

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices, Market Place, Twizel

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Full name of submitter: Jenny Campbell

Address for service: Box 71, Mossburn, 9747

Telephone: 027 351 0180

Fax/email: [jennycam@xtra.co.nz](mailto:jennycam@xtra.co.nz)

Date: 8 March 2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

I wish to be heard in support of my submission

If others make a similar submission I would be prepared to consider presenting a joint case with them at any hearing. NA

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**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:

- Rural Objective 8
- Rural Policy 8A – Values of Waterbodies.
- Rural Policy 8B – Lake Pukaki
- Rural Policy 8C – Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

I want to see Lake Pukaki preserved as it is because of its beauty, the serenity associated with the Lake with no motorized craft allowed on it. It has a special place in the Mackenzie District because of this unique feature. It would be good if other lakes in this area could encompass this philosophy as well.

It is very forward looking and visionary which is an excellent attitude to be taken by the Council.

I have holidayed in the area with my family, several times and always appreciate the Lake, its tranquility and sense of solitude with its quietness a huge feature. Knowing there will be no intrusion from motorized craft while I am enjoying its tranquility is very much appreciated, not just by me but also by other NZers and also by tourists from around the world. It certainly is a unique place and I am pleased this uniqueness is envisaged to continue.

Animals and plants in the Lake have a better chance of survival and thriving in an environment not being disturbed often by noisy motorised craft. There is less chance of new weeds being introduced as well which is a huge advantage for the health of the Lake.

With so many visitors to the area it is essential that some areas are managed sustainably and this Plan Change ensures this will happen with it ensuring some limits on the activities able to be undertaken on the Lake. People will respect the need for this and have their awareness raised of how this is so necessary in a busy, noisy world. Places like this are seen as an 'oasis' and are very much appreciated.

For all of the above reasons Plan Change 19 is needed and justified.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

I submit that Mackenzie District Council implement the following Activities on and Within Waterbodies policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C – Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 – Activities on or within Lake Pukaki

I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 Watercraft Noise to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels

should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in waterbodies including Lake Pukaki.





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CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Averil Ellen Miller

Address for service: 353 Dunstan Road  
RD1  
Alexandra

Telephone: 0344-87795 or 027-2206176

Fax/email: averil.miller@gmail.com

Contact person: AVERIL

(name and designation, if applicable)

This is a submission on proposed Plan Change 18/ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are:  
(give details)

Plan change 19 Rural Policy 8 B  
Rule 7 A.2  
Activities on or within lake Pukaki

My submission is:

(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

I support the proposed changes to  
prohibit Commercial motorised and non-  
commercial activities on the lake and

to prohibit craft used on the lake used for accomodation

Often throughout the year we travel through the Mackenzie Country and stop off at Lake Pukaki and Tekapo. We enjoy the beauty, peace, calmness and serene quietness particularly at Pukaki. However the last 2 visits there our visit was Spoiled by a very noisy Hovercraft, (the 2nd visit) it went past and then back 3 times. We have a motor boat ourselves but refrain from using it in these lakes to preserve the tranquility, specially near Mt Cook

I seek the following decision from the Mackenzie District Council:

(give precise details)

I uphold the proposed plan changes

I wish to be heard in support of my submission

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

(tick one box)

If others make a similar submission I would / would not (delete one) be prepared to consider presenting a joint case with them at any hearing.

ACM

Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

7 - March 2018  
Date

If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.

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CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

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By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices, Market Place, Twizel

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Full name of submitter: Dennis Viehland

Address for service: PO Box 98, Lake Tekapo, 7945 (or 55 Murray Place, Lake Tekapo)

Telephone: 021-414-722

Fax/email: [dviehland@gmail.com](mailto:dviehland@gmail.com)

Date: 8 March 2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

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

If others make a similar submission I would be prepared to consider presenting a joint case with them at any hearing.

---

**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:

- Rural Objective 8
- Rural Policy 8A – Values of Waterbodies.
- Rural Policy 8B – Lake Pukaki
- Rural Policy 8C – Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

One of the plagues of modern times is noise pollution. Enjoyment of any naturally beautiful place should be enjoyed in its, well, natural state. This includes the ability to enjoy the *quiet* beauty of forests, bush, sea shores and lakes. So, in general, I support Plan Change 19 that would prohibit motorized craft on Lake Pukaki specifically and rivers and lakes in the Mackenzie District generally.

More personally, the noise of jet boats on Lake Tekapo disturbs me. The addition of the large and noisy Tekapo Jet operation has been a step backward in reducing noise pollution in the Tekapo township. I realize it is too late to ban motorized boats from Lake Tekapo completely but perhaps some regulation for noise limits can be put in place.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

I submit that Mackenzie District Council implement the following Activities on and Within Waterbodies policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C – Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 – Activities on or within Lake Pukaki
- I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 Watercraft Noise to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in water bodies including Lake Pukaki.

**FORM 5**

**SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION  
CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991**

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices, Market Place, Twizel

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Full name of submitter: Bella Blomberg

Address for service: 12 Loirston Manor, Cove Bay Aberdeen

Telephone: +4412244897322

Fax/email: [bellablomberg@hotmail.com](mailto:bellablomberg@hotmail.com)

Date: March 8<sup>th</sup> 2018

I wish to be heard in support of my submission

If others make a similar submission I would be prepared to consider presenting a joint case with them at any hearing.

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**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

**-Adopt Rule 7.A.2.3 Prohibited Activities**

**-Adopt Rule 7.A.2.1 Permitted Activities on or within Lake Pukaki.**

**-Amend 7.A.2.2 Non-complying Activities on or within Lake Pukaki (a) Commercial non-motorised activities from Non-Comply Activity to Discretionary Activity.**

**My submission is:**

I am a kayak guide and am fortunate to have paddled in many pristine lakes, rivers and estuaries in the world. Whilst researching a recent paddling tour of New Zealand, we were drawn to Lake Pukaki after reading that the lake is protected as 'an area of outstanding natural beauty', 'a Site of Natural Significance' as well as having lakeside protection.

Last month we launched our kayaks at the South Eastern shore of Lake Pukaki and were taken by the brilliant blue of the water, the majestic Mount Cook towering in the background amidst the very unique high country landscape. As we started our journey to the top of the lake, we were devastated when the thunderous roar of a hovercraft jet engine filled the air. How could this be permitted we exclaimed over and over again.

There was a wind generated swell that day and as we paddled hard to try to escape the noise it soon became clear that due to the swell, the hovercraft operator could see our bright yellow boats and orange life jackets from a distance as he was making a bee-line straight for us. About 50 meters from us the operator finally saw us and veered off, he generated a wash which almost capsized my husbands kayak.

Such commercial activity poses a risk to recreational lake/ beach users, water quality and the ecosystem due to fuel seepage.

Being involved in the tourism business in the UK, I am in favor of economic development but there needs to be a limit to the over commercialization of New Zealand. I was very pleased to hear of the proposed plan change to include the protection of Lake Pukaki from commercial motorized activities.

From the point of view of an ecologically minded kayak guide; it seems that including commercial non-motorized activity as a Non-Complying Activity is an oversight, as how else can people really experience the beauty and serenity of this unique lake without having the opportunity to explore it by natural and eco friendly means such as renting a kayak/paddle board or sail boat etc.

Such commercial non-motorised activities have virtually zero impact on water quality, noise levels, visual impact and are in line with the eco friendly image that I believe New Zealand is trying to promote.

I submit that Mackenzie District Council implement the following changes as proposed by Plan Change 19.

- Adopt Rule **7.A.2.3 Prohibited Activities**

- Adopt Rule **7.A.2.1 Permitted Activities on or within Lake Pukaki.**

- Amend **7.A.2.2 Non-complying Activities on or within Lake Pukaki (a) Commercial non-motorised activities** from Non-Comply Activity to Discretionary Activity

**Kate Grant**

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**From:** Kate Grant  
**Sent:** Friday, 9 March 2018 8:41 a.m.  
**To:** Rachael Willox  
**Subject:** FW: Rule 19

-----Original Message-----

From: steve gibbons [mailto:stevealangibbons@gmail.com]  
Sent: Friday, 9 March 2018 6:56 a.m.  
To: Kate Grant <Kate@mackenzie.govt.nz>  
Subject: Rule 19

No This is rubbish the rivers and lakes are for every New Zealander for recreational use it wood be a travesty to have these closed for us ie hunting fishing and transportation to do this ie Boating 4wheel driving quad bike etc this country is turning to shit Reg Steve Gibbons Sent from my iPhone





FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED

PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: *Timaru District Council* \_\_\_\_\_

Address for service: *PO Box 522* \_\_\_\_\_

*Timaru* \_\_\_\_\_

Telephone: *03 687 7419* \_\_\_\_\_

Fax/email: *megan.geng@timdc.govt.nz* \_\_\_\_\_

Contact person: *Megan Geng - Planner* \_\_\_\_\_  
(name and designation, if applicable)

This is a submission on proposed Plan ~~Change 18~~/ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are: (give details)

*Activity status of motorised activities in Opihi River.*

My submission is: (include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

*The Plan Change 19 (PC19) provides such activities to be non-complying activities, while the Timaru District Plan provides for such activities being prohibited activities with very limited exceptions.*

*Opihi River borders Mackenzie District and Timaru District for a considerable length. The differences in activities status would mean that motorised activity within the shared portion of Opihi River may apply for, and potentially gain, a resource consent from Mackenzie*

*District Council but would not be able to apply for a resource consent application to Timaru District Council given its prohibited activity status. This will cause administration difficulties in practice.*

I seek the following decision from the Mackenzie District Council: (give precise details)

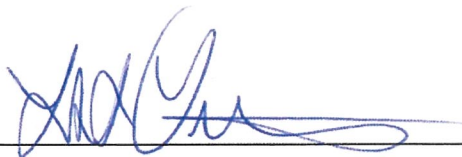
*Mackenzie District Council to consider the cross boundary matters as described above.*

I wish to be heard in support of my submission

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

(tick one box)

If others make a similar submission I **would / would** not (delete one) be prepared to consider presenting a joint case with them at any hearing.



Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

9/3/18

Date

*If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council*

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Carol Linda Burke  
Address for service: P O Box 107,  
Twizel  
Telephone: 027 396 6233  
Fax/email: carol@montane.nz  
Contact person: as above  
(name and designation, if applicable)

This is a **submission on proposed Plan Change 19** to the Mackenzie District Plan

The specific provisions of the proposal that my submission relates to are: (give details)

7.1.2 Permitted Activities - Commercial Recreation Activities

7A.2 Activities on or within Lake Pukaki

7A.3 Activities on or within Lakes Alexandrina and McGregor

**My submission re Rule 7.1.2 is:**

I oppose this rule. Any commercial activity should not fall under a permitted activity but should require resource consent. Reason for this is that commercial activities need to be fully explored to understand impacts.

**I seek the following decision from the Mackenzie District Council:**

I seek that the MDC delete this as a permitted activity

**My submission re Rule 7A.2 and 7A.3 is:**

I fully support Mackenzie District Council on this rule. We need lakes and areas that are free from noise. We need areas that are free from man made structures and machinery – they impact the scale and reduce the grandeur of places such that the wonderful feeling of space, remoteness and peace are lost. To maintain Lakes Pukaki, Alexandrina and McGregor free of these activities, their visual impacts and associated noise is a great outcome.

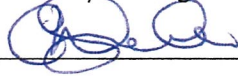
**I seek the following decision from the Mackenzie District Council:**

Include these rules in the District Plan.

I wish to be heard in support of my submission

I do not wish to be heard in support of my submission (tick one box)

If others make a similar submission would not be prepared to consider presenting a joint case with them at any hearing.



Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

9 MAR 2018 Date

If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.

18 MAR 2013

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Jack Conrad Torrie.

Address for service: 105 MT Cook Station Road  
- P.O Box 62 Lake Tekapo 7945

Telephone: 027 336 2234

Fax/email: \_\_\_\_\_

Contact person: Jack Torrie

(name and designation, if applicable)

This is a submission on proposed ~~Plan Change 18~~ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are:  
(give details)

The prohibition of recreational motorised craft  
on Lake Pukaki.

My submission is:

(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

Opposing the decision to ban recreational motorised  
craft on Lake Pukaki. The reasons for this include  
that the lake was a major drawcard to moving



and working in the area, as I thoroughly enjoy using my boat on the lake for fishing and water-sports. I'm sure that my activity on the lake is not intrusive to any other person, as it is an expansive lake and heaps of room for everybody to enjoy. To lose this right would be devastating to me and my friends, and it lost would be a reason to leave the district. There are a lot of people who live and work around the lake that enjoy the use of it, and shouldn't be put behind the people that are merely passing through.

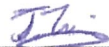
I seek the following decision from the Mackenzie District Council:  
(give precise details)

That the recreational use of motorised craft on Lake Pukaki be a permitted activity.

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

(tick one box)

If others make a similar submission I ~~would~~ / ~~would not~~ (delete one) be prepared to consider presenting a joint case with them at any hearing.



Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

5/3/18

Date

If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.

20 MAR 2013

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Jonty ~~wylaars~~ Willem Wylaars  
Address for service: 105 MT Cook Station  
Road.  
PO Box  
Telephone: 0274566890  
Fax/email: Jonty.wylaars@gmail.com.  
Contact person: Jonty Wylaars.  
*(name and designation, if applicable)*

This is a submission on proposed ~~Plan Change 18~~/ Plan Change 19 to the Mackenzie District Plan *(please select Plan Change)*

The specific provisions of the proposal that my submission relates to are:  
*(give details)*

Making Recreational Motorised Craft  
A Prohibited activity on lake Pukaki

My submission is:

*(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)*

Re I thoroughly enjoy using my small  
motor boat on lake Pukaki. i  
live on the edge of the lake

and its an awesome spot for a  
person like myself who enjoys fishing  
bouting. it would be a Real  
Dissapointment to loose the Right.

I seek the following decision from the Mackenzie District Council:

(give precise details)

Recreational use of motorised craft  
on lake pykaki should be a permitted  
activity

I wish to be heard in support of my submission

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

(tick one box)

If others make a similar submission I ~~would~~ / ~~would not~~ (delete one) be prepared to consider presenting a joint case with them at any hearing.



Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

5/3/18

Date

If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.



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CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Johnny Coupland.  
Address for service: \_\_\_\_\_

\_\_\_\_\_

Telephone: 021475563

Fax/email: \_\_\_\_\_

Contact person: \_\_\_\_\_

*(name and designation, if applicable)*

This is a submission on proposed Plan Change 18/ Plan Change 19 to the Mackenzie District Plan *(please select Plan Change)*

The specific provisions of the proposal that my submission relates to are:  
*(give details)*

Activities on the lake (Pukari)  
\_\_\_\_\_  
\_\_\_\_\_

My submission is:  
*(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)*

oppose want them changed  
\_\_\_\_\_



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RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Mackenzie Guardians Inc.  
Address for service: C/- PDC Atertunnel 7638

Telephone: 03 3182632

Fax/email: rsnoyinka@xtra.co.nz

Contact person: Rosalie Snoyink  
(name and designation, if applicable)

This is a submission on proposed Plan Change 18/ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are:  
(give details)

Plan Change 18 Sections 3, 19 Objectives, Policies and Rules. Appendix G. Farm Biodiversity Plan.

Plan Change 19. Rural Objective 8  
Rural Policies 8A, 8B, 8C, 8E, and Rural Zone Rule 7A.2

My submission is:  
(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

See attached pages 1, 2, 3.

I seek the following decision from the Mackenzie District Council:  
(give precise details)

Approve PC 18 subject to amendments  
listed in the attached pages.

Adopt amendments + additions to Rural Zone Policies  
Adopt new Rural Zone Rules esp. activities on or within  
lake Rukawee. PC. 19.

I wish to be heard in support of my submission

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

(tick one box)

If others make a similar submission I **would / would not** (delete one) be prepared to consider presenting a joint case with them at any hearing.

R. J. Duoyink

Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

9 March 2018

Date

If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.

1.

**Mackenzie Guardians' submission on proposed Plan Change 18 is:**

### **Section 3. Definitions**

**A.**

#### **Biodiversity (or biological diversity) - Support**

**Farm Biodiversity Plan - Support** as long as it is clear that the Plan is part of a Resource Consent. The Council should have the final say if any future changes of conditions are sought, through the process for a Variation of conditions.

**Improved Pasture – Oppose.** This definition should be amended. The definition as written would create further loopholes which have in the past enabled the clearance of large areas of indigenous vegetation which had significant value to the landscape and biodiversity. The definition as written would not complement the provisions of Plan Change 13. There needs to be a clearer, simpler, accurate way of defining improved pasture i.e .land that is clearly identified and mapped showing it is fully cultivated and converted to exotic pasture. As written the definition will not aid interpretation and enforcement of the rules.

**Indigenous Vegetation - Support with amendment** to delete *but does not include plants within a domestic garden, or that have been planted for the use of screening/shelter purposes e.g. as farm hedgerows, or that have been deliberately planted for the purpose of harvest.* These exclusions should be included in rules, not in the definition.

### **Section 19. Indigenous Biodiversity**

#### **Objectives 1 & 2 Support**

**Objective 3 Support** with amendments to include consideration of landscape values. The Mackenzie Basin is an Outstanding Natural Landscape (ONL). In the Canterbury Regional Policy Statement (CRPS) is an assessment framework for ONLs which includes **1. Natural Science values.** The geological, topographical, ecological and dynamic components of the landscape.

### **Policies**

#### **1 - 4. Support**

5. and 6 **Support in part.** Off- setting should not be used as a first option, the primary issue is to **AVOID** additional loss of valued indigenous vegetation and significant habitats of indigenous fauna, and landscape values.

## **Rules**

### **Indigenous Vegetation Clearance**

#### **1.1 Permitted Activities – Indigenous Vegetation Clearance**

1.1.1 Clearance of indigenous vegetation is a permitted activity provided the following conditions are met:

6. The clearance of indigenous vegetation within an area of improved pasture.

**Oppose.** Refer to reason for opposing definition of improved pasture. A clearer definition of improved pasture will make this exemption unnecessary. If vegetation has been developed to exotic pasture such that it no longer meets the indigenous vegetation definition, and the land is not essential to maintain and enhance biodiversity and landscape values, it will already be exempt.

### **Appendix Y Farm Biodiversity Plan**

**Support in part.** Mackenzie Guardians support the Farm Biodiversity Plans provided there is a clearer definition of improved pasture and consideration of landscape values is included in the Plan. The Guardians also support the Council providing suitably qualified ecological experts to identify, assess values, and provide ecological advice on the management of those values.

3.

**Mackenzie Guardians submission on Plan Change 19 is:**

**Rural Objective 8.** Activities on or within waterbodies **Support** .

This objective seeks to **AVOID** the potential adverse effects on public health and safety, recreational values, takata whenua values, conservation and wildlife values. It's clear the area is under growing pressure from increasing numbers of visitors, and activities need to be managed to avoid long lasting adverse effects.

**Rural Policy 8A** Values of Waterbodies **Support**

Mackenzie Guardians recognize the need to manage activities to avoid the loss of important natural and cultural values.

**Rural Policy 8B** Lake Pukaki **Support**

Lake Pukaki is especially important to our members, to the wider public of New Zealand. The lake and surrounds is of international significance. The Guardians welcome this policy which seeks to protect the unique, natural quiet, beauty and tranquillity values and experience of Lake Pukaki by avoiding motorized activities on the lake other than for essential activities.

**Rural Policy 8C** Commercial Activities **Support**

To **AVOID** the adverse effects of commercial activities assessment by way of resource consent is required.

**Rural Policy 8E** Effects on Wildlife and Wildlife Habitat. **Support** This policy aligns with proposed Plan Change 18, and is complementary to Plan Change 13, which seek to protect indigenous fauna in the Mackenzie District. Biodiversity loss is of huge concern to our members. We need to slow the decline of New Zealand's biodiversity and especially the distinctive wildlife in the Mackenzie.

**Amend Section 7 by adding new clause 7A** Activities on or within waterbodies. **Support** and in particular **7A2** Activities on or within Lake Pukaki.

Finally Mackenzie Guardians note that noise pollution is not addressed through Plan Change 19. Appropriate rules should be included to control noise levels on waterbodies for both commercial and recreational activities. Just as the Night Sky values are protected the peaceful, quiet and tranquil values, especially on Lake Pukaki, should be protected from high noise levels.

9 March 2018





FORM 5

**SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION  
CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991**

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices, Market Place, Twizel

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Full name of submitter: Jennifer Ann Ensor

Address for service: 360 Pages Road Timaru 7910

Telephone: 03 6862028

Fax/email: [jenny.ensor21@gmail.com](mailto:jenny.ensor21@gmail.com)

Date: 8 March 2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

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

If others make a similar submission I would not be prepared to consider presenting a joint case with them at any hearing.

---

**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:

- Rural Objective 8
- Rural Policy 8A – Values of Waterbodies.
- Rural Policy 8B – Lake Pukaki
- Rural Policy 8C – Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

“100% Pure NZ” is part of Tourism NZ’s Brand. Few areas in NZ are more representative of the brand or more on show to the world, than the area in the Mackenzie region around Lake Pukaki and Aoraki / Mount Cook.

Plan Change 19 provides much needed protection to Lake Pukaki in particular, and goes some way towards maintaining this unique area of natural and national significance.

Regularly driving SH8 I continue to share the wonder of the people who stop and get their cameras out as soon as Lake Pukaki comes into view. It is an awesome place for locals and visitors alike.

Over many years it has been assumed that the area would remain the same into the future.

Earlier this year, while sitting watching people swim beside SH8, a commercial craft came off Lake Pukaki and parked beside me. The sustained level of noise was abhorrent and out of place in an otherwise stunning, natural and peaceful location enjoyed by so many.

The need to sustainably manage and control changes particularly in the Lake Pukaki area became crystal clear that day.

As a child I remember being told that you couldn’t use a motor boat on Lake Alexandrina. At the time I thought it was odd. As an adult I appreciate the foresight of putting controls in place to make it such a sought after, unspoilt, recreational spot today. Similar foresight needs to be afforded all waterways in the Mackenzie to protect them for future generations which is why I fully support Plan Change 19 with amendments as outlined below.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki’s visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

I submit that Mackenzie District Council implement the following Activities on and Within Waterbodies policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C – Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 – Activities on or within Lake Pukaki

I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 Watercraft Noise to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels

should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in waterbodies including Lake Pukaki.



**FORM 5**

**SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION**

**CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991**

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: \_\_\_\_\_ Hermann Frank \_\_\_\_\_

Address for service: \_\_\_\_\_ Fairview Road RD2 \_\_\_\_\_  
\_\_\_\_\_ Timaru 7972 \_\_\_\_\_

Telephone: \_\_\_\_\_ 036845399 \_\_\_\_\_

Fax/email: \_\_\_\_\_ hermann@newfrankland.org \_\_\_\_\_

Contact person: \_\_\_\_\_  
*(name and designation, if applicable)*

This is a submission on proposed Plan Change 19 to the Mackenzie District Plan

The specific provisions of the proposal that my submission relates to are:

*Plan Change 19,  
Rural Objective 8 and Objective 8E in particular*

My submission is:

*I support the general intentions of Objective 8*

Recreational activities being undertaken on or within the District waterways and riverbeds in a manner which avoids, remedies or mitigates potential adverse effects on conservation values, wildlife and wildlife habitats, public health and safety, recreational values, takata whenua values and general amenity values. *with a focus on avoiding adverse effects.*

*I also support the other objectives, especially Policy 8E.*

**Rural Policy 8E – Effects on Wildlife and Wildlife Habitats**

To avoid, remedy or mitigate the adverse effects of the recreational use of riverbeds and waterbodies (in particular the use of off-road vehicles and power boats) on wildlife and wildlife habitats.

*Also, the explanation and reasons given are strongly supported.*

However, the 'Implementation Methods' do not match those objectives i.e. they are far too weak and will not prevent adverse effects on wildlife, birds in particular in braided rivers. While it is positive to educate people and promote the 'Braided Rivers Code', this cannot be the only tool in a District Plan. The reasons given have to translate into regulations to achieve the Objectives like the method for boat restrictions on the Opihi and Opuha rivers.

In the same way, the Environmental Results Anticipated do not reflect the Objective at all.

I seek the following decision from the Mackenzie District Council:

For Objective 8E add the following:

Under 'Implementation Methods' add:

**To prevent off-road vehicles and other recreational users using riverbeds with threatened birds breeding habitat in the months August to January (may specify rivers e.g. Tasman, Dobson, Hopkins, Ohau, Tekapo, Pukaki, Cass, Godley and Macauley rivers)**

Under Environmental Results Anticipated add:

**No or only minor adverse effects of recreational activities on breeding habitats of threatened birds and on other indigenous fauna**

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

If others make a similar submission I **would / would not** (*delete one*) be prepared to consider presenting a joint case with them at any hearing.

---

Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

\_\_\_\_9 March 2018\_\_\_\_\_  
Date

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: James George Murray

Address for service: P.O. Box 4133  
Highfield  
Timaru

Telephone: 036861393

~~Fax~~/email: alenmoreelation@xtra.co.nz

Contact person: Jim Murray

(name and designation, if applicable)

This is a submission on proposed Plan ~~Change 18~~ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are:  
(give details)

Rural Policy 8b Lake Pukaki  
Rural Policy 8d Church of the Good Shepherds

My submission is:

(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

Rural Policy 8b Lake Pukaki: - all  
commercial boating activities should  
be prohibited however this must



not include private boating who  
wish to have the quiet enjoyment  
for their own activities on the  
Lake Pukaki water body allowing they  
take into effect bird life at nesting time,  
Rural Policy 8d - Church of the Good Shepherd  
- All commercial activities must be  
~~allowed~~ prohibited both on water and  
land within a given distance of the  
Church to maintain the respect, quietness  
and tranquility of the Church.

I seek the following decision from the Mackenzie District Council:

(give precise details)

Policy 8b Amend to allow private boating  
only.

Policy 8d prohibit all commercial  
activities within a given distance on  
both land and water of the Church.

I wish to be heard in support of my submission

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

(tick one box)

If others make a similar submission I ~~would~~ **would not** (delete one) be prepared to  
consider presenting a joint case with them at any hearing.

J. C. Murray

Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

7-3-18

Date

If you have any queries about this form or the proposed plan change or variation, please  
contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.



## Kate Grant

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**From:** Kate Grant  
**Sent:** Friday, 9 March 2018 12:14 p.m.  
**To:** Rachael Willox  
**Subject:** FW: Submission on Plan Change 19

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**From:** Prue Stringer [mailto:pruestringer@hotmail.com]  
**Sent:** Friday, 9 March 2018 12:00 p.m.  
**To:** Kate Grant <Kate@mackenzie.govt.nz>  
**Subject:** Submission on Plan Change 19

I have been unable to access the relevant form, but would like to send a short submission on Plan Change 19.

I see that this proposes prohibiting motorised craft on Lake Pukaki, and I would like to support this for the following reasons:

I pass the area regularly on my way from Christchurch to Wanaka, and sometimes also stay in the area. In Wanaka we are frequently distressed by the high level of noise produced by motorised craft, especially jetboats and jetskis. As walkers, bikers and kayakers, this can destroy for us the experience of quiet and the appreciation of the magnificent surroundings. We have given up even trying to kayak around the beautiful Glendhu Bay area, the noise, smell and wake from so many speeding boats has taken all pleasure from it.

It would be tragic if this is repeated on Lake Pukaki. It is one of the few tranquil but accessible environments left to us, and should be protected as such, for both New Zealanders and overseas tourists. Tourism and recreation need not always involve speed and thrills, but should allow for the enjoyment of the magic and tranquility of the Mackenzie's environment. Motor boats can be restricted to some dedicated areas away from this magnificent place. (I understand Benmore has such a role, but have not been there)

Allowing Pukaki to go the way of lakes such as Queenstown or Wanaka will be killing the goose that lays the golden egg of tourism. Both NZers and overseas tourists look for such amazing places of peace and beauty, which are becoming increasingly hard to find.

There should also be respect for the values of Tangata Whenua, acknowledging the land and its own value.

Thank you,  
Prue Stringer  
58 Martindales Rd, Christchurch 8022  
021 210 7184



FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices, Market Place, Twizel

---

Full name of submitter: Anna Jane Bacchus

Address for service: PO Box 14, Twizel, 7940

Telephone: 03 971 1871

Fax/email: [anna@lakestone.co.nz](mailto:anna@lakestone.co.nz)

Date: 26 February 2018

Signature of submitter: Anna J Bacchus

Contact person: Anna Bacchus [anna@lakestone.co.nz](mailto:anna@lakestone.co.nz)

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

If others make a similar submission I would be prepared to consider presenting a joint case with them at any hearing.

---

**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:

- Rural Objective 8
- Rural Policy 8A – Values of Waterbodies.
- Rural Policy 8B – Lake Pukaki
- Rural Policy 8C – Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

I spend a lot of time on the edge of Lake Pukaki with my two children taking in the beauty, uniqueness and serenity of this special lake which is such a national treasure. I watch others come from all over the world to photograph the lake and mountains beyond and having spoken to many of them I hear them marvel that the lake is so quiet and peaceful and not overrun with development and activity and this makes it very special. Once the door is opened to allow commercial activity on the surface of Lake Pukaki it is not easily closed again and it fills me with horror to think of commercial activity operating all over the lake forever changing the current peaceful landscape. The MDC does a wonderful job regulating the region to ensure all development fits in with the existing landscape yet the proposed commercial activity on Lake Pukaki seems such an inappropriate fit for the region and I would ideally like to see the same amount of energy put into its planning and development as any other building in the region.

**Visual Pollution:** My concern is with protecting the unique natural quiet, beauty and tranquility values and experience of Lake Pukaki by avoiding commercialised motorised activities on the Lake other than for essential activities. The natural quiet, beauty and tranquility of Lake Pukaki is extremely unique and special and I think it is in the Mackenzie District's best interests to preserve this asset. We operate an accommodation business on the shores of the lake and hear constantly from guests how wonderful it is to have such uninterrupted beauty in our region and if it was anywhere else in the world it would be overrun with boating activity on the lake. It is wonderful to witness the natural activities that take place in the area such as fishing, swimming, paddle boarding, kayaking, cycling, photography and walking with minimal affect on the environment. I also often speak with visitors down on the lake front and hear the same thing - they have come to appreciate the view along with the natural quiet, beauty and tranquility. The same applies to the Te Araroa walkers and Alps2Ocean cyclists.

**Noise Pollution:** My concern is not so much with all activity on the lake as it is with commercial activity. I believe the level of disturbance to the natural quiet, beauty and tranquility prior to any commercial activity on the lake was acceptable as it was so minimal - there would only be a handful of watercraft on the lake throughout the year however the introduction of commercial activity onto the lake will change the amount of usage and disturbance to the natural quiet, beauty and tranquility significantly as it is likely there will be operations on the lake all day, every day which is a significant increase from the current level. The noise levels of the current commercial activity are phenomenal and much louder than I ever expected or believed they could be. My understanding from reading the noise testing report is that the noise levels from the existing commercial activity are well in excess of acceptable noise levels set for the area. This alone should be reason enough to prohibit commercial activity on Lake Pukaki and I cannot imagine the cumulative noise effect of multiple commercial boating activities taking place on the lake making a mockery of the desire to have a unique location such as Lake Pukaki with its natural quiet, beauty and tranquility. Would allowing commercial activity on Lake Pukaki add to the attraction of the Mackenzie Region or detract from it and reduce visitor numbers to the lake and I believe it would be the latter. Other regions are known for their adventure activities and noise inducing attractions not the Mackenzie and I believe allowing commercial activity on Lake Pukaki will not fit in with the image that is being pushed out to visitors to the region.

**Safety:** I also have another concern with safety. Having seen the existing commercial activity on Lake Pukaki this is all I currently have to go on but they have been landing on the beach opposite Lakestone Lodge. As far as I have observed this is the busiest swimming location along the southern end of Lake Pukaki due to its accessibility and throughout summer on good days there will be a constant stream of people swimming in this

location. On one occasion I was swimming in the spot mentioned above with my family along with numerous other tourists who were there at the time and the hovercraft came in to the beach between us all and we had to move out of its way. When it was time for the hovercraft to depart I was asked by the shuttle driver for the boat company to move out of the way and be careful of the hovercraft. This experience horrified me as I see the numbers of people swimming in this location and swimmers should not be mixed with boat craft as it becomes an extreme hazard not to mention most of the people in the lake put their hands over their ears to block out some of the noise emanating from the boat. We were there with small children and I don't want to see them put in danger from being hit by a boat or being exposed to the noise pollution caused by the boats.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and tangata whenua values.

I submit that Mackenzie District Council implement the following Activities on and Within Waterbodies policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C – Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 – Activities on or within Lake Pukaki
- I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 Watercraft Noise to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in waterbodies including Lake Pukaki.



FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: RICHARD and NICOLA MCKERCHAR

Address for service: P.O Box 49  
OMARAMA 9448

Telephone: 022 612 7570

Fax/email: m.mckerchar@hotmail.com

Contact person: NICOLA MCKERCHAR  
(name and designation, if applicable)

This is a submission on proposed Plan Change 18/ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are:  
(give details)

Plan Change 19  
7A 2.3b Non-complying Activities on or within Lake Pukaki  
=> non-commercial motorised activities

My submission is:  
(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

We oppose the provision that non-commercial motorised activities will be a Non-complying activity on or within



Lake Pukakei. Very few recreational (not-commercial) users take motorised boats on Lake Pukakei currently and stay away from the busy dam end of the lake. As a regular user of the lake, we prefer Lake Pukakei as it is never busy, has ample space to find an isolated spot on the shore and enjoy the natural environment with our family. Due to the size of Lake Pukakei a motorised boat is require to find an isolated spot away from the tourist spots, while motorised boat is required for a weather /safety aspect as well. Non-commercial (recreational) users only have one boat ramp gress which limits numbers and therefore results in minimal noise pollution and environmental impact on wildlife, plant life and fish.

I seek the following decision from the Mackenzie District Council:  
(give precise details)


To remove 7A 2.3b non-commercial motorised activities from Proposed Plan Change 19.

I wish to be heard in support of my submission

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

(tick one box)

If others make a similar submission I **would** / ~~would not~~ (delete one) be prepared to consider presenting a joint case with them at any hearing.

  
Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

08/03/2018  
Date

If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.





NZ Defence Force Headquarters  
Defence Estate and Infrastructure  
Private Bag 39997  
Wellington 5045

## Submission on Proposed Plan Change 19 Mackenzie District Plan

*Clause 6 of First Schedule, Resource Management Act 1991*

**To:** Planning Manager  
**Address:** Mackenzie District Council  
PO Box 52  
Fairlie 7949

**Email:** [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)

**Submitter:** New Zealand Defence Force  
**Contact Person:** Rebecca Davies, Senior Environmental Officer (Planner)

**Address for Service:** New Zealand Defence Force  
C/- Tonkin + Taylor  
PO Box 2083  
Wellington 6140  
Attention: Sarah Bevin

**Phone:** +64 21 445 482  
**Email:** [rebecca.davies@nzdf.mil.nz](mailto:rebecca.davies@nzdf.mil.nz)

### Preliminary Matters

This is a submission on Plan Change 19 to the Mackenzie District Plan (the Plan).

NZDF **could not** gain an advantage in trade competition through this submission.

The New Zealand Defence Force (NZDF) currently operates the Tekapo Military Training Area (Training Area) in the Mackenzie Basin. The Training Area is used for military training exercises and covers approximately 15,000 hectares of land.

Outside of the Training Area, NZDF may also undertake Temporary Military Training Activities (TMTA) in the Mackenzie District.

While TMTA are provided for as permitted activities in the District Wide Rules in Section 14 of the District Plan, this submission relates to the provisions relevant to TMTA as they apply to activities on or within waterbodies.

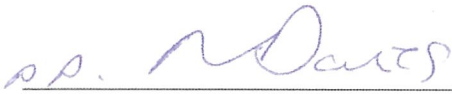
**Submission and decisions sought**

NZDF's submission, including the decision sought from Council on each of the matters raised, is detailed on the attached sheet.

**Hearing**

NZDF **wishes to be heard** in support of this submission.

If others make a similar submission, **NZDF will consider** presenting a joint case with them at the hearing.

  
\_\_\_\_\_

Person authorised to sign  
on behalf of New Zealand Defence Force

Date 09/03/18

Table 1: NZDF submission

Point	Provision	Support/ Oppose	Reasons	Relief Sought
<b>Plan Change 19</b>				
2	Rule 7A.1.1.a	Support in part	<p>This rule provides exemptions for certain activities occurring on Lakes Tekapo, Benmore and Ruataniwha and all rivers other than the Ophi and Opuha River, which is appropriate. These exemptions should also include activities for defence purposes, including training. NZDF may need to undertake temporary military training activities at any location and it is appropriate that TMTA are provided for as a permitted activity over all water bodies.</p> <p>NZDF must undertake training in order to fulfil its statutory obligations under the Defence Act 1990. Including provision for TMTA as permitted activities provides certainty that such activities can take place when required.</p>	<p>That the rule be updated as follows (edits shown in bold and underline):</p> <p><i>Use of motorised and non-motorised craft for search and rescue, civil emergency, <b><u>defence (including temporary military training activities)</u></b>, scientific research and monitoring and pest control purposes.</i></p>
3	Rule 7A.2.1.a	Support in part	<p>This rule provides exemptions for certain activities occurring on Lake Pukaki, which is appropriate. These exemptions should also include activities for defence purposes, including training.</p> <p>NZDF may need to undertake temporary military training activities at any location and it is appropriate that TMTA are provided for as a permitted activity over all water bodies.</p> <p>NZDF must undertake training in order to fulfil its statutory obligations under the Defence Act 1990. Including provision for TMTA as permitted activities provides certainty that such activities can take place when required.</p>	<p>That the rule be updated as follows (edits shown in bold and underline):</p> <p><i>Use of motorised and non-motorised craft for search and rescue, civil emergency, <b><u>defence (including temporary military training activities)</u></b>, scientific research and monitoring and pest control purposes.</i></p>
4	Rule 7A.3.1.a	Support in part	<p>This rule provides exemptions for certain activities occurring on Lakes Alexandrina and MacGregor, which is appropriate. These exemptions should also include activities for defence purposes, including training.</p> <p>NZDF may need to undertake temporary military training activities at any location and it is appropriate that TMTA are provided for as a permitted activity over all water bodies.</p> <p>NZDF must undertake training in order to fulfil its statutory obligations under the Defence Act 1990. Including provision for TMTA as permitted activities provides certainty that such activities can take</p>	<p>That the rule be updated as follows (edits shown in bold and underline):</p> <p><i>Use of motorised and non-motorised craft for search and rescue, civil emergency, <b><u>defence (including temporary military training activities)</u></b>, scientific research and monitoring and pest control purposes.</i></p>

Point	Provision	Support/ Oppose	Reasons	Relief Sought
5	Rule 7A.4.1.a.	Support in part	<p>place when required.</p> <p>This rule provides exemptions for certain activities occurring on the Opihi and Opuha Rivers, which is appropriate. These exemptions should also include activities for defence purposes, including training. NZDF may need to undertake temporary military training activities at any location and it is appropriate that TMTA are provided for as a permitted activity over all water bodies.</p> <p>NZDF must undertake training in order to fulfil its statutory obligations under the Defence Act 1990. Including provision for TMTA as permitted activities provides certainty that such activities can take place when required.</p>	<p>That the rule be updated as follows (edits shown in bold and underline):</p> <p><i>Use of motorised and non-motorised craft for search and rescue, civil emergency, <b><u>defence (including temporary military training activities)</u></b>, scientific research and monitoring and pest control purposes.</i></p>



**A SUBMISSION FROM THE  
CENTRAL SOUTH ISLAND FISH & GAME COUNCIL**

**SUBMITTER:** Central South Island Fish & Game  
c/Angela Christensen  
32 Richard Pearse Drive  
PO Box 150  
Temuka, New Zealand  
  
Ph (03) 615 8400  
Email: [achristensen@csifgc.org.nz](mailto:achristensen@csifgc.org.nz)

**District Council:** Mackenzie District Council  
53 Main Street  
PO Box 52  
Fairlie

This submission is made in reference to the Mackenzie District Plan and Proposed Plan Change 18: Indigenous Biodiversity, and Plan Change 19: Activities on or within Waterbodies.

**Fish & Game Councils are Statutory Bodies with Functions (*inter alia*) to:**

*“manage, maintain, and enhance the sports fishery and game resource in the recreational interests of anglers and hunters ....”*

*“maintain and improve the sports fish and game resource by maintaining and improving access; ...”*

*“In relation to planning, -*

*to represent the interests and aspirations of anglers and hunters in the statutory process, ... and*

*to advocate the interests of the Council, including its interests in habitats:...”*

**Section 26Q, Conservation Act.**

In addition, Section 7(h) of the RMA states that all persons ‘*shall have particular regard to...the protection of the habitat of trout and salmon.*’

## PROPOSED PLAN CHANGE 18: INDIGENOUS BIODIVERSITY

Central South Island Fish & Game’s (CSI) interest in Proposed Plan Change 18 largely lies with how activities are managed on land and the repercussions that these activities have on riparian margins and water quality, and on recreational, biodiversity and amenity values. Activities such as earthworks, vegetation clearance, forestry and agriculture can have adverse effects on land and water and consequently, the species that inhabit these areas.

### SUBMISSION

Submission on PC18	Support/Oppose	Reason	Decision sought
Definition: Improved Pasture	Oppose	CSI does not believe that the definition of Improved Pasture is easily understood, nor does it provide for adequate protection for indigenous flora and fauna as it is difficult to understand what areas are currently classified as “improved pasture”.	It would be clearer if the areas that fit this definition were mapped (if they are not already), so it is clear going forward how rules related to this definition are applied.
Definition: Vegetation Clearance	Support with amendments	CSI is not clear as to whether this is referring to Indigenous Vegetation Clearance or any vegetation clearance. It appears that the definition could apply to both. However, indigenous vegetation should also be protected from clearance mechanisms other than those described in the vegetation clearance definition. CSI views that referencing the “clearance of indigenous vegetation” will align better with CRPS 9.3.1 (Territorial authorities obligations) and will better represent the onus of the Territorial Authority to “manage the clearance of indigenous vegetation.”	If retention of Vegetation Clearance is deemed necessary for permitted activities, then a solution could be to introduce a definition specifically for Indigenous Vegetation Clearance that also includes (in addition to those listed for Vegetation Clearance) activities like grazing, artificial drainage, overplanting and over sowing.
Policy 1	Support with amendment	CSI supports identification of significant natural areas through mapping and considers that these areas should be protected. It is not entirely clear what	Amend to the following, or something similar: <i>To identify sites of significant indigenous vegetation or habitat in accordance with the criteria</i>

Submission on PC18	Support/Oppose	Reason	Decision sought
		“reduces the values of these sites” aims to achieve. It would be clearer and align better with the CRPS if the significant natural areas were protected.	<i>listed in the Canterbury Regional Policy Statement and to protect these areas from the adverse effects of land use and development activities.</i>
Policy 3	Support with amendment	The wording of this policy is not clear as it seems to make an exception for clearing indigenous vegetation in an area identified as significant as possible, if it is done in a way or at a rate that provides for no net loss. Would this enable offsetting? If an area is identified as a significant natural area, then these areas should be protected (CRPS 9.3.1 (3)).	Amend to clarify that areas identified as significant are protected.
Policy 4	Support with amendments	The policy refers to ‘ecologically significant wetland’. CSI questions if the ‘ecologically significant wetlands’ within the district have been mapped, and are there possibly other wetlands that also deserve protection? CSI considers that all wetlands in the Mackenzie District are important not only in a geographical/local context but also nationally given the steep decline of wetlands throughout New Zealand, keeping in mind the important contributions they make to ecological processes and functions. The policy would better align with the CRPS if these wetlands are protected.	Amend to the following or something similar, keeping in mind that the wetlands should be identified via maps and pointing out the view that all wetlands in the district are considered by CSI to be ecologically significant: <i>To protect ecologically significant wetlands from land use activities including indigenous vegetation clearance and pastoral intensification.</i>
Policies 5 and 6 as they relate to offsetting	Oppose offsetting	CSI has concerns around the use and implications of offsetting and does not support this in general.	That offsets should not be referenced as an option within a policy or rule as a means to safeguard

Submission on PC18	Support/Oppose	Reason	Decision sought
		<p>Whilst the intentions may be good, there is no guarantee or mechanism in place to ensure that the offsetting activities are carried out and that they achieve the desired outcome, despite condition (6d) that states that there is strong likelihood that the offsets will be achieved in perpetuity. It is not clear how this can be enforced or ensured. There may be situations where offsets cannot appropriately replace indigenous biodiversity due to the rarity or vulnerability of the biodiversity affected. Furthermore, there is a great risk in trying to re-establish or mitigate through offsetting given pests and the extreme climates of the Mackenzie District. There should be no further loss in biodiversity and a gain in biodiversity should be striven for.</p>	indigenous biodiversity.
<p>Indigenous Vegetation Clearance Rules 1.1.1 (8), 1.2.1 (3), 1.2.2 (2), 1.3.2 (3)</p>	<p>Support with amendment</p>	<p>CSI considers that springs are important to protect given their sensitivity to degradation arising from land use change, mainly from overland runoff and silt. Any vegetation clearance around springheads will adversely impact water quality and habitat downstream. Springs provide both habitat for waterfowl as well as aquatic habitat. Small streams can arise from springheads and are vulnerable to siltation if the spring is not protected, which can adversely affect spawning and the health of</p>	<p>That springs also be provided protection from vegetation clearance.</p>



Submission on PC18	Support/Oppose	Reason	Decision sought
		the fishery.	

### PROPOSED PLAN CHANGE 19: ACTIVITIES ON OR WITHIN WATERBODIES

Activities on the surface of waterways can have adverse effects on both the natural environment and on human experience and enjoyment of an area. These adverse effects can compound with increased usage and pressure on land, water, and air. Given the remoteness, solitude, and high natural character of many locations within the Mackenzie District, noise can adversely impact recreational users such as anglers who seek quiet, remote areas. Continual disturbance of an area can be seen to intrude on the “wilderness” experience. That being said, some of the waterways in the Mackenzie District are used by anglers for recreational sports fishing opportunities and it is necessary to access these areas by boat. The Conservation Act (1987) directs Fish and Game “(b) to maintain and improve the sports fish and game resource (i) by maintaining and improving access.” It is a delicate balance to protect habitat, amenity values and recreational values (which includes access).

#### SUBMISSION

Submission on PC19	Support/Oppose	Reason	Decision sought
Rural Objective 8- Activities on or within Waterbodies	Support	The values of the District can be adversely affected by recreational activities if not managed appropriately. CSI supports this objective that recognises the District’s values and aims to avoid, remedy or mitigate potential adverse effects on them.	Retain as proposed
Rural Policy 8A- Values of Waterbodies	Support	CSI supports policy that maintains or enhances the values listed under Policy 8	Retain as proposed
Rural Policy 8B- Lake Pukaki	Oppose	Whilst CSI recognises the beauty of Lake Pukaki, CSI supports the use of the lake by non-commercial boats for recreational purposes such as angling. Non-commercial boat angling currently takes place on the lake and we do not consider that it adversely affects the values listed under Objective 8 or Policy 8A.	Reword to: <i>To protect the unique natural quiet, beauty and tranquillity values and experiences of Lake Pukaki by avoiding <u>commercial</u> motorised activities on the Lake...</i>
Rural Policy 8C- Commercial Activities	Support	It is important to assess commercial activities via the resource consent	Retain as proposed



Submission on PC19	Support/Oppose	Reason	Decision sought
		have consistent provisions and communications to avoid confusion and to provide all users and stakeholders with reliable information.	
Rural Zone Rules 7A.1.1.a	Support	CSI undertakes scientific fisheries research and the use of boats to do this is essential.	Retain as proposed
7A.2.1.a	Support	CSI undertakes scientific fisheries research and the use of boats to do this is essential.	Retain as proposed
7A.2.3.b	Oppose	Boat angling provides a recreational opportunity for anglers on the lake. The 2014/15 National Anglers Survey indicates that 1,950 angling days were spent at L. Pukaki and a portion of those would be boat anglers. This rule would prohibit them from taking part in this recreational opportunity.	Delete 7A.2.3.b
7A.3.1.a	Support	CSI undertakes scientific fisheries research and the use of boats to do this is essential.	Retain as proposed
7A.3.4 including subclauses (a) and (b)	Support	CSI supports the prohibited activity status of motorised craft on Lakes Alexandrina and McGregor.	Retain as proposed
7A.4.1.a	Support	CSI undertakes scientific fisheries research and the use of boats to do this is essential.	Retain as proposed
7A.4.3 including subclauses (a) and (b)	Support	Classifying motorised activities as non-complying is supported by CSI in order to protect the values of the rivers and	Retain as proposed

Submission on PC19	Support/Oppose	Reason	Decision sought
		ecosystems as outlined in the Objectives and Policies.	

CSI wishes to be heard in support and expansion of this submission. If others are making a similar submission, CSI will consider presenting a joint case with them at the hearing.

Signature:



A Christensen  
Date: 9 March 2018

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION  
CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices, Market Place, Twizel

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Full name of submitter: Tony Stewart

Address for service: 30 John Annan St, Halswell, Christchurch

Telephone: 021 251 8203

Fax/email: [info@photoshots.co.nz](mailto:info@photoshots.co.nz)

Date: 9th March 2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

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

If others make a similar submission I would be prepared to consider presenting a joint case with them at any hearing.

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**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:

- Rural Objective 8
- Rural Policy 8A - Values of Waterbodies.
- Rural Policy 8B - Lake Pukaki
- Rural Policy 8C - Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A - Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

I am a professional photographer, with a close affinity to the New Zealand outdoors ( I am also a keen trumper and hunter, having spent some amazing holidays as a child camping & boating at Lake Tekapo, watching the machinery working in the Pukaki / Ohau / Tekapo Hydro schemes). I have also travelled widely, close to 90 countries. I appreciate that we have a very special environment, that once lost or changed, we will struggle to ever get this back. There are ample examples overseas where human impact should have been mitigated early but sadly failed to do so.

I urge the MDC to work for the benefit of all New Zealanders, to preserve some of the special qualities that we have that make NZ unique. This issue is bigger than the MacKenzie Council alone, and is in fact a decision more worthy of Central Government given the impact it has. Of course, that is not the jurisdiction at hand, as it comes under the MDC mandate. The sanctity of such a natural place should not be ruined, and in fact, everything should be done to make sure we retain some natural places, with minimal human impact. I regularly pass through the MacKenzie Country, and are constantly in awe of the wonder of the McKenzie Basin, Mt Cook, The Alps, Lake Pukaki etc.

I urge the MDC to think globally, think bravely, and put the interest of our natural environment at the fore. It isn't like people cant fly about the area. If they want to boat, you have Benmore and Tekapo in close proximity. To preserve one area as a natural wonder would be paramount, as there are few left in close proximity to our main thoroughfares down the South Island.

While perhaps not directly associated with this submission, the wider issues over irrigation and tourism do overlap. We have increasing pressure on our natural beauty, and spaces that are deserving of special attention for their scenic beauty. Already the foreshore about southern Pukaki has been trampled, rutted, and marked with vehicle tracks. We need to have a wholistic view of what we want for our space, in the absence of consider interaction by users.

To open this this area up to further to tourism, additional commercial use, or additional recreational activity would simply impact badly on our environment. I fear a thin edge of the wedge, where we have one boat ramp, then another, then associated facilities, and before you know it a small settlement, then a bigger one, complete with signs, hoardings... I DONT WANT TO SEE THIS SPOIL SUCH A SPECIAL PART OF NZ. I don't want to go to such a special place of natural beauty to have the buzz of boats. I can go to pretty much any other lake to hear this. I want see natural wonder, not commercial activity or added disruption to the natural beauty of this area by planes or boats.

I love photographing our highest peak, reflected in all its glory on a cracker day on Lake Pukaki, without having boat wakes spoil this splendour. As a professional photographer, I hold this visual aesthetic close to my heart. I am not anti boating, or anti tourism. I am anti-impact, and wish to see the NZ I knew as a child preserved for my children and grandchildren. Goodness knows it is changing fast, and far from the better in terms of population impact goes. Please do not knowingly add to this degradation.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

I submit that Mackenzie District Council implement the following Activities on and Within Waterbodies policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C - Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 - Activities on or within Lake Pukaki
- I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 Watercraft Noise to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in waterbodies including Lake Pukaki.





**FORM 5**

**SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION**

**CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991**

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Gregory Knowles

Address for service: 19 Mahy Place, Rolleston, 7614

Telephone: 03 3221115

Fax/email: greg@knowlesnz.com

Contact person: Greg Knowles

*(name and designation, if applicable)*

This is a submission on proposed Plan Change 18/ Plan Change 19 to the Mackenzie District Plan *(please select Plan Change)*

The specific provisions of the proposal that my submission relates to are:  
*(give details)*

Plan change 19 (Final Version) 7A.2.3.d - Activities on or within Lake Pukaki. Non-commercial motorised activities.

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My submission is:

*(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)*

I oppose the change in plan that would exclude the use of motorised vessels on Lake Pukaki.

My first opposition of the plan is safety based. Pukaki, like Lake's Tekapo and Ohau is subject to substantial weather and wind changes. As a small craft user (12ft dinghy) I have been caught in bad weather on several of

the Mackenzie's lakes. The risk of an incident caused by surprise weather changes and substantial waves is minimised by being able to use the boat's outboard motor to point the bow into the wind and carefully make way back to safety. Having no motor would remove the ability to safely navigate severe weather and could result in a capsize and death. Due to the Ben Ohau Range, there is very little warning of a common Sou-West wind change.

I note in the proposal, the reference to "natural character" and "degradation of natural habitats" as a consideration for a rule change. While beautiful and 'surrounded' by natural beauty, Lake Pukaki is one of the most un-natural lakes in NZ. A 160MW power station sits inside the lake. Water unnaturally travels 30km from a neighbouring catchment to enter the lake through it. At the outlet a large dam prevents the water from naturally exiting into the Pukaki River and a control gate diverts the water from Pukaki off to yet another catchment. The lake has been raised twice in the last 60 years to a total of 46 metres above its natural level. If the council wishes to make corrections to recent events, don't endanger boaties with dangerous rules that render Pukaki unusable to any boat, or hide behind the nonsense of protecting un-natural, "natural wonders". Can I suggest you use "tools", such as noise levels to achieve your goal, not an overreaction hidden behind disingenuous claims.

I seek the following decision from the Mackenzie District Council:  
*(give precise details)*

I seek that Lake Pukaki be excluded from any proposal to prohibit non-commercial, motorised craft for the reasons of safety and also to continue to encourage New Zealand's tradition of being an open, outdoor and adventurous nation for its residents and rate payers. The effect of a small private boat is nothing compared to a hydro electric scheme or the natural wave actions caused by the winds that regularly chop up the waters and batter the shores of the lake.

I wish to be heard in support of my submission

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

*(tick one box)*

If others make a similar submission I **would / would not** *(delete one)* be prepared to consider presenting a joint case with them at any hearing.

\_\_\_\_\_  
Signature of submitter or person authorised to sign on behalf of submitter  
*(A signature is not required if you make your submission by electronic means.)*

9 Mar 2018

\_\_\_\_\_  
Date

*If you have any queries about this form or the proposed plan change or variation, please contact Karina Morrow, Group Manager Planning and regulation, Mackenzie District Council.*

FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED  
PLAN CHANGE/ VARIATION

CLAUSE 6 OF FIRST SCHEDULE  
RESOURCE MANAGEMENT ACT 1991

To: Mackenzie District Council  
PO Box 52  
FAIRLIE 7949

Full name of submitter: Tim & Penny Rayward

Address for service: P.O. Box 42  
LAKE TEKAPO 7999

Telephone: 021 076 7196

Fax/email: timrayward@gmail.com

Contact person: Tim Rayward  
(name and designation, if applicable)

This is a submission on proposed Plan Change 18/ Plan Change 19 to the Mackenzie District Plan (please select Plan Change)

The specific provisions of the proposal that my submission relates to are:  
(give details) Plan Change 19.

7A-2.3b Non-commercial motorized activities

Rural Policy 8B LAKE PUKAKI  
prohibiting lake for recreational use.

My submission is:  
(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views)

See attached submission



## Rural Policy 8B – Lake Pukaki

I oppose the provision prohibiting recreational boating on Lake Pukaki.

I would question some of the values listed by council. For example:

### 1. Remoteness

Lake Pukaki is bounded on three sides by roads, of which two are main highways. Pukaki is actually one of the least "remote" lakes in the Mackenzie basin.

### 2. Tranquility

Heavy traffic is continually travelling around Pukaki and quite audible across the lake and from the shoreline in many places.

### 3. Natural lake

Lake Pukaki is actually an artificially raised lake with significant modification around the shores including a power station within the lake itself. Those of us that grew up in the area are fully aware of the promises and enticements around the future recreational benefits from the large hydro projects. They still provide huge recreational benefits for the region.

There are a growing number of dwellings around the southern end of the lake and a large amount of freedom camping, these have much more of an effect on the environment than the limited recreational boating that takes place. These effects are permanent, unlike boats on a lake, which leave no lasting trace.

I don't believe there is any evidence of environmental damage on the lake caused by the current level of recreational boating.

The reasons to amend the Plan as listed are flimsy at best.

e.g. Wave action - one good nor westerly wind would cause more erosion than a lifetime of recreational boating !

We have boated on Lake Tekapo for 40 years which has a lot more recreational boating than Pukaki and nearly all the shoreline environmental issues are caused by vehicle access and freedom camping not recreational boating !

If there is an issue at the southern end of Lake Pukaki related to visual disturbance or noise, it would be better to consider an area at the southern end of the lake limited/prohibited to motorised boating.

Have the local runholders been consulted especially the ones that lost a lot of land when the lake was raised? I am sure these parties have always assumed recreational use of the lake as part of the compensation / public works agreements.

The only adverse comments I have heard have been related to the commercial hovercraft activity on Lake Pukaki – which as I understand would be able to continue to operate under a concession.

Allowing non-motorised use only is a recipe for disaster looking at the tragedies in kayaks etc that have happened on other local lakes.

There have been a large number of rescues on Tekapo by recreational boaties helping kayakers, sailors etc when caught out by the wind.

Tim & Penny Rayward  
LAKE TEKAPO





Form 5

## Submission on Publicly Notified Proposal for Plan, Change or Variation

Clause 6 of Schedule 1, Resource Management Act 1991

To: Mackenzie District Council

Name of submitter: Canterbury Regional Council (Environment Canterbury)

This is a submission on:

### Plan Change 19 to the Mackenzie District Plan – Activities on and Within Waterbodies

Environment Canterbury ~~could~~/could not\* gain an advantage in trade competition through this submission.

~~I am/am not~~ 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.~~

The Canterbury Regional Council (The Regional Council) supports in part, and opposes in part Plan Change 19 Activities on and within Waterbodies.

#### Values based approach to surface waterbody management

The introduction of a values-based approach to the management of activities on or within waterbodies under PC19 aligns with Chapters 7 and 12 of the Canterbury Regional Policy Statement (CRPS). This approach will facilitate protection of first order values such as ecology and landscape, and allow each water body to be individually managed for its specific recreational and amenity values. It also reflects current variable use across the lakes and rivers in the Mackenzie district. Consequently, this approach will provide a framework for sustainable management of development and use across the waterbodies of the District, giving greater effect to the CRPS and Resource Management Act (1991; RMA).

Additionally, as the Navigation Safety Bylaw 2016 and Controls (NSB16) has separate controls for each lake specified in PC19, this approach further aligns regional and district planning documentation and for these reasons can be supported by the Canterbury Regional Council.

#### Amenity issues from surface water activities

The Regional Council acknowledges that the management of noise and visual effects is important for this plan change and is a key driver of the new planning framework introduced for Lake Pukaki. These are amenity issues which are managed by district councils, under the RMA and CRPS. The Canterbury Regional Council remains neutral on these issues.

A minor amendment is suggested to improve clarity around Policies 8B and 8C. Currently Rural Policy 8C allows for adverse effects of commercial activities to be managed through the



resource consent process. As commercial activities are proposed to be prohibited for Lake Pukaki, this policy requires amendment.

### **Relief Sought**

#### Amend Existing Policy 8C – Commercial Activities

To avoid, remedy or mitigate the adverse effects of commercial activities through assessment by way of resource consent-, except for commercial activities on or within the waterbody of Lake Pukaki.

### **Scientific research, monitoring and pest control**

The Regional Council undertakes numerous functions on and within the waterbodies of the Mackenzie District, particularly for scientific monitoring and pest control. These include, but are not limited to, use of remote controlled and motorised boats, water flow and depth measuring, surveying, weed and pest spraying and post-flood river inspections. As we exercise these functions infrequently or for emergency purposes, there would not be a high risk to the environment from these works. However, it is important that these functions are specifically allowed for so to avoid numerous consents and allow continued implementation of Chapter 7 of the CRPS by the Regional Council. Consequently, the Regional Council supports these rule additions and requests the following amendment to various rules to clarify who can undertake these functions.

### **Relief Sought**

#### Amend Existing Rules 7A.1.1.a, 7A.2.1.a, 7A.3.1.a and 7A.4.1.1.a

Use of motorised and non-motorised craft for search and rescue, civil emergency, scientific research and monitoring and pest control purposes-, where the activity is an enactment of a statutory responsibility.

### **Recognising Lake Pukaki as an Outstanding Natural Landscape, and Navigation Safety Issues**

Community engagement in the PC19 process highlighted the quiet, isolated and untouched nature of Lake Pukaki. Lake Pukaki is an Outstanding Natural Landscape, as it meets the criteria of Policy 12.3.1/Appendix 4 of the CRPS, and it is also incorporated in the Mackenzie District Plan as a Site of Natural Significance. The District Plan also includes Scenic Viewing Areas overlooking Lake Pukaki, with views to Aoraki Mt Cook. Managing this landscape is a matter of national importance, and it is important that the amenity and landscape values that make Lake Pukaki a Site of Natural Significance are protected.

Lake Pukaki also currently provides a location for some recreational boating use. The capacity of lakes and other waterways to absorb increasing recreational boating is a navigational safety concern for the Regional Council. Lakes Aviemore, Benmore and Ruataniwha have been identified as resources already under pressure from recreational motorised craft in the summer months. They are popular due to their preferred environmental conditions for boating.

Use of Lake Pukaki is seasonal, but at a much lower intensity from the other lakes. Its use is unlikely to increase dramatically due to environmental conditions (for example high winds, choppy water and cold water temperature), minimal support facilities and location away from town centres.

## Relief Sought

Retain Rule 7A.2 Activities on or within Lake Pukaki.

Alternatively

Amend Rule 7A.2 Activities on or within Lake Pukaki

Provide for motorised recreational boating as a Permitted Activity only on defined areas of Lake Pukaki and/or during specific peak periods of recreational boating.

## Duplications with the Navigation and Safety Bylaw (2016) and Controls and important wildlife protection

Regional councils, and Harbourmasters can create bylaws to manage navigational safety on and within waterbodies. These bylaws can include designating reserved areas and imposing or approving speed uplift zones under the Maritime Transport Act (1994) and Maritime Rules. Regional councils can delegate these functions to the district councils, but this has not occurred in Canterbury, meaning that the Regional Council exerts full control over navigational safety considerations in the Mackenzie District, and wider Canterbury Region.

The Regional Council requests that the plan change address the duplications apparent in Rural Policies 8E and 8G to better reflect the responsibilities of each local authority.

## Relief Sought

Delete Fourth Implementation Method for Rural Policy 8E

- ~~To encourage Central Government and the Canterbury Regional Council to control activities on the surface of water.~~

Legislative changes have resulted in the narrowing of scope of the new Navigational Safety Bylaw to managing navigation safety matters only. New Speed Uplift Zones (SUZs), allow for higher speeds if certain criteria are met nearer to shorelines, or other vessels including within or adjacent to important wildlife breeding or spawning zones. However, environmental considerations, such as protection of salmon spawning sites can no longer be incorporated into the Bylaw. It is at the discretion of District Councils to include provisions within District Plans for the protection of wildlife habitat or spawning sites, if there are effects from surface water activities that need to be managed.

## Relief Sought

Amend Rural Policy 8G Regulations

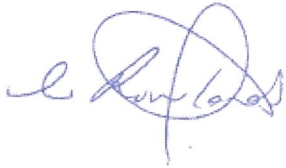
~~To seek the continued administration and control of navigational safety matters principally through~~ support the Canterbury Regional Council in ~~with~~ implementing navigation safety regulations and bylaws.

## Explanation and Reasons

- As for Objective 8
- All navigation safety considerations for Controls placed on water based recreational and commercial activities are enforced by the Canterbury Regional Council through navigation safety regulations and bylaws. ~~bylaws and similar mechanisms are considered to enforce suitable controls with respect to navigational safety.~~
- ....

Environment Canterbury wishes to be heard in support of its submission.

~~\*If others make a similar submission, we will consider presenting a joint case with them at a hearing.~~



Carmel Rowlands  
**Team Leader Planning**

(Authorised under delegated authority from the Canterbury Regional Council)

**Date:** 8 March 2018

**Address for service of submitter:**

Environment Canterbury  
PO Box 550  
Timaru 7940

**Telephone:** 0272049859

**Email:** [julia.forsyth@ecan.govt.nz](mailto:julia.forsyth@ecan.govt.nz)

**Contact person:** Julia Forsyth

FORM 5

**SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION  
CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991**

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: planning@mackenzie.govt.nz  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices,  
Market Place, Twizel

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Full name of submitter: Virginia Rose Barker

Address for service: 3388 Mount Cook Road, Twizel, 7946

Telephone: 0220648609

Fax/email: ginbarker@gmail.com

Date: 09 March 2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

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

If others make a similar submission I would be prepared to consider presenting a joint case with them at any hearing.

---

**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:

- Rural Objective 8
- Rural Policy 8A – Values of Waterbodies.
- Rural Policy 8B – Lake Pukaki
- Rural Policy 8C – Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules. I will list the reasons I support these plan changes below:

1. I work in the tourism industry in the Mackenzie, and the main motivation of many of our visitors is to visit wild, untouched natural landscapes. Many visitors I chat with are disappointed by the level and form of tourism in New Zealand – the West Coast Glacier experience has been destroyed by the constant drone of helicopters overhead, for example. Plan Change 19 would give the power to protect Lake Pukaki and keep it as a truly unspoilt place for all visitors to enjoy.
2. Lake Pukaki is recognized as an Outstanding Natural Landscape and a Site of Natural Significance; I feel Plan Change 19 would provide a level of protection necessary to ensure it continues to be an outstanding landscape into the future.
3. There are many established businesses on the southern shores of Lake Pukaki (I do not work at any of them) who base their entire business model on the tranquility of Lake Pukaki. Plan Change 19 would ensure that these established and successful businesses can continue to operate into the future, and, others like them may begin.
4. The Department of Conservation has invested considerable time and resource into improving the populations of Kaki, Dotterel and Wrybill at the Tasman Delta. Kaki in particular have been known to fly south along the lake edge and neighbouring tarns. Plan Change 19 would offer these species greater protection and support the work of DoC in the Mackenzie. Kaki in particular bring 'birding' visitors from around the world to the Mackenzie – generally wealthy visitors who support local businesses while respecting the environment.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

I submit that Mackenzie District Council implement the following *Activities on and Within Waterbodies* policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C – Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 – *Activities on or within Lake Pukaki*
- I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 *Watercraft Noise* to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in waterbodies including Lake Pukaki.

**Kate Grant**

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**From:** Kate Grant  
**Sent:** Friday, 9 March 2018 4:09 p.m.  
**To:** Rachael Willox  
**Subject:** FW: Plan change 19 submission

**From:** jaia findlay [mailto:JC.findlay@outlook.com]  
**Sent:** Friday, 9 March 2018 4:05 p.m.  
**To:** Kate Grant <Kate@mackenzie.govt.nz>  
**Subject:** Plan change 19 submission

**FORM 5**

**SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION  
CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991**

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: [planning@mackenzie.govt.nz](mailto:planning@mackenzie.govt.nz)  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices,  
Market Place, Twizel

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Full name of submitter: Jaia Findlay Curin

Address for service: 214 Glen lion road

Telephone: 0424124772

Fax/email: [jc.findlay@outlook.com](mailto:jc.findlay@outlook.com)

Date: 9/3/2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

I wish to be heard

If others make a similar submission I would not (delete one) be prepared to consider presenting a joint case with them at any hearing.

---

**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

Amend Rural Zone Policies (Section 7) as follows:



- Rural Objective 8
- Rural Policy 8A – Values of Waterbodies.
- Rural Policy 8B – Lake Pukaki
- Rural Policy 8C – Commercial Activities

Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

For the longest time I have visited this lake. It's blue waters and endless depths have brought peace of mind and quiet tranquility at times of great upheaval in my life. It would be heartbreaking to see this serenity striped from world by allowing motor boats commercial or non-commercial to shoot down the lake and break the peace of Pukaki and pollute its clean waters. Lake Pukaki is one of the Mackenzie District's last gems that needs our protection.

**NOTE: PC19 includes all the rivers and lakes in the Mackenzie and you may wish to also talk about other lakes.**

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

I submit that Mackenzie District Council implement the following Activities on and Within Waterbodies policy and rule changes as proposed by Plan Change 19.

- PART A - Adopt the amendments and additions to Rural Zone Policies (Section 7) proposed by Plan Change 19.
- PART C – Adopt the new Rural Zone Rules as proposed by Plan Change 19 and in particular rule 7A.2 – Activities on or within Lake Pukaki
- I submit that Mackenzie District Council also address the matters of noise control not addressed by Plan Change 19 and amend District Plan Section 14 Clause 2.3.4 Watercraft Noise to reflect the special character of the Mackenzie Lakes and specifically Lake Pukaki. Given the special character of Lake Pukaki the noise levels should be at most the same as 'Quiet Rural Noise' which is 30 dBA. Maximum noise level should apply to all craft, including recreational craft, operating in waterbodies including Lake Pukaki.

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Market Place, Twizel

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Full name of submitter: Barry Mitford-Burgess

Address for service: 144 Rosebrook Rd Timaru 7974

Telephone: 027 2420797

Fax/email: [barryjmburgess@gmail.com](mailto:barryjmburgess@gmail.com)

Date: 6/3/2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

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

If others make a similar submission would not be prepared to consider presenting a joint case with them at any hearing.

---

**This is a submission on proposed Plan Change 19 to the Mackenzie District Plan. The specific provisions of the proposal that my submission relates to are:**

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Amend Rural Zone Rules (Section 7) by adding new Clause 7A – Activities on or within waterbodies, specifically:

- 7A.2 Activities on or within Lake Pukaki



**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

I am a regular camper around Lake Pukaki. I feel by opening this lake up to commercial enterprise it will deplete the pristine image and tranquility of New Zealand's finest lake

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

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*By Mitchell Burgess 6-3-2018*

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FORM 5

SUBMISSION ON A PUBLICLY NOTIFIED PLAN CHANGE/ VARIATION  
CLAUSE 6 OF FIRST SCHEDULE RESOURCE MANAGEMENT ACT 1991

TO: Planning Manager, Mackenzie District Council  
By POST: Mackenzie District Council, PO Box 52, Fairlie  
By EMAIL: planning@mackenzie.govt.nz  
By DELIVERY: Mackenzie District Council Offices, 53 Main Street, Fairlie OR Mackenzie District Council Offices,  
Market Place, Twizel

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Full name of submitter: Erin Mitford-Burgess

Address for service: 144 Rosebrook Rd Timaru 7974

Telephone: 027 2420797

Fax/email: erinjmburgess@gmail.com

Date: 6/3/2018

Signature of submitter:(Or person authorised to sign on behalf of submitter. Not required if you make your submission by email.)

Contact person (name and designation, if applicable):

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

If others make a similar submission would not be prepared to consider presenting a joint case with them at any hearing.

---

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- 7A.2 Activities on or within Lake Pukaki

**My submission is:**

I support Plan Change 19 and, in particular, Rural Objective 8, Rural Policies 8A, 8B and 8C, and the new Clause 7A added to Section 7 - Rural Zone Rules.

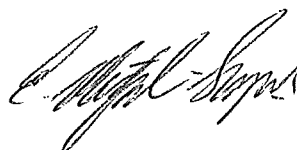
I am a regular camper around Lake Pukaki. I have been camping when a Hovercraft has been on the lake and what a shame that this craft can make that much noise that spoils this pristine lake and the peace and tranquility it brings. Even some Council workers commented on the noise this machine created.

**I seek the following decision from the Mackenzie District Council:**

I agree with the proposed policy and rule changes, reasons and explanations for *Activities on Waterbodies* proposed by Mackenzie District Council in Plan Change 19, particularly the changes that will preserve and protect the special character of Lake Pukaki's visual and general amenity values, conservation values, wildlife and wildlife habitats, public health and safety, recreational values, and takata whenua values.

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 - 6.3.16

**SUBMISSION ON THE PROPOSED PLAN CHANGE 19 – ACTIVITIES ON OR  
WITHIN WATERBODIES UNDER THE FIRST SCHEDULE TO THE  
RESOURCE MANAGEMENT ACT 1991**

**To:** Plan Change 19 – Activities on or within Waterbodies  
Mackenzie District Council  
PO Box 52  
**FAIRLIE 7949**

planning@mackenzie.govt.nz

**Name:** Meridian Energy Limited  
PO Box 2146  
**CHRISTCHURCH 8140**

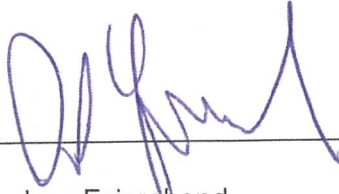
Attention: Andrew Feierabend  
Phone: (03) 03 357-9731  
Mobile: 021 898 143  
Email: andrew.feierabend@meridianenergy.co.nz

Meridian Energy Limited (Meridian) makes the general and specific submissions on Proposed Plan Change – Activities on or within Waterbodies (PC19) set out in the **attached** document.

Meridian confirms its submission does not relate to trade competition or the effects of trade competition.

Meridian would like to be heard in support of its submissions

If other persons make a similar submission then Meridian would consider presenting joint evidence at the time of the hearing.



Andrew Feierabend  
For and behalf of Meridian Energy Limited

Dated this 9<sup>th</sup> day of March 2018

## **OUTLINE OF SUBMISSION**

This submission is structured under the following headings:

- Part One: Overview and Background – Reasons for Submission
- Part Two: General Submissions to Proposed Plan Change 19
- Part Three: Specific Submission to Proposed Plan Change 19

## **PART ONE: OVERVIEW AND BACKGROUND (REASONS FOR SUBMISSION)**

1. Part One of this submission provides the overriding reasons for the submissions that are lodged on PC19. These reasons inform all of the outcomes sought in the specific submissions. As such Part One, Two and Three are to be read and considered as part of the submission on PC19.
2. Meridian is a limited liability company listed on the New Zealand Stock Exchange, 51% of which is owned by the New Zealand Government. It is one of three companies formed from the split of the Electricity Corporation of New Zealand (ECNZ) on 1 April 1999.
3. Meridian's core business is the generation, marketing, trading and retailing of electricity and the management of associated assets and ancillary structures in New Zealand.
4. Meridian is the single largest generator of electricity in New Zealand. Within the Mackenzie District its assets consist of part of the Waitaki Power Scheme. Genesis Energy has the remaining assets forming the overall Scheme.
5. The Waitaki Power Scheme consists of eight power stations, four canal systems and numerous dams, weirs, gates and other control structures that operate as a linked hydro-electricity generation chain. This chain includes; large modified storage lakes, a series of diversions via canals, and a cascade of in-river dams. The scheme was progressively constructed between 1928 and 1985.
6. The Waitaki Power Scheme is the largest hydro-electric power scheme in New Zealand, with controllable and flexible generating capacity of 1,723MW. This scheme contributes on average some 18% of New Zealand's annual electricity supply, although at times this can be as high as 30% of the national requirement. Lakes Tekapo and Pukaki provide approximately 2,500GWh of energy storage capacity, almost 60% of New Zealand's hydro storage. The scheme supports the HVDC link, which is connected to the South Island transmission network at the site of Benmore Power Station. In addition, the scheme provides essential ancillary services to the electricity system in relation to frequency keeping, spinning reserve, over frequency reserve and voltage support.
7. Relevant to the preparation of District Plans is the National Policy Statement on Renewable Electricity Generation (NPSREG) 2011. PC19 must give effect to National Policy statements as required by section 62(3) of the Act.

*The objective of the NPSREG is "to recognise the National significance of renewable electricity generation activities by providing for the development, operation, maintenance and upgrading of new and existing renewable electricity generation activities, such as the proportion of New Zealand's electricity generated from renewable energy sources*

*increases to a level that meets or exceeds the New Zealand Government's National targets for renewable electricity generation."*

8. The NPSREG also:
  - recognises the benefits of renewable electricity generation activities
  - acknowledges the practical limitations of achieving New Zealand's target for electricity generation from renewable resources
  - acknowledges the practical constraints associated with the development, operation, maintenance and upgrading of new and existing renewable electricity generation activities in particular the need to locate the renewable electricity generation activity where the renewable energy resource is available
  - seeks to manage reverse sensitivity effects on renewable electricity generation activities;
  - seeks the incorporation of provisions for renewable electricity generation activities into regional policy statements and regional and district plans
  - Provides for the development, operation, maintenance and upgrading of existing and new hydro-electricity resources.
9. In addition to the NPSREG, sections 7(i) and 7(j) of the RMA expressly require all persons exercising functions and powers under it to have particular regard to the effects of climate change and the benefits to be derived from the use and development of renewable energy. These include having particular regard to these matters in the preparation of regional and district planning documents.
10. The Canterbury Regional Policy Statement (CRPS) Chapter 16 addresses energy and has a number of specific provisions addressing renewable electricity generation. In particular:
  - a. Objective 16.2.2 which is to have a reliable and resilient generation and supply of energy for the region, and wider contribution beyond Canterbury with a particular emphasis on renewable energy;
  - b. Objective 16.2.2(6) which recognises the locational constraints in the development of renewable electricity generation activities; and
  - c. Policy 16.3.3 which recognises and provides for the local, regional and national benefits when considering proposed or existing renewable energy generation facilities, having particular regard, amongst other things, to maintaining or increasing electricity generation capacity while avoiding, reducing or displacing greenhouse gas emissions.

#### **PART TWO: GENERAL RELIEF SOUGHT FOR PROPOSED PC19**

11. Meridian seeks as general relief that the Waitaki Power Scheme is appropriately provided for when introducing controls through PC19. Meridian seeks the specific relief in Part Three, any relief of similar effect, and any consequential amendment necessary in response to Meridian's submission, or relief necessary to give effect to the NPSREG and the CRPS having regard to its interests as set out in this submission.
12. Meridian is particularly interested in ensuring that the Waitaki Power Scheme, including the activities undertaken on the surface of water can continue.

13. The drafting approach within the Plan Change and the focus of the provisions moving away from specifically addressing recreation activities, means that these provisions may have a significant impact on the ability for Meridian to undertake activities on the surface of waterbodies.
14. Meridian considers that the approach taken to PC19 does not provide for the integrated management of the effects of the use, development or protection of land and associated natural and physical resources, including activities on the surface of water, as it relates to the Waitaki Power Scheme. This lack of integration is evident within the proposed provisions and the accompanying Section 32 report.
15. There is no recognition that a number of the waterbodies the provision on PC19 apply to are actively managed as part of the Waitaki Power Scheme. Any values of the lakes and rivers identified in the PC19 provisions or the Section 32 report do not acknowledge the activities or physical structures associated with the WPS on these waterbodies.
16. In reading the Section 32 report it appears that the focus of the provisions within PC19 are intended to be on recreation and tourism activities. However, the drafting of the provisions does not reflect this.
17. While the rules are to be located in Chapter 7 as potentially a subset of rules under the main heading Outdoor Recreation the provisions as notified address many activities that are not recreation related, including search and rescue, civil emergency, scientific research, monitoring and pest control. This indicates that the rules do not only apply to recreational activities. If not limited then the rules as drafted would apply to a wide range of activities, including many of the activities undertaken by Meridian associated with the Waitaki Power Scheme.
18. The objective 8 does relate to recreational activities. However none of the policies that are to implement the objective or the rules that are to implement the policies focus only on recreational activities. This creates tension and does not provide appropriate links between the objectives, policies and rules as necessitated by Section 75 of the Resource Management Act.
19. The submission is prepared on the basis that the provisions are not limited in their application to recreation activities.
20. Even where the rules did not apply to activities associated with the Waitaki Power Scheme, for any activity requiring consent, particularly as a discretionary activity, under the Mackenzie District Plan then the objectives and policies in Plan Change 19 would likely need to be evaluated and considered. Given this, not recognising the activities associated with the Waitaki Power Scheme in the objective or policies is inappropriate. Failure to recognise the scheme affects both the ability of the scheme to continue to operate, but also fails to recognise the impacts other activities, including recreational activities could have on the scheme infrastructure.
21. While a Section 32 evaluation report has been completed all of the matters specified in Section 32(1), (2) and (3) that must be addressed, have not been. This is especially the case with respect activities undertaken on the surface of water associated with the

Waitaki Power Scheme. The scheme and its direct and necessary relationship with the lakes and rivers are not addressed.

22. Plan Change 19 as notified imposes additional regulation on activities, and imposes a more stringent activity status for a number of activities associated with the Waitaki Power Scheme, than the current activity status in the Operative District Plan. The Section 32 undertaken does not raise any issues that have occurred with respect to the activities associated with the Waitaki Power Scheme.
23. The level of regulation in the notified plan change is not the most appropriate, nor is it necessary. In some cases the rule can be interpreted so that a number for activities associated with the WPS would be prohibited. The assessment undertaken and reported falls well short of what should be required to justify a prohibited activity for activities associated with a nationally significant renewable electricity generation scheme. This does not give effect to the CRPS nor the NPSREG.
24. The Section 32 evaluation is inadequate to justify the provisions and level of regulation proposed.
25. The relative functions of regional councils and territorial authorities in the Resource Management Act have not been given due attention when drafting the provisions of PC19. The appropriate functions are further informed by the CRPS. Further, insufficient consideration has been given to other methods and regulations, including in regional plans that address the same resource management matters. This is evident in provisions impacting structures. There has been insufficient evaluation undertaken to determine that the provisions notified are the most appropriate, are efficient and effective and are necessary.
26. Given the above, and in addressing the document as notified Meridian has identified a number of provisions that must be improved to either achieve greater consistency with the purpose of the RMA and with the NPSREG, and the CRPS. The specific relief being sought by Meridian is outlined in the following section of this submission.
27. Meridian's requests for specific relief outlined in the Table below should not be taken as limiting the general submissions and requests for relief and reasons for this relief identified in this section.



**PART THREE SPECIFIC SUBMISSION TABLE**

Specific Provision	Submission	Decision Sought [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del> ]
All submission points	Meridian has identified specific changes it seeks in the submission points below. However, it is recognised that that alternative ways of providing the same or similar relief may also be appropriate. There may also be consequential changes that are necessary.	<p><b>Meridian seeks</b> the relief set out below, any relief of similar effect, alternative relief that addresses the matters of concern and any consequential amendment necessary in response to Meridians submissions.</p>
Scope of Plan Change	Amend the Provisions within Plan Change 19 to ensure the rules consider effects on the Waitaki Power Scheme and appropriately provide for the activities related to the operation, maintenance, upgrading and development of the Waitaki Power Scheme.	<p>In addition Meridian considers that if the Plan Change is directed at surface activities (and not structures) that the plan change should make that very clear in the provisions by amending them.</p> <p><b>Amend</b> the provisions within Plan Change 19 to ensure that the rules enable the operation and maintenance of the Waitaki Power Scheme is protected and provide for activities related to the operation, maintenance, upgrading and development of the Waitaki Power Scheme.</p>
Objective 8 Activities on or within waterbodies	<p>The objective does not recognise the special characteristics and significance of the Waitaki Power Scheme this does not give effect to Chapter 16 of the RPS or the NPSREG.</p> <p>In addition the objective does not sufficiently recognise the potential for effects to occur on the nationally significant infrastructure associated with the Waitaki Power Scheme.</p> <p>The NPSREG Policy D addresses reverse sensitivity effects on renewable electricity generation and is relevant to consider. Given the extent of the infrastructure associated with the Waitaki Power Scheme within lakes and rivers it is appropriate to manage</p>	<p><b>Amend</b> Objective 8 to read:</p> <p>Rural Objective 8 – Activities on or within Waterbodies</p> <p><b><u>In relation to activities being undertaken on or within water bodies to ensure that:</u></b></p> <p><b>(a)</b> Recreational activities being undertaken on or within the District waterways and riverbeds in a manner which avoids, remedies or mitigates potential adverse effects on conservation values, wildlife and wildlife habitats, public health and safety, <b><u>the nationally significant Waitaki Power Scheme.</u></b> recreational values, takata whenua values and general amenity values.</p>

<b>Specific Provision</b>	<b>Submission</b>	<b>Decision Sought</b> [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del> ]
	<p>activities to avoid reverse sensitivity effects on the existing electricity generation activities.</p> <p>Recognising the Waitaki Power Scheme is appropriate and will give effect to the NPSREG.</p>	<p>(b) <u>The special characteristics and significance of the Waitaki Power Scheme is recognised and provided for.</u></p>
<p>Objective 8 Explanation and Reasons</p>	<p>Linked to the submission lodged on Objective 8 not recognising the Waitaki Power Scheme. The reasons for the objective also do not recognise the scheme.</p> <p>Recognising the Waitaki Power Scheme is appropriate and will give effect to the NPSREG.</p>	<p><b>Amend</b> Objective 8 reasons to read:</p> <p>Reasons There is potential for recreational activities and associated vehicle use to have a number of adverse effects on waterways and riverbeds including:</p> <ul style="list-style-type: none"> <li>- noise</li> <li>- reduction in navigational safety</li> <li>- conflict with other recreationalists</li> <li>- degradation of river, lake and adjoining wildlife habitats</li> <li>- increased bank erosion caused by wave action or activity on the banks</li> <li>- water contamination from turbidity, exhaust fumes and human effluent</li> <li>- litter and other wastes in the area</li> <li>- disturbance to wading birds and other wildlife, especially during the breeding season (August to January inclusive)</li> <li>- <u>on the nationally significant Waitaki Power Scheme</u></li> </ul> <p>It is appropriate in providing for recreation throughout the District that these adverse effects are minimised to enable environmental and recreational quality to be maintained.</p>

Specific Provision	Submission	Decision Sought [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del> ]
<p>Rural Policy 8B – Lake Pukaki</p> <p>And Explanation and Reasons</p>	<p>The policy as drafted fails to recognise the values of Lake Pukaki as a managed hydro storage lake and does not recognise any of the infrastructure associated with the Waitaki Power Scheme.</p> <p>The policy as worded describes an environment as if the Waitaki Power Scheme did not exist and the management of Lake Pukaki did not form part of the operation of the Scheme.</p> <p>This is not appropriate and does not achieve integrated management of natural and physical resources.</p> <p>The objectives and policies of a Plan are a relevant consideration for resource consents. Failure to recognise the Waitaki Power Scheme ignores this significant activity with respect to Lake Pukaki. This does not recognise the national significance of the Waitaki Power Scheme and does not give effect to the NPSREG nor the CRPS.</p>	<p><u>The Waitaki Power Scheme is nationally significant and its special characteristics with respect to activities undertaken on or within water bodies must be recognised and provided for.</u></p> <p><b>Amend</b> Policy 8B to read:</p> <p>Rural Policy 8B – Lake Pukaki</p> <p>To protect the unique natural quiet, beauty and tranquillity values and experience of Lake Pukaki <u>and its function in relation to the Waitaki Power scheme</u> by avoiding motorised activities on the Lake other than for essential activities <u>or those associated with the Waitaki Power Scheme.</u></p> <p>Explanation and Reasons</p> <ul style="list-style-type: none"> <li>• As for Objective 8</li> <li>• The unique natural and cultural values of Lake Pukaki and its prominent position at the foot of Aoraki are highly valued locally, nationally and internationally. It is very important that these values, which include natural quiet and tranquillity, remoteness, grandeur and wildness, and the experience of these values, are not compromised by motorised boating on the Lake Pukaki.</li> <li>• <u>Lake Pukaki is an essential part of the nationally significant Waitaki Power Scheme. The Lake is actively managed as part of this scheme and there is a range of infrastructure and activities associated with the Waitaki Power Scheme that take place in, on and around Lake</u></li> </ul>

Specific Provision	Submission	Decision Sought [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del> ]
<p>Policy 8C Commercial Activities</p> <p>And Explanation and Reasons</p>	<p>While the activities associated with the Waitaki Power Scheme undertaken by Meridian would not be considered as commercial activities, some of the activities undertaken by subcontractors may be.</p> <p>For a number of activities, including monitoring, research and inspections of infrastructure Meridian utilises subcontractors and consultants to undertake this work. Given the broad definition of commercial activities in the Plan, including commercial service type of activities there is potential that activities associated with the WPS could be inadvertently captured by this policy.</p> <p>The Section 32 provides no justification why the activities of Meridian, including by consultants and subcontractors should need assessment through a resource consent process.</p> <p>The approach in this objective is not appropriate or necessary to achieve the objective which focuses on recreation activities.</p>	<p><u>Pukaki.</u></p> <p><b>Amend</b> Policy 8B to read: Rural Policy 8C – Commercial Activities</p> <p>To avoid, remedy or mitigate the adverse effects of commercial activities, <u>other than any activities associated with the activities of the Waitaki Power Scheme</u>, through assessment by way of resource consent.</p> <p>Explanation and Reasons</p> <ul style="list-style-type: none"> <li>• As for Objective 8</li> <li>• The potential for greater frequency and intensity of use associated with commercial activities, as compared to non-commercial activities, justifies these activities requiring resource consent. This process enables the Council to assess the impacts (including cumulative impacts) of any proposal on the waterbodies and adjoining land and recognises that it is not possible to anticipate the form and effects of future commercial activities.</li> <li>• <b><u>A number of the lakes and rivers in the District are an essential part of the nationally significant Waitaki Power Scheme. The waterbodies are actively managed as part of this scheme and there is a range of infrastructure and activities associated with the Waitaki Power Scheme that take place in, on and around these lakes and rivers. Commercial activities associated with the Waitaki Power</u></b></li> </ul>

Specific Provision	Submission	Decision Sought [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del> ]
		<p><b><u>Scheme are not managed through this policy.</u></b></p> <ul style="list-style-type: none"> <li>It is considered unreasonable and impractical to subject non-commercial activities to control except where special values of a waterbody and its surrounds justify control or prohibition.</li> </ul>
Policy 8G Regulations	<p>Oppose in Part</p> <p>The recognition of Policy 8GC on managing navigational safety matters through regulations and bylaws is supported. However, it is considered there is a need for some rules to be inserted into the District Plan when addressing activities on the surface of water. This relates to ensuring that conflict between recreational activities, both motorised and non-motorised and the nationally significant infrastructure associated with the Waitaki Power Scheme are avoided.</p> <p>Recreational activities, both motorised and non-motorised activities can result in health and safety issues if undertaken too close to significant infrastructure associated with the Waitaki Power Scheme.</p> <p>In order to ensure public safety it is appropriate to restrict the proximity of recreation activities near this nationally significant infrastructure.</p> <p>The restrictions sought will ensure that reverse sensitively effects of recreation and commercial activities on the Waitaki Power</p>	<p><b>Amend Rural Policy 8GC - Regulations to read:</b></p> <p><del>To seek the continued administration and control of navigational safety matters principally through regulations or bylaws-equivalent mechanisms under the Harbours Act and its successor.</del></p> <p><b><u>To manage the control of navigational safety matters through:</u></b></p> <ol style="list-style-type: none"> <li><b><u>seeking the continued administration and control through regulations and bylaws and</u></b></li> <li><b><u>avoiding conflict between water craft and the nationally significant infrastructure associated with the Waitaki Power Scheme.</u></b></li> </ol> <p><b>Amend</b> Explanation and Reasons by adding:</p> <ul style="list-style-type: none"> <li><b><u>Conflict between watercraft and the Waitaki Power Scheme is avoided.</u></b></li> </ul> <p><b>Amend</b> Environmental Results Anticipated by adding:</p> <ul style="list-style-type: none"> <li><b><u>Safe operation of the Waitaki Power Scheme.</u></b></li> </ul>

Specific Provision	Submission	Decision Sought [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del> ]
<p>Clause 7A1.1</p> <p>New Clause</p>	<p>Scheme are appropriately managed. These restrictions will ensure better provide for the safety as people will be separated from the infrastructure.</p> <p>As it is not specified that the rules in Clause 7A only apply to recreation activities specific provision is sought for activities associated with the Waitaki Power Scheme.</p> <p>Not to provide for the activity could render the activities associated with the Waitaki Power Scheme requiring consent for a discretionary activity. The Section 32 evaluation does not identify why this level of regulation is required. The rules as notified do not give effect to Chapter 16 of the CRPS and the NPSREG.</p>	<p><b>Insert</b> a new clause into 7A1.1 as follows:</p> <p>7A.1.1 Permitted Activities on or within Lakes Tekapo, Benmore and Ruataniwha and all rivers other than the Ophi and Opuha Rivers</p> <p><u>7A1.1.1d The use of motorised and non-motorised craft related to the operation, maintenance, upgrading and development of the Waitaki Power Scheme.</u></p>
<p>Clause 7A2.1</p> <p>New Clause</p>	<p>As it is not specified that the rules in Clause 7A only apply to recreation activities specific provision is sought for activities associated with the Waitaki Power Scheme.</p> <p>Not to provide for the activity could render the activities associated with the Waitaki Power Scheme as a prohibited activity. The Section 32 evaluation does not identify how this level of regulation could be justified. The rules as notified do not give effect to Chapter 16 of the CRPS and the NPSREG, and are opposed in the strongest terms.</p>	<p><b>Insert</b> a new clause into 7A.2.1 as follows:</p> <p>7A.2.1 Permitted Activities on or within Lake Pukaki</p> <p><u>7A1.1.1c The use of motorised and non-motorised craft related to the operation, maintenance, upgrading and development of the Waitaki Power Scheme.</u></p>
<p>Rules 7A.1, 7A 1.2 , 7A 1.3, 7A 2.1 and 7A.2.2</p>	<p>Recreational activities, both motorised and non-motorised activities can result in health and safety issues if undertaken too close to significant infrastructure associated with the Waitaki</p>	<p><b>Amend</b> the rules to read:</p> <p>7A.1 Activities on or within Lakes Tekapo, Benmore and Ruataniwha</p>

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	<p>Power Scheme.</p> <p>In order to ensure public safety it is appropriate to restrict the proximity of recreation activities near this nationally significant infrastructure.</p> <p>The restrictions sought will ensure that reverse sensitively effects of recreation and commercial activities on the Waitaki Power Scheme are appropriately managed. These restrictions will ensure better provide for the safety as people will be separated from the infrastructure.</p>	<p>and all rivers other than the Opihi and Opuha Rivers</p> <p>7A.1.1 Permitted Activities on or within Lakes Tekapo, Benmore and Ruataniwha and all rivers other than the Opihi and Opuha Rivers</p> <p>7A.1.1.a Use of motorised and non-motorised craft for search and rescue, civil emergency, scientific research and monitoring and pest control purposes.</p> <p>7A.1.1.b Non-commercial motorised and non-motorised activities <b><u>provided the following conditions are met:</u></b></p> <p>a. <b><u>The activity is not within 500 metres from any tailrace forming part of the Waitaki Power Scheme.</u></b></p> <p>b. <b><u>The activity is not within 200 metres from any intake or spillway structures forming part of the Waitaki Power Scheme.</u></b></p> <p>c. <b><u>The activity is not within 200 metres from any other structures forming part of the Waitaki Power Scheme.</u></b></p> <p>7A.1.1.c Craft on the surface of waterways used for accommodation where all effluent is contained on board the craft <b><u>provided the following conditions are met:</u></b></p> <p>a. <b><u>The activity is not within 500 metres from any tailrace forming part of the Waitaki Power Scheme.</u></b></p> <p>b. <b><u>The activity is not within 200 metres from any intake or spillway structures forming</u></b></p>

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	<p><b>Decision Sought</b> [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del>]</p> <p><b>c.</b> <u>The activity is not within 200 metres from any other structures forming part of the Waitaki Power Scheme.</u></p> <p>7A 1.2 Discretionary Activities on or within Lakes Tekapo, Benmore and Ruataniwha and all rivers other than the Ophi and Opuha Rivers</p> <p>7A.1.2.a Commercial motorised and non-motorised activities <b><u>other than those provided for as permitted or non-complying activities.</u></b></p> <p>7A.1.2.b Jetties and boat ramps</p> <p>7A.1.3 Non-complying Activities on or within Lakes Tekapo, Benmore and Ruataniwha and all rivers other than the Ophi and Opuha Rivers</p> <p>7A.1.3.a Craft on the surface of waterways used for accommodation where effluent is not contained on board the craft.</p> <p><b><u>7A.1.3b Any permitted activity that does not meet the conditions for permitted activities.</u></b></p> <p>7A.2 Activities on or within Lake Pukaki</p> <p>7A.2.1 Permitted Activities on or within Lake Pukaki</p> <p>7A.2.1.a Use of motorised and non-motorised craft for search and rescue, civil emergency, scientific research and monitoring and pest control purposes.</p> <p>7A.2.1.b Non-commercial non-motorised activities <b><u>provided the following conditions are met:</u></b></p> <p><b><u>a. The activity is not within 500 metres from</u></b></p>



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		<p><u>any tailrace forming part of the Waitaki Power Scheme.</u></p> <p>b. <u>The activity is not within 200 metres from any intake or spillway structures forming part of the Waitaki Power Scheme.</u></p> <p>c. <u>The activity is not within 200 metres from any other structures forming part of the Waitaki Power Scheme.</u></p> <p>7A.2.2 Non-complying Activities on or within Lake Pukaki</p> <p>7A.2.2.a Commercial non-motorised activities</p> <p>7A.2.2.b Jetties and boat ramps</p> <p>7A.1.3c <u>Any permitted activity that does not meet the conditions for permitted activities.</u></p>
<p>Provisions relating to Structures</p> <p>Policy 8F Structures</p> <p>Rules</p> <p>7A.1.2.b Jetties and boat ramps</p> <p>7A.2.2.b Jetties and boat ramps</p> <p>Other rules</p>	<p>Oppose in Part</p> <p>This submission addresses provisions relating to structures.</p> <p>Policy 8F addresses the location, design and use of structures and facilities within or near waterways.</p> <p>Given the functions of the Canterbury Regional Council and regulatory approach within the Canterbury Land and Water Regional Plan this Policy and subsequent rules associated with it are unnecessary.</p> <p>The objective addresses recreation activities, the policy addresses</p>	<p><b>Delete</b> Policy 8F</p> <p><b>Delete</b> the Explanation and Reasons for Policy 8F</p> <p><b>Delete</b> Rule 7A.1.2.b Jetties and boat ramps and Rule 7A.2.2.b Jetties and boat ramps.</p> <p><b>Insert</b> new permitted activity rules into both 7A1 (Activities on or within Lakes Tekapo, Benmore and Ruataniwha and all rivers other than the Opihi and Opuha Rivers) and 7A2 (Activities on or within Lake Pukaki) to read:</p> <p><b>Permitted Activity</b></p>

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<p>applying to motorised and non-motorised activities, including:  7A1.1.b, 7A1.2.a,  7A2.1.b, 7A2.2.a,  7A2.3.a and  7A2.3.b</p> <p>New Policy</p>	<p>all structures, yet the rules only address jetties and boat ramps. This means there is a significant disconnect between the objective, policies and rules as to what activities and what structures these rules are intended to provide for.</p> <p>Activities such as jetties and boat ramps are already managed within the Canterbury Land and Water Regional Plan therefore these provisions addresses activities already subject to separate regulatory control under the Resource Management Act.</p> <p>In addition to the rules addressing jetties and boat ramps, the terminology used in other rules (commercial motorised and non-motorised activities and non-commercial and non-motorised activities 7A1.1.b, 7A1.2.a, 7A2.1.b, 7A2.2.a, 7A2.3.a and 7A2.3.b) do not specify that these activities relate only to recreation or boating activities. These are distinguished from the drafting in other rules such as 7A1.1.a and 7A1.1.c refer to "craft".</p> <p>Theoretically therefore, the rules (other than those referring to craft) could apply to any activity, including any structure associated with the generation of electricity that is on the surface of a water body. Meridian generates and sells electricity meaning that any structure associated could be considered a commercial non-motorised activity. If not considered commercial then it would fall under consideration of a non-commercial activity. The activities of Meridian would therefore be captured under these rules. These rules would apply to many of the structures associated with the Waitaki Hydro Power Scheme, resulting</p>	<p><b>1</b> <u>Any Structure or activity required for Waitaki Power Scheme Activities, within the Waitaki Power Scheme Management Area.</u></p> <p>Insert a new definition of "Waitaki Power Scheme Activities" as follows:</p> <p><u>Waitaki Power Scheme Activities means the act of managing of and using natural and physical resources for generation of electricity and ensuring the safe and efficient performance of the lawfully established Waitaki Power Scheme.</u></p> <p><u>It includes conducting and/or undertaking work, activities and the development and operation of activities associated with the generation of electricity. This includes erosion control works necessary to keep the Waitaki Power Scheme operating at an efficient and safe level and includes upgrading or renewal of machinery, buildings, plant, structures, facilities, works or components.</u></p> <p>Insert a new definition of Waitaki Power Scheme to read:</p> <p><u>Waitaki Power Scheme: means the nationally significant electricity generation activities in the Waitaki River Catchment including the structures, works, facilities, components, plant and activities undertaken to facilitate and enable the generation of electricity from water. It includes</u></p>

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	<p>activity activities being considered as either discretionary or prohibited activities. This does not give effect to Chapter 16 of the CRPS or the NPSREG.</p> <p>In the first instance the provisions in PC19 addressing structures should be deleted. The rules as notified are uncertain and ambiguous. They do not give effect to Chapter 16 of the CRPS and the NPSREG, and are opposed.</p> <p>Should Policy 8F and the rules relating to structures remain it is essential that any structures and facilities associated with the Waitaki Power Scheme are enabled. Specific rules to enable these activities are sought. A new policy is also sought to provide a link between the objective and new rules sought.</p> <p>Not to provide amend the provisions as sought could render some of the activities associated with the Waitaki Power Scheme as a prohibited activity. The Section 32 evaluation does not identify how this level of regulation could be justified.</p> <p>In addition to these rules specific rules applying to the use of craft associated with the Waitaki Power Scheme have also been sought. These are addressed in a separate submission point.</p>	<p><u>power stations, dams, weirs, control structures, penstocks, canals, tunnels, siphons, spillways, intakes, storage of goods, materials and substances, switchyards, fish and elver screens and passes, booms, site investigation works, erosion and flood control, access requirements (including public access), jetties, slipways and landing places, signs, earthworks, monitoring, investigation and communication equipment and transmission network.</u></p> <p>Insert a new definition of "Waitaki Power Scheme Management Area" as follows:</p> <p><u>Waitaki Power Scheme Management Area means land within the following areas:</u></p> <ul style="list-style-type: none"> <li><u>a. The existing footprint of the Waitaki Power Scheme.</u></li> <li><u>b. Core sites associated with the Waitaki Power Scheme.</u></li> <li><u>c. Areas covered by an operating easement associated with the Waitaki Power Scheme.</u></li> </ul> <p>Insert new definitions of "Core Sites" and "Operating Easement" as follows:</p> <p><u>Core Sites: means land owned by Genesis Energy or Meridian Energy that is managed for hydro generation purposes associated with the Waitaki Power Scheme.</u></p> <p><u>Operating Easement: means land Genesis Energy or Meridian Energy has an operating easement over. The purpose of this</u></p>

Specific Provision	Submission
	<p><b>Decision Sought</b> [New text shown as <u>underlined</u> and deleted text shown as <del>strike-through</del>]</p> <p><u>easement is to provide for activities to be undertaken by Genesis Energy or Meridian Energy as part of the management of the hydro facilities associated with the Waitaki Power Scheme.</u></p> <p>Insert a new policy to read:</p> <p><u>To recognise and provide for the nationally significant renewable energy generation and transmission activities of the Waitaki Power Scheme and the special features of that activity including:</u></p> <ol style="list-style-type: none"> <li>a. <u>the need to locate the activity where the renewable energy resource is available;</u></li> <li>b. <u>logistical or technical practicalities associated with developing, upgrading, operating or maintaining the activity;</u></li> <li>c. <u>the location of existing structures and infrastructure and provide for its development, operation, maintenance and upgrading.</u></li> </ol>

