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Please enter your details below	
*Submitter Name: Full name, or Name of Organisation / Company	Greater Wellington Regional Council
Contact person for submission: (If different to above)	Tessa OBrien
Telephone no: (Not required)	Insert
*Address for service: (Email, or physical address) Please note, an <u>email address</u> is the preferred method	regionalplan@gw.govt.nz
*I wish to be heard in support of my submission at a hearing	Yes
*I would consider presenting a joint case at the hearing with others who make a similar submission	No
*I could gain an advantage in trade competition through this submission	No
Only answer this question if you answered 'yes' to the above question. I am directly affected by an effect of the subject matter of the submission that: A) adversely affects the environment; and B) does not relate to trade competition or the effects of trade competition	
In providing a submission to Greater Wellington, I agree to having read and understood the terms and process outlined in our Information Statement	
If providing a submission on behalf of a company / organisation I confirm that I have authority to do so:	
Date:	15/12/2023
Please enter your feedback in the next worksheet "2) Feedback on Provisions". All of the provisions in the proposed change have been included so please place your comments in the corresponding cells. If you have questions on how to use this submission form please use our Submitter User Help Guide or email one of our friendly team at regionalplan@gw.govt.nz	

Chapter No and Name	Provision No. & Title	Type of Change	Stance	RMA Process	Reason for feedback:	Decision Sought *
		Amended New Not applicable to Whaitua Not applicable to Te-Awarua-o- Porirua N/A	Support Oppose Neutral Amend Not stated	Freshwater Part 1 Schedule 1 Both	Please provide a summary of the reasons for your feedback on each provision to help us understand your position.	Please describe the actual changes to the provision that you would like to see and, where possible, include your suggested alternative wording. NOTE: Any deletions should be identified using strikethrough , and insertions should be identified using bold .
General comments	General comments - definitions	Amend		Freshwater	The NES-PF has been replaced by the NES-CF. Amend in PC1 provisions to replace NES-PF with NES-CF.	plantation commercial forestry / plantation commercial forestry
General comments	General comments - definitions	New		Part 1 Schedule 1	To support the definition of unplanned greenfield development we suggest a new definition for "urban zone" be included.	Urban zones are the following zones as set out in the National Planning standards: <ul style="list-style-type: none"> • Residential zones (large lot residential, low density residential, general residential, medium density residential, high density residential) • Commercial and mixed-use zones (neighbourhood centre, local centre, commercial, large format retail, mixed use, town centre, metropolitan centre, city centre) • Industrial zones (light industrial, general industrial, heavy industrial) • Special purpose zones unless it can be demonstrated that the special purpose zone is a rural zone.
General comments	General comments - definitions	New		Freshwater	Amend to update PC1 to NES-CF that replaced NES-PF after PC1 was notified	Insert new definition: Commercial forestry has the same meaning as given in section 3 of the <i>Resource Management (National Environmental Standards for Commercial Forestry) Regulations 2017</i>
	Hydrological control	New	Amend	Part 1 Schedule 1	There's a lack of clarity around what is required to be achieved through hydrological control, how this is done and are different requirements needed for different scenarios.	Provide greater specificity in the definition, policies and/or rules relating to hydrological control to make it clear what is required to be achieved and how and in what circumstances (i.e. are different requirements needed in different scenarios). The inclusion of a metric should be considered.
	Nitrogen discharge risk	New	Amend	Freshwater	Definition incorrectly worded	Amend as: The quantitative assessment of nitrogen loss risk as determined using a recognised nitrogen risk assessment tool
	Recognised Nitrogen Risk Assessment Tool	New	Amend	Freshwater	Definition incorrectly worded	Amend as: The tool that provides a quantitative assessment of risk of diffuse nitrogen discharge from rural land that has been approved for use as a recognised nitrogen risk assessment tool by the Wellington Regional Council.
	Registered forestry adviser	New	Amend	Freshwater	Legislation reference update	Registered forestry adviser Means a person registered under s63Q or s63T of Forests (Regulation of Log-Traders and Forestry Advisers) Amendment Act 1949 2020 that <u>who</u> is authorised to give advice that relates to:
	Small stream riparian programme	New	Amend	Freshwater	Consequential amendment required as a result of changes to Schedule	Amend definition as follows Definition : Small stream riparian programme A programme prepared in compliance with Schedule 36A (farm environment plan – additional Small stream riparian programme)
	Unplanned greenfield development	New	Amend	Part 1 Schedule 1	Amendment to clarify the intent of the definition	Greenfield development within areas identified as 'unplanned greenfield area' on maps 86, 87, 88 and 89 which <u>as at 30 October 2023</u> also requires an underlying zone change <u>to an urban zone, future urban zone or settlement zone</u> (from rural/non-urban/openspace to urban) through a District Plan change to enable the development. Note: Unplanned greenfield areas are those areas that do not have an urban or future urban zone at the time of Plan Change 1 notification, 30th October 2023.
	Objective WH.O6: Groundwater flows and levels, and water quality, are maintained.	New	Amend	Freshwater	Provide additional clarification of the intent of this objective	Groundwater flows and levels, and water quality, are maintained at levels that: (a) ensure base flows or levels in surface water bodies and springs are supported, (b) and salt-water intrusion <u>into the aquifer</u> is avoided <u>and there is no landward movement of the salt water/freshwater interface</u> , and... Renumber remaining clauses.
	Rule WH.R5: Stormwater from new and redeveloped impervious surfaces – permitted activity.	New	Amend	Part 1 Schedule 1	Correcting terminology for consistency across PC1	Replace 'impervious area(s)' with 'impervious surface(s)' in rules WH.R5, WH.R6 and WH.R7
	Rule WH.R6: Stormwater from new greenfield impervious surfaces – controlled activity.	New	Amend	Part 1 Schedule 1	Correcting terminology for consistency across PC1	Replace 'impervious area(s)' with 'impervious surface(s)' in rules WH.R5, WH.R6 and WH.R7
	Rule WH.R7: Stormwater from new and redeveloped impervious surfaces of existing urbanised areas – controlled activity.	New	Amend	Part 1 Schedule 1	Correcting terminology for consistency across PC1	Replace 'impervious area(s)' with 'impervious surface(s)' in rules WH.R5, WH.R6 and WH.R7
	Rule WH.R20: Plantation forestry – controlled activity.	New	Amend	Freshwater	Reference is to incorrect regulation	<i>Resource Management (National Environmental Standards for Freshwater-Commercial Forestry) Regulations 2020 2017</i>
	Rule WH.R20: Plantation forestry – controlled activity.	New	Amend	Freshwater	replanting is an element of commercial forestry intended to be included in these rules	Afforestation, harvesting, replanting, earthworks, or mechanical land preparation for plantation commercial forestry...
	Rule WH.R21: Plantation forestry – discretionary activity.	New	Amend	Freshwater	replanting is an element of commercial forestry intended to be included in these rules	Afforestation, harvesting, replanting, earthworks, or mechanical land preparation for plantation commercial forestry...
	Rule WH.R22: Plantation forestry on highest erosion risk land – prohibited activity.	New	Amend	Freshwater	replanting is an element of commercial forestry intended to be included in these rules	Afforestation, replanting, and associated earthworks, or mechanical land preparation for plantation commercial forestry...
	Rule WH.R23: Earthworks – permitted activity.	New	Amend	Freshwater	Rule WH.R23 applies to all earthworks.	Earthworks is a permitted activity; provided the following conditions are met: (a) the earthworks are to implement an action in the erosion risk treatment plan for the farm, or (b) the earthworks are to implement an action in the farm environment plan for the farm, or (ea) the area of earthworks does not exceed 3,000m ² per property in any consecutive 12-month period, and (ib) the earthworks shall not occur within 5m of a surface water body or the coastal marine area, except for earthworks undertaken ..., and (iic) soil or debris from earthworks is not placed..., and (iiid) the area of earthworks must be stabilised ..., and (ive) there is no discharge of sediment ..., and (vif) erosion and sediment control... .
	Rule WH.R26: Farming activities on a property of between 4 hectares and 20 hectares – permitted activity.	New	Amend	Freshwater	Rule should relates to effective area used rather than parcel size	Amend to read: "Rule WH.R26: Farming activities on a property of between 4 and 20 hectares <u>of land</u> - permitted activity The use of land on a property of 4 hectares or more and less than 20 hectares <u>of land on a property</u> for:" (d) the property is registered with the Wellington Regional Council in accordance with Schedule 35 (farm registration) by 1 August 30 October 2025, and (e) <u>from 30 October 2025</u> the nitrogen discharge risk... (or other suitable date)
	Rule WH.R27: Farming activities on 20 hectares or more of land – permitted activity.	New	Amend	Freshwater	Wording not clear when certification of the FEP is required.	Amend as follows: (c) <u>within six months of the a farm environment plan</u> being supplied to council a farm environment plan certifier certifies in writing that..." Or make such other amendment as necessary to ensure that date by which certification is required is clear and that the Wellington Regional Council is advised of, and supplied with, the final certified version of the FEP

	Rule WH.R28: Livestock access to a small river – permitted activity.	New	Amend	Freshwater	Provisions unclear and inferred an FEP was required for all properties which was not the intent	Delete clauses (b) and (c) and replace with the following: (b) a small stream riparian programme is prepared in accordance with Schedule 36A (Small Stream Riparian Plan) and, (c) if a farm environment plan for the property is required by any rule in this plan, included in that farm environment plan; and (d) if condition (c) applies, a farm environment plan certifier certifies in writing that, in addition to the requirements of Schedule Z (farm environment plans) and Schedule 36 (farm environment plans - additional matters), the farm environment plan meets the requirements of Schedule 36A (Small Stream Riparian Programme), and (e) If not included within a farm environment plan, the small stream riparian programme has been certified as meeting the requirements of Schedule 36A (Small Stream Riparian Plan) by a person approved by the Wellington Regional Council.
	Rule WH.R30: The use of land for farming activities – discretionary activity.	New	Amend	Freshwater	Reference to 'change' in land use is incorrect	<u>Amend Rule WH.30 (b) to read: if the most recent Wellington Regional Council monitoring record at the time the application is lodged demonstrates that the concentration of Escherichia coli, for the relevant catchment exceeds the target attribute state at any monitoring site within the relevant part Freshwater Management Unit set out in Table 8.4, the land use change is not to pastoral land use.</u>
	Rule P.R5: Stormwater from new and redeveloped impervious surfaces – permitted activity.	New	Amend	Part 1 Schedule 1	Correcting terminology for consistency across PC1	Replace 'impervious area(s)' with 'impervious surface(s)' in rules P.R5, P.R6 and P.R7
	Rule P.R6: Stormwater from new greenfield impervious surfaces – controlled activity.	New	Amend	Part 1 Schedule 1	Correcting terminology for consistency across PC1	Replace 'impervious area(s)' with 'impervious surface(s)' in rules P.R5, P.R6 and P.R7
	Rule P.R7: Stormwater from new and redeveloped impervious surfaces of existing urbanised areas– controlled activity.	New	Amend	Part 1 Schedule 1	Correcting terminology for consistency across PC1	Replace 'impervious area(s)' with 'impervious surface(s)' in rules P.R5, P.R6 and P.R7
	Rule P.R19: Plantation forestry – controlled activity.	New	Amend	Freshwater	reference is to incorrect regulation	<u>Resource Management (National Environmental Standards for Freshwater– Commercial Forestry) Regulations 2020 2017.</u>
	Rule P.R19: Plantation forestry – controlled activity.	New	Amend	Freshwater	replanting is an element of commercial forestry intended to be included in these rules	The use of land for afforestation, harvesting, replanting, earthworks, or mechanical land preparation for plantation commercial forestry...
	Rule P.R20: Plantation forestry – discretionary activity.	New	Amend	Freshwater	replanting is an element of commercial forestry intended to be included in these rules	The use of land for afforestation, harvesting, replanting, earthworks, or mechanical land preparation for plantation commercial forestry...
	Rule P.R21: Plantation Forestry on highest erosion risk land – prohibited activity.	New	Amend	Freshwater	replanting is an element of commercial forestry intended to be included in these rules	Afforestation, replanting, and associated earthworks; or mechanical land preparation for plantation commercial forestry...
	Rule P.R22: Earthworks – permitted activity.	New	Amend	Freshwater	Rule WH.R23 applies to all earthworks.	Earthworks is a permitted activity; provided the following conditions are met: (a) the earthworks are to implement an action in the erosion risk treatment plan for the farm, or (b) the earthworks are to implement an action in the farm environment plan for the farm, or (ea) the area of earthworks does not exceed 3,000m2 per property in any consecutive 12-month period, and (ib) the earthworks shall not occur within 5m of a surface water body or the coastal marine area, except for earthworks undertaken ..., and (iic) soil or debris from earthworks is not placed..., and (iiid) the area of earthworks must be stabilised ..., and (ive) there is no discharge of sediment ..., and (vif) erosion and sediment control... .
	Rule P.R25: Farming activities on properties of between 4 hectares and 20 hectares – permitted activity.	New	Amend	Freshwater	Rule should relates to effective area used rather than parcel size, and dates in this provision should be consistent	"Rule P.R25: Farming activities on a property of between 4 hectares and 20 hectares of land permitted activity The use of land on a property of 4 hectares or more and less than 20 hectares <u>of land on a property</u> for:" (d) the property is registered with the Wellington Regional Council in accordance with Schedule 35 (farm registration) by 1 August <u>30 October 2025</u> , and (e) from 30 October 2025 the nitrogen discharge risk... (or other suitable date)
	Rule P.R26: Farming activities on 20 hectares or more of land – permitted activity.	New	Amend	Freshwater	Wording not clear when certification of the FEP is required.	Amend as follows: (c) within six months of the farm environment plan being supplied to council a farm environment plan certifier certifies in writing that...." Or make such other amendment as necessary to ensure that date by which certification is required is clear and that the Wellington Regional council is advised of, and supplied with, the final certified version of the FEP.
	Table 9.5: Phase in of farm environment plans for Part Freshwater Management Units.	New	Amend	Freshwater	Dates may be premature given likely FW-FP roll-out. Need to ensure dates and requirements of NRP align with those gazetted for Freshwater Farm Plans under national regulations.	Delete Table 9.5 and replace reference in Rule P.R26 (a) to "the date specified in Table 9.5 for the part Freshwater Management Unit where the land is located" with the specific date of 1 December 2027 or such other date may be specified in the NZ Gazette as the date on which Freshwater Farm Plans must be submitted for certification on Te Awarua-o-Porirua Whaitua. Or, in the alternative, make whatever amendments to the rule as may be necessary to ensure alignment between the timing of provision of FEPs and any FW-FPs as may be required by national regulations.
	Rule P.R27: The use of land for farming activities – discretionary activity.	New	Amend	Freshwater	Reference to change in land use is incorrect.	<u>Amend Rule P.R.27 (b) to read:</u> (b) if the most recent Wellington Regional Council monitoring record at the time the application is lodged demonstrates that the concentration of <i>Escherichia coli</i> , for the relevant catchment exceeds the target attribute state at any monitoring site within the relevant part Freshwater Management Unit set out in Table 9.2, the use of land under Rule P.R26 is not changed to pastoral land use.
	A Certification requirements under the Resouce Management (Freshwater Farm Plans) Regulations 2023.	New	Amend	Freshwater	Part omits to mention the Small Stream Riparian Programme now required under Schedule 36A	Insert new 2 (da) as follows: <u>The requirements in relation to a small streams riparian programme set out in Schedule 36A, and</u>
	F Small stream riparian programme.	New	Amend	Freshwater	Small stream riparian programme needs to apply to 4-20 hectare properties and therefore should exist independent of an FEP	Amend Part F of Schedule 36 as follows: F Small stream riparian programme A farm environment plan for a farm in the Makara or Mangaroa catchment must include a small stream riparian programme that contains the following the matters set out in Scheduel 36A. Delete the balance of Part F
	F Small stream riparian programme.	New	Amend	Freshwater	Small stream riparian programme needs to apply to 4-20 hectare properties and therefore should exist independent of an FEP	Add a new Schedule 36A as follows: Schedule 36A: Small stream riparian programme A small stream riparian programme for a property or farm in the Makara or Mangaroa catchments much contain the following: 1. An assessment of the risk of cattle, farmed, deer or farmed pigs accessing rivers that are less than 1m wide and the associated risk of stream bed erosion, direct deposition of animal excreta and disturbance of beds. 2. An assessment of the: (a) options and feasibility of those options, for excluding cattle, farmed deer and farmed pigs from small rivers where the risks are assessed as high, and (b) Any adverse effects of establishing permanent fencing and whether these effects outweigh the benefits of permanent fencing. 3. Where fencing is not practicable, or the adverse effect of fencing outweigh the benefits, the measures to be taken to minimise the necessity or propensity for cattle, farmed deer or farmed pigs to access rivers (including provision of reticulated drinking water and stock shelter/shading. 4. Where the exclusion of cattle, farmed deer and farmed pigs is not achievable, a riparian revegetation programe is to be implemented as an offset measure for unavoidable effects.