

# **Planning Evidence and Recommendations Report**

***Horizons Regional Council's Planners Report on  
Submissions to the Proposed One Plan***



**May 2008**

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# INTRODUCTION: OVERALL PLAN

*This report contains the recommendations from Horizons Regional Council's Planners on submissions to the Proposed One Plan. These recommendations are **NOT** Council recommendations or final decisions.*

Horizon Regional Council's Proposed One Plan was notified on Thursday 31 May 2007. The closing date to lodge submissions on the document with Horizons Regional Council was Friday 31 August 2007, late submissions were accepted through to Sunday 30 September 2007. Further submissions were accepted from 17 November 2007 through to Wednesday 19 December 2007.

During the submission period 467 submissions and 62 further submissions were received from Individuals (314), Organisations/Companies (149), Iwi (18), Territorial Authorities (15), Interest Groups (10), Central Government organisations (19), District Health Boards (2) and Regional Councils (2). The submissions addressed a large number of matters in the Proposed One Plan and associated Section 32 Report. This document is the Planning Evidence and Recommendations Report; it contains the recommendations made by Horizons Regional Council's Planners to the Hearings Panel having considered the submissions received to the Proposed One Plan.

The submissions and further submissions to the Proposed One Plan have been assessed by Horizons Regional Council's Planners having regard to:

- The One Plan Philosophy and intent
- Section 32 Report
- Technical evidence
- Resource Management Act responsibilities
- Case Law

Horizons Regional Council Staff met with some submitters to clarify points raised or negotiate potential outcomes and sought advice from technical advisors as appropriate. As noted in the readers guide, the recommendations on submissions do not have any statutory weight. Instead, they are intended to assist the Hearing Panel to (a) consider the merits of the Proposed One Plan in light of submissions received and to (b) assist submitters by setting out responses to the points raised.

Part Five presents the evaluation of submissions along with the technical and planning evidence considered by the Horizons Regional Council Planner in making recommendations to the Hearing Panel. Tables are presented showing whether a submission point has been accepted, accepted in part or rejected as a consequence of these recommendations. Accept in part means that only part of the decision requested in that submission has been accepted. Unless detailed otherwise where the primary submission has been accepted it follows that the further submissions supporting the primary submission have been accepted, and that the further submissions opposing the primary submitter have been rejected. If a submission is shown as WITHDRAWN, that submission has been withdrawn, but the further submissions on it still stand.



# PART ONE: READERS GUIDE

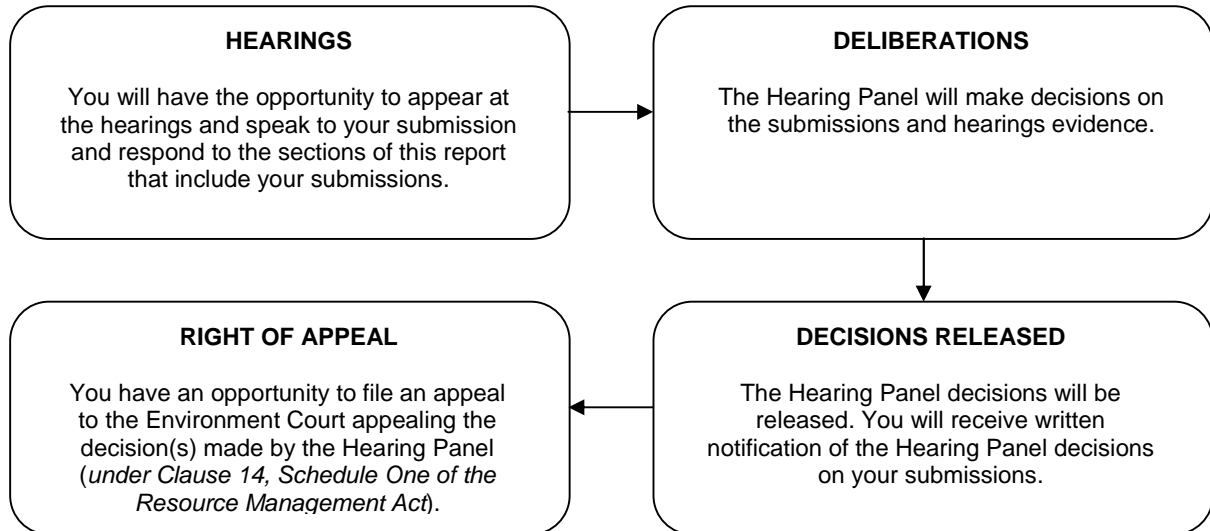
## 1. Structure of Report

The Planning Evidence and Recommendations Report on submissions relating to the Overall One Plan:

- Part 1 Reader's guide
- Part 2 Statement of Qualifications and Experience
- Part 3 Summary of key themes
  - Provides a summary of the key submission themes and recommendations relating to Chapter 7: Living Heritage - Landscapes and Natural Character.
- Part 4 Recommendations on submissions on the overall One Plan; includes tables of submitters, submission points and recommendations (accept/accept in part/reject), technical and planning assessments and wording changes to implement recommendations:
  - Recommendation OVR 1: Overall Proposed One Plan Philosophy
  - Recommendation OVR 2: Structure of POP and Compliance with the RMA
  - Recommendation OVR 3: General Content of POP
  - Recommendation OVR 4: s32 and Cost benefit analysis BA
  - Recommendation OVR 5: Consultation
  - Recommendation OVR 6: Terms used throughout POP
  - Recommendation OVR 7: Other Matters to be Included
  - Recommendation OVR 8: Miscellaneous Submissions

## 1.1 Process from Here

This Hearing Evidence Report has been written to assist the Hearing Panel in the decision making process. The process for the decision making is set out below for your information:





## **PART TWO: STATEMENT OF QUALIFICATIONS AND EXPERIENCE**

My full name is Helen Marie Marr. I have a Bachelor of Resource and Environmental Planning (specialisation in Environmental Science) with Honours from Massey University. I am also a qualified RMA decision maker under the 'Making Good Decisions' programme.

I have worked as a planner for the last nine years. I have worked for Greater Wellington Regional Council as the Policy Section Leader for the Wairarapa Division. There I lead the consultation on and development of a pan council and iwi coastal development strategy. I have also worked for the Ministry for the Environment in the RMA Policy team. There I worked on preparing recommendations to select committee on the 2005 RMA Amendment. I also worked on the early stages of development of a number of National Policy Statements and National Environmental Standards. I have also worked as a planner in the United Kingdom.

I began working at Horizons on the One Plan in August 2006, first as Senior Policy Analyst and Project Manager, and now as One Plan Manager. I have been led and been personally involved in the final stages of the consultative process prior to notifying the plan. I have also led the final stages of the development of the policy and rules of the plan in response to submissions on the Draft One Plan and guiding the work of other planners and consultants. I have managed the One Plan through the formal first schedule process.

I have read the Environment Court's practice note Expert Witnesses – Code of Conduct and I agree to comply with it.



# PART THREE: SUMMARY OF KEY THEMES AND RECOMMENDATIONS

## 3.1 Overview of the One Plan - OVR 1

The Proposed One Plan (POP) is a combined Regional Policy Statement (RPS), Regional Plan (RP) and Regional Coastal Plan. When operative, it will replace the current RPS and six other operative regional plans. However, the POP is not just about joining the existing plans together – the POP has had a vision and philosophy wider than that throughout its development. It's difficult to summarise this vision and philosophy (it is outlined in more detail in the body of this report), but key themes are:

- A focus on the 'big four' environment issues for the region
- Getting rid of repetition, 'saying what we mean' and saying is succinctly
- An open and inclusive community driven development process.

I recommend that the hearings panel keep this philosophy and focus in mind when making decisions on the POP, so that it will remain a cohesive and focussed document to guide resource use in the region well into the future.

## 3.2 Structure of the POP and compliance with the RMA - OVR 2

The POP is an integrated planning document, as provided for by s78A of the RMA. It fulfils all the requirements of and RPS, RP and regional coastal plan in an integrated way. Andrea Bell and John Maassen have provided evidence on the way in which the POP complies with requirements of the RMA and with expectation of 'good planning'.

Based on their evidence I recommend that the proposed structure of the POP is retained largely unchanged, that it remain an integrated planning document. I also recommend a minor change to clarify the place and role of the objectives and policies within the RP section.

## 3.3 General content of the POP - OVR 3

There are number of linkages and cross references between the different sections of the POP (RPS to RP). These add value to the POP as an integrated document, but I make recommendations to make those linkages more clear, by using more specific references to RPS policies and objectives within the decision making policies of the RP. Contrary to a number of submissions that have been made I believe that the requirements of the RMA with regards to incorporating material into the POP by reference have been met and I support the inclusion of the references as being an appropriate method to achieve the objectives of the plan. If rules in the plan are unclear or uncertain (as is put forward by some submissions), I recommend that they are dealt with when the hearings are being held on those particular rules.

### **3.4 Section 32 and Cost benefit analysis - OVR 4**

John Maassen has provided evidence on the requirements of an s32 analysis and Phillip Percy has provided evidence that the s32 report provided by HRC when the plan was notified meets those requirements. Both conclude that there is no requirement to provide a full, detailed or regional scale economic cost benefit analysis. However if financial analysis is helpful then it will be provided for the hearing committee to consider when analysing specific provisions of the plan for the purposes of their own s32 analysis.

### **3.5 Consultation - OVR 5**

John Maassen has provided evidence on the relevant sections of the RMA relating to consultation and to the relevant case law surrounding it. Bettina Anderson has provided evidence on the extensive and comprehensive consultation process that HRC embarked on. The consultation carried out prior to the POP being notified more than meets the requirement of the RMA.

### **3.6 Terms used in the POP - OVR 6**

This report only deals with terms used throughout the plan that cannot be easily dealt with in a topic hearing. Submissions for terms to be included are also dealt with in this report.

It is not necessary for all of the RMA terms to be repeated in the POP, if a term is already defined by the RMA, or by case law then that definition stands and all that is required is a reference to s2 RMA. To do otherwise would risk the POP becoming inconsistent with the RMA.

Some terms that are used throughout the plan, for example water management zone or water management subzone and natural state water management are not used consistently throughout the POP. To aid clarity and consistency throughout the plan I recommend they be made consistent.

I also recommend changes to the definition of property to clarify it and make it applicable in more situations.

### **3.7 Other matters to be included - OVR 7**

Some submissions asked that we include objectives, policies and methods or rules on matters that have not been dealt with in the POP. Where possible these submissions will be dealt with within the context of the chapter of the plan that is most relevant to the topic. Where submitters have asked for inclusion of new resource management issues (objectives and policies) that have not been raised as issues previously, I await further information from them at the hearing to justify their inclusion. I do not think the inclusion of generic objectives or policies recognising the benefits of utilising natural resources is necessary or helpful. I believe these benefits are inherent in plan and the RMA and to make a generic statement would add nothing to that.

### **3.8 Miscellaneous submissions - OVR 8**

A number of submissions raise matters that are outside the scope of the POP. For example the cost of council services, rates and staffing. These submitters were invited to submit to HRC's annual plan and LTCCP processes as the relief they seek cannot be granted through this process. This part of the report also deals with submitters supporting other submissions (outside the further submission process) or their own, or seeking consequential amendments.



## PART FOUR: RECOMMENDATIONS ON SUBMISSIONS

### 4.1 Overall Proposed One Plan Philosophy - OVR 1

The Proposed One Plan (POP) is a combined Regional Policy Statement (RPS), Regional Plan (RP) and Regional Coastal Plan. When operative, it will replace the current RPS and six other operative regional plans. However, the POP is not just about joining the existing plans together – the POP has had a vision and philosophy wider than that throughout its development. This vision is reflected in all aspects of the development of the POP; the science and research, the consultation and the plan drafting itself. We will be presenting extensive evidence throughout the hearings, on science, on consultation, on compliance with the RMA. These are vital aspects to the formal decision making process, but I also think it is useful to ‘remember where we came from’. I think the words of Horizons Regional Council’s Chairman, Garrick Murfitt, in the Foreword to the Proposed One Plan summarise this best, so I repeat them here:

*“The idea of developing a single resource management plan combining the regional policy statement and regional plans began some four years ago. The idea was not simply about joining the existing plans together, it was underpinned by the vision of a plan that was simple, comprehensive, focused on what was important and, most significantly, focused on results.*

*A massive undertaking by anyone’s standards. So why now and why us?*

*The One Plan was our opportunity to create a plan based on good scientific information and clearer expectations about what is acceptable and unacceptable in relation to resource use. We wanted to start and then continue the process by working closely with our community, creating a mutual understanding and determination to tackle our Region’s issues.*

*The initial review of the Manawatu-Wanganui Region’s Resource Management documents, and Policy Statement began in October 2004. A far-reaching and innovative consultation process ensured that every person and dwelling in our Region received regular updates and the opportunity to be involved in the development of four working documents and a Draft One Plan. It was important to us to use dialogue to find out how resource use has changed in our Region and how future developments and expectations could affect our use of every-day resources - so our mantra became “anyone, anywhere, at any time”.*

*The consultation process helped us create a plan that is more user-friendly – a “one-stop-shop” for all of Horizons environmental policy. As you delve into the document you will find Part I - The Regional Policy Statement, encompasses chapters one to ten, our new rules suite at Part II - The Regional Plan, chapters eleven through to eighteen, and the supporting schedules under the Annexes tab.*

Nearly four years of consultation also helped us identify the “Big Four” issues on which our Region’s community and stakeholders would like us to deliver. They are water quality; water quantity; biodiversity; and sustainable land use.

*Focusing our environmental management resources on four issues rather than spreading our efforts thinly on every conceivable issue represents a bold new approach to resource management in New Zealand. To ensure that this approach is achievable, we linked our business planning with the One Plan, via our Community Plan process. This means that when we make a promise we can deliver.”*

The key parts of the One Plan vision are also set out in a set of core principles. These principles have been visible throughout the development of the POP, quite literally as a vision statement, and I believe these principles have flowed through to the notified document. They will be a foundation that HRC staff will refer back to when making recommendations on submissions. The principles for the One Plan are:

***The target audience:*** people who are in the business of resource management (including resource users)

***The One Plan will be:***

- *the “one-stop-shop” for all Horizons environmental policy*
- *written in plain English wherever possible (ie. outside of the key policy/regulatory sections of the plan)*
- *clear and concise (ie. the plan itself will be pared right back through the use of supporting documents)*
- *presented in a user-friendly format (ie. through a simple document navigation system)*
- *interactive (ie. either via web or searchable CD format)*

***The One Plan will:***

- *focus on addressing the “Big Four” environmental issues for the Region (see Big Four info Sheet)*
- *reflect what the community wants for the environment (through extensive front-end consultation)*
- *promote efficient resource use whilst protecting environmental bottom lines*
- *target what Horizons can actually achieve in the next 10 years*
- *permit day to day resource use activities that have minor adverse effects*
- *embrace a more non-regulatory approach*
- *promote a ‘permissive regulatory approach’ – through industry self regulation and use of Codes of Practice*
- *provide clarity and certainty for resource users*

The HRC staff, the submitters and the hearing panels have a huge task in front of them dealing with a large amount of information, sometimes fragmented by the necessity to separate information and submissions into ‘topics’. It would be easy to ‘not see the wood for the trees’ and for different parts of the POP to begin drifting away from each other and become disconnected from the whole. I



believe that keeping in mind the principles and philosophy outlined above throughout the process of considering submissions, as well as the vast amount of technical, legal and expert opinion that will be presented, will help keep the POP a consistent and focussed whole.

#### **4.1.1 Recommendation OVR 1**

- (a) That all recommendations and changes to the POP keep in mind the philosophy and intent of the POP since its inception, maintain the focus on the big four issues and the links with community outcomes and LTCCP funding.

## 4.2 Structure of the Proposed One Plan and Compliance with the RMA - OVR 2

**Table of Submitters, Submission Points and Recommendations**

Submitter	Number	Point	Decision sought	Recommendation
LAND TRANSPORT NEW ZEALAND	8	1	Land Transport New Zealand (Land Transport NZ) supports in principle the proposed plan. There are specific matters Land Transport NZ wishes to support or see changes made, which are set out in the specific submissions.	Accept
WAIKATO DISTRICT HEALTH BOARD - PUBLIC HEALTH UNIT	12	6	The proposed One Plan is a substantial improvement to Horizons Policies/Plans including approach and support the Horizons One Plan with respect to plans relating to land, water, air, natural hazards and waste.	Accept
EMERGENCY MANAGEMENT ACADEMY OF NZ	118	3	Overall, Emergency Management Academy of New Zealand endorse and support the proposed One Plan with changes as recommended.	Accept
NEW ZEALAND FIRE SERVICE COMMISSION	149	1	Retain the proposed format of the One Plan.	Accept
RUAPEHU DISTRICT COUNCIL	151	1	- Withdraw the One Plan; and  - Notify a Regional Plan which is consistent with the outcomes sought in a Regional Policy Statement, the outcomes of which are consistent with Regional Plan rules.	Reject
	X 481	9	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 490	1	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept

Submitter	Number	Point	Decision sought	Recommendation
<b>RUAPEHU DISTRICT COUNCIL</b>	<b>151</b>	<b>10</b>	<b>The One Plan needs to be redrafted so that the relationship between objectives, policies and means of implementation (in particular, rules), is made clear, coherent and lawful for both the RPS (Part I) and the Regional Plan (Part II)</b>	<b>Reject</b>
	X 481	75	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>RUAPEHU DISTRICT COUNCIL</b>	<b>151</b>	<b>8</b>	<b>Council submits that the One Plan is flawed, in that its Policies, Rules and Methods do not successfully recognise the differences across the Region.</b>	<b>Reject</b>
	X 481	73	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>ON TRACK ( N Z RAILWAYS CORPORATION)</b>	<b>161</b>	<b>29</b>	<b>ONTRACK supports Councils aim of creating a concise single planning document for the purpose of managing the regions resources.</b>	<b>Accept</b>
<b>TARARUA DISTRICT COUNCIL</b>	<b>172</b>	<b>1</b>	<b>- Withdraw the whole plan; and  - Notify a regional plan which is consistent with the outcomes sought in a regional policy statement, the outcomes of which are consistent with regional plan rules.</b>	<b>Reject</b>
	X 481	11	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 490	2	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept
	X 495	25	RUAPEHU DISTRICT COUNCIL - Support	Reject
	X 495	57	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>TARARUA DISTRICT COUNCIL</b>	<b>172</b>	<b>3</b>	<b>- Withdraw the whole plan; and  - Re-evaluate the policy statement and provisions as required by sections 32, section 30 and section 5 of the Resource Management Act.</b>	<b>Reject</b>

Submitter	Number	Point	Decision sought	Recommendation
	X 481	274	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY &amp; MAINLAND POULTRY GROUP</b>	<b>251</b>	<b>1</b>	<b>Adopt the Proposed Plan</b>	<b>Accept</b>
	X 512	2	INGHAMS ENTERPRISES ( N Z ) PTY LIMITED - Support	Accept
<b>MATT BELL</b>	<b>256</b>	<b>1</b>	<b>Redraft the One Plan so there are two separate documents, a RPS and a RP.</b>	<b>Reject</b>
<b>NEW ZEALAND PHARMACEUTICALS LIMITED</b>	<b>274</b>	<b>2</b>	<b>Address issues falling within the Regional Council's functions under section 30 of the Resource Management Act.</b>	<b>Reject</b>
<b>HOROWHENUA DISTRICT COUNCIL</b>	<b>280</b>	<b>3</b>	<b>Re-evaluate the policy statement and provisions as required by sections 32, section 30 and section 5 of the Resource Management Act.</b>	<b>Reject</b>
	X 481	364	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>HOROWHENUA DISTRICT COUNCIL</b>	<b>280</b>	<b>4</b>	<b>[Particular reference to RPS and Sections 1.1 and 1.3]</b>  <b>Address all issues falling within the Regional Councils functions under section 30 of the Resource Management Act.</b>	<b>Reject</b>
	X 481	365	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>WANGANUI DISTRICT COUNCIL</b>	<b>291</b>	<b>17</b>	<b>- Withdraw the whole plan; and</b>  <b>- Re-evaluate the policy statement and provisions as required by sections 32, section 30 and section 5 of the Resource Management Act.</b>	<b>Reject</b>
	X 481	477	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision sought	Recommendation
WANGANUI DISTRICT COUNCIL	291	3	- Withdraw the whole plan; and  - Notify a regional plan which is consistent with the outcomes sought in a regional policy statement, the outcomes of which are consistent with regional plan rules.	Reject
	X 481	463	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 495	29	RUAPEHU DISTRICT COUNCIL - Support	Reject
WANGANUI DISTRICT COUNCIL	291	4	[Particular reference to RPS]  Identify the implications of having all of the issue specific objectives and policies in the RPS rather than in the Regional Plan. This must include the identification of the cost, environmental, social, and economic, to the Wanganui District to give effect to the Proposed RPS.	Reject
	X 481	464	PALMERSTON NORTH CITY COUNCIL - Support	Reject
WANGANUI DISTRICT COUNCIL	291	6	[Particular reference to Section 1.4]  - Withdraw the whole plan; and  - Renotify the Plan having addressed all issues falling with the Regional Council's functions under section 30 of the Resource Management Act.	Reject
	X 481	466	PALMERSTON NORTH CITY COUNCIL - Support	Reject
PIRIE CONSULTANTS LTD, PACIFIC FARMS LTD, HOULT CONTRACTORS LTD, KEEGAN CONTRACTORS LTD, PARANUI CONTRACTORS LTD, RYMAN HEALTHCARE LTD, M & M EARTHMOVERS LTD, TITAN1 LTD AND O'HAGAN CONTRACTING LTD	303	1	The One Plan document as a whole be withdrawn and rewritten to combine the various regional plans and rules that presently exist without any changes to the content of the existing plans and rules.	Reject

Submitter	Number	Point	Decision sought	Recommendation
	X 530	1	NEW ZEALAND CONTRACTORS FEDERATION - Support	Reject
PIRIE CONSULTANTS LTD, PACIFIC FARMS LTD, HOULT CONTRACTORS LTD, KEEGAN CONTRACTORS LTD, PARANUI CONTRACTORS LTD, RYMAN HEALTHCARE LTD, M & M EARTHMOVERS LTD, TITAN1 LTD AND O'HAGAN CONTRACTING LTD	303	2	All proposals for which the Regional Council does not have statutory authority must be removed.	Accept in part
ALISTAIR WILLIAM PARSONS	327	1	<p>I seek the following decision:</p> <p>Withdraw the whole plan and renotify after addressing Horizons functions under the RMA.</p> <p>Submitter comments on a number of chapters including</p> <p>1 - 1.4 lack of objective,</p> <p>5 - Impinging on land owner rights, selective logging of native trees to prevent debris in rivers, DOC land administration,</p> <p>6 - Anticipated environmental concerns are largely inept</p> <p>7 - Outstanding landscapes poorly defined (especially coastal), Horizon's role re biodiversity,</p> <p>8 - Backyard burning ban,</p> <p>9 - Logs &amp; trash on the beach,</p> <p>10 - Common sense should prevail, policy 10.6 is totally inadequate</p>	Reject

Submitter	Number	Point	Decision sought	Recommendation
			14 - Backyard burning ban, 15 - Nothing specified, 16 - Allowing gravel extraction in Rangitikei River, But only requests the plan to be withdrawn as above.	
	X 509	6	WANGANUI BRANCH OF THE NATIONAL COUNCIL OF WOMEN OF NEW ZEALAND - Oppose	Accept
<b>MANAWATU DISTRICT COUNCIL</b>	<b>340</b>	<b>1</b>	<b>- Re-draft the One Plan to make it consistent with the outcomes sought in a regional policy statement, the outcomes of which are consistent with regional plan rules, or:</b>  <b>- Withdraw the whole plan.</b>	<b>Reject</b>
	X 481	36	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 490	4	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept
	X 495	26	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>MANAWATU DISTRICT COUNCIL</b>	<b>340</b>	<b>3</b>	<b>- Re-evaluate the policy statement and provisions as required by sections 32, section 30 and section 5 of the Resource Management Act, or:</b>  <b>- Withdraw the whole plan</b>	<b>Reject</b>
	X 481	559	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision sought	Recommendation
<b>RANGITIKEI DISTRICT COUNCIL</b>	<b>346</b>	<b>1</b>	<b>- Withdraw the whole plan; and</b>  <b>- Notify a regional plan which is consistent with the outcomes sought in a regional policy statement, the outcomes of which are consistent with regional plan rules.</b>	<b>Reject</b>
	X 481	38	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 490	5	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept
	X 495	27	RUAPEHU DISTRICT COUNCIL - Support	Reject
	X 522	371	MERIDIAN ENERGY LIMITED - Support in Part	Reject
<b>RANGITIKEI DISTRICT COUNCIL</b>	<b>346</b>	<b>3</b>	<b>- Withdraw the whole plan; and</b>  <b>- Re-evaluate the policy statement and provisions as required by sections 32, section 30 and section 5 of the Resource Management Act.</b>	<b>Reject</b>
	X 481	708	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>JILL STRUGNELL</b>	<b>366</b>	<b>1</b>	<b>I support the concept of a single plan to replace the series of plans dealing with different aspects of regional responsibilities at present in place.</b>	<b>Accept</b>
<b>HOROWHENUA DISTRICT COUNCIL, MANAWATU DISTRICT COUNCIL, RANGITIKEI DISTRICT COUNCIL, RUAPEHU DISTRICT COUNCIL, TARARUA DISTRICT COUNCIL AND WANGANUI DISTRICT COUNCIL JOINTLY</b>	<b>381</b>	<b>1</b>	<b>Redraft the One Plan to meet the concerns regarding the concerns in relation to creating of a clear distinction between its two parts of the principal territorial local authorities of the Manawatu-Wanganui region.</b>	<b>Reject</b>
	X 481	40	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 495	28	RUAPEHU DISTRICT COUNCIL - Support	Reject



Submitter	Number	Point	Decision sought	Recommendation
<b>HOROWHENUA DISTRICT COUNCIL, MANAWATU DISTRICT COUNCIL, RANGITIKEI DISTRICT COUNCIL, RUAPEHU DISTRICT COUNCIL, TARARUA DISTRICT COUNCIL AND WANGANUI DISTRICT COUNCIL JOINTLY</b>	<b>381</b>	<b>2</b>	<b>Redraft the One Plan to meet the concerns regarding 'Distinguishing between Goals and Policies' of the principal territorial local authorities of the Manawatu-Wanganui region.</b>	<b>Reject</b>
	X 481	829	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>HOROWHENUA DISTRICT COUNCIL, MANAWATU DISTRICT COUNCIL, RANGITIKEI DISTRICT COUNCIL, RUAPEHU DISTRICT COUNCIL, TARARUA DISTRICT COUNCIL AND WANGANUI DISTRICT COUNCIL JOINTLY</b>	<b>381</b>	<b>5</b>	<b>Redraft the One Plan to meet the concerns regarding a "one size fits all approach" - of the principal territorial local authorities of the Manawatu-Wanganui region.</b>	<b>Reject</b>
	X 481	832	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>HOROWHENUA DISTRICT COUNCIL, MANAWATU DISTRICT COUNCIL, RANGITIKEI DISTRICT COUNCIL, RUAPEHU DISTRICT COUNCIL, TARARUA DISTRICT COUNCIL AND WANGANUI DISTRICT COUNCIL JOINTLY</b>	<b>381</b>	<b>6</b>	<b>Redraft the One Plan to meet the concerns regarding Relationship with Long Term Council Community Plan of the principal territorial local authorities of the Manawatu-Wanganui region.</b>	<b>Reject</b>
	X 481	833	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>ARBOR MANAGEMENT LIMITED</b>	<b>391</b>	<b>1</b>	<b>Arbor Management Ltd supports in principle the intent of the One Plan to amalgamate all the Regional Plans and the Regional Policy Statement into one document.</b>	<b>Accept</b>
	X 501	204	ERNSLAW ONE LTD - Support	Accept
	X 520	101	N Z FOREST MANAGERS LTD - Support	Accept

Submitter	Number	Point	Decision sought	Recommendation
RICHARD FORGIE	403	1	Submitter does not request a decision, however they do note: I support the strong lead which Horizons Regional Council is taking in developing comprehensive and well-researched policies and standards in the One Plan, and their goals of safeguarding the regions environment, and reducing our vulnerability to doing irreversible damage to our rivers, lakes and aquifers.	Accept
MARGARET MILLARD	437	1	The Horizons Council is to be commended for collating all the policies into one document.	Accept
LANDLINK LTD	440	122	Notwithstanding the above we are generally supportive of the One Plan and its policy direction. The Council is to be commended on the quality of both process and product. We hope that it will serve as a benchmark for other Regional Councils to work towards.	Accept
MIGHTY RIVER POWER	359	10	Removal from all sections of the RPS references to any of the schedules attached to the Regional Plan	
	X 492	22	MINISTER OF CONSERVATION - Oppose	
MIGHTY RIVER POWER	359	91	Include a statement in the opening section of the regional plan and schedules that they form part of the Regional Plan and are not part of the Regional Policy Statement.	
	X 492	26	MINISTER OF CONSERVATION - Oppose	
	X 511	11	TRUST POWER LIMITED - Support	

#### 4.2.1 Submission summary

A number of submissions have been received which relate to the fundamental structure of the POP. The POP is a combined RPS and RP and there is a high level of integration and cross reference between the two. Some submitters are highly supportive of this approach and see it as an improvement to the current fragmented planning approach (see for example submission points 366/1, 403/1, 437/1, 440/122 and 149/1).

Other submitters, in particular the majority of the Territorial Authorities of the region do not support the POP concept and structure. They submit that the structure of the POP will mean it is difficult to ascertain which parts of the plan apply to which activities and that it will be difficult to administer and for them to give effect to through their district plans and consent processes. A further assertion in this same vein is that POP does not meet the requirements of the RMA as it does not contain all the provisions required, and that the RP does not achieve the outcomes sought in the RPS.

Other submissions relate to HRC's functions under the RMA. The submissions state that a further evaluation of the standards set in the POP is required using s30 and s32 and s5 of the RMA (see for example submission points 172/3, 280/3 and 291/17). A further assertion, again by the TA's is that the POP (particularly the RP section) does not, and must, address all regional council functions under s30 of the RMA.

A separate issue is raised by Mighty River Powers submission points 359/10 and 359/91 who submit that it is unclear whether the schedules form part of the RPS or part of the RP and their preference that they should be part of the RP only.

#### 4.2.2 Legislative overview

John Maassen, resource management lawyer, has provided a commentary (attached to this report) of the key provisions of the RMA which apply to preparing and writing an RPS and RP. Andrea Bell will go into some detail as to the compliance with the relevant provisions of the RMA in relation to the content and structure of RPS and RP in her evidence. However, I think it would be useful to begin by very briefly outlining what these requirements are at the outset.

The regional council must have a RPS (s60(1)) and the purpose of that RPS is to provide an overview of resource management issues to achieve integrated management of the regions resources (s59). Section 62 sets out the provisions that must be included in the RPS. The regional council *may* prepare a regional plan to assist it in carrying out its functions (s63(1) and s65(1)), but it *must* have a regional coastal plan (s64(1)). The coastal plan may form part of a regional plan if that is appropriate to achieve integrated management (s64(2)). The provisions that *must* be included in a RP are limited to objectives, policies and rules (if any) (s67(1)), but

the RP *may* include other information if it is appropriate (s67(2)). The RP must give effect to the RPS (s67(3)(c)). Section 78A specifically provides for a council to prepare a combined RPS and RP, subject to the other sections outlined above.

### 4.2.3 Evaluation

Andrea Bell, an environmental consultant who has been involved in developing the Proposed One Plan since 2005 has prepared evidence on the structural and key legal issues raised in submissions. Her evidence is attached to this report. I do not intend to repeat her evidence here, but refer to its main conclusions and evaluate them in the context of the submissions received. I also include my own evaluation of submissions which are not dealt with by Andrea's evidence.

Andrea Bell has examined the POP and its contents against the requirements of the RMA and concluded that the provisions and framework of the POP do comply with the RMA. I agree with this conclusion.

Submissions related to this main point claim some lack of compliance with s30, s32 and s5 of the RMA. These submissions are vague and I am unable to discern which parts of the plan are they claim are defective and which provisions of the RMA have not been complied with from the submissions. Likewise, the submissions which claim we have not dealt with all our functions under s30 of the RMA or that we have dealt with matters which are outside those functions do not specify which functions or provisions of the plan they are referring to. The submitters may provide evidence which clarifies this at the hearing, but as a general principle I believe that the best way to deal with this type of concern is to deal with the specific provision which may be at fault or are absent and remedy those, rather than withdraw the whole plan.

I do not accept the argument from submitters that the only, or even best, course of action is to withdraw the POP in its entirety and begin again. If it was found that the POP was lacking in not including some provision or not including an adequate link between the RPS and RP (and I do not believe it is), the appropriate course of action would be to remedy the defect by amending the plan in response to submissions. Many submitters have made submissions (not dealt with in this report) requesting changes to specific provisions in the RP to better give effect to policies in the RPS (for example to amend rules for vegetation clearance in chapter 12 to provide for maintenance of important infrastructure, consistent with policies in chapter 3) or to include provisions on topics not currently provided for in the POP (for example submissions to better provide for mineral extraction). Granting relief to these types of submissions would be both within the scope of decisions that may be made, and improve the POP. It would be a better outcome, more consistent with the RMA's provisions for submissions, hearings and decision making on plans, than withdrawing the plan and starting again.

While concluding that the POP meets legislative requirements, Andrea Bell also makes some recommendation to change part of the plan to improve clarity and the distinction between the two parts of the POP. I agree with her recommendations to move the general objectives and policies from chapter 11 into a separate chapter to avoid them being over looked.

The schedules of the POP are referred to extensively in both the RPS and the RP. This is an inevitable result of the integration of the two documents. Therefore the schedules form part of both the RPS and the RP. The only disadvantage of this approach is that it may mean that the schedules could not be the subject of a request for a private plan change to the extent that they form part of the RPS (other than by a Minister of the Crown or a territorial authority as provided for in the first schedule cl21 RMA). For example, the core allocations and minimum flows set out in schedule B could not be changed by an application by an individual. But that is no different to any other document referred to in the POP, the content of those documents cannot be changed by plan change request either. Nor is it any different to the other details contained in the policies of the RPS, for example policy 6-12 which sets out reasonable volumes of water. To say that the schedules only form part of the RP is inappropriate, as then a change to the schedule will result in a corresponding change, by default, to the RPS, because the information the RPS refers to has changed.

#### **4.2.4 Recommendation OVR 2**

- (a) Accept submissions which support the POP and the combination of the RPS and RP into one integrated document.
- (b) Reject submissions which seek to have the POP withdrawn because of a lack of compliance with the RMA
- (c) Reject the submission requesting that it be clarified that the schedules form part of the RP
- (d) Accept in part submissions seeking better distinction between Part 1 and Part II of the POP by removing the general objectives and policies from chapter 11 and putting them in their own, new chapter

##### ***4.2.4.1 Recommended changes to provisions***

- (a) Retain the POP as a combined RPS, RP and regional coastal plan
- (b) Remove section 11.2 General Objectives and Policies from Chapter 11 and put them in a separate, new chapter called “Regional Plan General Objectives and Policies”. This chapter is referred to as Chapter 11A for the time being, but when all decisions have been made on the POP, the chapters and provisions should be renumbered.

### 4.3 General content of POP - OVR3

#### Table of Submitters, Submission Points and Recommendations

Submitter	Number	Point	Decision Sought	Recommendation
RUAPEHU DISTRICT COUNCIL	151	15	<p>[States in submission that a number of rules in part II of the Plan make reference to particular codes, standards or guidelines and gives the following Provisions as examples: Rule 13-2; Rule 13-11; Rule 13-19; Rule 15-4; Rule 16-4]</p> <p>(a) Redraft the above provisions in compliance with Part 3 of the First Schedule to the RMA.</p> <p>(b) Amendment to relevant provisions to ensure that the use of codes of practice, standards or guidelines as elements of rule compliance are lawful, enforceable and certain in terms of both interpretation and application, or otherwise remove them from the Plan (Part II).</p>	Accept in part
	X 481	80	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 531	7	HORTICULTURE NEW ZEALAND - Support in Part	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation		
RUAPEHU DISTRICT COUNCIL	151	9	(a) The following general" submissions highlight the areas in need of redrafting, replacement or removal in order to make the One Plan understandable and functional.	Accept in part		
			(b) The One Plan maps must provide more definitive and useable information as necessary. In particular, the maps for Floodable Area Maps", Highly Erodible Land and Significant Landscapes are not adequate and need to be enlarged to give the necessary detail. New Maps should be issued or there should be access to the GIS tool to view data at a farm and community level. Data at a Regional level is not adequate.			
			(c) The inadequacy of the Maps in the One Plan makes submitting in any meaningful manner difficult and renders the consultation process flawed. More detailed plans must be provided and the consultation period extended to give concerned submitters an opportunity to make assessments on the economic, social, cultural and environmental impacts of the One Plan.			
	X 481	74	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part		
	X 531	6	HORTICULTURE NEW ZEALAND - Support	Accept in part		
TARARUA DISTRICT COUNCIL	172	2	Delete all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of subjectivity, uncertainty, ambiguity or discretion	Accept in part		
			X 481	273	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
			X 495	30	RUAPEHU DISTRICT COUNCIL - Support	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
TARARUA DISTRICT COUNCIL	172	7	<p>[States in submission that a number of rules in Part II of the Plan make reference to particular codes, standards or guidelines and gives the following Provisions as examples Rule 13-2; Rule 13-11; Rule 13-19; Rule 15-4; Rule 16-4]</p> <p>- Withdraw the Plan; and</p> <p>- Redraft the above provisions in compliance with Part 3 of the First Schedule to the Resource Management Act.</p>	
	X 481	278	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
PUBLIC HEALTH SERVICES - MID CENTRAL HEALTH	174	1	References to New Zealand Standards throughout the document could become out of date as the standards are replaced. If amendments are not included to "future proof" the One Plan, then the plan may have to go through frequent amendment processes to ensure the appropriate and current standards are referenced.	Reject
BRUCE & MARILYN BULLOCH	237	1	Generally in support the whole plan with amendments	Accept
BRUCE & MARILYN BULLOCH	237	2	Some thought may have to be given as to whether it is possible to come up with an easier to follow and less confusing numbering system.	Reject
BRUCE & MARILYN BULLOCH	237	3	It would be a useful attempt to link Part I with Part II, that is, link Policies and Methods with the relevant Rules in Part II.	Accept in part
BYFORD'S QUARRIES LTD	252	1	No specific decision requested however they submit that the document is confusing and the continued reference to other sections in the plan tends to loose the focus on what should be clearly defined as permitted, discretionary or controlled with the appropriate rules.	Reject



Submitter	Number	Point	Decision Sought	Recommendation
<b>POWERCO LIMITED</b>	<b>272</b>	<b>1</b>	<b>A1 - Council to review the linkages between the rules and the objectives and policies they are designed to give effect to.</b>	<b>Accept in part</b>
	X 511	2	TRUST POWER LIMITED - Support	Accept in part
<b>NEW ZEALAND PHARMACEUTICALS LIMITED</b>	<b>274</b>	<b>15</b>	<b>Redraft, remove or replace all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>
<b>HOROWHENUA DISTRICT COUNCIL</b>	<b>280</b>	<b>2</b>	<b>Delete all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of subjectivity, uncertainty, ambiguity or discretion</b>	<b>Accept in part</b>
	X 481	363	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	31	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
<b>HOROWHENUA DISTRICT COUNCIL</b>	<b>280</b>	<b>7</b>	<b>[States in submission that a number of rules in Part II of the Plan make reference to particular codes, standards or guidelines and gives the following Provisions as examples Rule 13-2; Rule 13-11; Rule 13-19; Rule 15-4;Rule 16-4]</b>	<b>Reject</b>
			<b>Redraft the above provisions in compliance with Part 3 of the First Schedule to the Resource Management Act.</b>	
	X 481	368	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
WANGANUI DISTRICT COUNCIL	291	8	[States in submission that a number of rules in Part II of the Plan make reference to particular codes, standards or guidelines and gives the following Provisions as examples Rule 13-2; Rule 13-11; Rule 13-19; Rule 15-4;Rule 16-4]  - Withdraw the whole plan; and  - Redraft the above provisions in compliance with Part 3 of the First Schedule to the Resource Management Act	Reject
	X 481	468	PALMERSTON NORTH CITY COUNCIL - Support	Reject
PIRIE CONSULTANTS LTD, PACIFIC FARMS LTD, HOULT CONTRACTORS LTD, KEEGAN CONTRACTORS LTD, PARANUI CONTRACTORS LTD, RYMAN HEALTHCARE LTD, M & M EARTHMOVERS LTD, TITAN1 LTD AND O'HAGAN CONTRACTING LTD	303	38	Provide better maps that clearly define the extent of all zones and areas.	Accept in part
	X 494	5	RANGITIKEI AGGREGATES LTD - Support	Accept in part
MANAWATU DISTRICT COUNCIL	340	2	Delete all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of subjectivity, uncertainty, ambiguity or discretion	Accept in part
	X 481	558	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	32	RUAPEHU DISTRICT COUNCIL - Support	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
MANAWATU DISTRICT COUNCIL	340	9	<p>[States in submission that a number of rules in Part II of the Plan make reference to particular codes, standards or guidelines and gives the following Provisions as examples: Rule 13-2; Rule 13-11; Rule 13-19; Rule 15-4; Rule 16-4]</p> <p>Redraft the above provisions in compliance with Part 3 of the First Schedule to the Resource Management Act.</p>	Reject
	X 481	565	PALMERSTON NORTH CITY COUNCIL - Support	Reject
RANGITIKEI DISTRICT COUNCIL	346	2	Delete all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of subjectivity, uncertainty, ambiguity or discretion	Accept in part
	X 481	707	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
ENVIRONMENT NETWORK MANAWATU	356	68	Re-draft or re-organise the One Plan so that the objectives that rules are relating to are clear.	Accept in part
JILL STRUGNELL	366	2	No decision requested, but submitter would like council to give the plan a more user friendly format and make clear the proper role of territorial authorities	Reject
JILL STRUGNELL	366	3	I believe this flaw has followed through into the decisions about rules and conditions and needs to be remedied with further robust analysis.	Reject

Submitter	Number	Point	Decision Sought	Recommendation
<b>MINISTER OF CONSERVATION</b>	<b>372</b>	<b>6</b>	<p>Where the wording of the plan requires cross referencing between the regional plan sections and the regional policy statement sections of the proposed plan or between either of these sections and the NZCPS terms such as recognise, will give particular consideration to, have particular regard for or provide for should be replaced by give effect to when referring to the relevant plan or NZCPS provision, and the plan worded accordingly.</p> <p>For example Policy 15-1 (a) and (c); Policy 17-1.</p>	
<b>NEW ZEALAND INSTITUTE OF FORESTRY</b>	<b>419</b>	<b>24</b>	<p>Allocate some resources toward ensuring, erosion categories, land and water based biodiversity data and mapping and landscape mapping used in the One Plan is available to industry for incorporation into company GIS systems at little or no cost and that spatial data is linked to schedule codes;</p> <p>Create a web portal or disk for use by small scale players where the classifications and associated data can be easily scaled and matched against cadastral boundaries;</p> <p>Map the areas of threatened vegetation types from table E.1.</p>	Accept in part
	X 501	239	ERNSLAW ONE LTD - Support	Accept in part
	X 520	130	N Z FOREST MANAGERS LTD - Support	Accept in part
<b>MANAWATU BRANCH OF N Z GREEN PARTY</b>	<b>433</b>	<b>2</b>	Make clear in the One Plan the Objectives that Rules are relating to.	Accept in part

<b>Submitter</b>	<b>Number</b>	<b>Point</b>	<b>Decision Sought</b>	<b>Recommendation</b>
<b>ECOLOGIC FOUNDATION</b>	<b>456</b>	<b>1</b>	<b>The council should structure its general objectives and policies in a manner which establishes its long term aspirations for environmental bottom lines for the region in Part I, and sets out what it aims to achieve within 5 and 10 years on Part II. In both cases, objectives should be expressed with greatest possible clarity and be linked to dates for achievement.</b>	<b>Accept in part</b>
	X 490	13	TARANAKI / WHANGANUI CONSERVATION BOARD - Support	Accept in part
	X 529	7	ENVIRONMENT NETWORK MANAWATU - Support	Accept in part
<b>ECOLOGIC FOUNDATION</b>	<b>456</b>	<b>2</b>	<b>In drawing up this framework [objectives and policies which set out goals for achievement over time] the council should adopt the goal of solving the region's environmental problems within one generation. Any exceptions to this approach should be carefully justified.</b>	<b>Accept in part</b>
<b>RUAPEHU DISTRICT COUNCIL</b>	<b>151</b>	<b>129</b>	<b>Redraft, remove or replace all the conditions/standards/terms for permitted activities in Part II of the Plan which contain any element of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>
	X 481	194	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 526	14	POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY & MAINLAND POULTRY GROUP - Support	Accept in part
<b>TARARUA DISTRICT COUNCIL</b>	<b>172</b>	<b>60</b>	<b>- Withdraw the whole plan; or  - Redraft, remove or replace all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>

Submitter	Number	Point	Decision Sought	Recommendation
	X 481	331	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	195	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
	X 526	9	POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY & MAINLAND POULTRY GROUP - Support	Accept in part
<b>HOROWHENUA DISTRICT COUNCIL</b>	<b>280</b>	<b>63</b>	<b>Redraft, remove or replace all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>
	X 481	424	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	197	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
	X 526	12	POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY & MAINLAND POULTRY GROUP - Support	Accept in part
<b>WANGANUI DISTRICT COUNCIL</b>	<b>291</b>	<b>16</b>	<b>- Withdraw the whole plan; or</b>  <b>- Redraft, remove or replace all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain elements of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>
	X 481	476	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	194	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
	X 526	11	POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY & MAINLAND POULTRY GROUP - Support	Accept in part
<b>MANAWATU DISTRICT COUNCIL</b>	<b>340</b>	<b>82</b>	<b>Redraft, remove or replace all the 'conditions / standards / terms' for permitted activities in Part II of the Plan which contain any element of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>

Submitter	Number	Point	Decision Sought	Recommendation
	X 481	638	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	198	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
	X 526	13	POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY & MAINLAND POULTRY GROUP - Support	Accept in part
<b>RANGITIKEI DISTRICT COUNCIL</b>	<b>346</b>	<b>60</b>	<b>Redraft, remove or replace all the "conditions / standards/terms" for permitted activities in Part II of the Plan which contain any element of uncertainty, ambiguity or discretion.</b>	<b>Accept in part</b>
	X 481	765	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
	X 495	196	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
	X 526	10	POULTRY INDUSTRY OF N Z; TEGAL FOODS LTD; TURKS POULTRY & MAINLAND POULTRY GROUP - Support	Accept in part

#### 4.3.1 Submission summary

Two submitters made submissions about the maps used in the POP generally (303/38 and 151/9) stating that the maps are at too large a scale to be able to be used. Suggestions were made about the use of a GIS tool or web based portal to view map information.

Submissions were made about the use of references to codes of practice and other standards in the POP. Several submitters stated that they were not incorporated in compliance with part 3 of the first schedule of the RMA (see for example submission points 151/15, 172/7, 280/7 and 291/8). A contrary submission was also received (174/1) advising against the reference to specific standards as they may change and the reference may become out of date.

Submissions from the TA's state that they consider many of the 'conditions/standards/terms' for permitted activities are 'uncertain or ambiguous in their interpretation and/or application'.

Submission were received on improving the linkages between policies/rules and objectives (see for example 356/68, 272/1 and 237/3) requesting that these linkages be improved generally, or specifically that the linkages be stated more obviously. One submitter (252/1)

did not like the use of cross references between different parts of the plan and another(237/2) found the numbering system confusing. Department of Conservation would like some terms used in the POP to be changed to be consistent with the RMA and Ecologic would like our objectives to be timebound.

#### 4.3.2 Evaluation

Submissions relating to the maps mostly relate to the map in schedule A which shows properties which contain highly erodible land. When the submissions on the land chapters of the POP are heard, we will recommend that this map is removed and replaced with a description of the land it covers. This will deal best with concerns about this map specifically.

Maps in the POP are made up from information contained in HRC's GIS databases, which is generally accurate down to property scale or better. Maps showing this information, and other information that HRC holds (for example aerial photography) are available free of charge from HRC. This service has been in place for some time, and it was used very successfully during the submissions phase of the POP for individuals to get more detailed information about their property. For the future, HRC are planning a web based tool which will be freely accessible to provide One Plan down to property scale free of charge to anyone. This should significantly help the availability of this information. Including detailed maps to property level (as is common in district plans) in the POP is impracticable, the number of maps required to do this for a whole region would make a nonsense of the suggestion. Other than noting the availability of this information from HRC, specific submissions on specific maps should be dealt with under the relevant topic heading.

It is unclear from the submission exactly which part of the requirements of part 3 in relation to material incorporated into the POP by reference, the submitters believe have not been met; the submissions of the TA's simply state that the use such standards may be 'problematic'. Material incorporated by reference in a plan or proposed plan has legal effect as part of the plan, and this has been specifically provided for by part 3 of schedule 1 of the RMA. This part sets out the legal grounds for, and requirements surrounding, the incorporation of external documents into plans via reference. Important aspects of part 3 of schedule 1 are:

- the local authority is expected to retain a copy of material incorporated by reference that is certified as being correct
- a local authority must make copies of the material to be incorporated by reference available (including for purchase) at its offices before it notifies a proposed plan, plan change or variation that includes that material
- the local authority must give public notice under cl.34(2)(c) of the availability of the externally referenced material before it notifies a proposed plan, plan change or variation.
- a local authority must, before notifying a proposed plan, plan change or variation incorporating material by reference, allow persons a reasonable opportunity to comment on that material and consider any comments made

All requirements of part 3 of the first schedule have been met by HRC, and an outline of the process and copies of the necessary advertisements are included in appendix A.



Clause 31 of schedule 1 now makes it clear that if there is a change to the standard or code then there must be a variation or plan change using the same process outlined above before that amendment to an external document has effect as part of the plan. Therefore it is inappropriate for the plan to refer to ‘the most recent version’ or ‘any amended version’ of standards as may be sought by some submitters<sup>1</sup>.

The submissions of the TA’s state that they consider many of the ‘conditions/standards/terms’ for permitted activities are ‘uncertain or ambiguous in their interpretation and/or application’. Under s.76(2) and s.68(2) of the RMA, rules have the force and effect of a regulation. As such they must conform with common law principles and conventions regarding validity, including avoiding reservation of discretion, uncertainty or unreasonableness. Rules that contain words or phrases of uncertain or ambiguous meaning run the risk of being voided as ultra vires on the grounds of uncertainty<sup>2</sup>. The submission of the TA’s and others are unclear as to which ‘conditions/standards/terms’ they consider to not meet the necessary tests. However I recommend that if any elements of uncertainty in the rules are found when the hearing panel is considering the rules under other topic hearings, the uncertain parts should be removed and/or replaced.

Submissions were received relating to the way objectives, policies and rules are linked in the POP. Some submitters feel the use of cross references to policies or objectives in other chapters is confusing, others feel the links are not clear enough. The POP is an integrated planning document, and it explicitly aims to use cross referencing and references to external documents as a tool to keep the plan itself focused, uncluttered and to avoid repetition. It is not possible to simultaneously avoid cross references, and make the linkages explicitly clear and therefore it is impossible to grant the relief sought to both sets of submitters. However this apparent contradiction does highlight the importance of appropriate use of clear cross references. The key place where cross references are used and can be most helpful is within the decision making policies in the chapters of the RP. At present these policies direct decision makers to ‘have particular regard to’ the objectives and policies of certain chapters of the RPS. This is a useful reflection back to the RPS, which must be given effect to by the RP. However it could be made more clear by referencing exactly which objectives and which policies of the RPS chapters are relevant. For example, for policy 12-5 Consent decision making regarding rare and threatened habitats and at risk habitats’ could change from:

*“The Regional Council will make decisions on resource consent applications involving rare and threatened habitats\* and at risk habitats\* in accordance with the policies in Chapter 7”*

to

*“The Regional Council will make decisions on resource consent applications involving rare and threatened habitats\* and at risk habitats\* in accordance with policies 7-2 and 7-3”*

<sup>1</sup> See for example Telecom v Christchurch City Council [2003] NZRMA 280.

<sup>2</sup> See for example New Plymouth District Council v Baker [1994] W101/94 or McLeod Holdings Ltd v Countdown Properties [1990] 14 NZTPA 362 (CA)).

This type of change used consistently throughout the decision making policies within the RP would also aid in making the connections between the rules in the RP and the objectives and policies of the RPS they seek to give effect to.

I do not believe it would be necessary to explicitly write this cross reference to objectives and policies of the RPS for each individual rule in the RP. To do so would inevitably involve excessive repetition as the objectives and policies of the RPS are often given effect to by multiple rules. Previous versions of the One Plan working documents contained a 'wiring diagram' which explicitly set out the links between objectives, policies and rules. This was a useful tool for consultation and for those involved in writing the plan to check the connections between various provisions of the plan. However I do not believe it is necessary as part of the operative One Plan. It may however be a useful tool in a users guide to the plan and could be considered for that purpose.

The submission of Powerco (272/1) has a slightly different focus, in that they believe the rules could be better written to reflect the objectives and policies of the RPS. Where this does not occur, for example in enabling the maintenance of infrastructure through rules, then it should be remedied at the time these rules are considered at topic hearings.

Ecologic would like the POP objectives throughout the POP to be timebound. This is a useful suggestion as it may make the objectives of the plan more specific and achievement of them more easily measured. I recommend that this type of change is best dealt with in the context of the topic within which each individual objective sits, so that the appropriate timeframe can be considered.

Department of Conservation seeks changes to some of the terms used in the POP to be changed to be consistent with the RMA. When these policies come up for consideration at the relevant topic hearings then I recommend that the changes be considered then and made if appropriate in the context of the topic.

### 4.3.3 Recommendation OVR 3

- (a) Note work HRC doing in relation to providing maps of information contained in the POP to individuals at a property scale, and the future work HRC is planning to do in relation to making this information freely available on the internet; and
- (b) Respond to specific submissions on individual maps as they come up in the context of topic hearings.
- (c) Reject the submissions seeking generic removal or change to material incorporated by reference into the POP.
- (d) Accept in part the submissions seeking generic removal of unspecified 'conditions/standards/terms' to the extent that issues relating to the specificity or certainty of specific rule provisions can be remedied as they are dealt with at hearings on the relevant topics.
- (e) Accept in part submissions seeking better cross referencing and connections between the RP and RPS to the extent that recommendations will be made topic hearings to make individual RP decision making policies more specific.

- (f) Accept in part submissions to change wording of other policies and objectives or to make objectives time bound to the extent that can be dealt with at hearings on the relevant topics.

**4.3.3.1 Recommended changes to provision**

Do not make any changes to the provisions of the POP at this point, grant relief to the accepted submissions by making appropriate changes to provisions at the relevant topic hearing. These recommendations will be carried through to Officers Reports for those topic hearings.

#### 4.4 Compliance with s32 and Cost Benefit Analysis - OVR 4

**Table of Submitters, Submission Points and Recommendations**

<b>Submitter</b>	<b>Number</b>	<b>Point</b>	<b>Decision Sought</b>	<b>Recommendation</b>
<b>NEVILLE PEARSON</b>	<b>35</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
<b>RICHARD CRAIG NEALE</b>	<b>54</b>	<b>1</b>	<b>That none of the proposed one Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms nor any revised provisions that may emerge in relation to agricultural activity be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
<b>WHITE HERON ( D V K E ) LTD</b>	<b>61</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>

Submitter	Number	Point	Decision Sought	Recommendation
<b>SHAUN GRAHAM FORLONG</b>	<b>64</b>	<b>2</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on farms or the limitation of permitted activities on farms, nor any revised provisions that may emerge in relation to any agricultural activity, be agreed or implemented until a robust cost benefit analysis has been completed and is used as the basis for informed stakeholder consultation</b>	<b>Accept in part</b>
<b>LYN NEESON</b>	<b>77</b>	<b>1</b>	<b>I would like you to undertake an indepth, long term cost analysis, considering the cost to farmers and ratepayers and publish the findings before adopting any of the recommendations.</b>	<b>Accept in part</b>
	X 487	5	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Accept in part
	X 495	14	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
<b>CHARLIE PEDERSEN</b>	<b>101</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
	X 495	9	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
<b>NEIL ALAN FILER</b>	<b>102</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
	X 495	10	RUAPEHU DISTRICT COUNCIL - Support	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
ROD SOUTHGATE	103	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
	X 495	11	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
DAVID MATTHEW COLLIS	114	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
ROBERT JOHN CASTLES	117	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
CAMMOCK FARMS LTD	126	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part

<b>Submitter</b>	<b>Number</b>	<b>Point</b>	<b>Decision Sought</b>	<b>Recommendation</b>
<b>MERVYN H GEORGE</b>	<b>141</b>	<b>1</b>	<b>The One Plan is redone, based on tackling worst areas first (10 years), and only after full cost analysis is presented. Costings should be realistic that business and ratepayers CAN AFFORD not an idealistic (unrealistic) plan</b>	<b>Reject</b>
<b>IAN EDWARD ROKE</b>	<b>142</b>	<b>1</b>	<b>I oppose all of the One Plan and ask that it be withdrawn.</b>	<b>Reject</b>
	X 509	7	WANGANUI BRANCH OF THE NATIONAL COUNCIL OF WOMEN OF NEW ZEALAND - Oppose	Accept
<b>PHILIPA ANN ROKE</b>	<b>143</b>	<b>1</b>	<b>I oppose all of the One Plan and ask that it be withdrawn.</b>	<b>Reject</b>
<b>HEATHER OLIVER</b>	<b>144</b>	<b>1</b>	<b>Withdrawal of the whole plan</b>	<b>Reject</b>
<b>WINSTON OLIVER</b>	<b>145</b>	<b>1</b>	<b>Withdrawal of the whole plan</b>	<b>Reject</b>
<b>ANTONIE HENDRIK EGGINK</b>	<b>147</b>	<b>1</b>	<b>That full &amp; proper, independent analysis of the implications of adoption be carried out before adoption of the scheme Plan with particular attention to the transfer of costs &amp; benefits between land owners &amp; society. The onus is on the Council to provide this information before informed consent can be given. Consultation as defined by Justice Mc Geehan requires "adequately informing". Supporting sources and references are available. I welcome dialogue if ears &amp; minds are open.</b>	<b>Reject</b>
	X 495	8	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>RUAPEHU DISTRICT COUNCIL</b>	<b>151</b>	<b>4</b>	<b>Council submits that the One Plan is flawed, that Regional Council has not discharged its responsibility under the Section 32 of the RMA 1991 and therefore the One Plan must be withdrawn until a full assessment of other methods is undertaken for the Section 32 analysis.</b>	<b>Reject</b>
	X 481	69	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
	X 522	121	MERIDIAN ENERGY LIMITED - Support	Reject
<b>RUAPEHU DISTRICT COUNCIL</b>	<b>151</b>	<b>6</b>	<b>Council submits that the One Plan is flawed, that Regional Council has not discharged its responsibility under the purpose the RMA 1991 to provide for the social, economic, and cultural wellbeing of communities and therefore the One Plan must be withdrawn.</b>	<b>Reject</b>
	X 481	71	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>RUAPEHU DISTRICT COUNCIL</b>	<b>151</b>	<b>7</b>	<b>That the One Plan will limit growth in the District and there needs to be more analysis of the social and economic costs of the policies in the One Plan. The One Plan must be withdrawn until this economic assessment is completed.</b>	<b>Reject</b>
	X 481	72	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>HARVEY JAMES FALLOON</b>	<b>160</b>	<b>1</b>	<b>That none of the current proposed one plan provisions relating to the imposition of regulatory controls on farms or the limitation of permitted activities on farms, nor any revised provisions that may emerge in relation to any agricultural activity be agreed or implemented until a robust cost benefit analysis has been completed and is used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
<b>RIVERSIDE AGRICULTURAL LTD</b>	<b>162</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
<b>STUART MC NIE</b>	<b>198</b>	<b>1</b>	<b>Withdrawal of the whole plan</b>	<b>Reject</b>



Submitter	Number	Point	Decision Sought	Recommendation
JAMIESON AGRICULTURE LTD	203	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
SANDRA ROGERS	206	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
JULIE CAMPBELL	211	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
TAHAMATA INCORPORATION	213	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
LIONEL WEST	221	1	I oppose all of the One Plan and ask that it be withdrawn.	Reject
G M & S M DEADMAN PARTNERSHIP	224	1	I seek the withdrawal of the One plan entirely.	Reject
LANDCORP FARMING LTD	235	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
	X 487	1	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Accept in part
	X 519	114	MIGHTY RIVER POWER - Oppose	Accept in part
HAMLIN FAMILY TRUST	236	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
MATT BELL	256	2	Redraft the One Plan so there is a realistic balance between environmental gains and economic costs.	Reject
ANDREW TODD BLATCHFORD	259	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
WALTER EDWARD BLATCHFORD	260	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
DERMOT MILLER	262	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
	X 490	9	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept in part
POPLAR PARTNERSHIP LTD	278	1	That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.	Accept in part
WANGANUI DISTRICT COUNCIL	291	1	That the Proposed One Plan be withdrawn and renotified only after a comprehensive section 32 evaluation has been completed and the Plan has been amended to reflect the outcome of the evaluation.	Reject
	X 481	22	PALMERSTON NORTH CITY COUNCIL - Support	Reject
	X 487	2	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
	X 490	3	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept
	X 495	15	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>JIM STEWART</b>	<b>293</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
<b>WILLIAM PEHI SNR</b>	<b>294</b>	<b>1</b>	<b>I oppose all of the One Plan and ask that it be withdrawn.</b>	<b>Reject</b>
<b>ALAN WILLIAM COOPER</b>	<b>296</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>
<b>ANTHONY DAVID ROGERS</b>	<b>297</b>	<b>1</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>

Submitter	Number	Point	Decision Sought	Recommendation
ANTHONY DAVID ROGERS	297	20	That none of the current proposed one plan provisions relating to the imposition of regulatory controls on farms or the limitation of permitted activities on farms, nor any revised provisions that may emerge in relation to any agricultural activity be agreed or implemented until a robust cost benefit analysis has been completed and is used as the basis for informed stakeholder consultation.	Accept in part
JAMES ARTHUR CHESSWAS	298	1	That none of the current proposed one plan provisions relating to the imposition of regulatory controls on farms or the limitation of permitted activities on farms, nor any revised provisions that may emerge in relation to any agricultural activity be agreed or implemented until a robust cost benefit analysis has been completed and is used as the basis for informed stakeholder consultation.	Accept in part
G 4 B TRUST	299	1	That none of the current proposed one plan provisions relating to the imposition of regulatory controls on farms or the limitation of permitted activities on farms, nor any revised provisions that may emerge in relation to any agricultural activity be agreed or implemented until a robust cost benefit analysis has been completed and is used as the basis for informed stakeholder consultation.	Accept in part
BRIAN LESLIE DOUGHTY	344	1	That none of the current proposed one plan provisions relating to the imposition of regulatory controls on farms or the limitation of permitted activities on farms, nor any revised provisions that may emerge in relation to any agricultural activity be agreed or implemented until a robust cost benefit analysis has been completed and is used as the basis for informed stakeholder consultation.	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
JOHN BATLEY	355	9	The cost of the One Plan is the biggest issue. The consent costs and paperwork which is required for small levels of activity with minimal effects on the environment and water quality in particular seem to be totally out of proportion to the benefit.	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	17	That a comprehensive independent Cost Benefit Analysis be undertaken to identify the ultimate business impact of the One Plan on the Region (a detailed economic impact analysis).	Reject
	X 487	14	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	4	Request - It is a major concern that there is no authoritative Cost Benefit Analysis of Councils approach. Needs addressing, include strong reference to self motivation and personal responsibility.	Reject
	X 495	18	RUAPEHU DISTRICT COUNCIL - Support	Reject
WITHDRAWN MINISTRY OF AGRICULTURE & FORESTRY	373	63	WITHDRAWN  Section 32 Report Provide a more thorough cost benefit analysis of the impacts of the Proposed One Plan at both the farm and regional levels.	Withdrawn
	X 487	15	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject
	X 492	24	MINISTER OF CONSERVATION - Oppose	Accept
	X 495	22	RUAPEHU DISTRICT COUNCIL - Support	Reject
	X 500	221	TARARUA DISTRICT COUNCIL - Support	Reject
	X 507	221	MANAWATU DISTRICT COUNCIL - Support	Reject
	X 515	221	HOROWHENUA DISTRICT COUNCIL - Support	Reject
	X 517	128	RANGITIKEI DISTRICT COUNCIL - Support	
	X 532	221	WANGANUI DISTRICT COUNCIL - Support	

Submitter	Number	Point	Decision Sought	Recommendation
<b>WITHDRAWN MINISTRY OF AGRICULTURE &amp; FORESTRY</b>	<b>373</b>	<b>64</b>	<b>WITHDRAWN Land Section of Section 32 Report</b>  <b>Provide references on the effectiveness of Whole Farm Business Plans as a means of achieving environmental outcomes.</b>	<b>WITHDRAWN</b>
	X 487	16	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject
	X 495	23	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>WITHDRAWN MINISTRY OF AGRICULTURE &amp; FORESTRY</b>	<b>373</b>	<b>65</b>	<b>WITHDRAWN Land Section of Section 32 Report</b>  <b>Provide cost benefit analyses for the regulatory and industry advocacy approaches.</b>	<b>WITHDRAWN</b>
	X 487	17	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject
	X 495	24	RUAPEHU DISTRICT COUNCIL - Support	Reject
	X 533	1	FEDERATED FARMERS OF NEW ZEALAND INC - Support	Reject
<b>WITHDRAWN MINISTRY OF AGRICULTURE &amp; FORESTRY</b>	<b>373</b>	<b>66</b>	<b>WITHDRAWN Water Section of Section 32 Report</b>  <b>Include provision for industry based accreditation schemes.</b>	<b>WITHDRAWN</b>
	X 487	18	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject
	X 531	8	HORTICULTURE NEW ZEALAND - Support	Reject
<b>HOROWHENUA DISTRICT COUNCIL, MANAWATU DISTRICT COUNCIL, RANGITIKEI DISTRICT COUNCIL, RUAPEHU DISTRICT COUNCIL, TARARUA DISTRICT COUNCIL AND WANGANUI DISTRICT COUNCIL JOINTLY</b>	<b>381</b>	<b>3</b>	<b>Redraft the One Plan to meet the concerns regarding Economic costs - of the principal territorial local authorities of the Manawatu-Wanganui region.</b>	<b>Reject</b>
	X 481	830	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
HOROWHENUA DISTRICT COUNCIL, MANAWATU DISTRICT COUNCIL, RANGITIKEI DISTRICT COUNCIL, RUAPEHU DISTRICT COUNCIL, TARARUA DISTRICT COUNCIL AND WANGANUI DISTRICT COUNCIL JOINTLY	381	4	Redraft the One Plan to meet the concerns regarding the impact on district growth and development - of the principal territorial local authorities of the Manawatu-Wanganui region.	Reject
	X 481	831	PALMERSTON NORTH CITY COUNCIL - Support	Reject
FONTERRA CO-OPERATIVE GROUP LIMITED	398	5	<p><b>Section 32 Report and Relevant Aspects of the Proposed One Plan.</b></p> <p>Fonterra considers that the Section 32 Report should be revised to adequately consider the costs to dairying and processing sectors associated with complying with the Proposed One Plan provisions. Fonterra also considers that the Section 32 Report and the relevant aspects of the Proposed One Plan (in particular Chapter 6) be revised to address the mischaracterisation of the intensification and effects of agriculture discussed above. Fonterra also considers that the Section 32 Report be revised to assess the costs associated with departing from the NESAQ.</p>	Accept in part
	X 492	16	MINISTER OF CONSERVATION - Oppose	Accept in part
	X 495	20	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
	X 500	40	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	40	MANAWATU DISTRICT COUNCIL - Support	Accept in part
	X 515	40	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part
	X 517	48	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	40	WANGANUI DISTRICT COUNCIL - Support	Accept in part
	X 535	1	ROYAL FOREST & BIRD PROTECTION SOCIETY OF	Accept in part



Submitter	Number	Point	Decision Sought	Recommendation
			NEW ZEALAND - Unknown	
<b>JAMES BULL HOLDINGS LIMITED</b>	<b>400</b>	<b>5</b>	<b>Horizons have a legal responsibility to conduct a cost benefit analysis on proposals under section 32 of the RMA. This Analysis must be backed up by genuine science and commercial reality.</b>	<b>Accept in part</b>
	X 487	12	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Accept in part
	X 495	21	RUAPEHU DISTRICT COUNCIL - Support	Accept in part
<b>RICHARD FORGIE</b>	<b>403</b>	<b>3</b>	<b>Horizons has a responsibility to the entire region to ensure that analysis of the economic impact of the standards very recently prescribed in the latter stages of development of the One Plan are analysed accurately before the One Plan is instituted.</b>	<b>Accept in part</b>
<b>MARGARET MILLARD</b>	<b>437</b>	<b>4</b>	<p><b>no decision requested however submitter notes:</b></p> <p><b>A full financial analysis of the income generated by agriculture in the region be undertaken.</b></p> <p><b>A financial analysis of income generated excluding retired land.</b></p> <p><b>A financial analysis of income generated with reduced production.</b></p> <p><b>An overlay of the social impact of each analysis.</b></p> <p><b>Model the financial and social impact as if there was no agriculture in the region.</b></p> <p><b>Another round of consulting is required with the full economic and social impact assessments included.</b></p>	<b>Reject</b>
	X 487	10	FONTERRA CO-OPERATIVE GROUP LIMITED - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
	X 495	19	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>DIANA BAIRD</b>	<b>443</b>	<b>20</b>	<b>Therefore my, submission is that Horizons prepare and publish a comprehensive cost-benefit analysis of the implications of this Plan.</b>	<b>Reject</b>
	X 501	275	ERNSLAW ONE LTD - Support	Reject
<b>PAUL BARBER</b>	<b>457</b>	<b>7</b>	<b>That none of the current Proposed One Plan provisions relating to the imposition of regulatory controls on dairy farms or the limitation of permitted water takes by dairy farms, nor any revised provisions that may emerge in relation to agricultural activity, be agreed or implemented in the absence of a robust cost benefit analysis having been completed and used as the basis for informed stakeholder consultation.</b>	<b>Accept in part</b>

#### 4.4.1 Submission Summary

Submissions on the POP relating to this aspect of the POP make two main assertions; that HRC have not fulfilled their obligations under s32 of RMA, and that an economic cost benefit analysis is required either in general or in relation to POP provisions which seek to control the effects of farming.

#### 4.4.2 Legislative context

The legislative requirements of s32 are outlined and discussed in John Maassen's evidence, which is attached to this report.

#### 4.4.3 Evaluation

Philip Percy, a planner who prepared the s32 report for the POP and who has been involved in developing some aspects of the Proposed One Plan has prepared evidence on the requirements of s32 and the measures taken by HRC to meet those requirements. His evidence is attached to this report. I do not intend to repeat his evidence here, but refer to its main conclusions and evaluate them in the context of the submissions received.

I agree with Philip Percy's conclusions that the requirements of s32 have been met. HRC did assess the provisions of the POP taking into account a wide variety of factors; public opinion and community values gathered through its consultation process, scientific and technical input and feedback from stakeholders. It did make a summary of this evaluation available when the plan was notified.

A regional level, quantitative social or economic cost benefit analysis of whole plan, as requested by some submitters is not required. However, if there is merit in assessing the economic benefits and costs of particular policies then this will be done. It is important that this analysis is seen in the context of other benefits and costs (environmental for example) and for the policies to be assessed holistically. We intend to do this with key parts of the POP and present this information in the topic hearings so it can be seen in its context. For example, when the hearing panel is considering the provisions which relate to the effects of hill country erosion, and the rules and non regulatory method of the sustainable land use initiative to avoid or mitigate the effects of erosion, we will present technical reports which go into some considerable detail about the amount of sediment being lost from different classes of land under different vegetation types, the effect this has on water quality and the cost of maintaining and/or upgrading the lower catchment flood protection works to mitigate against the effects of the extra sediment being deposited down stream. We will also present information on the amount of land use change, the loss of production as a result of this land use change and the benefits to individuals as a result of improved farming practices implemented as a result of the implementation of whole farm business plans. When the hearing panel is considering the provisions relating to controlling the loss of nutrients from intensive farms into waterways (the FARM Strategy approach) we will present technical reports which outline the benefits and costs on farm of implementing best management practices for minimising nitrogen loss. This will be analysed from the literature at the national level, applied to the Horizons Region specifically, and 'ground truthed' with case studies at the done on farms within the Horizons Region. We will be able to compare the proposed policy response in the POP with other potential responses and if there are any production losses identified, estimate the impact on the wider economy and compare this to the environmental benefits that might be gained.

It is important that these analyses are done in the context of the particular provisions of the plan. This is the only way to meet the requirements of s32 RMA: first the objectives must be analysed to ascertain that they are the best way to meet the purpose of the act. Then the policies and rules can be analysed to ascertain that they are the most effective and efficient way of meeting the objectives. To look at the rules in isolation from the objectives they are trying to meet would be an artificial approach and inconsistent with the evaluation method set out in Eldamos<sup>3</sup> case, as outlined in evaluation methodology section of John Maassen's evidence.

As noted in Philip Percy's and John Maassen's evidence, the RMA specifically states that analysis should be done at time decisions are made on the plan, as well as before it is proposed. This specifically allows for the hearing panel to consider new information relevant to the s32 analysis when making decisions. Considering new information and making decisions on the plan based on this new information is the correct approach to dealing with any need for further analysis, rather than rejecting the entire plan.

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<sup>3</sup> Eldamos Investments Ltd v. Gisborne district council [W047/2005]

#### 4.4.4 Recommendation OVR 4

- (a) Reject submissions that claim a s32 analysis has not been completed
- (b) Reject submissions which seek to withdraw the POP on the grounds of requiring an economic analysis to be done.
- (c) Accept in part submissions which submission seeking 'a robust cost benefit analysis' of provisions relating to agricultural activity before the adoption of the provision to the extent that a s32 analysis is required before adopting or changing the plan and the extent that the hearing panel will consider such information as is put to it in relation to the relevant provisions at the time it is considering them as part of this analysis.
- (d) Note that further information on costs and benefits of specific provisions will be presented when relevant in the context of each topic hearing.

##### **4.4.4.1 Recommended change to provision**

Do not make any changes to the provisions of the POP at this point, but grant any relief sought by considering appropriate information and by making appropriate changes to provisions at the relevant topic hearing.

## 4.5 Consultation - OVR 5

**Table of Submitters, Submission Points and Recommendations**

Submitter	Number	Point	Decision Sought	Recommendation
<b>MUAUPOKO CO-OPERATIVE SOCIETY</b>	1	1	"The Proposed One Plan document be rejected by Horizons Regional Council due to the Council's failure to meet the obligations as per section 3(1)(d) of the First Schedule of the RMA 1993 to consult with the Muaupoko Co-operative Society, and iwi authority of Muaupoko during the preparation of the Plan"	Reject
	X 495	1	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>SHARN HAINSWORTH</b>	116	26	No decision requested but the submitter wishes to note	Reject
			"I submit that the formal consultation process has been flawed."	
<b>CHARLES RUDD</b>	209	1	If Maori have not been properly consulted and communicated with in a meaningful and purposeful way...Horizon Regional Council, "One Plan" must go back to the drawing board, in compliance of the Resource Management Act 1991. [Paraphrased from submission "Introduction"]	Reject
	X 495	2	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>WANGANUI DISTRICT COUNCIL</b>	291	2	That Horizons Regional Council accept that if all of the Territorial Authorities within the Region have a common concern, they may have a point. That the Proposed One Plan be withdrawn and renotified only after all TAs have had sufficient time to evaluate the implication and the Plan in its entirety, or alternatively, extend the period for submissions to allow sufficient time for all TAs to evaluate the implication of the Plan in its entirety, and to make a comprehensive, fully informed submission.	Reject
	X 481	462	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
MANUNUI NO 2 TRUST, KIWITAHU TRUST, TAUREWA 5 WEST TRUST	389	1	That the consultation process engagement with Maori begin and don't bow to political pressure with the pretence the RMA legislation is fair and equitable for all - Maori are the second part to a consultation process.	Reject
VISION MANAWATU	407	1	As such, Vision Manawatu asks Horizons to manage the future development of the One Plan in a way that engages with all in the region in a prescribed and consultative manner at each and every step. It is vital that the process from here on in is transparent via appropriate consultation across each and every proposed change, amendment or addition to the Plan.	Reject
	X 495	6	RUAPEHU DISTRICT COUNCIL - Support	Reject
TAMAHAKI INCORPORATED SOCIETY	410	1	Tamahaki ask that the One Plan be withdrawn and re submitted once proper and appropriate consultation with Tamahaki has taken place.	Reject
	X 495	4	RUAPEHU DISTRICT COUNCIL - Support	Reject
BRUCE & PAMELA HODGES	436	1	I want the Council to have a good look at the One Plan. They need to consult with the people that are affected and see if we can come up with some sensible solutions.	Reject
	X 495	5	RUAPEHU DISTRICT COUNCIL - Support	Reject
HAINSWORTH - KELFER PARTNERSHIP	139	6	All information is disclosed by Horizons to all participants in the consultation process without exception.	Accept

#### 4.5.1 Submission summary

Some submissions received oppose the plan on the basis of their general concerns about consultation (see for example 436/1, 139/6 and 407/1) This is likely to overlap with submitters who submitted on specific provisions of the plan on the basis of consultation, these submission are not summarised here, but in the hearing topic report dealing with the specific provisions. Four groups or individuals have submitted that the consultation with Maori has been deficient (see for example submission points 1/1, 209/1, 389/1 and 410/1). Wanganui District Council specifically submitted that TA's should have more time to consider the POP before making their submissions.

## 4.5.2 Legislative context

John Maasen has set out the legislative requirements of the RMA in regards to consultation in his evidence; I only provide a summary here for ease of reference.

Schedule 1 of the RMA sets out the requirements in relation to consultation on plans and policy documents. Clause 3 sets out who the council *shall* consult with during the preparation of the policy statement or plan. The list includes certain government ministers, local authorities and tangata whenua through iwi authorities. Clause 2(2) sets out that the council must consult with Ministers of Conservation, iwi and any foreshore and seabed board. The RMA also sets out some the ways in which a council can be treated as having fulfilled its requirements under cl3(1)(d) to consult with iwi authorities (First Schedule cl3B). These are; considering ways to foster capacity to the invitation to consult, establish and maintain a process to consult, consult, enables iwi authorities to identify resource management issues of concern and indicate how those issues are addressed.

Clause 3(2) states that the council *may* consult with anyone else during the preparation of the document. If it does so, clause 3(4) states that the council must undertake the consultation in accordance with s82 of the Local Government Act (LGA). S82 of the LGA sets out the 'principles of consultation' which are to be followed, in an 'appropriate' way (s82(3)LGA) and where they are not in inconsistent with requirements under another Act (s82(5)LGA). The 'principles of consultation' state that people should have reasonable access to information (including about the purpose and outcome of the consultation), be encouraged to present their views in an appropriate way, those views should be received with an open mind, and people should know how those views are used in decision making.

## 4.5.3 Evaluation

Bettina Anderson, a communications consultant who has been involved in establishing and implementing the consultative process for the POP since its inception, has prepared extensive evidence outlining the consultation process, and this is attached to my report. Her evidence shows the extensive consultative process undertaken by HRC to meet, and exceeded, its obligations under the RMA and LGA. I refer you to her evidence for the details of the consultation and public information process, and I will respond to specific points raised by submitters here.

Two of the submitters who claim deficiencies in the POP consultation process with regards to Maori represent iwi authorities, two are individuals or trusts. Clause 3(1)(d) of the first schedule RMA puts an obligation on the local authority to consult tangata whenua through iwi authorities. This obligation to consult with iwi authorities is over and above the duty to consult with the public generally. Clause 3B of the first schedule of the RMA outlines what is regarded to be consultation with iwi authorities for the purpose of clause 3(1)(d). The requirements of clauses 3(1)(d) and 3B to consult with Maori through iwi authorities have been fulfilled, with a detailed and thorough consultation process, as outlined in Bettina Anderson's evidence. HRC have endeavoured to build capacity within iwi to

respond to requests to consult – first through Te Roopu Awhina, a pan-iwi group, later, after this was disbanded at the iwi's request, through our open invitation to meet or hui 'anytime, anywhere, anyone' and through, HRC's annual iwi initiatives budget. This funding is available to any application to build capacity within iwi and to complete projects important to iwi. This has been very successful, the latest initiative being the placement of an intern in horizons from Ngati Rangī to work with HRC and learn about RMA matters and build capacity within the iwi to work within its framework. I believe all of these measures throughout the POP process meets the requirements of cl3B(a). HRC set up and implemented a thorough and extensive process to provide opportunity for consultation with iwi authorities, as outlined in Bettina Anderson's evidence. I believe this meets the requirements of cl3B(b) and (c).

Muaupoko Co-operative Society were included in the consultation and capacity building opportunities outlined above. However, the specific lack of response from HRC late in this process raised in Muaupoko Co-operative Society's submission is regrettable and HRC have met with their representatives a number of times since that submission was received to apologise and to address those concerns, and issued an open invitation to attend, fund or organise a hui to discuss issues. Tamahaki Incorporated Society were included in the invitation to build capacity and be involved in the development of the POP. HRC have had extensive correspondence and communication with them prior to notifying the POP, including an open invitation to attend a hui with them at any time convenient, but unfortunately have not been taken up on this offer.

Notwithstanding this, I believe the ultimate proof of meaningful outcomes of the consultative process is given life in chapter four of the POP, 'Te Ao Maori'. This chapter outlines the resource management issues of concern to the iwi authorities (meeting the requirements of cl3B(d)) and shows how those issues have been address by the POP (meeting the requirements of cl3B(e)).

The two individual or trust submitters do not represent iwi authorities, and so they were consulted in the same way as the public generally, which I believe to have offered more than adequate information and opportunities to meet and contribute. Indeed one of those submitters was on our mailing list of interested stakeholders and would have received all information and invitations to public or one on one meetings throughout the development of the POP.

Consultation with the public generally, and with key stakeholders in particular has been extensive and thorough. This process is outlined in Bettina Anderson's evidence in some detail. It provided many opportunities for interested people to get information, provide feedback to HRC and for their comments to be incorporated into the POP. I believe this process more than meets the requirements of s82 of the LGA as required by cl 3(2) and (4) of the RMA.

Wanganui District Council's submission is different. It relates to TA's and to the submission timeframes specifically. Great effort was made during the preparation of the POP to consult with TA's and specifically to make them aware of the implications of the POP on them and their business. Once the POP was notified (on 31 May 2007), clause 5(3)(a) RMA requires a submission period of at least 40 working days. The advertised closing date for submissions was 31 August 2007, 66 working days. After a formal request from TA's was received to extend the submission period until 14 December. Council considered this and resolved at their meeting on 24



July 2007 to accept late submissions until 30 September. Most TA's, including Wanganui District Council did not take advantage of this offer.

An extract of the minutes of the council meeting where consultation with TA's was discussed are attached as Appendix B, for clarity and for interest, as it outlines the extensive consultation process that HRC went through to engage with the TA's. Bettina Anderson's evidence also details the consultative process undertaken with TA's. HRC staff organised many forums for district council staff to talk through POP issues, and presented to each of the district councils meetings or workshops many times. I believe there was ample time and opportunity for district councils to engage with HRC staff, to contribute to the development of the POP and to understand the implications of the POP on their council and its business before it was publicly notified. In fact, the TA's asset managers made a comprehensive submission to the Draft One Plan, which resulted in many changes to the One Plan before it was proposed. I believe the consultation and submission periods more than met the requirements of the RMA.

#### **4.5.4 Recommendation OVR 5**

(a) Reject submissions which seek to withdraw plan as a result of a lack of consultation.

##### ***4.5.4.1 Recommended changes to provision***

No changes to provisions in the POP are recommended as a result of these submissions.

## 4.6 Terms used throughout the POP - OVR 6

**Table of Submitters, Submission Points and Recommendations**

Submitter	Number	Point	Decision Sought	Recommendation
HORIZONS REGIONAL COUNCIL	182	1	Change all relevant references from 'water management zone' to 'water management sub-zone'.	Accept
HORIZONS REGIONAL COUNCIL	182	2	Change all relevant references from 'Natural state water management zones' to 'natural state water bodies'.	Accept
	X 492	8	MINISTER OF CONSERVATION - Oppose	Reject
HORIZONS REGIONAL COUNCIL	182	99	Insert in the beginning of the glossary a paragraph explaining that terms in the plan marked with an asterix are defined in this glossary.	Accept
PIRIE CONSULTANTS LTD, PACIFIC FARMS LTD, HOULT CONTRACTORS LTD, KEEGAN CONTRACTORS LTD, PARANUI CONTRACTORS LTD, RYMAN HEALTHCARE LTD, M & M EARTHMOVERS LTD, TITAN1 LTD AND O'HAGAN CONTRACTING LTD	303	8	Delete reference to area size and replace with a definition relating to the earning capacity of the property.	Reject
HORTICULTURE NEW ZEALAND	357	2	Decision Sought: That a descriptor is added either at the start of the Glossary section or an appropriate section of the Plan that states that terms defined in the 'Glossary' are identified in the text of the Plan with an asterisk *.	Accept
HORTICULTURE NEW ZEALAND	357	3	Decision Sought: Include relevant definitions from the RMA in the One Plan so that users have ready access to all necessary terms.	Reject
	X 511	532	TRUST POWER LIMITED - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
GRANT JOHN STEPHENS	369	53	Add the following RMA definition to the glossary:	Reject
			Sustainable management	
			Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:	
			(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations	
			(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)	
	X 522	429	MERIDIAN ENERGY LIMITED - Oppose	Accept
MASON STEWART	394	53	Add the following RMA definition to the glossary:	Reject
			Sustainable management	
			Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:	
			(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations	
			(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including	

Submitter	Number	Point	Decision Sought	Recommendation
			<b>people)</b>	
	X 522	430	MERIDIAN ENERGY LIMITED - Oppose	Accept
	X 527	245	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>TARARUA - AOKAUTERE GUARDIANS INC ( T A G )</b>	<b>395</b>	<b>53</b>	<b>Add the following RMA definition to the glossary:</b>	<b>Reject</b>
			<b>Sustainable management</b>	
			<b>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</b>	
			<b>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</b>	
			<b>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</b>	
	X 521	31	Allco Wind Energy N Z Ltd - Oppose	Accept
	X 522	431	MERIDIAN ENERGY LIMITED - Oppose	Accept

Submitter	Number	Point	Decision Sought	Recommendation
SUE STEWART	396	53	Add the following RMA definition to the glossary:	Reject
			<b>Sustainable management</b>	
			<b>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</b>  <b>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</b>  <b>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</b>	
X 522	432	MERIDIAN ENERGY LIMITED - Oppose	Accept	
X 527	304	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject	

Submitter	Number	Point	Decision Sought	Recommendation
<b>ALISON MARGARET MILDON</b>	<b>401</b>	<b>53</b>	<p>Add the following RMA definition to the glossary:</p> <p><b>Sustainable management</b></p> <p>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</p> <p>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</p> <p>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</p>	<b>Reject</b>
	X 522	433	MERIDIAN ENERGY LIMITED - Oppose	Accept
	X 527	370	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>FEDERATED FARMERS OF NEW ZEALAND INC</b>	<b>426</b>	<b>215</b>	<p>Include relevant definitions from the RMA in the One Plan so that users have ready access to all necessary terms.</p>	<b>Reject</b>
	X 511	537	TRUST POWER LIMITED - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
ROBERT LEENDERT SCHRADERS	442	53	Add the following RMA definition to the glossary:  <b>Sustainable management</b>  <b>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</b>  <b>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</b>  <b>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</b>	Reject
	X 522	434	MERIDIAN ENERGY LIMITED - Oppose	Accept
	X 527	477	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
PAUL & MONICA STICHBURY	452	53	Add the following RMA definition to the glossary:  <b>Sustainable management</b>  <b>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</b>  <b>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</b>  <b>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</b>	Reject
	X 522	435	MERIDIAN ENERGY LIMITED - Oppose	Accept
	X 527	537	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject



Submitter	Number	Point	Decision Sought	Recommendation
SHONA PAEWAI	467	53	Add the following RMA definition to the glossary:	Reject
			<p><b>Sustainable management</b></p> <p>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</p> <p>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</p> <p>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</p>	
	X 527	600	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
TONY PAEWAI	468	47	Add the following RMA definition to the glossary:	Reject
			<p><b>Environment:</b></p> <p>(a) ecosystems and their constituent parts, including people and communities</p> <p>(b) all natural and physical resources</p> <p>(c) amenity values</p> <p>(d) the social, economic, aesthetic and cultural conditions which affect the matters (a) to (c) or which are affected by those matters</p>	

Submitter	Number	Point	Decision Sought	Recommendation
	X 527	652	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>TONY PAEWAI</b>	<b>468</b>	<b>57</b>	<b>Add the following RMA definition to the glossary:</b>  <b>Sustainable management</b>  <b>Managing the use, development, and protection of natural and physical resources in a way, or at a rate, which enables people and communities to provide for their social, economic, and cultural wellbeing and for their health and safety while:</b>  <b>(a) Sustaining the potential of natural and physical resources (excluding minerals) to meet the reasonably foreseeable needs of future generations</b>  <b>(b) Avoiding, remedying or mitigating any adverse effects of activities on the environment (including people)</b>	<b>Reject</b>
	X 522	437	MERIDIAN ENERGY LIMITED - Oppose	Accept
	X 527	662	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>HORIZONS REGIONAL COUNCIL</b>	<b>182</b>	<b>108</b>	<b>Amend the glossary term for 'property' to read: 'refers to one or more allotments as contained in a single certificate of title and includes all adjacent land in the same ownership. Land is considered to be adjacent if it is only separated by a legal road. A legal road is considered to be a property for the purposes of this plan.'</b>	<b>Accept in part</b>
	X 500	175	TARARUA DISTRICT COUNCIL - Oppose	Reject
	X 502	291	NEW ZEALAND DEFENCE FORCE - Support	Accept

Submitter	Number	Point	Decision Sought	Recommendation
	X 507	175	MANAWATU DISTRICT COUNCIL - Oppose	Reject
	X 515	175	HOROWHENUA DISTRICT COUNCIL - Oppose	Reject
	X 517	84	RANGITIKEI DISTRICT COUNCIL - Oppose	Reject
	X 532	175	WANGANUI DISTRICT COUNCIL - Oppose	Reject
	X 533	61	FEDERATED FARMERS OF NEW ZEALAND INC - Oppose	Reject
<b>NEW ZEALAND DEFENCE FORCE</b>	<b>330</b>	<b>60</b>	<b>1. Property refers to one or more adjacent allotments that are in the same ownership. A legal road is considered a property for the purposes of this Plan.</b>	<b>Accept in part</b>
<b>HORTICULTURE NEW ZEALAND</b>	<b>357</b>	<b>25</b>	<b>Decision Sought: Amend the definition of property to be all that land which is managed by the same business entity.</b>	<b>Reject</b>
<b>MURRAY CHARLES LOWE</b>	<b>423</b>	<b>3</b>	<b>Change the glossary definition of "property" to accommodate Maori land blocks.</b>	<b>Accept in part</b>
<b>FEDERATED FARMERS OF NEW ZEALAND INC</b>	<b>426</b>	<b>230</b>	<b>Amend the definition of property to be all that land which is managed by the same business entity.</b>	<b>Reject</b>
<b>PIRIE CONSULTANTS LTD, PACIFIC FARMS LTD, HOULT CONTRACTORS LTD, KEEGAN CONTRACTORS LTD, PARANUI CONTRACTORS LTD, RYMAN HEALTHCARE LTD, M &amp; M EARTHMOVERS LTD, TITAN1 LTD AND O'HAGAN CONTRACTING LTD</b>	<b>303</b>	<b>24</b>	<b>Prepare a definition which accurately describes what is being defined.</b>	<b>Reject</b>

#### 4.6.1 Submission Summary

A number of submissions ask for terms defined in the RMA to be repeated in the POP glossary, either by requesting specific definitions (see for example 452/53 and similar submissions) or all terms in general (see for example 357/3). Also in relation to glossary terms

there are submissions that the use of an asterix (\*) next to a term means it is defined in the glossary, but this is not stated anywhere in the plan and should be (357/2 and HRC's submission 182/99).

Submissions concerning the definition of property have been received, particularly in relation to Maori land (423/3) and in general including a submission from HRC. HRC also submitted that the terms water management subzone and natural state waterbodies be changed and used consistently throughout the POP.

#### 4.6.2 Evaluation

The glossary terms and submissions discussed in this report are the ones which are used throughout the whole plan and do not fit neatly into one topic hearing. Other glossary terms were submitted on, but they will be dealt with in the relevant topic hearing. I do not consider it necessary to repeat RMA definitions in the POP. There is a clear statement at the beginning of the glossary to the effect that words and terms used and defined by the RMA have the same meaning as in that Act and they are not repeated in the POP glossary. This is the best approach for two main reasons. Firstly, it ensures that the POP is always up to date with amendments to the RMA and does not need to be amended to make change definitions simply because the RMA is amended. This is particularly with terms such as 'sustainable management' which is defined by the RMA, but which definition is added to considerably by the body of case law which has arisen around it. Secondly it is sensible and in keeping with the philosophy of the one Plan to refer to external documents when necessary to avoid excessive material and repetition in the POP.

The POP glossary doesn't state that terms follow by an asterix\* within the body of the POP are defined by the glossary, inserting this statement will aid readability and make the use of the asterix clear.

HRC seeks (through its own submissions) a change to the definition of property to include land in the same property where that land is separated from the rest of the land in the same ownership only by a legal road. Tararua District council oppose this submission, they question why a definition of property is needed and seek that this definition be deleted entirely. I believe a definition of property is needed, as the term is used so often in rules throughout the plan; in particular in rules requiring effects to be contained within the property, or in relation to resources (particularly water) being allocated on per property basis. To have no definition at all would make the rules unclear. Allowing for property only separated by legal road to be considered as continuous, further clarifies the intention of the existing definition in the POP and is consistent with meaning of allotment set out in s218(3) RMA. New Zealand Defence Force (330/60) seek a change to the definition to remove reference to 'certificates of title' as some of their land is not subject to certificates of title. This is a sensible suggestion, and use of the word 'allotment' would broaden the definition sufficiently to allow for other situations.

Murray Lowe (423/3) seeks an amendment to the definition of property, to accommodate Maori land that is effectively one block but is under multiple ownership. The reason for seeking this change is so that marae and small communities on Maori land can be appropriately dealt with in rules for water allocation which allocate a small amount of water per property for use on that property as a

permitted activity. Under the current definition water taken on one part of the Maori owned land could not be transferred for use on another part of the land if it is in separate ownership. I agree with Mr Lowe in principle, but I believe the appropriate place to deal with this issue is in the wording of the water take rules and not in the definition of property. I believe changing the definition of property in the way sought will unnecessarily restrict other resource use activities if the allotments wish to be treated separately. So I recommend that the hearing panel consider this issue when making decisions on the water allocation rules.

None of the other submitters suggest any amended wording to accommodate the changes they seek, so some wording is recommended below unless a better alternative is provided at the hearing:

The terms 'water management zone' or 'WMZ' and 'water management sub zone' are used interchangeably throughout the plan. They refer to the catchment management units adopted to manage resources throughout the plan. Subzones are a subset of the larger zones. It would be more consistent and accurate to refer to 'water management sub zone' throughout the plan, unless the larger unit of management is specifically being referenced, therefore as the specific chapters are being considered and changed, this change should also be made throughout the plan.

The term 'Natural state WMZ' is used throughout the plan. In fact only some stretches of waterbodies are classified as having a natural state value, not whole WMZs. It would be more accurate to refer to 'natural state waterbodies' throughout the plan, so that there is no confusion.

#### 4.6.3 Recommendations

- (a) Reject submissions which seek to include terms in the glossary which are also defined in the RMA
- (b) Accept submissions requesting an explanation to the use of asterix to indicate in the glossary terms
- (c) Accept in part submissions seeking to change the definition of property, to the extent that they are consistent with the recommended change (below)
- (d) Accept the submission to change all references from water management zone (WMZ) to water management subzone
- (e) Accept the submission to change all references from natural state water management zones to natural state waterbodies

##### 4.6.3.1 Recommended changes to provisions

- (a) Replace the definition of property with the following definition:  
'Property refers to ~~one or more~~ an allotment ~~as contained in a single certificate of title, and includes~~ all adjacent allotments land in the same ownership. Land is considered to be adjacent if it is only separated by a legal road. A legal road is considered to be a property for the purposes of this plan.'
- (b) Changes references throughout the POP from 'water management zone' or 'WMZ' and 'water management sub zone'

- (c) Change references throughout the POP from 'Natural state WMZ' to 'natural state waterbodies'.

## 4.7 Other matters to be included - OVR 7

**Table of Submitters, Submission Points and Recommendations**

Submitter	Number	Point	Decision Sought	Recommendation
AFFCO NEW ZEALAND LTD - MANAWATU	50	1	Include in RPS and Regional Plan Policies and objectives to ensure that the contribution of industry and development towards the socioeconomic wellbeing of people and communities is taken into consideration when assessing applications for resource consent.	Reject
	X 480	2	WINSTONE PULP INTERNATIONAL LTD - Support	Reject
	X 519	122	MIGHTY RIVER POWER - Oppose	Accept
AFFCO NEW ZEALAND LTD - WANGANUI IMLAY	51	1	Include in RPS and Regional Plan Policies and objectives to ensure that the contribution of industry and development towards the socioeconomic wellbeing of people and communities is a matter to be taken into consideration when assessing applications for resource consent.	Reject
	X 519	124	MIGHTY RIVER POWER - Oppose	Accept
SHARN HAINSWORTH	116	24	I submit that the approach taken by Horizons Regional Council is to try to address these issues (sustainable development) alone within the framework of the One Plan. I submit that this approach is entirely insufficient and may lead to poorly controlled/encouraged development/resettlement. I submit that a forum containing developers, surveyors, engineers, soil experts, territorial local authorities and Horizons Regional Council needs to be required to through the Regional Policy Statement (RPS) of the One Plan. The role of this forum would be to ensure continual dialogue between different parts of the industry as time moves forward, climate change impacts more and population density steadily increases.	Reject
SHARN HAINSWORTH	116	25	I also submit that the RPS of the One Plan should require Territorial Local Authorities to form long term (50-100 year) development strategies for development in conjunction with the above mentioned (submission point 116/24) forums.	Reject

Submitter	Number	Point	Decision Sought	Recommendation
VISIT RUAPEHU	152	1	Visit Ruapehu believes that the One Plan could be strengthened by recognising the relationship between natural resource management and the visitor industry.	Reject
HIGGINS GROUP	153	1	Higgins general submission is that the One Plan must better provide for and enable Higgins activities.	Reject
	X 527	1	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Oppose	Accept
HIGGINS GROUP	153	16	Clarification to be added to the Proposed One Plan regarding financial implications associated with Higgins activities, particularly gravel extraction.	Reject
TANENUIARANGI MANAWATU INC	238	18	Submitter seeks appropriate amendment to the provisions of the Proposed One Plan to "...to take into account the (eel, tuna) species is under the management of the Ministry of Fisheries and the obligations that exist under The Maori Fisheries Act (2004) and the Kaimoana Customary Fishing Regulations (1998) and for Maori to act as tangata kaitiaki."	Reject
MINISTRY OF ECONOMIC DEVELOPMENT	243	1	<p>Either The addition of a separate chapter to "PART 1: The Regional Policy Statement Our Regions Significant Issues" to ensure that extraction of the regions mineral resources is recognised and provided for as an important driver of regional economic development and a key factor in building community wellbeing. The Manawatu-Wanganui region is an important mineral producing region in New Zealand, and the proposal must recognise the value of the use and development of those mineral resources in providing for social and economic wellbeing at regional and national scales. A suggested policy framework for minerals is as follows:</p> <p>Issue 1 (As a significant resource management issue to address)</p> <p>Responsible and efficient utilisation of the regions mineral resources, which contribute at regional or national levels to peoples and communities wellbeing, may be compromised through land uses or developments above or in close proximity to mineral deposits or by unnecessary plan provisions.</p>	Reject



Submitter	Number	Point	Decision Sought	Recommendation
<p data-bbox="792 233 891 260"><b>Issue 2</b></p> <p data-bbox="792 300 1704 359"><b>Adverse effects of the use and development of mineral resources on other natural and physical resources.</b></p> <p data-bbox="792 427 943 454"><b>Objectives:</b></p> <p data-bbox="792 491 943 518"><b>Objective 1</b></p> <p data-bbox="792 555 1749 715"><b>Recognition of the distribution and value of the regions mineral resources (including petroleum, coal, aggregate) and their potential utilisation to enable people and communities to provide for their economic and social wellbeing, but in such a way that avoids, remedies or mitigates adverse effects on the environment.</b></p> <p data-bbox="792 751 943 778"><b>Objective 2</b></p> <p data-bbox="792 815 1771 975"><b>Options for prospecting, exploration, extraction, processing and conveyance of presently or potentially valuable mineral resources (and existing extraction sites) are not unnecessarily hindered or compromised from land uses and sensitive activities which establish near to those resources (and sites) or by unnecessary plan provisions.</b></p> <p data-bbox="792 1043 909 1070"><b>Policies:</b></p> <p data-bbox="792 1107 898 1134"><b>Policy 1</b></p> <p data-bbox="792 1171 1738 1294"><b>To enable utilisation of the regions mineral resources for people and communities to provide for their economic and social wellbeing, and in such a way that avoids, remedies or mitigates adverse effects on the environment.</b></p> <p data-bbox="792 1331 819 1358"><b>or</b></p>				

Submitter	Number	Point	Decision Sought	Recommendation
			<p>Ensure that the adverse effects of prospecting, exploration, extraction, processing and conveyance of mineral resources are avoided, remedied or mitigated while managed in a manner that is consistent with objectives, policies and other provisions elsewhere in this One Plan.</p>	
			<p><b>Policy 2</b></p>	
			<p><b>Identification and protection of significant mineral resources:</b></p>	
			<p>1.To maintain appropriate buffer areas for noise, vibration, dust and other effects, around significant extraction sites.</p>	
			<p>2.To maintain access to potentially valuable mineral resources.</p>	
			<p>3.To improve access to information on the value and distribution of the regions mineral resources.</p>	
			<p><b>Methods of implementation</b></p>	
			<p>1. Develop policies, rules and other means as necessary to allow responsible and efficient utilisation of the regions mineral resources, and to ensure integrated management of the effects of mineral use and development.</p>	
			<p>2.Consider provisions in district plans controlling land use and subdivision activities in areas adjacent to significant extraction sites. Where there are mining/quarrying activities, to require assessments and consideration of reverse sensitivity effects in determining resource consent applications for other sensitive uses, or plan changes.</p>	
			<p>3.To compile and provide access to information on the value and distribution of the regions mineral resources to enable local authorities and interested persons to make informed resource management decisions.</p>	

Submitter	Number	Point	Decision Sought	Recommendation
			<b>4. At district plan level, consider establishing mineral resource protection areas (being a buffer area around an extraction site or quarry to restrict the establishment of land uses which would be sensitive to the mining activity).</b>	
	X 490	8	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept
	X 492	2	MINISTER OF CONSERVATION - Oppose	Accept
	X 494	3	RANGITIKEI AGGREGATES LTD - Support	Reject
	X 498	2	TRANSIT NEW ZEALAND - Support	Reject
<b>MINISTRY OF ECONOMIC DEVELOPMENT</b>	<b>243</b>	<b>2</b>	<b>OR [refer to decision in 243/1]</b>  <b>Specific recognition of the value of mineral resources in the region by integrating the preceding policy framework within chapter 5 Land of the proposal.</b>  <b>And Specific recognition of the value of petroleum resources in the regions coastal marine area in chapter "9 Coast", and in particular at section 9.1.2 "The Coastal Resources."</b>  <b>And Such further relief or alternative relief as is appropriate to give effect to this submission (to include consequential changes to relevant sections "Principal reasons for adopting the objective", "Anticipated Environmental results", and "Explanations and principal Reasons").</b>	<b>Reject</b>
	X 492	9	MINISTER OF CONSERVATION - Oppose	Accept
<b>NEW ZEALAND HISTORIC PLACES TRUST - CENTRAL REGION</b>	<b>353</b>	<b>15</b>	<b>Part II of the One Plan includes a section informing users where an authority from NZHPT may be required.</b>	<b>Reject</b>

Submitter	Number	Point	Decision Sought	Recommendation
<b>MIGHTY RIVER POWER</b>	<b>359</b>	<b>2</b>	<b>The addition of a new section to the Regional Policy Statement that includes objectives and policies which expressly recognise the benefits that people and communities obtain from the use and development of natural and physical resources.</b>	<b>Reject</b>
	X 511	4	TRUST POWER LIMITED - Support	Reject
	X 525	101	GENESIS POWER LTD - Support	Reject
<b>VISIT RUAPEHU</b>	<b>152</b>	<b>11</b>	<b>No specific decision requested but considers the rules proposed by the One Plan as appropriate and forward thinking. Notes however that the some of the regulations could be strengthened with regard to effects on tourism and recreation within the region [Ruapehu] [Specific submissions follow].</b>	<b>Accept in part</b>
<b>TANENUIARANGI MANAWATU INC</b>	<b>238</b>	<b>1</b>	<b>Submitter seeks "the inclusion of the other issues facing the region or at least a list of priorities."</b>	<b>Reject</b>
	X 529	1	ENVIRONMENT NETWORK MANAWATU - Support	Reject
<b>ON TRACK ( N Z RAILWAYS CORPORATION)</b>	<b>161</b>	<b>30</b>	<b>ONTRACK further support Council's recognition of key infrastructure such as the national rail network. This includes providing scope to facilitate the establishment, maintenance, alteration, upgrading and expansion of the rail network within the Horizons Region. ONTRACKS submission is therefore aimed at seeking for Council to provide a consistent approach to allowing ONTRACK to conduct its activities to ensure the safety and efficient operation of the railway.</b>	<b>Reject</b>

#### 4.7.1 Submission Summary

Submissions have been received from various industry interests requesting the inclusion in the POP of specific recognition of their industry interests, or general recognition of the benefit people receive from use and development of natural resources. (see for example 243/1 and 243/2 from the Ministry of Economic Development with regard to mineral exploration, Affco 50/1 and 51/1, energy and tourism interests).

## 4.7.2 Evaluation

Most of the submitters who made general submissions about their interests dealt with here, have also made specific submissions on specific chapters and provisions of the POP. It is more appropriate to deal with their concerns by responding to those specific submissions.

The issues of mineral extraction and tourism, specifically raised by submitters, have not been raised as significant resource management issues in any other forum, therefore I am unable to assess if specific provisions relating to them are necessary, more evidence may be provided by the submitters on these matters at the hearing which clarifies this.

A number of submissions ask for generic provisions which recognise the benefit to be gained by using natural resources, particularly so these benefits can be given regard to when assessing resource consent applications. Everything in the POP is subject to Part 2 of the RMA, and its purpose, sustainable management. Part of the definition of sustainable management includes using resources in a way which enables people to provide for their social, economic and cultural wellbeing (s5RMA). In addition, I believe that providing for resource use in the framework of the plan by definition provides for and recognises its benefits. The POP permits many activities that, in the absence of the POP would otherwise be restricted by the RMA (for example water takes, and activities in the beds of rivers, which cannot be undertaken unless specifically provided for by a rule in a regional plan or resource consent (s 14(1) and s13(1)). The use of resources is implicit, and the plans role is manage the effect of the use of resources in an appropriate way. To include a generic statement as to the benefits of using resources would be to state the obvious and would not add to the POP or add any useful interpretation of the RMA. I believe the recognition these submitters seek is inherent in the framework and does not need to be specifically stated.

## 4.7.3 Recommendation OVR 7

- (a) Reject submissions seeking addition of objectives and policies which seek generic recognition of the benefit of the use of resources.
- (b) Reject submissions which seek inclusion of additional policies to provide for specific activities, unless compelling information on the need for these provisions is provided at the hearing
- (c) Accept in part the submissions seeking incorporation of their interest into the POP, to the extent that relief can be granted by way of their submissions on specific parts of the POP.

### 4.7.3.1 Recommended changes to provision

No changes to the POP are recommended as a result of these submissions.

## 4.8 Miscellaneous Submissions - OVR 8

**Table of Submitters, Submission Points and Recommendations**

Submitter	Number	Point	Decision Sought	Recommendation
HOANE TITARI JOHN WI	2	17	One Plan over reacts in some areas and is a rather bulky document.	Reject
HOANE TITARI JOHN WI	2	3	No specific decision requested but advocate for fully resourced community education programmes. These education programmes be structured around the core principles of the One Plan.	Reject
PAHIATUA ON TRACK INC	24	4	More time allocated to decision.	Reject
LAKEVIEW FARM LTD & OHURANGI FARM LTD	47	1	That One Plan Not Proceed.	Reject
HANS BRINK	49	1	This plan can not proceed until the issue of financial compensation for the loss of livelihood and lifestyle are sorted out as well as financial assistance for fencing, planting and pest control must be laid out.	Reject
	X 495	13	RUAPEHU DISTRICT COUNCIL - Support	Reject
ICHYTHUS CONSULTING	59	7	A written reply detailing the decision and reasoning for agreement/disagreement with this submission will be provided to ICHYTHUS Consulting.	Reject
SHAUN GRAHAM FORLONG	64	1	The decision I seek from the Regional Council is that despite the already high cost of preparing the One Plan that Horizons should not adopt the Plan until it has decided, and notified all those concerned, how it is going to achieve it's objectives along with, at least indicative, budgets.	Reject
LYN NEESON	77	2	I would like you to include the human resources in your One Plan and explain how you intend to recruit, train and pay for them.	Reject
	X 495	17	RUAPEHU DISTRICT COUNCIL - Support	Reject
LYN NEESON	77	5	You should put in place schemes that are manageable within the current budget and not expect farmers to agree to pay for something	Reject

Submitter	Number	Point	Decision Sought	Recommendation
			that has no apparent financial controls	
BRUCE CAVE	93	1	That the Council conduct a review of their charges to reflect what is reasonable rather than what they can get away with to fund growth in bureaucracy.	Reject
OLWEN BURBERY	97	1	No specific decision requested but is concerned about Audio Equipment at Hearings.	Reject
OLWEN BURBERY	97	2	No specific decision requested but submits that Environmental Groups should be entitled to financial assistance from Regional Councils for work that they do.	Reject
JAMES EDMUND FAHEY	109	1	I require that all I have stated be accepted.	Reject
MARY GABRIELLE FAHEY	110	1	I require that all I have stated be accepted.	Reject
PETER GRAHAM FAHEY	111	1	I require that all I have stated be accepted.	Reject
JOHN FRANCIS FAHEY	112	1	I require that all I have stated be accepted.	Reject
VECTOR GAS LIMITED	115	1	(a) The Plan be adopted, subject to some specific amendments that are sought below, or amendments which give effect to Vector's concerns as set out in this submission (to Vector's satisfaction).  (b) Any other necessary consequential amendments be made.	Accept in part
RUAPEHU DISTRICT COUNCIL	151	2	That the One Plan has not taken into account the increased cost to ratepayers and residents, and therefore has not discharged its obligations under the LGA 2002 and the RMA and should be withdrawn until that assessment is completed and thorough.	Reject
	X 481	67	PALMERSTON NORTH CITY COUNCIL - Support	Reject
RUAPEHU DISTRICT COUNCIL	151	3	Council submits that the One Plan methodology in development is flawed, that Regional Council has not discharged its responsibility under the LGA and therefore the One Plan must be withdrawn until a full assessment of the four wellbeings is undertaken.	Reject
	X 481	68	PALMERSTON NORTH CITY COUNCIL - Support	Reject

Submitter	Number	Point	Decision Sought	Recommendation
<b>RUAPEHU DISTRICT COUNCIL</b>	151	5	Council submits that Regional Council has not discharged its responsibility under the LGA and therefore the One Plan must be withdrawn until a full assessment of the cost and timeframes has been assessed.	Reject
	X 481	70	PALMERSTON NORTH CITY COUNCIL - Support	Reject
<b>NGATI KAHUNGUNU IWI INCORPORATED</b>	180	107	We also ask for any consequential changes to the One Plan in order to make it cohesive with our requested amendments.  While implementing its decision-making role, we agree to Horizons altering the amendments sought via the NKII submission provided the meaning and intent remain substantially the same.	Accept in part
<b>HORIZONS REGIONAL COUNCIL</b>	182	148	Horizons would be happy with any changes made which are not specifically requested but which provide the same intent as those sought. We also seek any consequential changes to the plan as a result of this submission.	Accept in part
<b>MODEL DAIRY TRUST</b>	190	1	No specific decision requested but is opposed to the Proposed One Plan as it seems to be a huge amount of paper work and creating a lot of jobs.	Reject
<b>LIONEL WEST IN ASSOCIATION WITH PROPERTY RIGHTS IN NZ</b>	220	1	No specific decision is suggested, however the submitter considers the One Plan as "Ultra Vires against citizens rights and therefore the Plan is null and void." The submitter considers "property rights are supreme" and the one plan unnecessarily impinge on owners property rights.	Reject
<b>NGATI PARERAUKAWA</b>	228	18	Horizons adopt the material presented here and integrate all agreed points into the 'One Plan'.	Reject
<b>THE AGGREGATE &amp; QUARRY ASSOCIATION OF NEW ZEALAND LTD</b>	230	9	Such consequential or other relief required to give effect to this submission.	Accept in part
<b>TANENUIARANGI MANAWATU INC</b>	238	2	Develop policy and encourage practises that ensure that our environment and its resources are protected or managed in a sustainable manner for the next 10 years.	Accept in part



Submitter	Number	Point	Decision Sought	Recommendation
<b>TANENUIARANGI MANAWATU INC</b>	<b>238</b>	<b>3</b>	<b>No decision requested, but submitter is encouraged to see that many of the sections in the One Plan do have Maori translations and is supportive of this.</b>	<b>Accept</b>
<b>PALMERSTON NORTH CITY COUNCIL</b>	<b>241</b>	<b>1</b>	<b>That the submission by the Palmerston North City Council is accepted in full and that those sections of the Proposed One Plan that are supported by the Palmerston North City Council be included in the final One Plan adopted by Horizons Regional Council.</b>	<b>Accept in part</b>
	X 500	56	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	56	MANAWATU DISTRICT COUNCIL - Support	Accept in part
	X 515	56	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part
	X 517	192	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	56	WANGANUI DISTRICT COUNCIL - Support	Accept in part
<b>PALMERSTON NORTH CITY COUNCIL</b>	<b>241</b>	<b>102</b>	<b>PNCC requests that Horizons makes all consequential amendments required to the Regional Plan to give effect to the submission points made by PNCC on the RPS section of the One Plan.</b>	<b>Accept in part</b>
	X 500	296	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	296	MANAWATU DISTRICT COUNCIL - Support	Accept in part
	X 515	298	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part
	X 517	284	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	296	WANGANUI DISTRICT COUNCIL - Support	Accept in part
<b>PALMERSTON NORTH CITY COUNCIL</b>	<b>241</b>	<b>2</b>	<b>That the submission by the Palmerston North City Council is accepted in full and that those sections of the Proposed One Plan that are opposed by the Palmerston North City Council be removed from the final One Plan adopted by Horizons Regional Council or amended to give effect to the submission points made by PNCC.</b>	<b>Accept in part</b>
	X 500	57	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	57	MANAWATU DISTRICT COUNCIL - Support	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
	X 515	57	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part
	X 517	193	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	57	WANGANUI DISTRICT COUNCIL - Support	Accept in part
<b>PALMERSTON NORTH CITY COUNCIL</b>	<b>241</b>	<b>3</b>	<b>No specific decision requested however PNCC note their interest in the Plan.</b>	<b>Accept in part</b>
	X 500	58	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	58	MANAWATU DISTRICT COUNCIL - Support	Accept in part
	X 515	58	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part
	X 517	194	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	58	WANGANUI DISTRICT COUNCIL - Support	Accept in part
<b>PALMERSTON NORTH CITY COUNCIL</b>	<b>241</b>	<b>97</b>	<b>PNCC requests that Horizons makes all consequential amendments required to the Regional Plan to give effect to the submission points made by PNCC on the RPS section of the One Plan.</b>	<b>Accept in part</b>
	X 500	152	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	152	MANAWATU DISTRICT COUNCIL - Support	Accept in part
	X 515	152	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part
	X 517	280	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	152	WANGANUI DISTRICT COUNCIL - Support	Accept in part
<b>BYFORD'S QUARRIES LTD</b>	<b>252</b>	<b>2</b>	<b>Byfords wish HRC to further examine the linkage of the principles of the RMA ie. social, economic and environmental.</b>	<b>Reject</b>
	X 495	34	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>TRANSPower NEW ZEALAND LTD</b>	<b>265</b>	<b>1</b>	<b>1. The specific amendments sought in the attached schedules, and any additions, deletions or consequential amendments made necessary as a result of the matters raised in these submissions.</b>  <b>2. Any other such relief as to give effect to the submissions.</b>	<b>Accept in part</b>

<b>Submitter</b>	<b>Number</b>	<b>Point</b>	<b>Decision Sought</b>	<b>Recommendation</b>
<b>HIMATANGI STATION LTD</b>	<b>266</b>	<b>1</b>	<b>That the One Plan be withdrawn until further investigations are undertaken and reported back to the Public for further consultation and discussion.</b>	<b>Reject</b>
	X 490	7	TARANAKI / WHANGANUI CONSERVATION BOARD - Oppose	Accept
	X 495	3	RUAPEHU DISTRICT COUNCIL - Support	Reject
<b>HIMATANGI STATION LTD</b>	<b>266</b>	<b>4</b>	<b>I oppose the costs forecasted for the One Plan.</b>	<b>Reject</b>
<b>HIMATANGI STATION LTD</b>	<b>266</b>	<b>5</b>	<b>Recognition be given to the worth of high performing farms to the community in any further discussions of the One Plan.</b>	<b>Accept in part</b>
<b>SHELL N Z LTD, B P OIL N Z LTD, MOBIL N Z LTD &amp; CHEVRON N Z</b>	<b>267</b>	<b>1</b>	<b>A. The specific amendments sought in the attached schedules, and any additions, deletions or consequential amendments made necessary as a result of the matters raised in these submissions.</b>	<b>Accept in part</b>
<b>SHELL N Z LTD, B P OIL N Z LTD, MOBIL N Z LTD &amp; CHEVRON N Z</b>	<b>267</b>	<b>2</b>	<b>B. Any other such relief as to give effect to the submissions.</b>	<b>Accept in part</b>
<b>GENESIS POWER LTD</b>	<b>268</b>	<b>53</b>	<b>Genesis seek that wherever wording is proposed by Genesis Energy, it seeks the inclusion of such wording in the plan or words of like effect.</b>	<b>Accept in part</b>
<b>HOROWHENUA DISTRICT COUNCIL</b>	<b>280</b>	<b>1</b>	<b>Amend the "One Plan" to resolve the concerns set out in the submission.</b>	<b>Accept in part</b>
	X 481	20	PALMERSTON NORTH CITY COUNCIL - Support	Accept in part
<b>DUFFILL WATTS CONSULTING GROUP</b>	<b>287</b>	<b>34</b>	<b>No change to the proposed One Plan is sought by this submission, but an analysis of requirements for, and sources of, funding and human resources for the implementation of One Plan should be disclosed before its implementation is committed.</b>	<b>Reject</b>

Submitter	Number	Point	Decision Sought	Recommendation
PAT KELLY	295	1	<p>Submitter does not request any decisions, however they do note:</p> <p>They are supportive of One Plan</p> <p>When they speak they would like to comment on landscape and wind-farm issue</p> <p>They are happy with the provisions in the One Plan to introduce New Water Quality Standards for the Manawatu River</p> <p>They have some concerns that about the provisions for water quantity, and the general policy move from mitigation to avoidance, which seems to suggest there won't be any opportunity for alternatives to be investigated in respect to flooding.</p>	Accept in part
N Z RECREATIONAL CANOEING ASSOCIATION	306	8	The NZRCA are aware of the contents of the Ruahine Whitewater Club's submission and in principle would support many of their specific recommendations.	Accept in part
GRIFFIN AG - AIR LTD	314	2	Griffin Ag - Air is in full support of submissions made by Mr John Maber of New Zealand Agricultural Aviation Association and will not restate his already made submissions.	Accept in part
NEW ZEALAND DEFENCE FORCE	330	1	Amend those policies and rules that need minor refinement to provide for continuation of Army's long term land use and continued protection of natural values.	Accept in part
NEW ZEALAND DEFENCE FORCE	330	2	Amend those policies and rules that need minor refinement to provide for continuation of Army and Air Force's long term use of the land and waterways for accommodation and training of operational military units	Accept in part
NEW ZEALAND DEFENCE FORCE	330	3	Amend those policies and rules that need minor refinement to provide for inclusion of NZDF as a significant provider of community water and wastewater services.	Accept in part
NEW ZEALAND DEFENCE FORCE	330	4	Amend those policies and rules that need minor refinement to provide for recognition of COP for military training derived from RSO and	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
			supporting and similar documents.	
HANCOCK FOREST MANAGEMENT ( N Z ) LTD	331	44	To make any other consequential amendments and alterations to the Plan as appropriate to give full and proper effect to these submissions.	Accept in part
	X 501	187	ERNSLAW ONE LTD - Support	Accept in part
WANGANUI BRANCH OF THE NATIONAL COUNCIL OF WOMEN OF NEW ZEALAND	351	1	No specific decision requested but NCWNZ, Wanganui Branch, wishes to applaud the Regional Council on the production of the One Plan and agrees with the policies promoted in the document. It is especially appreciative of the Council's achievement in raising funding for all projects before the commencement of the Plan.	Accept in part
WANGANUI BRANCH OF THE NATIONAL COUNCIL OF WOMEN OF NEW ZEALAND	351	4	No specific decision requested but if the Regional Council find that this [too much consultation leading to a lack of submissions] is relevant, it could perhaps be alleviated by only accepting submissions from recognised groups, or asking for submissions only from invited submitters.	Reject
MIGHTY RIVER POWER	359	9	Consequential amendments to give effect to the relief sought by Mighty River Power in its submission to the objectives, policies, rules, methods, glossary, explanations and schedules of the regional policy statement and regional plan	Accept in part
BRUCE NOEL RHODES	368	1	The proposed One Plan should be rewritten	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	1	Request - I recommend that independent representation be part of any Submission Hearing Committee.	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	10	Strong representation to Government on this GST type matter is required, particularly in face of coming elections.	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	11	The Plan acknowledges the progress and the forward plans of many of your stakeholders.	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	12	The One Plan be set aside to allow further input, amendments or alternatives.	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	19	That an effective relationship with the New Zealand Dairy Industry be established to understand its place and progress on environmental	Reject

Submitter	Number	Point	Decision Sought	Recommendation
J M & L C WHITELOCK & B J & C J WHITELOCK	371	21	<p>matters.</p> <p>The intention to have applied a mutually acceptable framework addressing environmental, economic and other matters of substance, aimed at bringing Council, stakeholders and public together.</p>	Reject
J M & L C WHITELOCK & B J & C J WHITELOCK	371	5	Request - there is no doubt from Horizons point of view the Dairy Industry is an easy target. I encourage you to get to know it. I sight what is being done from the Farm, to Food Production, the added products and Waste Management chain, now Ethanol from Whey.	Reject
MINISTER OF CONSERVATION	372	243	<p>Where any decision sought is specified in Attachment A or B to this submission seeks specific wording inserted in a specific place, the decision sought includes the following words:</p> <p>'or words to like effect, and/ or in some other appropriate location in the One Plan.'</p> <p>The submission also includes such consequential amendments as are necessary to give effect to this submission.</p>	Accept in part
TARANAKI / WHANGANUI CONSERVATION BOARD	374	1	No specific decision requested, however submitter notes: Overall, we are supportive of the plan and the policies set out in it, but wish to see slight redirection, a strengthening of the Councils leadership role in some situations, some additions, and some more specificity in a number of objectives and methods.	Accept in part
RURAL WOMEN NEW ZEALAND	380	11	<p>FUNDING</p> <p>RWNZ supports the views and submissions of the Tararua farming families. Further to this, RWNZ submits that Council should exercise caution and fiscal prudence in the implementation of any unnecessarily burdensome and impractical regulatory processes and activities. Unnecessary administrative costs and regulatory activities are a deviation from Council's core functions and should not burden ratepayers or the regional economy.</p>	Reject
RURAL WOMEN NEW ZEALAND	380	12	RWNZ submits that if local government wants to be of assistance to rural communities, a less hidebound and wasteful bureaucracy would	Reject

Submitter	Number	Point	Decision Sought	Recommendation
			be a good start.	
RURAL WOMEN NEW ZEALAND	380	14	Therefore, RWNZ submits that if Council were to focus on its core activities, it could substantially cut both expenditure and rates, which would make the region a more attractive place for farming families and for the wider community.	Reject
RURAL WOMEN NEW ZEALAND	380	19	RWNZ submits that unless the Plan is amended appropriately, rural communities are in danger of being stifled by regulation without knowledge, ending in rhetoric before results, and systems before people.	Reject
ENVIRONMENT WAIKATO	385	9	Environment Waikato requests that further discussion be held between Horizons Regional Council to ascertain any area of potential inconsistency in policy and rule framework that may negatively impact on either Councils ability to achieve their own resource management objectives.	Accept in part
LAURA M SIVYER	388	7	No specific decision requested, however submitter asks: "Why are we rated for Rooks?"	Reject
PROPERTY RIGHTS IN NEW ZEALAND INC	393	1	We seek the following decision from the local authority - That the Regional Council removes the Plan until such time as the Policy Statement has become operative.	Reject
FONTERRA CO-OPERATIVE GROUP LIMITED	398	56	That any consequential amendments necessary to give effect to Fonterra submission be made.	Accept in part
JAMES BULL HOLDINGS LIMITED	400	1	Horizons must take note of existing best practices within the region where they will find that a significant percentage of property owners adopt practices that are "fair and reasonable" and operate these on a daily basis without the threat of going through a consent process.	Accept in part
JAMES BULL HOLDINGS LIMITED	400	4	I submit that it is the property owner that has the right to make land use decisions - not a Regional Authority.	Reject
RICHARD FORGIE	403	2	I also strongly believe that the policies of the One Plan need to be introduced carefully with reasonable periods of notice.	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
MILTON CHARLES PEDLEY	418	1	<p>1. The One Plan must encompass the total area within the boundaries of the Manawatu Wanganui Regional Council.</p> <p>2. There must be only One Rate; CV. Based on Capital Value will provide a fair and even payment by all.</p> <p>3. Rain wind sunshine cloud, snow, fog cold and warm air temperature, gales, floods, slips, silting, has effect on all inhabitants who live in the boundaries of the region.</p> <p>4. Each resident and ratepayer receives benefit of all the above natural services which form the environment, of which you claim to protect.</p> <p>5 Therefore the cost of this One Plan must be shared evenly to all. The basis of rating must change = now.</p> <p>6. This can be achieved by using the following formula Total ha, Total C.V. Total Assessments, Total Population, = "Shannon Formula"</p> <p>Please explain in writing to me, why any of the above questions cannot be carried out. You have far too many River and Drainage schemes, overlapping each other. You have policies in place but no policeman, or woman to carry out the Law. To see if they are broken. You have no control over weeds yet rate for them.</p> <p>For such an important document why is cost not taken into consideration?</p>	Reject
L M TERRY	425	1	No specific decision requested, however submitter notes: The proposed One Plan in its current form is not acceptable for the long term development and future of the region.	Reject
L M TERRY	425	4	No specific decision requested, however submitter notes: Discriminatory against Wanganui, Ruapehu, Rangitikei districts as increased red tape and compliance costs will restrict income.	Reject



Submitter	Number	Point	Decision Sought	Recommendation
FEDERATED FARMERS OF NEW ZEALAND INC	426	1	No decision specifically requested in this part, but general opposition which is outlined in more detail in specific parts of submission.	Reject
	X 506	36	MANAWATU BRANCH OF N Z GREEN PARTY - Oppose	Accept
	X 535	2	ROYAL FOREST & BIRD PROTECTION SOCIETY OF NEW ZEALAND - Unknown	Accept
EUAN HODGES	431	1	One Plan to be scrapped and go back to common sense.	Reject
EUAN HODGES	431	2	The rates increase needs to be addressed by Horizons.	Reject
JENNIFER HODGES	432	1	No specific decision requested but is opposed to Proposed One Plan in its entirety.	Reject
MANAWATU BRANCH OF N Z GREEN PARTY	433	1	No decision specifically requested here, but whole submission supports plan with amendments. Specific amendments sought are outlined in the submission point 433/2 - 433/60.  Annexed to submission is a list of suggestions regarding layout and language to be considered in redrafting the One Plan.	Accept in part
IAN GRANT	434	1	No specific decision requested but is opposed to the Proposed One Plan and feels that Horizons needs to be more accountable with rates and compliance costs have to be capped if not reduced.	Reject
BRUCE & PAMELA HODGES	436	4	I would also like to see Council accept late submissions from people that have only just now been made aware of what the Council is proposing.	Reject
MARGARET MILLARD	437	2	Submitter does not request a decision, however they do note: The Resource Management Act was intended to be permissive not regularity.	Reject
MARGARET MILLARD	437	3	No decision requested, however submitter notes: the increase in rates from 2006 to 2007 was 17.078%. An unacceptable increase.	Reject
MARGARET MILLARD	437	8	The submissions of Federated Farmers, Rural Women New Zealand and the Pork Industry Board accurately reflect the opinion of farmers and are supported.	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
DIANA BAIRD	443	19	Therefore, my submission is that Horizons commit to actively initiating and funding comprehensive research projects over all the "Big Four" issues.	Reject
DIANA BAIRD	443	21	No decision requested however Submitter wishes to support and endorse the submissions made by Federated Farmers of NZ, Rural Women NZ, and Horticulture NZ.	Accept in part
MIDDLE DISTRICTS FARM FORESTY ASSOCIATION	444	2	No specific decision requested but submits that HRC must be committed to an ongoing monitoring and research programme on environmental indicators.	Accept in part
GEORGE MC NIE	466	1	Set rates under control plan on collecting 10% less rates next year but doing 10% more with it	Reject
COLIN BOND	470	1	No specific decision requested, however submitter notes: Because of the sheer volume of this plan, I believe that few individuals will have the resources to adequately consider it	Reject
COLIN BOND	470	4	I submit that a notification process needs to be retained in some meaningful form and prescribed clearly.	Reject
TULLOCHGORUM PARTNERSHIP	471	1	No decision specifically requested, but states that to avoid ratepayer suspicion and mistrust what is needed is real independence, clear thinking, genuine consultation and mutual trust.	Reject
	X 495	7	RUAPEHU DISTRICT COUNCIL - Support	Reject
GRANT JOHN STEPHENS	369	12	Not specified but would appear the submitter wishes the Council to consider the question:  Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?	Reject
	X 527	133	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
MASON STEWART	394	12	Not specified but would appear the submitter wishes the Council to consider the question:  Has One Plan taken an approach that focuses on attempting to fix	Reject

Submitter	Number	Point	Decision Sought	Recommendation
			significant existing problems at the expense of a complimentary proactive approach of avoidance?	
	X 527	204	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
TARARUA - AOKAUTERE GUARDIANS INC ( T A G )	395	12	Not specified but would appear the submitter wishes the Council to consider the question:  Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?	Reject
SUE STEWART	396	12	Not specified but would appear the submitter wishes the Council to consider the question:  Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?	Reject
	X 527	263	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
ALISON MARGARET MILDON	401	12	Not specified but would appear the submitter wishes the Council to consider the question:  Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?	Reject
	X 527	329	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
ROBERT LEENDERT SCHRADERS	442	12	Not specified but would appear the submitter wishes the Council to consider the question:  Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?	Reject

Submitter	Number	Point	Decision Sought	Recommendation
	X 527	436	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>PAUL &amp; MONICA STICHBURY</b>	<b>452</b>	<b>12</b>	<b>Not specified but would appear the submitter wishes the Council to consider the question:</b>  <b>Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?</b>	<b>Reject</b>
	X 527	496	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>SHONA PAEWAI</b>	<b>467</b>	<b>12</b>	<b>Not specified but would appear the submitter wishes the Council to consider the question:</b>  <b>Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?</b>	<b>Reject</b>
	X 527	559	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>TONY PAEWAI</b>	<b>468</b>	<b>2</b>	<b>Not specified but would appear the submitter wishes the Council to consider the question:</b>  <b>Has One Plan taken an approach that focuses on attempting to fix significant existing problems at the expense of a complimentary proactive approach of avoidance?</b>	<b>Reject</b>
	X 527	607	TARARUA - AOKAUTERE GUARDIANS INC ( T A G ) - Support	Reject
<b>MARGARET MILLARD</b>	<b>437</b>	<b>5</b>	<b>Submitter does not request any decision, however they do note: Full compensation of all land retired</b>	<b>Reject</b>
<b>PALMERSTON NORTH CITY COUNCIL</b>	<b>241</b>	<b>103</b>	<b>PNCC requests that Horizons makes all consequential amendments required to the Regional Plan to give effect to the submission points made by PNCC on the RPS section of the One Plan.</b>	<b>Accept in part</b>
	X 500	297	TARARUA DISTRICT COUNCIL - Support	Accept in part
	X 507	297	MANAWATU DISTRICT COUNCIL - Support	Accept in part
	X 515	299	HOROWHENUA DISTRICT COUNCIL - Support	Accept in part

Submitter	Number	Point	Decision Sought	Recommendation
	X 517	285	RANGITIKEI DISTRICT COUNCIL - Support	Accept in part
	X 532	297	WANGANUI DISTRICT COUNCIL - Support	Accept in part
<b>MARION GILLARD</b>	<b>46</b>	<b>2</b>	<b>I submit that the One Plan is flawed, that Horizons has not met its responsibility under the Local Government Act 2002 and therefore the One Plan must be withdrawn until a full assessment of the 4 well beings has been carried out.</b>	
	X 495	16	RUAPEHU DISTRICT COUNCIL - Support	

#### 4.8.1 Submission Summary

The submissions dealt with in this final section of the report relate to a wide range of areas, in summary:

- Rates
- Cost of implementing and staffing
- Financial compensation
- Process of hearings, decisions, submissions
- Support of other peoples submissions (outside of further submissions process)
- Cost to ratepayers and has not discharged responsibilities under LGA
- Submissions that all the other submissions be accepted.
- Consequential or similar amendments sought as add on to submission

#### 4.8.2 Evaluation

The issues of rates, costs and financial compensation and assessments of the four wellbeings under the LGA cannot be dealt with as part of the decision making process of the POP. These issues are dealt with by HRC under LGA processes, including the Long Term Council Community Plan (LTCCP) and the Annual Plan. Submitters who raised these types of issues were sent a letter inviting them to participate in these more appropriate processes, as the relief they seek cannot be granted in this process. While HRC has made extensive efforts to ensure that the POP and LTCCP processes are integrated and that POP achieves the outcomes sought in the LTCCP and that funding for POP projects are provided for in the LTCCP process, there is no other relief available to submitters who raise LGA issues.

Submissions which raise 'helpful suggestions' are noted, but as they do not seek specific changes to the POP, they cannot be given the relief they seek, but I recommend they accepted in part, to the extent that the suggestion is noted.

Submissions on process of hearing and responding to submissions, including submissions about how the hearing process should be run, are about the process of the plan, not the plan itself. The concerns of these submitters were noted by HRC staff and where possible incorporated into hearing process, but otherwise it is not possible to give them the relief they seek.

Submissions that seek that either their or someone else's submission is accepted in its entirety are difficult to grant relief to. I recommend they are accepted in part; to the extent that the original submissions are accepted, and that this is reviewed as the hearings progress and final decisions are made.

Submissions seeking consequential amendments are common, and assist the committee in making those amendments which may not have been specifically requested, but are necessary as a result of granting the main relief sought. It is impossible to know at this stage if they will be necessary, so I recommend they be accepted in part, to the extent necessary to grant relief to main submissions, and the hearing panel will need to review this through the plan hearings.

#### **4.8.3 Recommendation**

- (a) Reject submissions on costs and process, as the relief being sought cannot be granted as part of this process.
- (b) Accept in part submissions raising helpful suggestions.
- (c) Accept in part (to extent necessary to give effect to other submissions) submissions supporting other submissions and on consequential amendments.

##### ***4.8.3.1 Recommended changes to provision***


No changes to POP provisions recommended as a result of these submissions.

## APPENDIX A

### Material Incorporated by reference - timeline and supporting documents

Date	Action taken	Notes
3 May 2007	Public notification of Material Incorporated by Reference in accordance with Schedule 1, Clause 34 of the RMA.  Material available for public viewing and comment	Copies of the material are made available at the Palmerston North, and Wanganui offices as well as on the Horizons website and at the Taumarunui office by request.*
30 May 2007	Feedback period closes. No submissions received	
4 June 2007	Submission received from 'Noel Johnston' citing a spelling mistake.	Spelling mistake is addressed.
7 June 2007	Mr Johnston is sent a letter acknowledging his submission.	
9 June 2007	Public notice is given stating how Material Incorporated by Reference into the Proposed One Plan can be viewed in accordance with Schedule 1, Clause 35 of the RMA	Material is permanently available at the Palmerston North and Wanganui offices as well as on the Horizons website.

The Act also requires the Regional Council to hold certified copies of the Material Incorporated by Reference in accordance with Schedule 1, Clause 32 of the RMA. Certified copies of the material incorporated by reference into the Proposed One Plan are held with the Regional Council and are available on request



**Advertising Proof / Cost Estimate**


To: Jemima      From: Adele      Date: 30/4/07      Approve by: Tpm Tuesday May 1

Fuel Job ID: HOR061      Size: 24cm x 2col      Format: B&W      Client ref: 57156

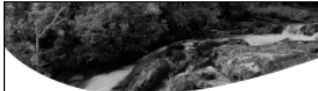
Publication	run date	position	sort	est. cost (est)
Ruapehu Press	Wed, May 9	Public Notices	B&W	\$302.60
Rangitikei Mail	Tues, May 8	Public Notices	B&W	\$177.90
Manawatu Evening	Thurs, May 3	Public Notices	B&W	\$315.00
Feilding Herald	Thurs, May 3	Public Notices	B&W	\$177.90
Bush Telegraph	Mon, May 7	Public Notices	B&W	\$267.15
Wanganui Chronicle	Thurs, May 3	Public Notices	B&W	\$470.40
Dominion Post	Thurs, May 3	Public Notices	B&W	\$1125.95
The Tribune	Sun, May 6	Public Notices	B&W	\$255.05
Daily Chronicle	Thurs, May 3	Public Notices	B&W	\$367.95

Please note: This proof/estimate has been prepared based on our understanding of the instructions received. It is the client's responsibility to thoroughly check the accuracy of the advertisement content, plus the media and position listed prior to approval.

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e [adele@fuelads.co.nz](mailto:adele@fuelads.co.nz)  
a Level One, 77 Devonport Road,  
PO Box 14074, Tauranga, New Zealand



Approved by (Sign): \_\_\_\_\_ Date: \_\_\_\_\_



### PUBLIC NOTIFICATION OF MATERIAL BY REFERENCE IN THE PROPOSED ONE PLAN

#### CONSULTATION ON PROPOSAL TO INCORPORATE MATERIAL BY REFERENCE

Horizons Regional Council is currently preparing a new Regional Plan for the Manawatu-Wanganui Region – the One Plan. It intends to notify the proposed Plan later this year.

The 2005 amendments to the Resource Management Act introduced new requirements applying to the incorporation of documents by reference in regional plans. Under clause 34 of the first schedule of the Act, the Council is now required to consult on proposals to incorporate material by reference in the Plan. Such material has legal effect as part of the Plan.

**Places to view material**

A list of all the material can be viewed online at [www.horizons.govt.nz](http://www.horizons.govt.nz).

Alternatively, all of the material may be inspected free of charge during business hours at:

- Horizons Regional House in Palmerston North (11 Victoria Ave), or
- Horizons Regional House in Wanganui (181 Guyton Street)

You may also arrange to see the material at our Taumarunui office by calling 0508 800 800, and arranging a time with this office.

If you wish to ask any questions or purchase a copy of any of this material please call Horizons Regional Council on 0508 800 800 or email us at [oneplan@horizons.govt.nz](mailto:oneplan@horizons.govt.nz).

**How can you give feedback regarding the Reference Material?**


- Complete the submission form on our website [www.horizons.govt.nz](http://www.horizons.govt.nz)
- Email us at [oneplan@horizons.govt.nz](mailto:oneplan@horizons.govt.nz)
- Ring us on our free phone number 0508 800 800
- By fax on 06 952 2929
- Write us a letter and send it to: Proposed One Plan Reference Material, Horizons Regional Council, Private Bag 11025, Palmerston North.

Please include your address and phone number so we can advise you of any decisions made by Horizons Regional Council that may be relevant to your submission. The feedback period closes on Wednesday, 30 of May 2007.

Any comments received will be considered prior to the Plan being notified.

M J McCarney  
CHIEF EXECUTIVE

Freephone 0508 800 800  
[www.horizons.govt.nz](http://www.horizons.govt.nz)





**From:** noel & cecelia [[mailto:nc\\_johnston@xtra.co.nz](mailto:nc_johnston@xtra.co.nz)]  
**Sent:** Friday, 1 June 2007 4:36 p.m.  
**To:** Helen Marr  
**Subject:** One Plan Reference Material

Please include your name, Noel Johnston.  
Organisation (if applicable), Farmer  
Address, 91 River Road RD6 Palmerston North.  
Telephone After hours,  
Telephone Business hours, 0274432862.

I wish to make my submission regarding the following document or documents  
(please state the name of the document you wish to comment on) Farm Strategy  
Workbook.

My submission is that, (please state clearly if you support or oppose the use of the  
document(s), and reasons why).

Section regarding Information source. ( Dexcell.) Spelt wrong , should be Dexcel.

Cheers Noel Johnston.

7 June 2007

Noel Johnston  
91 River Road  
RD 6  
PALMERSTON NORTH

File ref: PP 14 14  
NCJ:JHC

Dear Mr Johnston

**ONE PLAN REFERENCE MATERIAL**

Thank you for your submission in regard to the One Plan reference material.


We have noted the mistake and will ensure that it is fixed. Thank you for bringing it to our attention.

You may be interested to know that we have recently notified our Proposed One Plan, a combined Regional Policy Statement and Regional Plan for Horizons Regional Council. For more information please see our website – [www.horizons.govt.nz](http://www.horizons.govt.nz) or call us on 0508 800 800.

Regards



Richard Munneke  
**MANAGER POLICY**



### Advertising Proof / Cost Estimate



Inc. Journal:	Frame Article:	Date: 6/9/07	Approved by: Megan KIMMAY
Fuel Job ID: HIC084	Size: 17cm x 2col	Format: 3&W	Client ref: 58905

Publication	run date	position	col	est. cost (incl GST)
Manawatu Evening Star	Sat, 9 June	Public Notices	3&W	\$100.15
Daily Chronicle	Tue, 12 June	Public Notices	3&W	\$200.00
Wanganui Chronicle	Sat, 9 June	Public Notices	3&W	\$241.70
Tairāpiti Post	Tues, 12 June	Public Notices	3&W	\$107.65
The Tribune	Sun, 10 June	Public Notices	3&W	\$100.00
Rangitikei Mail	Tue, 12 June	Public Notices	3&W	\$126.00
Folding Herald	Tue, 12 June	Public Notices	3&W	\$0.00
<b>[Combined Issues: 1 charge]</b>				
Waipara Press	Wed, 13 June	Public Notices	3&W	\$114.50
South West Coast	Mon, 18 June	Public Notices	3&W	\$100.00

Please note this advertisement has been prepared based on a service order using the instructions received. It is the client's responsibility to thoroughly check the accuracy of the advertisement content, all other details not printed hereafter is assumed.

Tel: +61 7 679 6626  
 Fax: +61 7 679 6529  
 100/101 Victoria Road  
 Level 12, 77 Devonport Road  
 PO Box 14074, Auckland, New Zealand

Approved by (Sign): \_\_\_\_\_ Date: \_\_\_\_\_

## PUBLIC NOTIFICATION OF MATERIAL INCORPORATED BY REFERENCE IN THE PROPOSED ONE PLAN

### How Material Incorporated By Reference Into The Proposed One Plan Can Be Viewed

Earlier this year Horizons Regional Council gave public notice of consultation on material incorporated by reference into the Proposed One Plan.

Submissions on this matter have now closed and the material has been incorporated into the Proposed One Plan. Such material has legal effect as part of the Plan.

Under clause 35 of the first schedule of the Resource Management Act (1991) Horizons is now required to give public notice of where the material is available for future viewing and purchase.

**Places to view material**  
A list of all the material can be viewed online at [www.horizons.govt.nz](http://www.horizons.govt.nz).

Alternatively, all of the material may be inspected free of charge during business hours at:


- Horizons Regional House in Palmerston North (11 Victoria Avenue)
- Horizons Regional House in Wanganui (181 Queen Street)

You may also arrange to see the material at our human and office by calling 0508 800 800, and arranging a time with this office.

If you wish to ask any questions or purchase a copy of any of this material please call Horizons Regional Council on 0508 800 800 or email us at [enquiries@horizons.govt.nz](mailto:enquiries@horizons.govt.nz).

M J McConroy  
CHIEF EXECUTIVE

Phone: 0508 800 800  
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## APPENDIX B

### Extract of Regional Council Meeting Minutes regarding consultation with District Councils



Minutes of the thirty-fourth meeting of the sixth triennium of Horizons Regional Council held at 10.07am on Tuesday 24 July 2007, in the Tararua Room, Regional House, 11-15 Victoria Avenue, Palmerston North.

#### PRESENTATION BY CHIEF EXECUTIVES AND MAYORS

Mr Rod Titcombe, Chief Executive of Manawatu District Council (MDC) addressed the meeting and introduced Mayor Ian McKelvie (MDC), Mayor Bob Buchanan (Rangitikei District Council [RDC]), Ms Clare Hadley (Chief Executive, RDC) and Mr David Ward, (Chief Executive, Horowhenua District Council [HDC]). He thanked Members for providing the opportunity for him to speak to them.

Mr Titcombe referred to the letter annexed to Item 11, Report No. 07-136 '*Request for Extension of Submissions Period*' which reflected the collective view of the seven principal territorial authorities (TAs) of the Region. He outlined the reasons for a request for an extension. The first was to allow sufficient time as set out in the letter to deal with the detailed analysis, clarification of matters with officers, preparation of draft submissions, briefing, meeting with members of respective councils, and dealing with formal council adoption before final submission. While Mr Titcombe acknowledged the consultative process undertaken by Horizons with staff from the territorial authorities to date, he believed more time was necessary to do justice to the submissions to the One Plan, and he requested an extension to 14 December 2007. This date had been suggested because it was the view of the councils signing the letter that new councils (following the elections in October) should have an opportunity to have an input into the submissions. Mr Titcombe also noted that the current timeframe precluded councils from putting in a collective submission where appropriate. The third reason was because there was a concern that pro forma submissions would not provide sufficient detail for Horizons to give due consideration to.

Mr Titcombe thanked the Chairman for the opportunity to present on behalf of the TAs. The Chairman asked if any other members of the presentation wished to speak.

Mayor Bob Buchanan expressed his concern that TAs could 'bear the brunt' of ratepayer issues with the One Plan document. Mr Ward spoke in support of Mr Titcombe's comments and request for an extension of time, to allow the wider impacts of the One Plan to be understood by staff and how it related to HDC's plans and policies. Mayor Ian McKelvie added that while MDC was supportive of Horizons' efforts to introduce the One Plan, he also supported an extension for the reasons previously outlined.

Mr Maassen (Lawyer) tabled a letter dated 19 July 2006 as part of the background to Report No. 07-136. He explained the letter, which had been written by him as Council's adviser 12 months earlier, had requested details from the TAs about their concerns with the One Plan document. The letter clarified the extent to which Horizons' officers had tried to engage positively with the TAs. Mr Maassen further noted that the current One Plan document was not substantially different from the One Plan document he referred to in his letter. He referred to Mr Titcombe's letter (Annex A to the Report) and observed that as the One Plan was largely focused on regional council functions, and not district or city council functions, he did not agree with the suggestion that detailed modelling was therefore required.

Cr Guy said he did not agree with the comments made by Mayor Buchanan, which suggested that Horizons' officers had not talked to the TAs and sorted out some of the issues. He commented that there was perhaps now an awareness from the TAs that the One Plan required a tightening up of some of the rules regarding rubbish and effluent disposal, which may require additional cost. He also commented on the costs explained by the Group Manager Regional Planning and Regulatory (GMRPR), which would be incurred should an extension of time be granted for the closing of submissions. He had received comments and concerns from the farming community about aspects of the One Plan, but they had not suggested an increase in time to make submissions.

Cr Chettleburgh asked if the views expressed in the tabled letter were from the respective Councils or from the Chief Executives (CEs). Mr Titcombe explained the letter arose from concerns expressed at a meeting of CEs. He was asked to write the letter on behalf of seven CEs, and they affirmed that the letter represented the views of their respective Councils. While no resolution had been passed by MDC, the MDC elected members had given him the mandate to write the letter. Ms Hadley and Mr Ward responded that their Councils had discussed the matter informally and supported the approach. Mr Maassen said he had spoken to the CE of Palmerston North City Council and that Council nominally supported the application for an extension. Ms Hadley said she had spoken to the CE of Wanganui District Council and that Council supported the approach. There was comment from some Councils that their Councillors would have preferred to receive paper copies of the One Plan rather than an electronic copy on disk. Mr Titcombe provided clarification about the requested extension date of 14 December.

Cr Main asked Mayor Buchanan to clarify what aspects of the One Plan did he expect his ratepayers to be concerned about. Mayor Buchanan said he expected it would be the bottom line cost, and noted concern that if the matter ended up in the Environment Court, the cost would be borne by the same ratepayer, and he stated that it appeared the regional council was taking over district council functions. The Chairman clarified that Horizons understood the difference between the roles of the regional council and territorial authorities and there was no intention of taking over the TA roles. Ms Hadley clarified that RDC had concern about a possible impact on resource consents in the future, and was awaiting the release of statistical data.

**07-520**

**Moved**

**Murfitt/Fitzmaurice**

*that the Council moves into formal Council business.*

**CARRIED**

## **REQUEST FOR EXTENSION OF SUBMISSIONS PERIOD**

*Report No. 07-136*

This report considered a request for an extension of the submission period for the One Plan that the Chief Executive received from the Region's district and city councils.

The Group Manager Regional Planning and Regulatory (GMRPR) spoke to the report. He stated that the focus for Horizons' staff over the past three and a half years had been on outcomes. Their approach around clarifying and sharing information was "any one; anywhere; anytime". Since October 2006 they had held 13 meetings with the seven TAs. This provided a period of six months prior to notification, for the content of submissions to be considered. When the decision was made to notify, the timeframe was increased by a month to allow three months for submissions to be made. In the seven weeks since the One Plan was notified, Horizons' staff had received four requests from TAs for meetings: two from politicians and two from officers. The GMRPR was concerned that this response was slow at a time when he believed there should be the maximum amount of discussion around issues of concern.

He responded to comments about a lack of paper copies of the One Plan and advised there were 44 copies of the One Plan sitting with TAs, and a similar number of the digital version. The provision of a digital version was in response to comments from Councillors and TAs in the past about the cost of producing paper documents. He advised there were over 300 paper copies of the One Plan in circulation.

The GMRPR referred to paragraph 4 of the Report and said Federated Farmers (FF) had confirmed they did not require an extension of time. Since November, Horizons had held nine meetings with the collective FF which spawned a further nine meetings held in the last two months around the region on their concerns.

The GMRPR advised that the issues in the One Plan had not changed substantially since Version 4 or Version 5, however he referred to the issue raised by the CE of RDC which was the large amount of technical material produced since that time to support those principles identified in the Plan. He noted there had been four in-house drafts of the One Plan which were shared with TA colleagues, followed by five Drafts of the One Plan, and in that time Horizons had only received two written submissions from the seven TAs.

He noted that the One Plan was started prior to the last election, it would be completed in the next election and would have a life for the next three elections. He advised that Horizons was putting a team on the road for the next five weeks through the region, and had held a number of roadshows in the Ruapehu district in the previous week.

The GMRPR referred Members to the paragraphs in the report relating to the implications of extending the deadline, and he commented on the cost and resourcing implications associated with the requested extension to December 2007. He clarified there were two considerations. One was accepting a late submission which was a delegation that Members could give to either the Chairman or CE. The other was extending the timeframe for submissions which would require a formal notification exercise.

He acknowledged the issues identified by the TAs and recommendation (c) was to provide some leeway and find resolution where possible. It was therefore suggested that late submissions be accepted until 14 September 2007. The GMRPR also acknowledged the earlier comments by Mayor McKelvie that this had been a useful and positive exercise and there was no desire for the discussion around process to undermine the key issues and the relationships with the respective agencies.

The Chairman referred to recommendation (c) and asked the GMRPR if there were any issues should the date for acceptance of late submissions be extended to 30 September 2007. The GMRPR agreed that if the time frame was extended to 30 September that would still allow time for the cross-submission process to be completed by the end of the calendar year. He said the cross-submission process provided another opportunity prior to Christmas for TAs to provide feedback. The Submissions Hearing would commence in March 2008

Members commented on the request from the CEs and Mayors, and spoke either in support of or against their collective request. The Chairman commented on the positive relationship that existed between Horizons and the TAs in the Region, and said he wished to see that continue, while accepting that there would not always be agreement about everything. The recommendations were discussed and while the closing date for submissions remained at 31 August 2007, recommendation (c) was amended to allow a date of 30 September 2007 for receipt of late submissions.

There was a request to separate recommendation (b), and there was a call for a division.

**07-521                  Moved    Chettleburgh/Guy**

*that the Council:*

- a.        **receives** Report No. 07-136;
- c.        **allows** late submissions to be accepted up until 30 September 2007;
- d.        **delegates** to the Chief Executive power to accept these late submissions;
- e.        **directs** the Chief Executive to invite councillors from the territorial authorities to form a working party of local body politicians to work through One Plan issues;
- f.        **appoints** two Horizons Regional Council Councillors to a working party of local body politicians; and
- g.        **directs** the Chief Executive to continue work with territorial authority managers in relation to One Plan matters as a priority.

**CARRIED**

**07-522                  Moved    Chettleburgh/Guy**

*that the Council:*

- b.        **declines** the request from the district councils to formally extend the submission deadline.

**For the Motion:**                  Crs Chettleburgh, Fitzmaurice, Guy, Main, Rieger, Robinson and Murfitt

**Against the Motion:**        Crs Brookhammer, Gordon, Kirton and Meads.

**CARRIED**



The Chairman thanked the Chief Executives and Mayors for coming to speak to Horizons Regional Council, and Mr Titcombe thanked the Chairman and Council for listening.

Cr Gordon referred to the recommendations for Report No. 07-136. He noted that (f) referred to two Horizons' Councillors and asked who they would be. The Chief Executive suggested that the Chairman and Deputy Chair be the representatives.

**07-523**

**Moved**

**Gordon/Fitzmaurice**

*that the Council **agrees** that the Chairman and Deputy Chair be appointed to a working party of local body politicians as mentioned in resolution 07-521 (f) above.*

**CARRIED**

*The meeting adjourned at 11.25am.*

