as required by the NPSFM and to meet community outcomes.</p>	<p>Oppose</p>
<p>Combined Canterbury Provinces, Federated Farmers of New Zealand c/o Dr Lionel Hume PO Box 414 Ashburton 7740</p> <p>lhume@fedfarm.org.nz</p> <p>Submitter ID: 430</p>	<p>PC7-430.329 Rule 5.148</p>	<p>The amendment provides better protection for freshwater aquatic species and recognises the importance of fish passage in their life cycles.</p>	<p>Support</p>
<p>Combined Canterbury Provinces, Federated Farmers of New Zealand Submitter ID: 430</p>	<p>PC7-430.196 Policy 14.4.17</p>	<p>The submission to delete clause (d) will dilute the policy and result in less land being more actively managed near waterbodies. This will not help to achieve water quality outcomes.</p>	<p>Oppose</p>

<p>Combined Canterbury Provinces, Federated Farmers of New Zealand Submitter ID: 430</p>	<p>PC7-430.327 Rule 14.5.17</p>	<p>The amendment seeks to delete condition 7 of the rule and sites that phosphorus concentrations in surface water are typically low and show no increasing trend.</p> <p>The s32 report states in relation to HRRPZs, “Hill-fed streams within catchments located in the High Runoff Risk Phosphorous Zone within the OTOP sub-region exhibit elevated suspended solid and phosphorus concentrations and a high percentage of deposited fine sediment when compared to other hill-fed streams” (Hayward, 2019).</p> <p>It is appropriate to manage the risks associated with high runoff areas to improve waterway and ecosystem health.</p>	<p>Oppose</p>
<p>DairyNZ Limited c/o Charlotte Wright PO Box 85066 Lincoln University Canterbury 7647</p> <p>c/o charlotte.wright@dairynz.co.nz</p> <p>Submitter ID: 357</p>	<p>PC7-357.4 Policy 4.99</p>	<p>The suggested amendment would allow for MAR to be the ‘go to’ option to address water issues in Canterbury rather than addressing the root of the problem and implementing solutions to tackle it. Taking surface water from other sources can put those other waterways at risk of degradation if not managed appropriately; therefore, mitigations to improve the quality/quantity of freshwater must first be implemented at farm level.</p>	<p>Oppose</p>
<p>DairyNZ Limited Submitter ID: 357</p>	<p>PC7-357.51 Policy 14.4.20</p>	<p>The proposed amendment seeks to halt percentage-based nitrogen loss reductions as stated in Table 14(zc) once the water quality targets in Table 14(g) are met. It is not clear if water quality can be maintained once the outcomes are met (as required by the NPSFM) if reductions beyond GMP are not retained. Certainty is required that water quality within these HNCAs, once freshwater targets are met, will be maintained. CSIFG submits that robust, ongoing monitoring is necessary to inform required future management practices.</p>	<p>Oppose</p>

DairyNZ Limited Submitter ID: 357	PC7-357.50 New policy	It is important that comprehensive and robust monitoring is undertaken to understand the impacts of the provisions in the operative PC7 on water quality and ecosystem health. The results from this monitoring will inform on trends and what progress is being made towards achieving the targets and outcomes.	Support
Dairy Holdings Limited (DHL) c/o Ben Williams Chapman Tripp PO Box 2510 Christchurch 8041 Ben.williams@chapmantripp.com Submitter ID: 415	PC7-415.7 14.00.11 Map Rangitata Orton HNCA	The amendment seeks to reduce the proposed mapped areas of High Nitrogen Concentration Areas (HNCAs). The s32 report discusses the reductions needed to meet freshwater outcomes and the need to reduce nitrogen losses from farming activities in this area. Identification of HNCAs is in line with the NPSFM that requires the improvement of freshwater in areas where it is degraded and will help to achieve community outcomes identified in the OTOP ZIPA.	Oppose
Department of Conservation c/o Geoff Deavoll Private Bag 4715 Christchurch Mail Centre 8140 gdeavoll@doc.govt.nz Submitter ID: 160	PC7-160.3 Table 1b	The alignment of TLI levels should represent ecosystem health and ensure that waterbodies are protected from degradation. The sensitive lakes of the Ashburton Basin are exhibiting a decline in ecosystem health and deterioration across a number of parameters. It is important that they are adequately protected.	Support
Department of Conservation Submitter ID: 160	PC7-160.8 Policy 4.101	The submission point more succinctly captures the intent of the policy, which is to protect the habitat of indigenous freshwater species from adverse effects.	Support
Department of Conservation Submitter ID: 160	PC7-160.30 Rule 5.167	The amendment appropriately recognises the adverse effects of vegetation removal on freshwater aquatic species.	Support

<p>Egg Producer Federation NZ and Poultry Industry Association NZ c/o Rachel Ducker, Harrison Grierson PO Box 4283 Christchurch 8024</p> <p>r.ducker@harrisingrierson.com</p> <p>Submitter ID: 197</p>	<p>PC7-197.4-197.6 Rule 14.5.4-14.5.6</p>	<p>The submission seeks exemption for irrigation water for poultry farms. This is not sustainable management of a resource nor does it give effect to the NPSFM that directs further over-allocation to be avoided and to phase out existing over-allocation. For ecosystem health to be achieved, water abstraction must be undertaken within a management framework.</p>	<p>Oppose</p>
<p>Eiffelton Community Group Irrigation Scheme c/o Ian Mackenzie 902 Longbeach Rd Ashburton 7774</p> <p>Ian.mackenzie@akaunui farms.co.nz</p> <p>Submitter ID: 11</p>	<p>PC7-11.5 Rule 13.5.36</p>	<p>As a restricted discretionary activity, trials with a limited timeframe are considered appropriate in an attempt to understand the outcomes of any trials undertaken. The assessment of discharging water for augmentation as a long-term activity should be done under a discretionary threshold so that other effects on aquatic species, habitat, etc can be considered.</p>	<p>Oppose</p>
<p>Forest Creek Station c/o Mari Harpur 4365 Rangitata Gorge Rd RD 20 Peel Forest 7990</p> <p>mari.harpur@taoco.com</p> <p>Submitter ID: 92</p>	<p>PC7-92.1 Policy 4.102</p>	<p>This recognises the value of sports fish in New Zealand and provides for their passage. This is in line with s7(h) RMA to have particular regard for the protection of the habitat of trout and salmon.</p>	<p>Support</p>

<p>Horticulture New Zealand c/o Rachel McClung PO Box 10-232 Wellington</p> <p>Rachel.mcclung@hortnz.co.nz</p> <p>Submitter ID: 356</p>	<p>PC7-356.11 Policy 4.6</p>	<p>High naturalness waterbodies are those recognised by the community for their outstanding or significant characteristics. These waterbodies should be protected to ensure those values are maintained. It is not appropriate to exempt water takes for irrigation from meeting the environmental flow regimes that all users must adhere to and that is required to safeguard life-supporting capacity and ecosystem health.</p>	<p>Oppose</p>
<p>Horticulture New Zealand Submitter ID: 356</p>	<p>PC7-356.18 Policy 4.47</p>	<p>The policy addresses a number of instances where small-scale diversions of water are provided for so long as there are no potential adverse effects on other listed values. The proposed amendment does not recognise the potential adverse effects that can occur when waterways are diverted. It is considered that the subclauses included in the policy are adequate and provide for instances where diversions are required, recognising the values associated with fresh waterbodies.</p>	<p>Oppose</p>
<p>Horticulture New Zealand Submitter ID: 356</p>	<p>PC7-356.61 Policy 14.4.22</p>	<p>The proposed policy appears to address how water consented to Timaru District Council for core services such as community drinking water and stockwater is handled in the over-allocated Orari FMU. The amendment sought is not believed to fall within the core services provided by a district council.</p>	<p>Oppose</p>

<p>Mulligan, M E & Kerse, I J & Kingston N S c/o Gallaway Cook Allan Lawyers PO Box 143 Dunedin 9054</p> <p>Bridget.irving@gallawaycookallan.co.nz Simon.peirce@gallawaycookallan.co.nz</p> <p>Submitter ID: 384</p>	<p>PC7-384.20 Table 14(h)</p>	<p>CSIFG understands that monitoring at SH72 is not an accurate representation of the hydrology at Upper Coopers Creek and considers that the establishment of a new monitoring point is necessary to accurately manage the waterbody.</p>	<p>Support establishment of new monitoring site</p>
<p>Ngā Rūnanga Te Rūnanga o Ngāi Tahu c/o Treena Davidson PO Box 13 046 Ōtautahi Christchurch 8021</p> <p>Treena.davidson@ngaitahu.iwi.nz</p> <p>Submitter ID: 423</p>	<p>PC7-423.92 Managed Aquifer Recharge</p>	<p>This gives effect to Part 2 RMA requiring that the use, development and protection of natural and physical resources is sustainably managed. Land use practices should meet the limits as set out in the Plan and not be reliant on other measures to achieve this.</p>	<p>Support</p>
<p>Ngā Rūnanga Submitter ID: 423</p>	<p>PC7-423.1 Definition – defence against water</p>	<p>The inclusion of the additional terms in the definition as proposed by PC7 do not give enough certainty to ensure that any adverse effects arising from the activity, as permitted in corresponding rule 5.138, are acceptable.</p>	<p>Support</p>

<p>Ngā Rūnanga Submitter ID: 423</p>	<p>PC7-423.14 Table 1b</p>	<p>The alignment of TLI levels should represent ecosystem health and ensure that waterbodies are protected from degradation. The sensitive lakes of the Ashburton Basin are exhibiting a decline in ecosystem health and deterioration across a number of parameters. These are high country lakes with myriad values and are part of Ō Tū Wharekai, one of the best examples of an inter-montane wetland system remaining in New Zealand. It is important that they are adequately protected.</p>	<p>Support</p>
<p>Ngā Rūnanga Submitter ID: 423</p>	<p>PC7423.19 Policy 4.99</p>	<p>The NPSFM requires that waterbodies are sustainably managed to safeguard life-supporting capacity and ecosystem health. Therefore, MAR should not be used until alternative mitigations to improve water quality and quantity (i.e. land use practices at GMP or better) have been implemented.</p>	<p>Support</p>
<p>Ngā Rūnanga Submitter ID: 423</p>	<p>PC7-423.77 Schedule 32 MAR</p>	<p>The sustainable use of resources as directed by the RMA must be the first priority and where that is not successfully meeting water quality outcomes, then MAR could be used as an additional tool. Therefore, an assessment of how MAR is supported by other mitigation measures is important.</p>	<p>Support</p>
<p>Opuha Water Limited c/o Georgina Hamilton, Gresson Dorman & Co PO Box 244 Timaru 7940 georgina@gressons.co.nz Submitter ID: 381</p>	<p>PC7-381.52 Note 2-Take and Use Surface Water</p>	<p>The amendment sought accurately matches the relevant regional rules to the corresponding OTOP rules.</p>	<p>Support</p>

<p>Opuha Water Limited Submitter ID: 381</p>	<p>PC7-381.51 Policy 14.4.21</p>	<p>The wording suggested is more concise than currently proposed; however, deleting the date reference does not provide clear direction to the regional council on when this has to be done. The environmental flow and allocation regimes included in the plan and referenced in the policy become effective from 1 January 2025 at the earliest; therefore, this seems like an appropriate date to have consents reviewed by.</p>	<p>Support in part</p> <p>Amend as follows:</p> <p>Assist with achieving the freshwater outcomes for the Orari, Temuka and Opihi Freshwater Management Units by <u>including, by way of consent review prior to 1 January 2025,</u> all surface water and stream depleting groundwater permits with a direct or high stream-depletion effect, the environmental flow and allocation regimes in Tables 14(h) to 14(y).</p>
<p>Pye Group c/o Josie Hampton 251 Rise Road RD 26 Temuka 7986</p> <p>josie@pyegroup.co.nz</p> <p>Submitter ID: 352</p>	<p>PC7- 352.28-352.29 14.00.11 Map/Definition- Rangitata Orton HNCA</p>	<p>The amendment sought does not align with CSIFG's submission and would not help to address the poor water quality at McKinnons Creek, a recognised Schedule 17 Salmon Spawning Site in the LWRP.</p>	<p>Oppose</p>

<p>Rangitata South Irrigation Limited c/o John Wright and Johanna King 326 Burnett Street Ashburton 7700</p> <p>john@bcewater.co.nz johanna.king@tp.co.nz</p> <p>Submitter ID: 235</p>	<p>PC7-235.33 Policy 14.4.18</p>	<p>The amendment seeks cessation of the required reductions when water quality outcomes are met. It is not clear if water quality can be maintained once the outcomes are met (as required by the NPSFM) if reductions beyond GMP are not retained. Certainty is required that water quality within these HNCAs, once freshwater targets are met, will be maintained. CSIFG submits that robust, ongoing monitoring is necessary to inform required future management practices.</p>	<p>Oppose</p>
<p>Ravensdown Limited c/o Carmen Taylor Plan Consultants Ltd PO Box 1845 Christchurch 8140</p> <p>carmen@planzconsultants.co.nz</p> <p>Submitter ID: 114</p>	<p>PC7-114.6 Policy 4.103</p>	<p>Seeking an amendment that adds the phrase ‘where feasible’ dilutes the intent of the policy, which seeks to gather a more comprehensive and accurate collection of water quality data. The data are considered important to understand land use and water quality in the Canterbury Region so that meaningful measures can be implemented where necessary to address adverse effects.</p>	<p>Oppose</p>
<p>Ravensdown Limited Submitter ID: 114</p>	<p>PC7-114.59 Table 14(zc)</p>	<p>Deleting Table 14(zc) as proposed erodes the policies in PC7 aimed at improving water quality in the FMUs and meeting water quality targets in the HNCAs. It is important that reductions in nitrogen loss are signalled at this stage so that landowners have time to plan for future reductions in order to meet water quality objectives and achieve community outcomes.</p>	<p>Oppose</p>

<p>Rooney Farms Ltd c/o Richard Draper PO Box 10 Waimate</p> <p>Richard.draper@rooneygroup.co.nz</p> <p>Submitter ID: 453</p>	<p>PC7-453.5-435.6 14.00.11 Map Rangitata Orton HNCA</p>	<p>The mapped area contains high nitrogen concentrations. Reduction of nitrogen losses is required to assist with achieving water quality targets for ecosystem health and drinking water outcomes. The NPSFM requires that life-supporting capacity and ecosystem health are safeguarded. It is considered important that these areas are mapped and that appropriate provisions are in place to achieve community outcomes.</p>	<p>Oppose</p>
<p>Rooney Farms Ltd Submitter ID: 453</p>	<p>PC7-453.7 Policy 14.4.17</p>	<p>The submission to delete 'deer' from the clause will dilute the policy and result in less land being more actively managed near waterbodies. This will not help to achieve water quality outcomes.</p>	<p>Oppose</p>
<p>Rooney Farms Ltd Submitter ID: 453</p>	<p>PC7-453.8 Rule 14.5.17</p>	<p>The ZIPA states that the High Runoff Risk Phosphorus Zone (HRRPZ) identifies areas likely to result in runoff, particularly when under pressure from stock and high rainfall events and research indicates that winter forage crops grazed by cattle and deer are a significant source of soil loss and overland flow of nutrients to surface waterbodies, particularly on sloping land. The OTOP Zone Committee recommendation implements a pathway to help achieve water quality outcomes by managing intensive activities in the HRRPZ. The amendment sought to delete 'deer' from the condition will not assist in managing adverse effects on water quality.</p>	<p>Oppose</p>

<p>Royal Forest & Bird Protection Society Inc c/o Nicky Snoyink PO Box 2516 Christchurch 8140</p> <p>n.snoyink@forestandbird.org.nz</p> <p>Submitter ID: 472</p>	<p>PC7-472.34 Policy 4.99</p>	<p>The suggested amendment gives effect to the purpose and principles of the RMA.</p>	<p>Support</p>
<p>Royal Forest & Bird Protection Society Inc</p> <p>Submitter ID: 472</p>	<p>PC7-472.171 Policy 14.4.20A</p>	<p>Safeguarding ecosystem health and life-supporting capacity is required under the NPSFM. It is not acceptable to relax this requirement nor risk not meeting the community outcomes as described in the ZIPA.</p>	<p>Support</p>
<p>Royal Forest & Bird Protection Society Inc</p> <p>Submitter ID: 472</p>	<p>PC7-472.202 Schedule 32 MAR</p>	<p>The sustainable use of resources as directed by the RMA must be the first priority and where that is not successfully meeting water quality outcomes, then MAR could be used as an additional tool. Therefore, an assessment of how MAR is supported by other mitigation measures is important.</p>	<p>Support</p>
<p>South Canterbury Chamber of Commerce c/o Georgina Hamilton, Gresson Dorman & Co PO Box 244 Timaru 7940</p> <p>georgina@gressons.co.nz</p> <p>Submitter ID: 340</p>	<p>PC7-340.2 Table 14(h)</p>	<p>The allocation limits and minimum flows related to the Orari, Ohapi and Rhodes Creek as identified in Table 14(h) have been in place since the LWPR became operative in 2015. This environmental flow regime was signalled years ago, and it is not considered appropriate to extend the timeframes.</p>	<p>Oppose</p>

<p>Synlait Milk Limited c/o Penny Gallagher & Jamie Robinson 1028 Heslerton Rd Rakaia</p> <p>Penny.gallagher@synlait.com Jamie.robinson@duncancotterill.com</p> <p>Submitter ID: 188</p>	<p>PC7-188.14-188.15 Policy 14.4.13</p>	<p>Where water is over-allocated in the OTOZ Zone, it is not considered appropriate to encourage a transfer of water for industrial purposes where the result will be a neutral water balance as this does not aid in addressing over-allocation. The policy directs the surrendering of water in over-allocated catchments up to a maximum of 75%. Industrial or trade processes should not be exempt from these same requirements.</p>	<p>Oppose</p>
<p>Te Rūnanga o Arowhenua and Te Rūnanga o Ngāi Tahu c/o Kylie Hall Aoraki Environmental Consultancy Ltd</p> <p>kyliehall@aecltd.co.nz</p> <p>Submitter ID: 424</p>	<p>PC7-424.189 Rule 5.71</p>	<p>The inclusion of ‘springs’ accurately captures the sensitivity of these sites and provides better protection for these waterbodies.</p>	<p>Support</p>
<p>Te Rūnanga o Arowhenua and Te Rūnanga o Ngāi Tahu Submitter ID: 424</p>	<p>PC7-424.11 Policy 14.4.33</p>	<p>The amendment sought is sound planning practice and recognises the importance of instream health and life-supporting capacity.</p>	<p>Support</p>
<p>Te Rūnanga o Arowhenua and Te Rūnanga o Ngāi Tahu Submitter ID: 424</p>	<p>PC7-424.35 Rule 14.5.23</p>	<p>Any application that would contravene s15(1) of the RMA should be assessed with any potential adverse effects considered and analysed. Potential adverse effects cannot be foreseen and therefore, eliminating the ability for a consent to be processed without any kind of notification is not supported.</p>	<p>Support</p>

<p>Temuka Catchment Working Party c/o Haidee McCabe, Irricon Resource Solutions PO Box 2193 Washdyke Timaru</p> <p>haidee@irricon.co.nz</p> <p>Submitter ID: 318</p>	<p>PC7-318.39 Policy 14.4.21</p>	<p>The inclusion of the date relates to the flow and allocation regimes/dates set out in the plan, where the soonest date for the regimes to be given effect to is 1 January 2025. Therefore, any review before that date will ensure that all consents are aligned with the plan direction.</p>	<p>Support inclusion of date</p>
<p>Timaru District Council c/o Kate Walkinshaw PO Box 522 Timaru 7940</p> <p>Kate.walkinshaw@timdc.govt.nz</p> <p>Submitter ID: 292</p>	<p>PC7-292.117-292.136 Rule 14.5.34</p>	<p>CSIFG recognises the importance of protecting threatened indigenous species and has supported a number of projects throughout the Canterbury Region that look to achieve this. In certain circumstances, it may be appropriate to not provide passage for sports fish in order to protect threatened species. In this regard, CSIFG is not opposed to deleting condition 4. However, in its place, fish passage must be included as a matter of discretion and should not be limited to indigenous fish as proposed. The Freshwater Fisheries Regulations manages fish passage, and the management of species in this location is carried out by the Department of Conservation and CSIFG.</p>	<p>Oppose as currently proposed.</p> <p>Amend to:</p> <p>Deletion of condition 4 4. Any passage of fish is not impeded; and and replace with the following as a matter of discretion:</p> <p><u>9. The effects of the structure on fish above and below the dam.</u></p>
<p>Timaru District Council Submitter ID: 292</p>	<p>PC7-292.60 Policy 14.4.10</p>	<p>The amendment sought ensures the Supply Strategy is implemented and is more concise in terms of policy wording.</p>	<p>Support</p>

<p>Trustpower Limited c/o Nicola Foran Private Bag 12023 Tauranga 3143</p> <p>Nicola.foran@trustpower.co.nz</p> <p>Submitter ID: 156</p>	<p>PC7-156.5 Rule 5.139</p>	<p>Whilst the submission point appears to be related specifically to Indigenous Freshwater Species Habitat, the amendment suggested would allow for all other current protections for salmon spawning under Schedule 17 and inanga spawning to become watered down and would put these areas at risk of degradation.</p>	<p>Oppose</p>
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