

PROPOSED CONSENT CONDITIONS – TRAFFIC MOVEMENTS

Applicant	Bathurst Coal Limited
Proposal	To operate heavy and light vehicles to and from the Canterbury coal mine along adjacent public roads
Location	Bush Gully Road Coalgate and surrounding roads
Legal Description	Legal roads
Zoning	The roads are zoned Malvern Hills under the provisions of the Operative District Plan – Rural Volume
Status	This application has been assessed as a land use consent for a discretionary activity under the Operative District Plan and as such the relevant provisions of the Operative District Plan – Rural Volume and the Resource Management Act 1991 have been taken into account.

Resource consent is granted pursuant to sections 104, 104B and 104D of the Resource Management Act 1991 subject to the following conditions imposed under section 108 of the Act.

In this consent the following words having the following meanings:

Heavy Vehicle	<i>Coal trucks and/or coal truck and trailer units that deliver coal and or ash to and from the Canterbury Coal mine. Service trucks are excluded from the definition of heavy vehicle</i>
Heavy Vehicle Movement	<i>One Heavy Vehicle going to the Canterbury Coal mine is the equivalent of one heavy vehicle movement, and the same Heavy Vehicle leaving the site is a second movement</i>
Light Vehicle	<i>Vehicles other than a Heavy Vehicle and Service Vehicles that access the Canterbury coal mine and are associated with the consent holder's business</i>
Service Vehicle	<i>A vehicle that travels to or from the Canterbury Coal mine to provide services ancillary to coal mining</i>
Vehicle	<i>means a Heavy, Light or Service Vehicle depending on context</i>
Vehicle Movement	<i>means a Heavy, Light or Service Vehicle going to the Canterbury coal mine or leaving the Canterbury coal mine (as a second movement) depending on context</i>

1. *That the Heavy, Light and Service Vehicle Movements to and from the Canterbury Coal Mine shall be undertaken generally as described in the application and otherwise subject to the conditions set out herein.*

Heavy Vehicle Movements

2. *Heavy Vehicle Movements to and from the Canterbury Coal Mine shall be restricted to 7.00am to 7.00pm Mondays to Saturdays and to an annualised average of 230 Heavy Vehicle Movements per week, up to a maximum of 320 Heavy Vehicle Movements per week.*

3. *The Consent Holder shall ensure that a record is kept of Heavy Vehicle Movements to and from the Canterbury Coal Mine and shall provide Selwyn District Council with a copy of those records upon demand.*
4. *The Consent Holder shall ensure that except in the case of emergencies e.g. road closures all Heavy Vehicle Movements shall follow a route along Bush Gully Road to Malvern Hills Road to State Highway 77 and as shown in Figure 1 attached to this consent (**Preferred Route**) when leaving the Canterbury Coal Mine and take the reverse of the Preferred Route when coming to the mine site.*
5. *In the event of an emergency occurring which prevents Heavy Vehicles being able to safely or practically use the Preferred Route the Consent Holder shall immediately notify the Selwyn District Council of the same including an estimate of how long alternative routes (and what those routes are) will be used by Heavy Vehicles and if required will operate a water cart or similar along the alternative route(s) until the emergency is resolved.*
6. *That all Heavy Vehicles carry the means to communicate with each other and Light Vehicles by radio (or other similar means) when using Bush Gully Road and that protocols are in place to ensure that Heavy Vehicles only pass other traffic at safe points along that road.*
7. *The Consent Holder shall inform Selwyn District Council of any observed issues with the state of the Preferred Route as and when it comes to its attention.*

Interim Dust Mitigation

8. *The consent holder must:*
 - a. *Within 6 months from the commencement of this consent submit to Selwyn District Council's Road Corridor Engineer, a Traffic Dust Suppression Management Plan (TDSMP) prepared by an appropriately qualified Site Traffic Management Supervisor (STMS for approval). The objective of the TMP is to reduce dust caused by vehicles associated with the Canterbury Coal Mine until the sealing of the Preferred Route. The TMP must specifically provide for and/or directly address the following requirements as a minimum:*
 - i. *Identification of a procedure to ensure arrival and departure times of heavy vehicles are staggered.*
 - ii. *operate a water cart along Bush Gully Road to reduce dust effects and undertake any other practicable dust suppression measures to mitigate dust effects at the sites of existing dwellings which are located within 50 metres of the Preferred Route and for a distance of at least 100 metres on either side of those dwellings.*
 - iii. *stagger their arrival into and departure from the Canterbury coal mine with a view to reducing dust effects;*
 - iv. *ensure that Heavy Vehicles do not exceed a speed limit of 40km per hour on the Preferred Route.*
 - b. *submit a copy of the approved TMP to Selwyn District Council's Manager Resource Management Engineering; and*
 - c. *ensure implementation of the approved TMP at all times until the Preferred Route is sealed.*
 - d. *monitor the performance of the methods proposed in the TDSMP and vary the TDSMP annually to respond to the results of such monitoring. The updated Dust Management Plan shall be submitted to the Selwyn District Council for approval, within 20 working days of receipt, on each anniversary of the grant of this consent:*

Sightlines

9. *The Consent Holder shall reimburse Selwyn District Council for tree trimming and other improvements to sightlines undertaken by the Council on Bush Gully Road and/or Malvern Hill Road (as generally identified in the report provided by Abley Transportation Consultants*

as part of the application) where those works are undertaken within twelve months of the grant of this consent.

Signage

10. The Consent Holder shall erect at its own cost permanent signage warning motorists using the Preferred Route of the likely presence of Heavy Vehicles. The size, wording and location of such signs will be as agreed with the Selwyn District Council.

Sealing of Preferred Route

11. The Consent Holder shall contribute up to a maximum sum of \$x (plus GST) to the sealing of the Preferred Route if the Selwyn District Council undertake the sealing of the Preferred Route within 12 months from the date of grant of this consent. Such sum shall be payable by the Consent Holder to the Selwyn District Council within one month of receipt of a valid GST invoice from the Selwyn District Council for the costs incurred by the Council in the sealing the Preferred Route.

Light and Service Vehicles

12. The Consent Holder shall keep a log of Light and Service Vehicle Movements to and from the Canterbury Coal Mine and shall provide that log to the Selwyn District Council on request.

Complaints

13. The Consent Holder shall upon receipt of any complaint reported to it by Selwyn District Council promptly investigate the complaint, take action to remedy or mitigate the complaint, and inform Selwyn District Council as soon as practical but within 3 working days of the details of the cause of the complaint and the action taken.
14. The Consent Holder shall maintain and keep a complaints register for all activities authorised by these consents. All reasonable complaints shall be investigated by the Consent Holder. The register shall detail the date, time and type of complaint, cause of the complaint, and the action taken by the Consent Holder in response to the complaint. The register shall be available to Selwyn District Council at all reasonable times.
15. The Consent Holder shall provide a dedicated email address and a 24-hour complaints phone number (free call) for members of the public to call if they have any concerns regarding its operations

Community Engagement

16. The consent holder will establish a community group for the residents of the Malvern Hills and Bush Gully Roads. The consent holder will facilitate meetings of the group to be held at [initially at least](#) quarterly. The purpose of meetings will be for residents of Malvern Hills and Bush Gully Road to review designs for the sealing of Route 1 and raise concerns or issues around the operation of the Canterbury coal mine including trucking associated with the mine. The consent holder will consider all issues raised and will where practicable (and within the parameters and scope of the consents it holds) make changes to its operational practices to address the concerns raised around the operation of Canterbury Coal Mine. The consent holder will keep a record of meetings and actions.

17. *The Consent Holder shall nominate an employee to act as a Community Liaison Officer (CLO). The CLO shall act as the contact point for community enquiries regarding the performance and management of the mine and compliance with the consent conditions. The name and contact details of the CLO shall be available on the Consent Holder's website.*
18. *The Consent Holder shall attend meetings of local Community Boards, if requested, to provide updates on its mining and mining operations.*

Review of Conditions

19. *If considered necessary by the Selwyn District Council and pursuant to Sections 128 and 129 of the Resource Management Act 1991 the conditions of this consent may be reviewed annually from the date of issue of this consent to deal with any adverse effect on the environment which may arise from the exercise of this consent and which was not foreseen at the time the application was considered in relation to any adverse dust or traffic effects resulting from the use of the Preferred Route.*