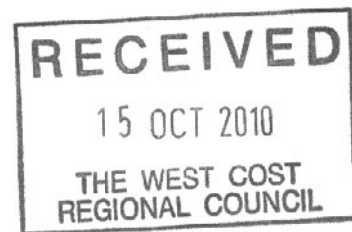


THE WEST COAST  
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15 October 2010

Chief Executive  
West Coast Regional Council  
P O Box 66  
**Greymouth 7840**

### **Submission on the Proposed Regional Land and Water Plan**

Implementation of the Proposed Plan has raised a number of minor amendments that are required to improve the use of the Plan and ensure clarity of the Plan for all users. The parts of the Proposed Plan that we wish to submit on are detailed below:

#### **Reorder of the Chapters in the Proposed Plan**

- Request that Chapter 6 be moved to the front of the Proposed Plan to become Chapter 3.

Chapter 6: Natural and Human Use Values, provided an overarching Chapter to the Proposed Water Management Plan. The Objectives and Policies in the Chapter provided additional direction to the consideration of more specific Objectives and Policies in the Chapters following. Some minor rewording of this Chapter would enable it to provide a similar function in this Plan, providing guidance to encompass all resources in the Proposed Plan.

#### **Rule 9: Grazing and livestock access to riparian margins and Rule 10: Grazing and livestock access to riparian margins in the Lake Brunner catchment**

- Request that Rule 9 and Rule 10 be amalgamated as suggested below.

~~Except for within the Lake Brunner catchment,~~ Grazing and livestock access to riparian margins are a **permitted activity** provided that:

- a) The activity does not cause or induce conspicuous slumping, or pugging, or erosion.

*And,*

- b) Within the Lake Brunner catchment, all farmed stock animals shall be prevented from entering any waterway, with any fences to be placed a minimum distance of 1 metre from the edge of the waterway.

Amalgamating the two rules ensures that that activities within the catchment still have to comply with condition (a) "...does not cause or induce conspicuous slumping, or pugging, or erosion" as well as the provisions proposed by Rule 10 within the one rule.

#### **Rule 14: Humping and hollowing, flipping, v-blading, or contouring in the Lake Brunner catchment**

- Request the addition of a cross reference to Rule 83. "For fertiliser use in the Lake Brunner catchment, refer to Rule 83."

A cross reference in Rule 14 will assist Plan users with locating the relevant Rules that apply to their activities.

### **Rule 17: Stock Crossings in the Lake Brunner Catchment**

- Request that this Rule be moved to Chapter 18.4.

The inclusion of the stock crossing Rule is to primarily prevent the discharge of effluent directly to water. Its placement would therefore be more appropriate for inclusion in Chapter 18.4 of the Proposed Plan – Discharges to Water.

### **Rule 72: Application of fertiliser**

- Amend the start of the Rule to "Except where Rule 14 applies, the discharge of fertiliser ...".

Amending the start of Rule 72 provides further linkage between Rule 14 and Rule 72, and provides clarity to Plan users on when this Rule applies.

- Request deletion of the date reference in condition (c).

There is no need to include the date due to the Rule taking effect from time of notification.

### **Rule 83: Application of phosphorus fertiliser associated with Rule 14 in the Lake Brunner Catchment**

- Request that the start of Rule 83 be amended to read "Except where permitted by Rule 72(c), the discharge of...".

The amendment is requested in order to remove any contradictions with the permitted status of Rule 72 and the controlled status of Rule 83.

- Request that the two dates referred to at the start of Rule 83, and in condition (i), are deleted.

There is no requirement to retain the first date given Rule 14 came into effect on notification of this Plan. The second date is unnecessary for the Rule to be effective, as soil testing will be required annually if land is developed in accordance with Rule 14.

### **Rule 84: Land application of agricultural effluent in the Lake Brunner catchment**

- Request the addition of an advice note to the Rule to inform Plan users.

While this Rule took effect from date of notification, given that it was previously a permitted activity it is overridden by section 20A of the RMA. Landowners in the catchment can continue to operate as per normal under the old Rule unless there is a change in the character, scale, or intensity of the discharge to land (e.g. if herd size increases), where consent would then be required. Once the Rule becomes operative, landowners in the catchment will have 6 months to apply for consent.

### **Amendments to legislation references**

- Request that legislative references are updated where appropriate.

The legislation has changed a number of times since the original Regional Plans were prepared. There are a number of references that need to be updated to reflect these changes in legislation particularly regarding notification requirements. This is considered to be a minor technical amendment to the Proposed Plan.

I do not wish to be heard in support of my submission.

Thank you for your consideration of the drafting amendments requested.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nichola Costley', written in a cursive style.

Nichola Costley  
**Regional Planner**