

15 September 2017

## **MEMORANDUM**

File Reference: C17C/144546

FROM: Olivia Cook

**TO:** Andrew Parrish

**SUBJECT:** Recommended amendments to the Council's decision on Plan Change 5 to the Canterbury Land and Water Regional Plan,

pursuant to Clause 16(2) of Schedule 1 to the Resource Management Act 1991 (RMA)

Clause 16(2) of Schedule 1 to the RMA states:

"A local authority may make an amendment, without using the process in this schedule, to its proposed policy statement or plan to alter any information, where such an alteration is of minor effect, or may correct any minor errors"

The following corrections to minor errors and alterations of minor effect are recommended to the Council's decision on Plan Change 5 to the Canterbury Land and Water Regional Plan.

Recommended deletions are shown with strikethrough and recommended insertions with underline.

Type of error	Location	Description of change	Reason
Minor correction	Section 15B, Table 15B(d),	Amend as follows:	The omission of the erroneous digit is necessary to align
	Small to medium sized high	2258500 <del>0</del> 5654000	the map co-ordinates with the location of the lake.
	country lakes, Lake		
	Middleton		

alteration of minor effect (for clarity)  Alteration of measurement location  Alteration of clarity)  Alteration of minor effect (for clarity)  Alteration of measurement location  Amend as follows:  The phrase 'Good Management Practice Loss Rate' is a defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercator with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additional amendment is necessary to clarify that the map co-ordinates on the river. An additi	Minor correction	Section 15B, Table 15B(d),	Amend as follows:	An amendment is necessary to align the map co-ordinates
minor effect (for clarity)  Alteration of measurement (incation)  Alteration of measurement (incation)  Amend as follows:  Amend as follows:  In phrase (Good Management Practice Loss Rate' is a defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  Minor correction  Amend as follows:  The discharge of contaminants from an individual aquaculture operation, and no discharges from individual aquaculture operations, and no discharges from individual aquaculture ope	and an	Artificial Lakes - on-river	1365897 <u>5</u> 090651	with the location of the lake. An additional amendment is
Clarity)   Clarity   Clarity   Clarity   Alteration of minor effect (for clarity)   Artificial Lakes – on-river wairepo Arm measurement location   Clarity   Alteration of minor effect (for clarity)   Alteration of wairepo Arm measurement location   Clarity   Clarity   Alteration of minor effect (for clarity)   Artificial Lakes – on-river location   Alteration of minor effect (for clarity)   Artificial Lakes – on-river clarity   Artificial Lakes – on-river lake Ruataniwha measurement location   Artificial Lakes – on-river lake Ruataniwha measurement location   Amend as follows:	alteration of	Kellands Pond	(NZTM co-ordinates)	necessary to clarify that the map co-ordinates for this lake
Alteration of minor effect (for clarity)  Artificial Lakes – on-river Lake Ruataniwha measurement location  Amend as follows:  The phrase 'Good Management Practice Loss Rate' is a defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align the map co-ordinates with the location of the river. An additional amendment is necessary to align the map co-ordinates on this lake are displayed using the New Zealand Transverse Mercate with the location of the river. An additional amendment is necessary to align the map co-ordinates on this lake are displayed using the New Zealand Transverse Mercate with the location of the river. An additional amendment is necessary to align the map co-ordinates on this lake are displayed using the New Zealand Transverse Mercate with the location of the river. An additional amendment is necessary to align the map co-ordinates on this lake are displayed using the New Zealand Transverse Mercate with the location of the river. An additional amendment is necessary to align the map co-ordinates on the river. An additional amendment is necessary to align the map co-ordin	minor effect (for	measurement location		are displayed using the New Zealand Transverse Mercator
minor effect (for clarity)  Mairepo Arm measurement location  Alteration of minor effect (for clarity)  Alteration of minor effect (for clarity)  Minor correction  Minor corr	clarity)			2000 (NZTM) format.
Clarity) Wairepo Arm measurement location (NZTM co-ordinates) necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercato 2000 (NZTM) format.  Alteration of minor effect (for clarity) Artificial Lakes – on-river Lake Ruataniwha measurement location (NZTM co-ordinates) (NZTM co-ordinates) (NZTM co-ordinates) (NZTM co-ordinates) with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercato 2000 (NZTM) format.  Minor correction Policy 15B.4.22 Amend as follows:in any circumstance where that Good Management Practice Loss Rate has not defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  Minor correction Rule 15B.5.5 Amend as follows: The discharge of contaminants from an individual aquaculture operation discharges from individual aquaculture operations, and not are displayed using the New Zealand Transverse Mercato with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates with the processary to clarify that the map co-ordinates with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates with the processary to clarify that the map co-ordinates with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates with the processary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 are discharged in the river. An additional are displayed using the New Zealand	Alteration of	Section 15B, Table 15B(d),	Amend as follows:	An amendment is necessary to align the map co-ordinates
location  Alteration of minor effect (for clarity)  Minor correction  Minor correcti	minor effect (for	Artificial Lakes – on-river	1366987 5090850	with the location of the river. An additional amendment is
Alteration of minor effect (for clarity)  An amend as follows:  Lake Ruataniwha measurement location  Minor correction	clarity)	Wairepo Arm measurement	(NZTM co-ordinates)	necessary to clarify that the map co-ordinates for this lake
Alteration of minor effect (for clarity)  Artificial Lakes – on-river Lake Ruataniwha measurement location  Minor correction  Minor correc		location		are displayed using the New Zealand Transverse Mercator
minor effect (for clarity)  Artificial Lakes – on-river Lake Ruataniwha measurement location  Minor correction  Policy 15B.4.22  Amend as follows:in any circumstance where that Good Management Practice Loss Rate has not  Minor correction  Minor correction  Rule 15B.5.5  Artificial Lakes – on-river Lake Ruataniwha measurement location  (NZTM co-ordinates)  with the location of the river. An additional amendment is necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercator 2000 (NZTM) format.  The phrase 'Good Management Practice Loss and defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  The discharge of contaminants from an individual aquaculture operation  and individual aquaculture operation are displayed using the New Zealand Transverse Mercator 2000 (NZTM) format.  The phrase 'Good Management Practice Loss and defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  The insertion of the words ;'individual' and 'operation' are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations.				2000 (NZTM) format.
Clarity)  Lake Ruataniwha measurement location  Minor correction  Policy 15B.4.22  Amend as follows:in any circumstance where that Good Management Practice Loss Rate has not  Minor correction  Minor correction  Rule 15B.5.5  Rule 15B.5.5  Rule 15B.5.5  Amend as follows: The discharge of contaminants from an individual aquaculture operation.  CNZTM co-ordinates)  necessary to clarify that the map co-ordinates for this lake are displayed using the New Zealand Transverse Mercato 2000 (NZTM) format.  The phrase 'Good Management Practice Loss and defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  The insertion of the words ;'individual' and 'operation' are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not corrected to the same displayed using the New Zealand Transverse Mercato 2000 (NZTM) format.  The phrase 'Good Management Practice Loss and defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.	Alteration of	Section 15B, Table 15B(d),	Amend as follows:	An amendment is necessary to align the map co-ordinates
measurement location    Minor correction   Policy 15B.4.22   Amend as follows:	minor effect (for	Artificial Lakes – on-river	1367245 5092423	with the location of the river. An additional amendment is
Minor correction Policy 15B.4.22 Amend as follows:  Solvent Fig. 15B.4.22 The phrase 'Good Management Practice Loss Rate' is a defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  Minor correction Rule 15B.5.5 Amend as follows:  The discharge of contaminants from an individual aquaculture operation operation discharges from individual aquaculture operations, and not defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  The insertion of the words ;'individual' and 'operation' are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.	clarity)	Lake Ruataniwha	(NZTM co-ordinates)	necessary to clarify that the map co-ordinates for this lake
Minor correctionPolicy 15B.4.22Amend as follows: in any circumstance where that Good Management Practice Loss Rate has notThe phrase 'Good Management Practice Loss defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.Minor correctionRule 15B.5.5Amend as follows: The discharge of contaminants from an individual aquaculture operationThe insertion of the words ;'individual' and 'operation' are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and no		measurement location		are displayed using the New Zealand Transverse Mercator
in any circumstance where that Good Management Practice Loss Rate has not  Minor correction  Rule 15B.5.5  Rule 15B.5.5  Mend as follows: The discharge of contaminants from an individual aquaculture operation  The discharge of contaminants from an individual aquaculture operation  Mefined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.  The insertion of the words ;'individual' and 'operation' are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not defined phrase in Plan Change 5. The insertion of the word 'Rate' is necessary to align this phrase with the definition.				2000 (NZTM) format.
Good Management Practice Loss word 'Rate' is necessary to align this phrase with the definition.  Minor correction Rule 15B.5.5 Amend as follows: The discharge of contaminants from an individual aquaculture operation discharges from individual aquaculture operations, and no	Minor correction	Policy 15B.4.22	Amend as follows:	·
Rate has not   definition.			in any circumstance where that	
Minor correction Rule 15B.5.5 Amend as follows: The discharge of contaminants from an individual aquaculture operation  The insertion of the words ;'individual' and 'operation' are necessary to clarify that Rule 15B.5.5 applies only to the discharges from individual aquaculture operations, and not not necessary to clarify that Rule 15B.5.5 applies only to the			Good Management Practice Loss	word 'Rate' is necessary to align this phrase with the
The discharge of contaminants from an individual aquaculture operation discharges from individual aquaculture operations, and no			Rate has not	definition.
an individual aquaculture operation discharges from individual aquaculture operations, and no	Minor correction	Rule 15B.5.5	Amend as follows:	The insertion of the words ;'individual' and 'operation' are
			The discharge of contaminants from	necessary to clarify that Rule 15B.5.5 applies only to the
onto or discharges from aquaculture operations forming part of ar			an individual aquaculture operation	discharges from individual aquaculture operations, and not
and the same of th			onto or	discharges from aquaculture operations forming part of an
Aquaculture Nutrient User Group.				Aquaculture Nutrient User Group.
Minor correction Rule 15B.5.28, matter of Amend as follows: The insertion of the word 'water' is necessary to correct a	Minor correction	Rule 15B.5.28, matter of	Amend as follows:	The insertion of the word 'water' is necessary to correct an
discretion 6 The actual or potential adverse omission in this matter of discretion. The correction aligns		discretion 6	The actual or potential adverse	omission in this matter of discretion. The correction aligns
effects of the activity on surface and the wording used in this matter of discretion with wording			effects of the activity on surface and	the wording used in this matter of discretion with wording
groundwater quality and sources of used in similar rules.			groundwater quality and sources of	used in similar rules.
drinking water and how these will be			drinking water and how these will be	
avoided or mitigated; and			avoided or mitigated; and	

Minor correction	Rule 15B.5.34	Amend condition 1 of Rule 15B.5.34	An amendment is necessary to correct the numbering of
		as follows	this condition.
		(d)(1) The application for resource consent	

It is considered appropriate to use Clause 16(2) to Schedule 1 to the RMA to amend Plan Change 5 to the Canterbury Land and Water Regional Plan for the following reasons:

- The recommended amendments to Plan Change 5 to the Canterbury Land and Water Regional Plan are made for the purpose of correcting minor errors, or for the purposes of clarity. These changes do not materially alter the substance, intent or application of these provisions;
- The recommended amendments are of neutral effect and do not prejudice the rights of any person that made a submission on these provisions.

## Recommendation

The above changes as recommended by Environment Canterbury staff, are approved as minor corrections under Clause 16(2), and a copy of these changes is displayed on the Environment Canterbury Website.

Delegated Authority: Andrew Parrish, Regional Planning Manager

Signature:

Date: 15 September 2017