

**IN THE ENVIRONMENT COURT
WELLINGTON REGISTRY**

**I TE KŌTI TAIAO O AOTEAROA
TE WHANGANUI-A-TARA ROHE**

UNDER	the Resource Management Act 1991
IN THE MATTER	of appeals under sch 1, cl 14(1) against the decision of Manawatū-Whanganui Regional Council on Plan Change 2 to the One Plan
BETWEEN	TE RUNANGA O RAUKAWA ENV-2021-WLG-20 NGĀTI TURANGA ENV-2021-WLG-21 ANDREW DAY ENV-2021-WLG-22 WELLINGTON FISH AND GAME COUNCIL ENV-2021-WLG-23 Appellants
AND	MANAWATŪ-WHANGANUI REGIONAL COUNCIL Respondent

**SUPPLEMENTARY STATEMENT OF EVIDENCE OF CHRISTINE FOSTER ON BEHALF OF
MANAWATŪ-WHANGANUI REGIONAL COUNCIL**

EXISTING IFLU CONSENTS

Dated: 17 January 2024

SUPPLEMENTARY STATEMENT OF EVIDENCE OF CHRISTINE FOSTER**A. INTRODUCTION**

- [1] My full name is Christine Anne Foster. I prepared a statement of evidence dated 7 October 2023 (**Evidence**) addressing planning matters on behalf of the Manawatū-Whanganui Regional Council (**Horizons**) for Plan Change 2 to the One Plan (**PC2**). I also prepared a statement of reply evidence dated 13 November 2023 (**Reply Evidence**).
- [2] My experience and qualifications are set out in my Evidence.
- [3] I repeat the confirmation given in my Evidence that I have read and will comply with the Code of Conduct for Expert Witnesses in the Environment Court Practice Note 2023, and that my evidence has been prepared in compliance with that Code.

B. SCOPE

- [4] My evidence sets out the consenting data requested by the Court:
- (a) At [3] of its 6 December 2023 Minute, being a summary of all consents granted for intensive farming land use activities (**IFLU**) under the One Plan, including:
- (i) The dates each consent was granted and their duration;
- (ii) The authorised cumulative nitrogen leaching maximum (**CNLM**);
- (iii) The relevant Table 14.2 limit; and
- (b) At [3] of its 22 November 2023 email, being the total number of farms in the region and the percentage that have existing consents.

C. CONSENTS

- [5] A summary of current IFLU consents granted under the One Plan has been prepared by the Horizons consenting team, which includes the information listed at [4](a) above.
- [6] This has been provided in an Excel spreadsheet, which is included as **Appendix A**. The consents are ordered by expiry date. Cells are empty where information was not held on Horizons files. Entries which are bolded and include a * symbol at the end of their consent number (for example, **ATH-2014015067.00***) represent consents which were granted as controlled activities. That is, these IFLU demonstrated compliance with Table 14.2.
- [7] Consents for existing IFLU are highlighted in orange shading. Consents for new IFLU are highlighted in green shading.
- [8] Some IFLU consents have been varied over their duration, and Horizons has been considering applications for variations up to the current date. Consents which have been varied since they were originally granted can generally be identified by their consent numbers. Consents ending in '.00' have not been varied. Consents ending in '.01' have been varied once and consents ending in '.02' have been varied twice. While the date the original consent was granted is recorded in the Appendix, other aspects of the varied consents may have changed since the original consent was granted.
- [9] Also included in Appendix A, for the Court's reference, is a graph showing the proportion of current IFLU consents in each target catchment. This can be found on Sheet 2 of the Appendix.

D. CONSENTED FARM NUMBERS

- [10] Horizons is not able to provide the total number of farms within the whole Manawatū-Whanganui Region. Horizons only holds data on certain types of farms, gathered from consent applications. The information Horizons currently has available is also somewhat limited over more recent years, given that the issues with Table 14.2 and the One Plan have left many farms unconsented (the very issue PC2 aims to address).

- [11] Noting these limitations, I have attempted to calculate from the available data the percentage of IFLU activities which require and have consent.
- [12] The data supplied by Horizons records that 237 consents have been issued for existing and new IFLU since the One Plan became operative. As stated in my Evidence, Horizons estimates that there are approximately 235 unconsented IFLU activities operating in the Region.¹ Based on these figures, approximately 50% of farms in the region which require consents for IFLU activities have such a consent.
- [13] 33 of the consented IFLU are not within targeted WMSZs (they are all for new IFLU (not existing IFLU) outside the targeted WMSZs of interest under PC2).
- [14] Across all WMSZs, 60 IFLU consents granted were controlled activities (i.e. complied with Table 14.2). Of these, 25 consents were for new IFLU compliant with Table 14.2 and 35 were for existing IFLU compliant with Table 14.2. That is, 10.5% of the currently consented IFLU are new IFLU that meet Table 14.2 and 14.7% are existing IFLU that meet Table 14.2.²

17 January 2024

Christine Anne Foster

¹ Statement of Evidence of Christine Foster (7 October 2023) at [67] and Table 1.

² That is: $25/237 = 10.5\%$ are new IFLU that meet Table 14.2 and $35/237 = 14.7\%$ are existing IFLU that meet Table 14.2.

E. APPENDIX A

Summary of existing IFLU consents

See separate document (Excel Spreadsheet).