

From: [Suzette Bouwer](#) on behalf of [Ben Williams](#)
To: [Mailroom Mailbox](#)
Cc: Plan Change 7 LWRP Further Submission
Friday, 6 December 2019 3:06:41 PM
Subject:
Date:

Kia ora,

Please find **attached** for filing, and by way of service, the further submission of **WAIMAKARIRI IRRIGATION LIMITED** on proposed Plan Change 7 to the Canterbury Land and Water Regional Plan.

Nga mihi,
Ben

BEN WILLIAMS
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**FURTHER SUBMISSION ON PLAN CHANGE 7 TO THE CANTERBURY LAND & WATER
REGIONAL PLAN**

Clause 8 of Schedule 1, Resource Management Act 1991

To Canterbury Regional Council

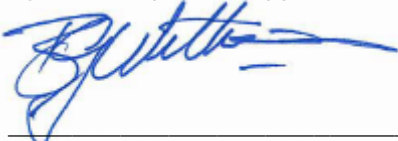
mailroom@ecan.govt.nz (subject: "Plan Change 7 LWRP Further Submission")

c/- Customer Services
Environment Canterbury
P O Box 345
Christchurch 8140

Name of person making further submission: **Waimakariri Irrigation Limited (WIL)**

- 1 WIL is a person who has an interest in the proposal that is greater than the interest of the public generally (in that it is the owner and operator of the WIL Irrigation Scheme that is directly affected by the proposed changes).
- 2 If others make a similar submission, WIL will consider presenting a joint case with them at a hearing.
- 3 WIL's further submissions are set out in **Annexure 1**.

Signed for and on behalf of Waimakariri Irrigation Limited by its solicitors and authorised agents Chapman Tripp



Ben Williams
Partner
6 December 2019

Address for service of submitter:

Waimakariri Irrigation Limited
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Annexure 1 – WIL Further submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
04.099 PC7-351.94	Central South Island Fish & Game Council	Oppose	There may be circumstances where a take for managed aquifer recharge purposes may appropriately exceed allocation limits – including where overall positive environmental gains are achieved.	Reject the submission
08.01A.Nitrate Priority Sub- area PC7-114.106 PC7-114.61	Ravensdown Limited	Support	WIL supports the deletion of Nitrate Priority Area Sub-areas (A, B, C, D, E) layer from the definitions planning maps. Given the relief sought by WIL the priority sub-areas serve limited purposes within the likely timeframe applying to this Plan (prior to its next review)	Accept the submission
05.193 PC7-351.25 05.193 PC7-95.87	Central South Island Fish & Game Council North Canterbury Fish & Game Council	Oppose	There may be circumstances where a take for managed aquifer recharge purposes may appropriately exceed allocation limits. This includes circumstances where there is a site to site transfer of a resource consent which may not be impacted by section 124 (but nevertheless provides overall environmental benefits).	Reject the submission
Nitrate-General PC7-337.139 PC7-337.143 PC7-337.148 Nitrate-Drinking Water	Christchurch City Council	Support in part and Oppose in part	WIL recognises and supports the need for good water quality in the Christchurch aquifer system, but considers that this is achieved with the notified version of Plan Change 7, as proposed to be amended by the WIL original submission. No further changes are necessary.	Reject or accept the submissions as required to give effect to the WIL original submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
PC7-337.138 PC7-337.140				
Nitrate- Reductions PC7-337.142	Christchurch City Council	Oppose	Although WIL recognises and supports the need for good water quality within the Christchurch aquifer system, it does not support reduction targets being increased and brought forward. The notified version of Plan Change 7 (as amended by the WIL original submission) includes suitable and sufficient protections for the Christchurch aquifer system.	Reject the submission
08.04.04 PC7-114.66	Ravensdown Limited	Support	WIL supports the amendments proposed in relation to Policy 8.4.4 and considers they better reflect the range of outcomes contemplated across the Plan Change 7 area.	Accept the submission
08.04.05 PC7-3.10	Waimakariri District Council	Support	WIL considers the water bodies identified (including the Eyre River) should not be considered natural state.	Accept the submission
08.04.18 PC7-95.14 08.05.17 PC7.95.34	North Canterbury Fish & Game Council	Oppose	Existing consented takes may play a key part (either directly or indirectly) in relation to wider catchment interventions (for example, in freeing up Irrigation Scheme water to be used for managed aquifer recharge and targeted stream augmentation). Reducing takes to actual use may limit such 'substitutions', which in turn may reduce the attainment of desired environmental outcomes.	Reject the submission
08.04.19 PC7-179.10 08.04.20 PC7-179.11	Laurundel Dairy Partnership	Support in part	In its original submission WIL noted its support for these policies but also requested one minor amendment to each. The summary of submissions has not recorded WIL's wider support so by way of this further submission WIL clarifies that it, subject to the amendments sought, supports the retention of Policy 8.4.19 and Policy 8.4.20. Enabling targeted stream augmentation is a key part of achieving the sought environmental outcomes.	Accept the submission, subject to the amendments identified
08.04.21 PC7-179.12	Laurundel Dairy Partnership	Support	WIL supports the retention of Policy 8.4.21. The WIL Scheme currently takes water from the Waimakariri River for use in the WIL Scheme area. On the basis that nothing in Policy	Accept the submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
			8.4.21 would directly preclude WIL from undertaking targeted stream augmentation, the Policy is supported.	
08.04.22 PC7-3.11	Waimakariri District Council	Support	WIL supports the minor amendment proposed to clarify the waterbodies to which the Policy applies.	Accept the submission
08.04.22 PC7-357.14	Dairy NZ Limited	Support	The amendment proposed clarifies how efficiency is to be approached in light of potentially conflicting Plan provisions.	Accept the submission
08.04.26 PC7-430.89	Combined Canterbury Provinces, Federated Farmers of New Zealand	Support	Although WIL's nutrient discharge will be authorised under Rule 8.4.30, WIL supports the granting of resource consent to exceed Baseline GMP Loss Rates where the circumstances in the policy are met. Consistent with the submission point, this needs to be subject to changes also being sought in relation to Table 8-9.	Accept the submission
08.04.26 PC7-179.31 08.04.27 PC7-179.32 08.04.28 PC7-179.33 08.04.29 PC7-179.34	Laurundel Dairy Partnership	Support	WIL agrees that the 'starting point' for reductions should be existing good management practice (or in the case of WIL, its existing consented load). Although the farm portal may not be applicable to WIL, WIL supports the changes sought by the submitter and the drive to achieving/starting from 'good management practice'.	Accept the submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
08.04.28B PC7-357.20	Dairy NZ Limited	Support	WIL supports the deletion of " <i>limited circumstances</i> " from the Policy (and otherwise supports the Policy). Application of the Policy should be clear and the words " <i>limited circumstances</i> " do not assist with that.	Accept the submission
08.04.29 PC7-349.10	Waimakariri Irrigation Limited	Support in part	WIL notes that the Summary of submissions records WIL as opposing in part this Policy. This is not a correct reflection of WIL's submission. WIL supports the Policy in part with amendment.	Accept or reject the submissions as required to give effect to the WIL original submission
08.04.29 PC7-430.95	Combined Canterbury Provinces, Federated Farmers of New Zealand	Support in part	For clarification WIL also notes that its original submission supporting the adoption of the Policy subject to the amendment set out. WIL therefore also supports the submission PC7-430.95 which makes this position clear.	
08.05.12 PC7-179.3	Laurundel Dairy Partnership	Support	The relationship between Rules 8.5.12 and 8.5.14 is not clear. WIL agrees that there is a need to clarify the relationship between the Rules to ensure they are workable. Although WIL does not take groundwater for irrigation purposes for its Scheme it does have a general interest in the provisions (noting the potential desirability of accessing, or having shareholders continue to access, alternative groundwater resources to make Scheme water available for managed aquifer recharge and targeted stream augmentation).	Accept the submission
08.05.14 PC7-179.50				
08.05.09 PC7-387.29	As One Incorporated	Support in part Oppose in part	Although WIL supports further groundwater monitoring, this should be in accordance with an appropriately designed groundwater monitoring programme and not as the submitter suggests " <i>the case of a scheme requiring a sample from each property supplied.</i> "	Accept the submissions in part, subject to the amendments identified
08.05.12, 14 PC7-387- 30, 31 33				
08.05.012 PC7-84.6	Bowden Environmental	Support	Please note that the original Bowden Environmental submission refers to Rules 8.5.12 to 8.5.16 (only those two Rules appear to have been included in the summary).	Accept the submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
08.05.016 PC7-84.6 Table 8-1 – 8-4 PC7-84.24 - 30			WIL agrees with some of the concerns raised in the submission around the accuracy of existing allocation and the extent of over allocation. There is a need to ensure that groundwater limits are determined through robust and defensible means.	
08.5.21 PC7-357.34	Dairy NZ Limited	Support	WIL supports the retention of Rule 8.5.21 as a permitted activity and agrees with the need to also take into account the amendments to Table 8-9.	Accept the submission
08.05.22 PC7-114.81	Ravensdown Limited	Support	WIL supports the retention of Rule 8.5.22, subject to the amendment that seeks a wider reference to nitrogen reductions (rather than just those contemplated by Table 8-9). Although this Rule only applies to farm enterprises, WIL also notes that it is likely to provide context to some properties that might be supplied in accordance with resource consent held by WIL (and consented under Rule 8.5.30). WIL supports the general approach of pro-rata managing nutrient losses across properties that are only partially within the Nitrate Priority Area (subject to WIL's submissions elsewhere that the Nitrate Priority Area be deleted).	Accept the submission
08.05.23 PC7-114.82	Ravensdown Limited	Support	Given WIL's sought relief in relation to removing the Nitrate Priority Sub-Areas from Table 8-9 and elsewhere, WIL supports the deletion of this Rule.	Accept the submission
08.04.30 PC7-349.18 08.04.30 PC7-349.17	Waimakariri Irrigation Limited	Support	The summary of submissions has only partially recorded WIL's position as set out in its original submission. In particular, WIL's original submission was on the full Rule and seeks the adoption of the Rule subject to the amendments proposed by it.	Accept the submission
08.05.30A PC7-114.94	Ravensdown Limited	Support	In light of the strong policy direction, WIL agrees it is unnecessary to additionally include Rule 8.5.30A.	Accept the submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
08.05.33	Ravensdown Limited	Support	WIL agrees there is a need to retain Rule 8.5.33 as notified. It notes that the WIL Scheme used to convey stockwater. In some circumstances there is the potential for by-wash and other discharges from its stockwater/irrigation races (i.e. artificial water courses). The take of stockwater from such races (including through appropriate fencing of 'bays' allowing stockwater access) needs to continue to be enabled.	Accept the submission
08.06.Table 8a PC7-357.36	Dairy NZ Limited	Support	WIL supports the adoption of Tables 8a, 8b and 8-5 to 8-8 subject to the amendments proposed by the submitter. In particular, it considers the changes sought will ensure more realistic water quality parameters are met.	Accept the submission
08.06.Table 8a PC7-357.69, 70, 71				
08.06.Table 8b PC7-357.39				
08.07.Table 8-5 PC7-357.38				
08.07.Table 8-6 PC7-357.37				
08.07.Table 8-7 PC7-357.40				
08.07.Table 8-8 PC7-357.41				
08.07.Table 8-9 PC7-337.107	Christchurch City Council	Oppose	WIL opposes further changes to Table 8-9 (that would see reductions applying earlier and to a greater extent). WIL seeks the changes to Table 8-9 as set out in its original submission.	Reject the submission

Reference	Submitter	Support/Oppose	The reason for the support/opposition	Relief sought
08.07.Table 8-9 PC7-337.168				
08.07.Table 8-9 PC7-95.102	North Canterbury Fish and Game Council	Oppose	WIL opposes further changes to Table 8-9 (that would see reductions applying earlier). WIL seeks the changes to Table 8-9 as set out in its original submission.	Reject the submission
08.04.New Policy PC7-387.28	As One Incorporated	Support in part Oppose in part	Although WIL is concerned to ensure the reductions are realistic, it does not consider that the achievement of good management practice alone is sufficient to achieve desired water quality outcomes.	Accept the submission in part, but acknowledge further reductions are required