

## Appendix 2: Description of matters raised by Submitters (by issue)

### Issue 1: Freshwater Planning Instrument

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
Review allocation of provisions to FPP vs P1S1	Winstone Aggregates (supported by Guildford Timber, Silverstream Forest and Goodwin Estate) raises concern with provisions being subject to the FPP where freshwater is only a peripheral issue to which the provision relates, and considers this is inappropriate use of the FPP, resulting in jurisdictional problems such as restricted appeal rights. Considers improper allocation results in delays and costs and is exacerbated by the proposed activity statuses being too restrictive. Accordingly, Winstone Aggregates seeks for a review of the scope of FPP versus P1S1 processes, and for only provisions where freshwater is the primary issue to be subject to the FPP, with the remaining provisions to be allocated to P1S1.	Winstone Aggregates [S206.022], Guildford Timber, Silverstream Forest and Goodwin Estate [FS25.018]

### Issue 2: Earthworks definition

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
Earthworks definition	<p>Wellington International Airport (WIAL)[opposed by Forest and Bird] considers that in order to facilitate the ongoing and timely maintenance and repair of WIAL assets, the existing earthworks exclusion for activities relating to the repair or maintenance of existing roads and tracks, airfield runways, taxiways and parking aprons for aircraft should be included in the proposed new earthworks definition. Considers without the exclusion the submitter will be subject to an inefficient and unnecessary consenting burden for activities that form part of its ongoing operational requirements. Seeks to retain the earthworks interpretation in the NRP insofar as it relates to the airport and its ancillary infrastructure. Forest and Bird oppose this submission and consider this would likely result in the further loss of indigenous biodiversity and degradation of waterways throughout Wellington and be inconsistent with higher order documents, including the NPS-FM, the NPS-IB, the NZCPS, and the RMA (including s6).</p> <p>Akatarawa Valley Residents [supported by Meridian Energy Limited and Woodridge Holdings Limited] Consider the earthworks interpretation is difficult to understand and considers that the removal of exclusions is significantly more restricted than other districts. Considers that not enough thought has been given to the cost and time implications of obtaining resource consents for activities (particularly non-farm accessways) previously not considered earthworks and considers GWRC has not provided justification or evidence for this change. Meridian Energy Limited consider the exclusions removed from the NRP do not warrant capture by Plan change One and seek that the exclusions are retained to enable the development, operation, maintenance and upgrading of equipment and facilities necessary for renewable electricity generation activities as intended by the NPSREG 2011 and NPS-EC 2008.</p> <p>Wellington City Council, Yvonne Weeber, Guardians of the Bays Inc [supported by Manor Park and Haywards Residents Community Incorporate] New Zealand Carbon Farming Group [opposed by Forest and Bird] and Pareraho Forest Trust support the proposed plan change definition for 'earthworks'.</p> <p>Wairarapa Federated Farmers [Supported by Diane Strugnell, Meridian Energy Limited, Horticulture New Zealand and opposed by Forest &amp; Bird] and Horokiwi Quarries Limited [supported by Meridian Energy Limited], Winstone Aggregates [supported by Waka Kotahi New Zealand Transport Agency, Meridian Energy Limited and Enviro NZ Services Ltd], Rosco Ice Cream Limited [Supported by Meridian Energy Limited], Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [supported by Woodridge Holdings Limited, Rosco Ice Cream Ltd, Meridian Energy Limited], Woodridge Holdings Limited [Supported by Rosco Ice Cream Limited and Meridian Energy Limited], Goodmans Contractors Limited [supported by Woodridge Holdings Limited and Meridian Energy Limited]do not agree to a different definition being used across multiple Whaitua. Seek to retain operative definition across all Whaitua or amended to provide for activities previously excluded from the 'earthworks' definition.</p>	<p>Wellington International Airport Limited [S101], Forest &amp; Bird [FS23.1259, FS23.1265]</p> <p>Akatarawa Valley Residents [S.120.008 - S.150.008, S152.008 – 174.008], Woodridge Holdings Limited [FS16.043], Meridian Energy Limited [FS47.49- FS47.79, FS47.80-81, FS47.83-88, FS47.90-93, FS47.95-101].</p> <p>Wellington City Council [S33.007], Yvonne Weeber [S183.013] Guardians of the Bays Inc [S186.008 ], Manor Park and Haywards Residents Community Incorporate [FS27.013, FS27.431], Pareraho Forest Trust[S213.001], New Zealand Carbon Farming Group [S263.012], Forest and Bird [FS23.383]</p> <p>Wairarapa Federated Farmers [S193.021] Diane Strugnell [FS12.8], Meridian Energy Limited [FS27.105], Horticulture New Zealand [FS1.009], Forest &amp; Brid [FS23.977], Horokiwi Quarries Limited [S2.009], Meridian Energy Limited [FS47.046], Winstone Aggregates [S206.023] , Waka Kotahi New Zealand Transport Agency [FS28.201], Meridian</p>

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	<p>Upper Hutt City Council [Supported by Horticulture New Zealand, Gillies Group Management Ltd, Pukerua Holdings Limited and Meridian Energy Limited, opposed by Forest and Bird] considers the new definition incorrectly implements national planning standards, through having “except that for the purposes of”. Considers removal of other exclusions (e.g. the ‘repair and maintenance of existing roads, footpaths, driveways’ etc.) is fundamentally unreasonable and an issue of impracticality and cost for ongoing functions of submitter – particularly in relation to business-as-usual road maintenance and repair activities.</p> <p>Upper Hutt City Council [Opposed by Forest and Bird] seeks amendments to reintroduce exclusions for “repair, sealing, or resealing or a road, footpath, driveway” to the definition of earthworks.</p> <p>Orogen Limited [Supported by Woodridge Holdings Limited, PCL Contracting Ltd, Meridian Energy Limited, and Enviro NZ Services Ltd] consider the exclusions removed that still apply in all other Whaitua are typically low risk activities that require limited disturbance. Considers that the former exclusions under the broad definition of ‘earthworks’ overstates the associated risk and will hamper development in the region. Seeks for a new definition and set of rules to be created for the previously “excluded” activities.</p> <p>Porirua City Council [opposed by New Zealand Farm Forestry Association] supports the use of National Planning Standards definition Seeks that P.R22 is amended to include exclusions for activities like road maintenance. Kāinga Ora – Homes and Communities support the notified definition of earthworks subject to rules being amended to enable works associated with infrastructure.</p> <p>Chorus New Zealand Limited, Connexa Limited, Aotearoa Towers Group (trading as FortySouth), One New Zealand Group Limited and Spark New Zealand Trading Limited [supported by Meridian Energy Limited and opposed by Forest and Bird] Supports the use of the National Planning Standards definition in principle but seeks exemptions for infrastructure from the Operative Natural Resources Plan definition are carried over into the relevant rules.</p> <p>Waka Kotahi New Zealand Transport Agency [supported by Woodridge Holdings limited, Transpower New Zealand Limited, Meridian Energy Limited, opposed by Forest and Bird] considers the definition is very confined and will not allow for the construction, repair, upgrade or maintenance of infrastructure. Seeks an amendment to the definition to enable construction, repair, upgrade or maintenance of infrastructure where standards are met.</p>	<p>Energy Limited [FS47.106], Enviro NZ Services Ltd [FS.10.22], Rosco Ice Cream Limited [S220.002], Meridian Energy Limited [FS47.107], Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [S254.005], Woodridge Holdings Limited [FS16.045], Rosco Ice Cream Ltd [FS43.007], Meridian Energy [FS47.110], Woodridge Holdings Limited [S255.015], Rosco Ice Cream Limited [FS43.006], Meridian Energy Limited [FS47.110], Goodmans Contractors Limited [S274.001], Woodridge Holdings Limited [FS16.046], Meridian Energy Limited [FS47.112]</p> <p>Upper Hutt City Council [S225.032] Horticulture New Zealand [FS1.008], Gillies Group Management Limited [FS11.013], Meridian Energy Limited [FS47.108], Forest and Bird [FS23.860], Pukerua Holdings Limited [FS30.013]</p> <p>Upper Hutt City Council [S225.016] Forest and Bird [FS23.844]</p> <p>Orogen Limited [S239.003], Woodridge Holdings Limited [FS.16.044], PCL Contracting Ltd [FS32.026], Meridian Energy Limited [FS47.109], Enviro NZ Services Ltd [FS10.18]</p> <p>Porirua City Council [S240.009] New Zealand Farm Forestry Association [FS9.106], Kāinga Ora – Homes and Communities [S257.003]</p> <p>Chorus New Zealand Limited, Connexa Limited, Aotearoa Towers Group (trading as FortySouth), One New Zealand Group Limited and Spark New Zealand Trading Limited [S41.001], Meridian Energy Limited [FS47.047], Forest and Bird [FS23.148]</p> <p>Waka Kotahi New Zealand Transport Agency [S274.003] Woodridge Holdings Limited [FS16.047], Transpower New Zealand Limited [FS.20.082], Meridian Energy Limited [FS47.113]</p>

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	<p>Christine Stanley [supported by Waste Management NZ Limited] seeks for an amendment to be made to allow gardening, cultivation and fence maintenance, to avoid unintended interpretation.</p> <p>Forest and Bird [Supported by Manor Park and Haywards Residents Community Incorporate, opposed by New Zealand Farm Forestry Association] seeks that the full definition of text from the National Environmental Planning Standards is used to assist plan users.</p> <p>Civil Contractors New Zealand [Supported by Construction Contracts Ltd, Goodman Contractors Limited, PCL Contracting Lt, Orogen Limited, Meridian Energy Limited, Multi Civil Contractors Ltd, Enviro NZ Services Ltd (Enviro NZ) considers the definition needs refinement as it will require considerable resource from industry to understand and implement, may escalate project costs, and result in worse outcomes and impact the ability for transport and water infrastructure networks to be repaired or maintained efficiently. Considers the new definition for Whaitua Te Whanganui-a-Tara and Te Awarua-o-Porirua is not needed as it applies the term too broadly. Considers the addition of 'to a cleanfill area' to 2.2 (i) is problematic as there are constraints around sites in the region and the availability of cleanfill sites needs to be taken into account as this could hamper the ability to deliver infrastructure projects. Notes the definition may result in consent applications being required for minor pipe or road repairs.</p> <p>Fulton Hogan Limited [Supported by Enviro NZ Services Limited, and opposed in part by Meridian Energy Limited] considers the use of different earthworks definitions in different parts of the region. Considers this will create confusion and be difficult to understand and implement. Seeks the deletion of the existing definition and applying the new definition across all Whaitua.</p>	<p>Chrstine Stanley [S26.009], Waste Management NZ Limited [FS46.023]</p> <p>Forest and Bird [S261.014], New Zealand Farm Forestry Association [FS9.341], Manor Park and Haywards Residents Community Incorporate [FS27.633]</p> <p>Civil Contractors New Zealand [S285.006], Construction Contracts Ltd [FS15.002], Goodman Contractors Limited [FS35.006], PCL Contracting Ltd [FS32.003], Orogen Limited [FS34.014], Meridian Energy Limited [FS47.114], Multi Civil Contractors Ltd [FS49.006], Enviro NZ Services Ltd [FS10.20]</p> <p>Fulton Hogan Limited [S43.003], Meridian Energy Limited [FS47.048], Enviro NZ Services Limited [FS.10.21].</p>
Regionally significant infrastructure	<p>Wellington Water Limited [Supported by Transpower New Zealand Limited and Meridian Energy limited and opposed by Forest &amp; Bird] opposes the new earthworks interpretation and seeks to retain the existing interpretation from the NRP for all Whaitua. The new proposed interpretation will result in a number of consents for minor earthworks activities in relation to the operation and maintenance of three waters infrastructure. Consider this is likely to have a significant impact on Wellington Water Limited's ability to repair and maintain its network in a timely and cost-effective manner.</p> <p>Transpower New Zealand [supported by Meridian Energy Limited, opposed by Forest &amp; Bird] highlights that earthworks apply to National Grid activities and considers new interpretation does not provide for maintaining, upgrading or development of the national grid, inconsistent with the NPSET. Considers the operative definition exclusions for electricity lines and support structures (Including the national Grid) should also apply to the proposed definition for consistency. Considers the definition would be clearer by providing exclusions as a disjunctive list below the definition rather than embedded within the definition as conjunctive list.</p>	<p>Wellington Water Limited [S151.018], Transpower New Zealand Limited [FS20.085], Forest &amp; Bird [FS23.1345], Meridian Energy Limited [FS47.103].</p> <p>Transpower New Zealand Limited [S177.005, S177.009] Forest &amp; Bird [FS23.752], Meridian Energy Limited [FS47.104].</p>
Forestry	<p>PF Olsen [supported by Guildford Timber Company Limited and New Zealand Carbon Farming Group] seeks clarification on whether earthworks rules apply to forestry related earthworks outside of rules WH.R20-WH.R22 and P.R19-P.R21. Seeks to amend the definition to provide clarity on this matter. Considers clarity is required on whether the interpretation of stabilisation is applicable to forestry activities.</p> <p>Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust supports the exception to earthworks definition that adopts the definition 'earthworks' contained in the NES-PF for the purposes of the rules relating to plantation (commercial) forestry, but notes NES-PF referred to has been superseded by the NPS-CF and seek for this updated NES-PF to be referenced in the definition.</p> <p>Environmental Defence Society Inc [supported by Manor Park and Haywards Residents Community Incorporate and Forest and Bird, and opposed by New Zealand Carbon Farming Group and New Zealand Farm Forestry Association] consider that the incorrect National Environmental Standard is referred to in regards to forestry (NES-PF/NESCF).</p>	<p>PF Olsen [S18.002, S18.009] Guildford Timber Company Limited [FS25.057] New Zealand Carbon Farming Group [FS50.123]</p> <p>Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [S210.006]</p> <p>Environmental Defence Society Inc [S222.002] Manor Park and Haywards Residents Community Incorporate [FS27.894], Forest and Bird [FS23.158], New Zealand Carbon Farming Group [FS50.041], New Zealand Farm Forestry Association (NZFFA) [FS9.183]</p>

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	China Forest Group Company New Zealand Ltd [opposed by Forest and Bird] supports the new earthworks definition and considers it aligns with the NES-CF.	China Forest Group Company New Zealand Ltd [S288.022], Forest and Bird [FS23.046]
Stabilisation interpretation	<p>PF Olsen considers clarity is required on whether the interpretation of stabilisation is applicable to forestry activities.</p> <p>Hutt City Council [opposed by Forest and Bird] and Yvonne Weeber [supported by Manor Park and Haywards Residents Community Incorporate] supports the proposed plan change definition for ‘stabilisation’.</p> <p>Wairarapa Federated Farmers [opposed by Forest and Bird], Woodridge Holdings Limited [Supported by Kāinga Ora – Homes and Communities] seeks for the new definition of ‘stabilisation’ to be consistent across Whaitua. Considers differing definitions for part of the region to be confusing and inequitable.</p> <p>Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, and Kāinga Ora – Homes and Communities seeks the definition of “stabilisation” to be retained as notified.</p> <p>China Forest Group Company New Zealand Ltd [Opposed by Forest and Bird] seeks clarity regarding the relationship between forestry activities and earthworks. Concerned PC1 proposes Schedule 34 ESC, that references methods from forest practices guides, but these are missed from the definition, which only includes GWRC ESC guideline 2021.</p>	<p>PF Olsen [S18.009]</p> <p>Yvonne Weeber [S183.042] Manor Park and Haywards Residents Community Incorporate [FS27.042] Hutt City Council [S225.042], Forest and Bird [FS23.870]</p> <p>Wairarapa Federated Farmers [S193.026] Forest and Bird [FS.23.982] Woodridge Holdings Limited [S255.015] Kāinga Ora – Homes and Communities [FS45.009]</p> <p>Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [S210.010] Kāinga Ora – Homes and Communities [S257.007]</p> <p>China Forest Group Company New Zealand Ltd [S288.030], Forest and Bird [FS23.054]</p>

### Issue 3: Management of Earthworks

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
Management of Earthworks Policies WH.P29 and P.P27	Ara Poutama Aotearoa the Department of Corrections [supported by BP Oil NZ, Kāinga Ora – Homes and Communities, and Wellington International Airport Limited], Transpower New Zealand Limited [supported by Waka Kotahi New Zealand Transport Agency, Meridian Energy Limited and opposed by Forest and Bird], Horokiwi Quarries Ltd and Winstone Aggregates [Supported by Meridian Energy Limited] consider the word “risk” should be replaced with “adverse effects” in chapeau in Policy P.P27 and WH.P29, on basis that resource management policies should seek to manage actual or potential adverse effects of an activity, rather than risks generally. Considers requirement to retain soil and sediment on site under clause (a) does not recognise that soil and sediment may need to be removed from site in a controlled manner as part of works associated with maintenance, upgrading, or development of regionally significant infrastructure (including the National Grid). Considers clause (a) should be amended to seek uncontrolled loss of soil and sediment from site is minimised, rather than requiring all soil and sediment to be retained on site. Considers clause (b) be qualified with “where practicable” to recognise any limits placed on land disturbance are reasonable and proportionate, particularly in context of good management practices already required by clause (a).	Ara Poutama Aotearoa the Department of Corrections [S248.009] [S248.050] [S248.026], BP Oil NZ [FS33.013][FS33.030] Kāinga Ora – Homes and Communities[FS45.003] [FS45.004], Wellington International Airport Limited [FS31.056], Waka Kotahi NZ Transport Agency [FS28.015], Meridian Energy Limited [FS47.321] Transpower New Zealand Limited [S177.051] [S177.025], Forest and Bird [FS23.794], Waka Kotahi New Zealand Transport Agency [FS28.120] FS28.117], Meridian Energy Limited [FS47.318] Wellington International Airport Limited [FS31.055] Horokiwi Quarries Ltd [S2.025], Winstone Aggregates [S206.046] [S206.074], Meridian Energy Limited [FS47.320]

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	<p>PF Olsen and China Forest Group Company New Zealand Ltd [Supported by Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, and opposed by Forest and Bird] considers that forestry earthworks should be managed under the NES-CF by default. Seeks clarity on whether the policies WH.P29 and P.P27 apply to forestry earthworks.</p> <p>Civil Contractors New Zealand [Supported by Goodmans Contractors Limited and Multi Civil Contractors Ltd], Porirua City Council [opposed by New Zealand Farm Forestry Association], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, Enviro NZ Services Limited, Yvonne Weeber [supported Manor Park and Haywards Residents Community Incorporate] supports Policies P.P29 and P.P27 and seeks no changes.</p> <p>Wellington Fish and Game Regional Council [supported by Manor Park and Haywards Residents Community Incorporate, Forest and Bird, and opposed by New Zealand Farm Forestry Association (NZFFA), Waka Kotahi NZ Transport Agency and Kāinga Ora – Homes and Communities] considers if Erosion and Sediment Control Guideline (2021) was sufficient, there would be no sediment in waterways from earthworks. Notes earthworks still currently cause sediment inputs into waterways around region, so increased measures to control inputs are required. Seeks increased measures to control sediment inputs into waterways.</p> <p>Wairarapa Federated Farmers [Opposed by Forest and Bird and supported in part by Meridian Energy Limited] considers matters addressed by these policies are already addressed by the existing NRP provisions and subsequent mediated agreements. Seeks the deletion of Policies WH.P29 and P.P27.</p> <p>Environmental Defence Society [supported by Forest &amp; Bird, Manor Park and Haywards Residents Community Incorporate, and opposed by New Zealand Farm Forestry Association, Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust seeks an amendment be made to WH.P29 and P.P27 to give effect to the NPSFM via setbacks.</p> <p>Upper Hutt City Council [Opposed by Forest &amp; Bird and supported by Wellington City Council] considers the contents of the policy is reasonable to include as conditions of consent for larger projects but may not be reasonable for smaller projects such as the maintenance of driveways and footpaths (Now considered earthworks in accordance with the amended definition). Seeks an amendment to clearly identify scale or threshold this policy should apply at.</p>	<p>China Forest Group Company New Zealand Ltd [S288.057] [S288.100], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.110], Forest &amp; Bird [FS23.23.081] [FS23.124] PF Olsen Limited [S18.029] [S18.055]</p> <p>Porirua City Council [S240.058], New Zealand Farm Forestry Association [FS9.155], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [S210.035], Enviro NZ Services Limited [S209.013] [S209.040], Yvonne Weeber [S183.219] [S183.302], Manor Park and Haywards Residents Community Incorporate [FS27.219] [FS27.302]</p> <p>Wellington Fish and Game Regional Council [S188.064], Manor Park and Haywards Residents Community Incorporate [FS21.069] [FS27.1153], Forest and Bird [FS23.1220], New Zealand Farm Forestry Association [FS9.064], Waka Kotahi NZ Transport Agency[FS28.062] Kāinga Ora – Homes and Communities [FS45.072]</p> <p>Wairarapa Federated Farmers [S193.089] [S193.198], Forest and Bird [FS23.1045] [FS23.1094], Meridian Energy Limited [FS47.319]</p> <p>Environmental Defence Society [S222.049], Forest &amp; Bird [FS23.205], Manor Park and Haywards Residents Community Incorporate [FS27.284], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS27.941], New Zealand Farm Forestry Association [FS9.230]</p> <p>Upper Hutt City Council [S225.091]Forest &amp; Bird [FS23.919] Wellington City Council [FS36.045]</p>

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	<p>Kāinga Ora – Homes and Communities Generally supports these policies but questions if an accompanying technical review has been undertaken of the current GWRC Erosion and Sediment Control Guideline, and whether the practices set out within the document are capable of delivering the TSS standard under PC1.</p> <p>Forest and Bird [ Supported by Manor Park and Haywards Residents Community Incorporate and opposed by Horticulture New Zealand, Winstone Aggregates, Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, New Zealand Farm Forestry Association, Transpower New Zealand Limited, Kāinga Ora – Homes and Communities, Wellington International Airport Limited] Considers setback distances from waterways (of 10m or more) are an effective method of ensuring fine sediment particles from earthworks are removed. Seeks to add new clause requiring setback distances, of no less than 10 metres, from surface water bodies, ephemeral watercourses, and the coastal marine area.</p> <p>Taranaki Whānui [supported by Rangitāne o Wairarapa], Wellington City Council and Fulton Hogan Ltd support the inclusion of this policy and seek for it to be retained as notified.</p>	<p>Kāinga Ora – Homes and Communities [S257.024] [S257.052]</p> <p>Forest and Bird [S261.090] [261.169] Manor Park and Haywards Residents Community Incorporate [FS27.709] [FS27.788] Horticulture New Zealand [FS1.047] [FS1.070], Winstone Aggregates [FS8.022], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust FS25.037, New Zealand Farm Forestry Association [FS9.417], Transpower New Zealand Limited [FS20.027] [FS20.043], Kāinga Ora – Homes and Communities [FS45.029] FS46.031], Wellington International Airport Limited [FS.31.057]</p> <p>Taranaki Whānui [286.060], Rangitāne o Wairarapa [FS24.060], Wellington City Council [S33.053] [S33.103], Fulton Hogan Limited [S43.024] [S43.012]</p>

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Rule 101	<p>Wellington International Airport Limited [Supported by Meridian Energy Limited and Opposed by Forest and Bird], Transpower New Zealand Limited [opposed by Forest and Bird and supported by Meridian energy Limited, BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies, and Wellington International Airport limited], Wairarapa Federated Farmers [Supported by Meridian Energy Limited, Horticulture NZ, and opposed by Forest and Bird] and Ara Poutama Aotearoa the Department of Corrections [supported by Meridian Energy Limited] Seeks the operative permitted activity rule for earthworks continues to apply within Whaitua Te Whanganui-a-Tara and Te Awarua-o-Porirua Whaitua, as rules WH.R23 and P.R22 do not provide any permitted activity threshold for earthworks smaller than 3,000m2 per property, and the operative rule provides reasonable conditions for undertaking all other earthworks that are less than 3,000m2 that are not otherwise permitted by WH.R23 and P.R22. Submitters seek that rule R101 is retained so that it continues to apply in Whaitua Te Whanganui-a-Tara and Te Awarua-o-Porirua Whaitua.</p>	<p>Wellington International Airport Limited [S.101.036], Meridian Energy Limited [FS47.143], Forest and Bird [FS23.1289] [FS23.1057] [FS231106]</p> <p>Transpower New Zealand Limited [S177.015], Forest and Bird [FS23.758], BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [FS33.006], Meridian Energy Limited [FS47.144], Wellington International Airport limited [FS31.003], Wairarapa Federated Farmers [S193.039] [S193.101] [S193.150], Meridian Energy Limited [FS47.145] [FS47.273] [FS47.413], Horticulture NZ [FS1.020], Forest and Bird [FS23.995], Ara Poutama Aotearoa the Department of Corrections [S248.019], Meridian Energy limited [FS47.146]</p>
Submissions in support or neutral	<p>Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, Yvonne Weeber and Guardians of the Bays Inc [supported by Manor Park and Haywards Residents Community Incorporate], Enviro NZ Services Ltd (Enviro NZ) have expressed support for the new permitted activity rules.</p>	<p>Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [S210.051], Yvonne Weeber [S183.246] [S183.328], Guardians</p>

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	<p>KiwiRail Holdings Limited [supported by Manor Park and Haywards Residents Community Incorporate] and Taranaki Whānui [supported by Rangitāne o Wairarapa] support the intent of the provision and seek for it to be retained as notified.</p>	<p>of the Bays Inc [S186.137], Manor Park and Haywards Residents Community Incorporate [FS27.246] [FS27.328] [FS27.560] Enviro NZ Services Ltd [S209.029] [S209.055],</p> <p>KiwiRail Holdings Limited [S279.010] [S279.023], Manor Park and Haywards Residents Community Incorporate [FS27.1074] [FS27.1087], Taranaki Whānui [S286.087], Rangitāne o Wairarapa [FS24.087]</p>
<p>Clause 16 correction</p>	<p>Chorus New Zealand Limited, Connexa Limited, Aotearoa Towers Group (trading as FortySouth), One New Zealand Group Limited and Spark New Zealand Trading Limited [supported by Transpower New Zealand Limited and Waka Kotahi New Zealand Transport Agency and opposed by Forest and Bird], Summerset Group Holdings Limited [Supported by Woodridge Holdings Limited], Wellington City Council [Supported by Woodridge Holdings Limited and Meridian Energy Limited], Ara Poutama Aotearoa the Department of Corrections, Porirua City Council [opposed by New Zealand Farm Forestry Association], Hutt City Council [supported by Transpower New Zealand, Waka Kotahi New Zealand Transport Agency and opposed by Forest and Bird], Winstone Aggregates [supported by Meridian Energy Limited], Pukerua Holdings Limited, KORU HOMES NZ LIMITED, ARAKURA PLAINS DEVELOPMENT LIMITED, Gillies Group Management Ltd [Supported by Woodridge Holdings Limited], Considers the "and" after clause (b) means earthworks not on a farm require consent and is unlikely the intent of the rule.</p> <p>Greater Wellington Regional Council [supported by Horticulture New Zealand, Cannon Point Development Limited (Ltd.) and Forest and Bird, and opposed by Meridian Energy Limited considers WH.R23 and P,R22 applies to <b>all</b> earthworks.</p>	<p>Chorus New Zealand Limited, Connexa Limited, Aotearoa Towers Group (trading as FortySouth), One New Zealand Group Limited and Spark New Zealand Trading Limited [S41.004] [S41.008], Transpower New Zealand Limited [FS20.001] [FS20.002], Waka Kotahi New Zealand Transport Agency [FS28.006], Forest and Bird [FS23.15] [FS23.155], Summerset Group Holdings Limited [S38.018] [S38.033], Woodridge Holdings Limited [FS16.142], Wellington City Council [S33.071] [S33.121], Woodridge Holdings Limited [FS16.141], Meridian Energy Limited [FS47.252] [FS47.389], Ara Poutama Aotearoa the Department of Corrections [248.041] [S248.064], Porirua City Council [S240.080], New Zealand Farm Forestry Association [FS9.177], Hutt City Council [S211.023], Transpower New Zealand [FS.20.052], Waka Kotahi New Zealand Transport Agency [FS.28.004], Forest and Bird [FS23.369], GILLIES GROUP MANAGEMENT LTD [S161.024] [S161.039], Woodridge Holdings Ltd [FS16.226], Pukerua Holdings Ltd [S165.024] [S165.039], Koru Homes Ltd [S169.019] [S169.034], Arakura Plains Development Ltd [S173.024] [S173.039] Winstone Aggregates [S206.0059] [S206.087], Meridian Energy Limited [FS47.257] [FS47.369]</p> <p>Greater Wellington Regional Council [S238.018] [S238.030], Horticulture New Zealand [FS1.050] [FS1.073], Cannon Point Development Limited [FS22.041], Forest and Bird [FS23.321] [FS23.333],</p>

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	<p>Cannon Point Development Limited (Ltd.) [opposed by Forest and Bird] Notes an error with rule wording and that GWRC relayed the intention of this rule is to provide for all earthworks less than 3000m2 per property as a permitted activity, subject to conditions, and will look to correct this error through Clause 16 of the RMA or a submission. Opposes the earthworks rule as it stands and supports any amendment to the Rule to provide for all earthworks where they do not exceed 3000m2 per property in any consecutive 12 month period as a permitted activity.</p> <p>Wellington International Airport consider the rule may inadvertently be breached where an activity is not related to farming.</p>	<p>Meridian Energy limited [FS47.397]</p> <p>Cannon Point Development Limited (Ltd.) [S260.016], Forest and Bird [FS23.019].</p> <p>Wellington International Airport [S101.067], Forest and Bird [FS23.1320], Meridian Energy Limited [FS47.254].</p>
<p>Minor works</p>	<p>Wellington Water Limited [Supported by Transpower New Zealand Limited, BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies, Wellington International Airport Limited, Meridian Energy Limited, Wellington City Council and opposed by Forest &amp; Bird], and Civil Contractors New Zealand [Supported by Construction Contracts Ltd, Goodman Contractors Limited, Waka Kotahi NZ Transport Agency, PCL Contracting Ltd as part of CCNZ, Orogen Limited, Multi Civil Contractors Ltd, Meridian Energy Limited] considers that earthworks activities undertaken by Wellington Water with minor effects would be unable to meet the permitted activity conditions of proposed Rule WH.R22 including minor repairs and maintenance of three waters infrastructure. Notes that this proposed rule may mean that hundreds of resource consent applications would be required per annum for minor earthworks activities associated with burst pipe repairs. Concerns about capacity to perform this work.</p> <p>Hutt City Council [supported by Transpower New Zealand, Waka Kotahi New Zealand Transport Agency and opposed by Forest and Bird] seek that road maintenance is excluded from the earthworks rule, noting that activities such as road resealing would otherwise unnecessarily require resource consent.</p> <p>Upper Hutt City Council [Supported by Wellington City Council and opposed by Forest and Bird] have concerns with implications of amending earthworks definition, and implications for this rule. Submitter is of the opinion the removal of exclusions from definitions of earthworks, significantly affect submitter’s ability to undertake business as usual maintenance and renewals particularly for local authority roads, footpaths and cycle paths. Considers it more appropriate to include these activities as permitted activities, given their effects are well understood, and can be managed by permitted activity standards. Seeks an amendment to allow territorial authorities to undertake key functions e.g. road, underground network, traffic, and cycle pedestrian facility maintenance.</p>	<p>Wellington Water Limited [S151.130], [S151.099], Transpower New Zealand Limited [FS20.090] [FS20.087], BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [FS33.024] [FS33.041], Wellington International Airport Limited [FS31.082], Wellington City Council [FS36.033], Meridian Energy Limited [FS47.392], Forest &amp; Bird [FS23.1246], [FS23.1457], Civil Contractors New Zealand [S285.024] [S285.032], Construction Contracts Ltd [FS15.006] [FS15.011], Goodman Contractors Limited [FS35.025] [FS35.033], Waka Kotahi NZ Transport Agency [FS28.010], Meridian Energy Limited [FS47.401], PCL Contracting Ltd as part of CCNZ [FS32.11] [FS32.019], Orogen Limited [FS34.019] [FS34.20], Multi Civil Contractors Ltd [FS49.024] [FS49.032]</p> <p>Hutt City Council [S211.023], Transpower New Zealand [FS.20.052], Waka Kotahi New Zealand Transport Agency [FS.28.004], Forest and Bird [FS23.369]</p> <p>Upper Hutt City Council [S225.107], Wellington City Council [FS36.048], Forest and Bird [FS23.935].</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>Porirua City Council [Opposed by The New Zealand Farm Forestry Association] consider Considers they should be exempt to remove the need to apply for unnecessary consents which will add costs and delays to the road maintenance programme. Considers exclusion should be in the rule itself to comply with the National Planning Standards.</p> <p>Kāinga Ora – Homes and Communities [supported by Transpower New Zealand, Ministry of Housing and Urban Development (HUD), GILLIES GROUP MANAGEMENT LTD, Woodridge Holdings Ltd, Pukerua Holdings Limited] seek an exclusion within the rule that exempts activities associated with the trenching of services – i.e. thrusting, boring, trenching or mole ploughing associated with cable or pipe laying and maintenance.</p> <p>Chorus New Zealand Limited, Connexa Limited, Aotearoa Towers Group (trading as FortySouth), One New Zealand Group Limited and Spark New Zealand Trading Limited [supported by Transpower New Zealand Limited and Waka Kotahi New Zealand Transport Agency and opposed by Forest and Bird] Supports in principle the earthworks definition aligning with the National Planning Standards but notes this removes existing exemptions for telco infrastructure. States that telecommunication earthworks can easily exceed 3000sqm in 12 months due to their linear nature, but that the telco industry follows industry standard best practice for earthworks and these earthworks are low-impact. Considers these activities should be exempt to remove the need to apply for unnecessary consents which will add significant costs and delays and seeks an exclusion in the rule itself to comply with the National Planning Standards.</p>	<p>Porirua City Council [S240.080], New Zealand Farm Forestry Association [FS9.177],</p> <p>Kāinga Ora – Homes and Communities [S257.036], Transpower New Zealand [FS20.060] [FS20.068], Ministry of Housing and Urban Development (HUD) [FS48.033], GILLIES GROUP MANAGEMENT LTD [FS11.051], Woodridge Holdings Ltd [FS16.228], Pukerua Holdings Limited [FS30049]</p> <p>Chorus New Zealand Limited, Connexa Limited, Aotearoa Towers Group (trading as FortySouth), One New Zealand Group Limited and Spark New Zealand Trading Limited [S41.004] [S41.008], Transpower New Zealand Limited [FS20.001] [FS20.002], Waka Kotahi New Zealand Transport Agency [FS28.006], Forest and Bird [FS23.15] [FS23.155].</p>
<p>Minor discharges and Clause G</p>	<p>Winstone Aggregates [supported by Meridian Energy Limited], Horokiwi Quarries Ltd [supported by Meridian Energy Limited], Transpower New Zealand Limited [opposed by Forest and Bird and supported by BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies, Waka Kotahi New Zealand Transport Agency, and Meridian Energy Limited considers councils approach is to remove associated discharges from earthworks rule, and instead, discharges associated with earthworks are permitted under separate “minor discharges” rule (R91). Given that rule WH.R23 is not a discharge rule, submitters considers it should not include condition (g), which is a discharge condition. Considers condition (g) inappropriate as it is not consistent with the minor discharges rule, which permits a minor discharge of suspended solids to surface water bodies or coastal water. Considers that given minor discharges rule provides for discharge of suspended solids, condition (h) be amended to reflect purpose of erosion and sediment control is to prevent uncontrolled discharge of sediment, rather than all discharge of sediment. Opposes rule being included within freshwater planning instrument, as purpose of rule is to manage land use for purposes of soil conservation. As rule does not provide for discharges associated with earthworks, there is no justification for including it in freshwater planning instrument, seeks that it be reallocated to Part 1 Schedule 1 planning instrument.</p> <p>Waka Kotahi New Zealand Transport Agency [Supported by Meridian Energy Limited, Wellington City Council, and opposed by Forest and Bird], Orogen Limited [ Supported by Meridian Energy, PCL Contracting Ltd and Woodridge Holdings Limited], David McKeivitt [Supported by Meridian Energy Limited] Consider the discharge of sediment from earthworks is unavoidable even with the use of sediment controls. Cites the technical reports for PC1, which reference studies specifying that the sediment removal of all devices are less than 100%, and that sediment discharge occurs even when the earthworks catchment is stabilised. Concerned the rule is unachievable and all earthworks, regardless of size and treatment, will require resource consent. States lower rates of sediment discharge continue to occur even from areas stabilised permanently with grass cover.</p>	<p>Horokiwi Quarries Ltd [S2.037], Meridian Energy Limited [FS47.251], Transpower New Zealand Limited [S177.041] [S177.067], Forest and Bird [FS23.784] [FS23.810], BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [FS33.025] [FS33.042], Waka Kotahi New Zealand Transport Agency [FS28.118], Meridian Energy [FS47.255] [FS47.393], Winstone Aggregates [S206.0059] [S206.087], Meridian Energy Limited [FS47.257] [FS47.369]</p> <p>Waka Kotahi New Zealand Transport Agency [S275.031] [S275.034], Meridian Energy Limited [FS47.260] FS47.400 , Wellington City Council [FS36.004] [FS36.005], Forest and Bird [FS23.725] [FS23.728], Orogen Limited [S239.009], Woodridge Holdings Limited [FS16.143] PCL Contracting Ltd [FS32.032], Meridian Energy limited [FS47.258], David McKeivitt [S190.003] [S190.007], Meridian Energy Limited [FS47.256] [FS27.394]</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>Woodridge Holdings Limited [Supported by Orogen Limited and Kāinga Ora – Homes and Communities], Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [Supported by Woodridge Holdings Limited and Meridian Energy Limited], Rosco Ice Cream Ltd, Wellington International Airport [supported by Meridian Energy Limited and opposed by forest and Bird] are concerned with the proposed drafting of subparagraph (g) and considers that it is impractical to require all discharges to be entirely retained on site. Considers it is impossible to achieve this and the GWRC ESC guidelines do not stipulate this outcome.</p> <p>BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [Supported by Meridian Energy Limited, and Waka Kotahi New Zealand Transport Agency] consider the requirement to entirely prevent silt or sediment from entering the stormwater system is considered too absolute and unlikely to be able to be achieved in all situations even where best practice silt and sediment control measures are in place. This approach is likely to generate high consenting costs that are not reflective of the level of potential contaminants generated by small-scale earthworks that are well managed in accordance with best practice erosion and sediment control measures, or the additional benefits, in terms of sediment reduction, that might be achieved by requiring a consent to be obtained. Suggests a more appropriate approach is considered to be to require implementation of best practice erosion and sediment control measures to reduce the risk of sediment becoming entrained in stormwater. Seek amendment to focus on implementation of best practice erosion and sediment control measures rather than the absolute avoidance approach currently proposed.</p> <p>Kāinga Ora – Homes and Communities [supported by Transpower New Zealand, Ministry of Housing and Urban Development (HUD), GILLIES GROUP MANAGEMENT LTD, Woodridge Holdings Ltd, Pukerua Holdings Limited] broadly supports the intent of this rule (as amended by Clause 16) but oppose clause requiring no discharge as it is not practical or achievable to avoid all discharges from a site.</p> <p>Ara Poutama Aotearoa the Department of Corrections [Supported by Waka Kotahi New Zealand Transport Agency], seek clarity regarding recognise discharges of sediment (not included under permitted activity rule for earthworks) and instead covered by the NRP’s minor discharge rule R91. Opposes rule being included within freshwater planning instrument, as purpose of rule is to manage land use for purposes of soil conservation. As rule does not provide for discharges associated with earthworks, there is no justification for including it in freshwater planning instrument, seeks that it be reallocated to Part 1 Schedule 1 planning instrument.</p> <p>Wellington City Council [Supported by Woodridge Holdings Limited and Meridian Energy Limited] supports in-part but considers subclause (g) cannot be met as you cannot guarantee that no sediment will leave the site or enter a waterbody, and that sediment is already managed by subcaluse (h). Also notes that minor earthworks could be captured by this rule as there is no scale associated with the control.</p> <p>Fulton Hogan Ltd considers there are many instances where earthworks can be undertaken without adverse effects during winter months. Considers that small scale road maintenance projects would require resource consent due to being considered “earthworks”, which would not be feasible to undertake during winter months or completely avoid sediment run-off. Considers the standard requiring no sediment discharge is unreasonable. Concerned with cost implications of resource consent being required for a large number of earthworks during winter months, regardless of their scale, and that environmental gains will be trivial. Seeks for “the associated discharge of sediment and/or flocculant” to be included in the chapeau of the rule. Meridian energy opposes in part and seeks the above amendment plus the deletion of clause ‘g” entirely.</p>	<p>Woodridge Holdings Limited [S255.037] [S255.038], Orogen Limited [FS34.040] [FS34.041], Kāinga Ora – Homes and Communities Best Farm Ltd [FS45.101], Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [S254.019], Woodridge Holdings Limited [FS16/227], Meridian Energy Limited [FS47.398], Rosco Ice Cream limited [S220.017], Wellington International Airport [S101.067], Forest and Bird [FS23.1320], Meridian Energy Limited [FS47.254],</p> <p>BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd [S258.023] [S258.044], Meridian Energy Limited [FS47.259] [FS47.399], Waka Kotahi New Zealand Transport Agency [FS28.094]</p> <p>Kāinga Ora – Homes and Communities [S257.036], Transpower New Zealand [FS20.060] [FS20.068], Ministry of Housing and Urban Development (HUD) [FS48.033], GILLIES GROUP MANAGEMENT LTD [FS11.051], Woodridge Holdings Ltd [FS16.228], Pukerua Holdings Limited [FS30049]</p> <p>Ara Poutama Aotearoa the Department of Corrections [248.041] [S248.064] [S248.012] Waka Kotahi New Zealand Transport Agency [FS28.012]</p> <p>Wellington City Council [S33.071] [S33.121], Woodridge Holdings Limited [FS16.141], Meridian Energy Limited [FS47.252] [FS47.389],</p> <p>Fulton Hogan Limited [S43.013], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.096], Orogen Limited [FS26.097], Meridian energy Limited [FS47.177], Environ NZ Services Ltd [FS10.39]</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
Forestry	Environment Defence Society [Supported by Forest and Bird, Manor Park and Haywards Residents Community Incorporate, and opposed by Winstone Aggregates, Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, New Zealand Farm Forestry Association (NZFFA), Transpower New Zealand Limited, Waka Kotahi NZ Transport Agency and Kāinga Ora – Homes and Communities]] and PF Olsen [supported by Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust] seek clarity on whether these rules apply to forestry earthworks. Seeks an amendment to defer works relating to forestry to NES-CF.	PF Olsen [S18.037] [S18.064], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.060], Environment Defence Society [222.063] [S222.105], Forest and Bird [FS23.219] [FS23.261], Manor Park and Haywards Residents Community Incorporate [S27.995] [S27.997], Winstone Aggregates [FS8.018], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.068], New Zealand Farm Forestry Association [FS9.244] [FS9.286], Transpower New Zealand Limited [FS20.009] [FS20.016], Waka Kotahi NZ Transport Agency [FS28.054] [FS28.055], Kāinga Ora – Homes and Communities [FS45.023]
General concerns and amendments	<p>Wellington International Airport consider the rule may inadvertently be breached where an activity is not related to farming. Wellington International Airport considers subparagraphs (d) and (e) appear to be addressing the same issue and could be combined.</p> <p>Wairarapa Federated Farmers seek an amendment to be consistent with relief sought for national Freshwater Farm Plans</p> <p>Forest and Bird [Supported by Manor Park and Haywards Residents Community Incorporate, and opposed by Winstone Aggregates Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust., New Zealand Farm Forestry Association (NZFFA), Transpower New Zealand Limited, Cannon Point Development Limited (Ltd.), Waka Kotahi NZ Transport Agency, Kāinga Ora – Homes and Communities, Wellington International Airport Limited] and Environment Defence Society [Supported by Forest and Bird, Manor Park and Haywards Residents Community Incorporate, and opposed by Winstone Aggregates, Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, New Zealand Farm Forestry Association (NZFFA), Transpower New Zealand Limited, Waka Kotahi NZ Transport Agency and Kāinga Ora – Homes and Communities] considers a greater setback from waterbodies and coastal marine area is required to give affect to the NPSFM.</p> <p>China Forest Group Company New Zealand Ltd [supported by Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, and opposed by Forest and Bird] Considers a 5m minimum setback from surface water bodies from earthworks is contrary to the objectives of the plan. Notes a permissive regime applies to areas under a farm plan and considers this a corollary to the NES-PF/CF. Considers sub-clauses (g) and (h) contradict all other rules, which recognise some discharge will happen. Seek to align with</p>	<p>Wellington International Airport [S101.067], Forest and Bird [FS23.1320], Meridian Energy Limited [FS47.254].</p> <p>Wairarapa Federated Farmers [S193.100] [S193.149], Forest and Bird [FS23.1056] [FS23.1105], Meridian Energy Limited [FS47.395]</p> <p>Forest and Bird [S261.116], Manor Park and Haywards Residents Community Incorporate [FS27.735] [FS27.812], Winstone Aggregates [FS8.024], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.043], New Zealand Farm Forestry Association (NZFFA) [FS9.443] [FS9.520], Transpower New Zealand Limited [FS20.032] [FS20.049], Cannon Point Development Limited (Ltd.) [FS22.042], Waka Kotahi NZ Transport Agency [FS28.081] [FS28.082], Kāinga Ora – Homes and Communities [FS45.037], Wellington International Airport Limited [FS31.083]</p> <p>China Forest Group Company New Zealand Ltd [S288.072] [S288.116] Guildford Timber Company Limited, Silverstream Forest Limited and the</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>NES-PF/CF 10m setbacks for perennial streams, set visual discharge standard recognising some discharge always likely to occur. Apply NES-PF/CF inclusive of discharge requirements to forestry, to avoid discriminatory differentiation between land uses</p> <p>Porirua City Council [Opposed by The New Zealand Farm Forestry Association] consider earthwork consents required for coastal restoration, conservation, and management activities will discourage projects and work against coastal resilience and enhancement. Notes soft engineering approaches to coastal protection, in particular, placement of compacted fill, are increasingly used as the effects of sea level rise start to impact coastlines and compacted fill is low impact relative to rock armouring and other coastal protection methods. Excluding these activities will enable soft engineering approaches to be undertaken without the need to apply for consents which will add significant costs and delays to Council's coastal adaptation programme. Considers this approach is consistent with the Proposed Porirua District Plan and the New Zealand Coastal Policy statement.</p> <p>Woodridge Holdings Ltd consider P.R22 repeats WH.R23 and as such is unnecessary.</p> <p>Jo McCready [Supported by Meridian energy Limited] Considers conditions are arbitrary with no factual basis. Considers the size of earthworks have no relation to property size. Considers weather window irrelevant as bad weather can occur at any time of year.</p>	<p>Goodwin Estate Trust [FS25.117], Forest and Bird [FS23.096] [FS23.140] Environment Defence Society [222.063] [S222.105], Forest and Bird [FS23.219] [FS23.261], Manor Park and Haywards Residents Community Incorporate [S27.995] [S27.997], Winstone Aggregates [FS8.018], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.068], New Zealand Farm Forestry Association [FS9.244] [FS9.286], Transpower New Zealand Limited [FS20.009] [FS20.016], Waka Kotahi NZ Transport Agency [FS28.054] [FS28.055], Kāinga Ora – Homes and Communities [FS45.023]</p> <p>Porirua City Council [S240.080], New Zealand Farm Forestry Association [FS9.177],</p> <p>Woodridge Holdings Ltd [S255.072]</p> <p>Jo McCready [S94.012], Meridian Energy Limited [FS47.391]</p>
WSA Framework	<p>Taumata Arowai [supported by Forest and Bird] considers the WSA framework for identification, monitoring and management of risks to water sources is intended to work together with resource management legislation. Notes that changes are made to rules that recognise proximity to source water intakes but that no change has been made to the reference to drinking water supplies (community drinking water supply and group drinking water supply) and these references are out of date due to the repeal of the Health (Drinking Water Amendment Act) 2007 and enactment of the WSA.</p>	<p>Taumata Arowai [S116.074], Forest and Bird [FS23.642]</p>

#### Issue 4: The Discharge Standard

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
Regionally Significant Infrastructure	<p>Wellington Water Limited [Supported by Transpower New Zealand Limited, Waka Kotahi NZ Transport Agency, Wellington International Airport Limited, Meridian energy Limited, and opposed by Forest and Bird] and an exemption for Regionally Significant Infrastructure to reflect the volume of work that needs to be undertaken for RSI, inclusive of the winter shut down period.</p>	<p>Wellington Water Limited [S151.100] [S151.131], Transpower New Zealand Limited [FS20.088] [FS20.091] Waka Kotahi NZ Transport Agency [FS28.165] [FS28.174], Meridian energy Limited [FS47.266] [FS27.406], Wellington International Airport [FS31.084], Forest and Bird [FS23.1427] [FS23.1458]</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>Wellington International Airport Limited [Supported by Meridian Energy limited and opposed by Forest and Bird] Considers a separate restricted discretionary earthworks rule should apply to large scale earthworks that provide for regionally significant infrastructure, that is exempt from the Winter shot down period.</p> <p>Upper Hutt City Council [opposed by Forest and Bird] have concerns with application of amended earthworks definition and implications for this rule. Consider resource consent would be required for every 150 linear metres of road, based on an average 20 m road width. Scale at which resource consents would apply for every territorial authority in the region, would be an extremely onerous. Considers amended permitted activity standards are a far more appropriate way to manage sediment run-off concerns.</p>	<p>Wellington International Airport Limited [S101.068], Meridian Energy limited [FS47.256], Forest and Bird [FS23.1321]</p> <p>Upper Hutt City Council [S225.108], Forest and Bird [FS23.936]</p>
Coastal Waters	Wellington International Airport Limited [Supported by Meridian Energy limited and opposed by Forest and Bird] Considers it is not clear how (a) relates to coastal water when the visual clarity indicators only relate to freshwater bodies.	Wellington International Airport Limited [S101.068], Meridian Energy limited [FS47.256], Forest and Bird [FS23.1321]
Discharge Standard	<p>David McKeivitt [supported by Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, Orogen Limited and Meridian Energy Limited] considers the proposed TSS limit of 100g/m<sup>3</sup> is not based on scientific evidence, and is a significant reduction from the existing threshold of 170 NTU. Concerned technical publications for PC1 do not refer to the TSS standard of 100g/m<sup>3</sup> and questions how this standard was decided and whether it is scientifically linked to the target attribute states. States that GWRC and the earthworks industry have largely moved from TSS for compliance measurements to NTU. Considers that NTU is a more effective and quicker measurement for compliance than TSS. Questions why it is deemed acceptable that the upstream and down stream comparison when TSS exceeds 100g/m<sup>3</sup> can be made using visual clarity (aka turbidity in NTU), when the preceding measurements in the policy are prescribed in TSS. Seeks that the proposed total suspended solids limit is re-evaluated and re-drafted. Provision is made for proxy field measurements, such as NTU (nephelometric turbidity units), can be utilised to substitute for total suspended solids.</p> <p>Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [supported by Woodridge Holdings Limited and Meridian Energy Limited] that for turbidity to be measured using a new method of Total Suspended Solids requires a laboratory test to measure and cannot readily be done in the field. Seeks that amended made for flexibility and reference to NTU.</p> <p>Kāinga Ora – Homes and Communities [supported by GILLIES GROUP MANAGEMENT LTD, Pukerua Holdings Limited, Transpower New Zealand Limited, Ministry of Housing and Urban Development (HUD) and Meridian Energy Limited] Questions the 100g/m<sup>3</sup> TSS standard for earthworks and seek clarification as to what has informed this standard. Notes the supporting technical reports refer to a reduction in annual sediment load of 40% per year but do not draw a connection between this target reduction and the proposed standard in PC1</p> <p>BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [opposed in part by Meridian Energy Limited and supported by Waka Kotahi New Zealand Transport Agency] Considers a broad range of variables will affect sediment loading in discharges from earthworks including soil types, slope length and angle, rain events and intensity during an earthworks project, as well as the nature scale and duration of the earthworks involved. The ability to achieve and clearly demonstrate the ability to comply with a specified TSS threshold may not be known prior to the commencement of any given earthworks project. Consider a more practicable approach would be to require implementation of best practice erosion and sediment control measures to reduce the risk of sediment becoming entrained in stormwater as part of a restricted discretionary activity consenting process under WH.R24. Considers there is unlikely to be any significant benefit in requiring a non-complying activity consent, rather than a restricted discretionary activity consent, where there is uncertainty around the ability to comply with the specified 100mg/L TSS threshold at all times (for example where an intense rainfall event may occur), and there is an ability for council to review, impose conditions and monitor proposed erosion and sediment control measures through the RD consent process in any case.</p>	<p>David McKeivitt [S190.004] [S190.008]                      Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [FS25.099], Orogen Limited [FS34.048] [FS34.049], Meridian Energy Limited [FS47.272] [FS47.412]</p> <p>Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [S254.020] Meridian Energy Limited [FS47.423] Woodridge Holdings Limited [FS16.233]</p> <p>Kāinga Ora – Homes and Communities [S257.037] [S257.065], GILLIES GROUP MANAGEMENT LTD [FS11.052], Pukerua Holdings Limited [FS30.050], Transpower New Zealand Limited [FS20.069], [FS20.061], Ministry of Housing and Urban Development (HUD) [FS48.034] [FS48.054], Meridian Energy Limited [FS47.425] [FS47.285]</p> <p>BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [S258.024] [S258.045], Meridian Energy Limited [FS47.286] [FS47.426], Waka Kotahi New Zealand Transport Agency [FS28.095]</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>Wellington International Airport Limited [ supported by BP Oil NZ and opposed by Forest and Bird] considers it impracticable to expect sediment discharges to be entirely sites given the variable nature of sites e.g. the coastal interface. Seeks to amend the policy to make it clear that it applies only to rural land use in line with the RPS or establish a standalone policy (and rule) that provides for earthworks associated with the airport or Regionally Significant infrastructure.</p> <p>Transpower New Zealand Limited [opposed by Forest and Bird] considers standards set out in WH.P30 and P.P28 to be reasonable and seek for the policy to be retained as notified.</p> <p>PF Olsen considers that forestry earthworks should be managed under the NES-CF by default. Seeks clarity on whether the policies WH.P30 and P.P28 apply to forestry earthworks.</p> <p>Enviro NZ Services Limited are neutral and do not seek any amendments to these policies.</p> <p>Ara Poutama Aotearoa the Department of Corrections [supported by BP Oil NZ], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust, Yvonne Weeber [supported Manor Park and Haywards Residents Community Incorporate] supports Policies P.P30 and P.P28 and seeks no changes.</p> <p>Wellington Fish and Game Regional Council [supported by Manor Park and Haywards Residents Community Incorporate, Forest and Bird, and opposed by New Zealand Farm Forestry Association (NZFFA), Waka Kotahi NZ Transport Agency and Kāinga Ora – Homes and Communities] considers if Erosion and Sediment Control Guideline (2021) was sufficient, there would be no sediment in waterways from earthworks. Notes earthworks still currently cause sediment inputs into waterways around region, so increased measures to control inputs are required. Seeks increased measures to control sediment inputs into waterways.</p> <p>David McKevitt [supported by Orogen Limited] considers the proposed TSS limit of 100g/m3 is not based on scientific evidence, and is a significant reduction from the existing threshold of 170 NTU. Concerned technical publications for PC1 do not refer to the TSS standard of 100g/m3 and questions how this standard was decided and whether it is scientifically linked to the target attribute states. States GWRC and the earthworks industry have largely moved from TSS for compliance measurements to NTU. Considers NTU is a more effective and quicker measurement for compliance than TSS. Questions why it is deemed acceptable that the upstream and down stream comparison when TSS exceeds 100g/m3 can be made using visual clarity (aka turbidity in NTU), when the preceding measurements in the policy are prescribed in TSS. Seeks revaluation and re-draft of the proposed TSS limit and a provision for proxy field measurements as a substitute for TSS, such as NTU.</p> <p>Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd and Woodridge Holdings Ltd consider the discharge standard for turbidity to be measured using Total Suspended Solids requires a laboratory to measure and cannot readily be done in the field. Seek to amend policy to reference NTU instead.</p> <p>Civil Contractors New Zealand [supported by Construction Contracts Ltd, Goodman Contractors Limited, PCL Contracting Limited, Kāinga Ora – Homes, Orogen Limited, and Communities and Multi Civil Contractors Ltd], Goodman Contractors Limited [supported by Orogen NZ]</p>	<p>Wellington International Airport [S101.054] Forest and Bird [FS23.1307], BP Oil NZ [FS33.012]</p> <p>Transpower New Zealand Limited [S177.026] [S177.052], Forest and Bird [FS23.769]</p> <p>PF Olsen Limited [S18.030] [S18.056]</p> <p>Enviro NZ Services Ltd [S209.014] [S209.041]</p> <p>Ara Poutama Aotearoa the Department of Corrections [S248.027] [S248.051], BP Oil NZ [FS33.014] [FS33.031], Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [S210.036], Yvonne Weeber [S183.220] [S183.303], Manor Park and Haywards Residents Community Incorporate [FS27.220] [FS27.303]</p> <p>Wellington Fish and Game Regional Council [S188.065], Manor Park and Haywards Residents Community Incorporate [FS21.070] [FS27.1154], Forest and Bird [FS23.1221], New Zealand Farm Forestry Association [FS9.065], Kāinga Ora – Homes and Communities [FS45.073]</p> <p>David McKevitt [S190.001] [S190.005] Orogen Limited [FS34.044] [FS34.045]</p> <p>Best Farm Ltd, Lincolnshire Farm Ltd, Hunters Hill Ltd &amp; Stebbings Farmlands Ltd [S254.010] Woodridge Holdings Ltd [S255.050]</p> <p>Civil Contractors New Zealand [S285.030] [S28.018], Construction Contracts Ltd</p>

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	<p>Considers changing discharge standards is onerous for contractors as suspended solids tests take time for results whereas turbidity which is a real time test. Queries who is a 'suitably qualified person' for taking tests and why the policy uses 100g/m3, as at a point in time after rainfall every site across the region could be non-compliant. Notes that working in a heavy material could mean a high suspended solids reading but a low turbidity reading. Seeks provision is amended to provide for the standard measure of NTU.</p> <p>Wairarapa Federated Farmers [Opposed by Forest and Bird] considers matters addressed by these policies are already addressed by the existing NRP provisions and subsequent mediated agreements. Seeks the deletion of Policies WH.P30 and P.P28.</p> <p>Horokiwi Quarries Ltd and Winstone Aggregates [supported by Kāinga Ora – Homes and Communities] seeks that policies are amended to refer to discharges to natural receiving waterbodies rather than to “an existing or new stormwater network” and “artificial watercourse”. Considers the policy can only regulate discharges where they enter “water”, in accordance with RMA s15, and that water within a stormwater network is not subject to Regional Council jurisdiction. Further notes artificial watercourses are often piped or within tanks and therefore not subject to RMA s15. Considers the requirement under clause (c) to have a “suitably qualified person” monitor the discharge is not practicable in all circumstances and will result in an unreasonable cost burden on consent holders. Seeks that the clause is amended to provide some discretion and to also provide for a “suitably trained person” rather than a qualified individual.</p> <p>Pareraho Forest Trust considers greenfield development earthworks decrease visual clarity downstream more than the proposed standard and through the winter period. Seeks stronger and more transparent regulation of sediment discharges. Notes sediment pollution is highly visible and is an interest to catchment groups. Requests (c) of WH.P30 is amended to require WRC to publish monitoring results and advise community catchment groups of where the results can be found.</p> <p>Environmental Defence Society [supported by Forest &amp; Bird, Manor Park and Haywards Residents Community Incorporate, and opposed by New Zealand Farm Forestry Association and Waka Kotahi New Zealand Transport Agency seeks an amendment be made to WH.P30 and P.P28 to give affect to the NPSFM via setbacks.</p> <p>Porirua City Council [opposed by New Zealand Farm Forestry Association] and Upper Hutt City Council [supported by Woodridge Holdings Limited and opposed y Forest &amp; Bird] consider policy reads more like a rule or standard rather than outlining how an objective will be implemented. Seeks that the policy is deleted or amended to be a policy rather than a rule or standard.</p> <p>Kāinga Ora – Homes and Communities opposed the 100g/m3 TSS standard for earthworks and questions what has informed this standard. Notes supporting technical reports refer to a reduction in annual sediment load of 40% per year but do not draw a connection between this target reduction and the proposed standard in PC1. Seeks a Review of and explanation of the 100g/m3 TSS standard.</p> <p>Forest and Bird [supported by Manor Park and Haywards Residents Community Incorporate and opposed by New Zealand Farm Forestry Association, Waka Kotahi NZ Transport Agency and Waka Kotahi NZ Transport Agency] consider controls on deposited sediment are also required. Seek to insert an additional clause to ensure the discharge shall not, after the zone of reasonable mixing, result in an increase in deposited sediment to be more than 20% of the bed.</p>	<p>[FS15.003] [FS15.009], Goodman Contractors Limited [FS35.018] [FS35.031], PCL Contracting Ltd [FS32.008] [FS32.017], Kāinga Ora – Homes and Communities [FS45.005] [FS45.006], Multi Civil Contractors Ltd [FS49.018] [FS49.030], Orogen Limited [FS34.018], Goodman Contractors Limited [S274.002], Orogen Limited [FS34.050]</p> <p>Wairarapa Federated Farmers [S193.090] [S193.139] Forest and Bird [FS23.1046] [FS23.1095]</p> <p>Horokiwi Quarries Ltd [S2.026] Winstone Aggregates [S206.047] [S206.075], Kāinga Ora – Homes and Communities [FS45.090]</p> <p>Pareraho Forest Trust [S213.034]</p> <p>Environmental Defence Society [S222.092], Forest &amp; Bird [FS23.248], Manor Park and Haywards Residents Community Incorporate [FS27.984], New Zealand Farm Forestry Association [FS9.273], Waka Kotahi New Zealand Transport Agency [FS28.053]</p> <p>Upper Hutt City Council [S225.092], Woodridge Holdings Limited [FS16.090], Forest and Bird [FS23.920], Porirua City Council [S240.059], New Zealand Farm Forestry Association [FS9.156]</p> <p>Kāinga Ora – Homes and Communities [S257.025] [S257.053]</p> <p>Forest and Bird [261.091] [S261.070], Manor Park and Haywards Residents Community Incorporate [FS27.710] [FS27.789], New Zealand Farm Forestry</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>Waka Kotahi New Zealand Transport Agency [Opposed by Forest and Bird] consider these provisions contain specific numeric standards for discharge of sediment which does not allow for a site by site assessment to determine if the standard set is appropriate for the receiving environment. Concerned that determining activity status will be based on a predicted level of performance and it is unclear if a further consent (under Rule P.R24) would be required if P.R.23(a) was not met. Considers the 100g/m3 and associated 20% and 30% visual clarity requirements would be better placed as matters of discretion/assessment and set in a policy framework which indicates this is a desired outcome, to allow for different parameters to be set based on the detail of the receiving environment.</p> <p>Taranaki Whānui [supported by Rangitāne o Wairarapa] and Wellington City Council support the inclusion of this policy and seek for it to be retained as notified.</p> <p>China Forest Company [opposed by Forest &amp; Bird] Considers the 100g/m3 standard is not related to actual sedimentation levels and is ill-suited to diffuse discharge from land. Notes the measurement method is retrospective rather than real-time. Considers the clarity rule has perverse outcomes, noting that plantation forests often have high macroinvertebrate indices. Seeks clarity that the policy refers to general earthworks and does not apply to earthworks in relation to forestry activities.</p> <p>Wellington Branch of New Zealand Farm Forestry Association considers this does not apply to forestry. Considers the peak discharge limit too low and barely colours water. Considers a vehicle driving on a gravel road, even with small scale sediment traps in place by a culvert (as per NES-CF) and walking tracks in the Orongorongo Valley would fail this test. Seeks to raise the discharge limit to 1000g/m3,</p>	<p>Association [FS9.418] [FS9.497], Waka Kotahi NZ Transport Agency [FS28.073] [FS28.074] Waka Kotahi NZ Transport Agency [FS45.031] [FS45.032]</p> <p>Waka Kotahi New Zealand Transport Agency [S275.038] [S75.039], Forest and Bird [FS23.732] [FS23.733]</p> <p>Taranaki Whānui [286.061], Rangitāne o Wairarapa [FS24.061], Wellington City Council [S33.054] [S33.104]</p> <p>China Forest Company [S288.058] [S288.101], Forest &amp; Bird [FS23.082] [FS23.125]</p> <p>Wellington Branch of New Zealand Farm Forestry Association [S36.041] [S36.046]</p>
Submissions in support and neutral	<p>Yvonne Weeber and Guardians of the Bays Inc [supported by Manor Park and Haywards Residents Community Incorporate] have submitted in support of the restricted discretionary rules for earthworks with no amendments sought.</p> <p>Enviro NZ Ltd have expressed neutrality towards RD rules and seek no amendments</p>	<p>Yvonne Weeber [S183.329] [S183.247] Guardians of the Bays Inc [S186.18] Manor Park and Haywards Residents Community Incorporate [FS27.247] [FS27.561] [FS27.329]</p> <p>Enviro NZ Ltd [S209.030] [S209.056]</p>
Matter of discretion - % of unestablished land	<p>Woodridge Holdings Limited [supported by Orogen Limited and Meridian Energy Limited] considers the matter for discretion, “The proportion of unestablished land in the catchment.”, is vague and gives an applicant no idea what % of disturbance is likely to be acceptable per catchment and makes the applicant reliant upon the actions of others. Questions if the % limit for a catchment is exceeded because there are multiple developments in the area, how does Council decide who goes first? Considers this could cause a trade competition issue. Seeks guidance on % of a catchment which can be developed at onetime and guidance as to how “The proportion of unestablished land in the catchment.” matter for discretion will work.</p>	<p>Woodridge Holdings Limited [S255.039] Orogen Limited [FS34.042] Meridian Energy Limited [FS47.284]</p>

### Issue 5: Winter works shut down of earthworks

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
Non-complying activity status	<p>Opposes non-complying activity status for winter earthworks. Notes that large storm events can occur throughout the year, resulting in large sediment discharges. Considers current approach to managing winter earthworks is effective. Considers that a blanket non-complying activity status does not take into account the scale, nature or duration of works. Considers the requirement to stabilise earthworks and implement sediment controls prior to shut down may not be feasible resulting in unintended environmental outcomes. Concerned the prescribed shut down period may not align with specific site conditions. Considers blanket restrictions do not effectively address the diversity of different sites and applicants which demonstrate the required management of winter works should be supported to</p>	<p>GILLIES GROUP MANAGEMENT LTD [S161.025] [S161.040], Meridian Energy Limited [FS47.267], [FS47.407] Cannon Point Development Limited (Ltd.) [FS22.043], Meridian Energy Limited [FS47.267], [FS47.407], Woodridge</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>avoid delays of housing supply. <b>Seek to remove (b) from restricted discretionary rule.</b> Cannon Point Development Limited (Ltd.) [ Supported by Meridian Energy Limited, Peka Peka Farm Limited, and opposed by Forest and Bird] Considers the proposed shut down period for winter earthworks is onerous and unnecessary in light of the other provisions. Seeks to Retain existing effects management approach for sediment discharges from earthwork and delete winter shut down requirements.</p> <p>Cuttriss Consultants Ltd [supported by Woodridge Holdings Ltd, , Land Matters Limited, Orogen Limited, Meridian Energy Limited], Carrus Consultants [Supported by Woodridge Holdings Ltd, Orogen Limited, Meridian Energy Limited and opposed by Manor Park and Haywards Residents Community Incorporate], Thames Pacific [Supported by Meridian Energy Limited] Opposes the requirement for non-complying resource consent to undertake winter earthworks. Notes that as high rainfall events can occur during any time of the year, and during summer months when the ground is less permeable, it is just as likely that sediment control measures will fail. In some soil conditions (i.e. sand, river gravels) it is preferable works occur when the ground is wet because it reduces the potential for sediment to be blown into waterways. Considers the s32 report fails to justify why this measure is required. Considers the current method of site-specific assessments during winter works in achieving the objectives of the NPS-FW.</p> <p>Transpower New Zealand and Ara Poutama Aotearoa the Department of Corrections Considers a condition requiring earthworks be shut down over the winter months is inappropriate, as it does not recognise circumstances where earthworks need to occur over those months in order to provide for safe and efficient operation, maintenance, upgrading, or development of regionally significant infrastructure (including the National Grid). Recognises earthworks should be planned so majority of bulk earthworks occur outside of winter months. Considers instances where earthworks are unavoidable and with careful management can be undertaken in a manner that avoids, remedies, or mitigates adverse effects on land stability and runoff. Notes GWRC Erosion and Sediment Control Guideline for Wellington Region (2021), which is referred to in policy WH.P31 (and in the note to permitted activity rule WH.R23), provides a pathway for earthworks to be undertaken during winter months subject to careful management. Considers rather than a blanket restriction on all earthworks over this period, reference is made to matters set out under section G5.0 of guideline as a matter of discretion for earthworks. Considers this will ensure consistency between the rules and the Council’s technical guidance for the management of earthworks, and provide for appropriate conditions to manage works over the winter period to be included in resource consents. Considers the note directing Plan users to GWRC Erosion and Sediment Control Guideline for the Wellington Region (2021) that is included under permitted activity rule WH.R23 also be provided for under this rule.</p>	<p>Holdings limited [FS16.144] [FS16.230] Pukerua Holdings Limited [S165.025] [S165.040], Cannon Point Development Limited (Ltd.) [FS22.044], Meridian Energy Limited [FS47.268], [FS47.408], KORU HOMES NZ LIMITED [S169.020] Cannon Point Development Limited (Ltd.) [FS22.045], Meridian Energy Limited [FS47.269], ARAKURA PLAINS DEVELOPMENT LIMITED [S173.025] Cannon Point Development Limited (Ltd.) [FS22.046], Meridian Energy Limited [FS47.270] [FS47.261] [FS47.274] [FS47.414] [FS47.275], Horokiwi Quarries Ltd [S2.038] Winstone Aggregates [S206.060] [S205.088] Guildford Timber Company Limited, Silverstream Forest Limited and the Goodwin Estate Trust [S210.052]</p> <p>Cuttriss Consultants Ltd [S219.020] [S219.031] Woodridge Holdings Ltd [FS16.146] [FS16.231], Land Matters Limited [FS13.075] [FS13.077], Orogen Limited [FS34.032] [FS34.030], Meridian Energy Limited[FS47.278] [FS47.416], Carrus Consultants Limited [S247.020] [S247.031], Woodridge Holdings Ltd [FS16.148], Orogen Limited [FS34.010], Meridian Energy Limited [FS47.281] [FS47.420], Manor Park and Haywards Residents Community Incorporate [FS27.1209] [FS27.1220], Thames Pacific [S252.109] [S252.030], Meridian Energy Limited [FS47.283] [FS47.422]</p> <p>Transpower New Zealand Limited [S177.042] Forest and Bird [FS23.785], [FS23.811], Meridian energy Limited [FS47.421] [FS47.411], BP Oil NZ Ltd, Mobil Oil NZ Ltd, Z Energy Ltd - The Fuel Companies [FS33.026] [FS33.043], Wellington International Airport [ FS31.085] Ara Poutama Aotearoa the Department of Corrections [S248.042] [S248.065], Meridian Energy Limited [ S47.282] [FS47.421]</p>

Sub-issue(s)	Description of matters raised by submitters	Submission reference(s)
	<p>David McKeivitt Supports the management of increased risk during high rainfall, however considers that the length of the proposed winter period is too onerous for the number of activities that require earthworks, particularly given that the definition of earthworks includes a broader range of activities. Notes earthworks are currently successfully completed during the winter works period with appropriate management of risk from increased rainfall, with the relevant risk factors taken into account by GWRC for each site. Considers a blanket activity status for all winter earthworks removes the ability for GWRC to consider factors such as the compliance history of a consent holder, and consent holders with inadequate performance could be more likely to be authorised to undertake winter works than under the current regime. Notes under the operative definition of earthworks, lower risk activities could be completed during the winter works period, such as trenching for infrastructure and services. Concerned such activities will require resource consent, therefore being onerous on contractors and lengthening project durations, without achieving an appropriate reduction in environmental risk.</p> <p>Porirua City Council [Supported by Meridian Energy Limited and opposed by New Zealand Farm Forestry Association (NZFFA), Hutt City Council [supported by Woodridge Holdings Ltd, Cannon Point Development Limited, Meridian Energy Limited and opposed by Forest &amp; Bird] disagrees with the s32 evaluation, which states that there is higher risk of sediment discharge during the winter period (June-September). Considers large storm events can occur throughout the year, resulting in large sediment discharges. Considers that earthworks during the winter period may be appropriate when there is a poor summer earthworks period due to adverse weather. Considers a BAU approach for winter earthworks should be maintained as a standard condition of consent as a discretionary activity which would allow GW to provide permits to undertake earthworks within this period as appropriate and subject to conditions.</p> <p>Kāinga Ora – Homes and Communities [supported by GILLIES GROUP MANAGEMENT LTD, Pukerua Holdings Limited, Transpower New Zealand Limited, Ministry of Housing and Urban Development (HUD) and Meridian Energy Limited] Opposes the condition in the rule at WH.R24(b) as it places a restriction on earthworks between 1st of June and 30th September and the resulting escalation to a non-complying activity. Seeks an exclusion within the rule that exempts activities associated with the trenching of services – i.e. thrusting, boring, trenching or mole ploughing associated with cable or pipe laying and maintenance</p>	<p>David McKeivitt [S190.004] [S190.008]                      Guildford Timber Company Limited,                      Silverstream Forest Limited and the                      Goodwin Estate Trust [FS25.099], Orogen                      Limited [FS34.048] [FS34.049], Meridian                      Energy Limited [FS47.272] [FS47.412]</p> <p>Hutt City Council [S211.024]                      Woodridge Holdings Ltd [FS16.145]                      Cannon Point Development Limited (Ltd.)                      [FS22.047], Forest &amp; Bird [FS23.370],                      Meridian Energy Limited [FS47.276]                      Porirua City Council [S240.081] New                      Zealand Farm Forestry Association                      (NZFFA) [FS9.178], Meridian Energy                      Limited [FS47.419]</p> <p>Kāinga Ora – Homes and Communities                      [S257.037] [S257.065],                      GILLIES GROUP MANAGEMENT LTD                      [FS11.052], Pukerua Holdings Limited                      [FS30.050], Transpower New Zealand                      Limited [FS20.069], [FS20.061], Ministry                      of Housing and Urban Development                      (HUD) [FS48.034] [FS48.054], Meridian                      Energy Limited [FS47.425] [FS47.285]</p>