

**FURTHER SUBMISSIONS
RECEIVED**

**on
Proposed Plan Change 4A
(Groundwater and North Otago Volcanic
Aquifer)**

**to the
Regional Plan: Water for Otago**

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Form 6

Further submission in support of, or in opposition to, submission on
publicly notified proposed policy statement or plan

Clause 8 of First Schedule, Resource Management Act 1991

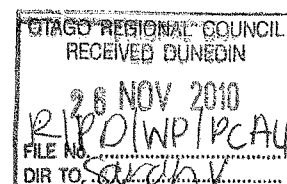
To:

The Chief Executive

Otago Regional Council

Private Bag 1954

DUNEDIN 9054



ref date M.

Name of person making further submission: **The Director-General of Conservation**

This is a further submission on the summary of submissions on the following proposed change to
the following plan:

Proposed Plan Change 4A (Groundwater and North Otago Volcanic Aquifer) to the
Regional Plan: Water for Otago.

My comments on others submissions are set out in Attachment One.

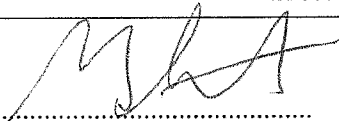
The particular parts of the submissions I support or oppose are set out in Attachment One.

The reasons for my support or opposition are set out in Attachment One.

The decisions I seek are set out in Attachment One.

I wish (~~or do not wish~~) to be heard in support of my further submission.

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



.....
Signature of person making further submission

Kenneth Murray Stewart

Community Relations Manager

Otago Conservancy

Department of Conservation

Pursuant to a delegation from the Director-General of Conservation

.....
Date 25th November 2010

(A signature is not required if you make your submission by electronic means.)

Address for service of person making further submission: PO Box 5244
DUNEDIN 9012

Telephone: (03) 477 0677

Fax/email: (03) 477 8626

Contact person: [*name and designation, if applicable*] Bruce Hill
Community Relations Officer
Ph (03) 474 6959
Email fbhill@doc.govt.nz

Note to person making further submission

A copy of your further submission must be served on the original submitter within 5 working days after making the further submission to the local authority.

Resource Management (Forms, Fees, and Procedure) Regulations 2003

Schedule 1

Submitter's name	Submitter's number	Reference number	Summary of submission	Relief sought	Reason
Horticulture New Zealand and North Otago Vegetable Growers Association	7	17	Amend Schedule 4A North Volcanic Aquifer to 7Mm ³ /yr	<u>Oppose</u> and retain proposed allocation of 5Mm ³ /yr	I consider the proposed allocation of 5Mm ³ /yr will better sustain the life supporting capacity of the North Volcanic Aquifer.
Max Stuart and Cheryl Anne Wilson	8	17	Fall from option 5 in paragraph 3.1.1.1 [of the Section 32 report] and implement option 2. Support option 2 where the allocation is set as 7Mm ³ /yr	<u>Oppose</u> and retain proposed allocation of 5Mm ³ /yr	I consider the proposed allocation of 5Mm ³ /yr will better sustain the life supporting capacity of the North Volcanic Aquifer.
Horticulture New Zealand and North Otago Vegetable Growers Association	7	13	Amend Rule 12.2.3.4 as follows: (a) Maximum allocation volume for the aquifer; and or (b) Mean annual recharge of that aquifer; and	<u>Oppose</u> and retain the relevant wording in the proposed plan change	Pursuant to Rule 12.2.3.2A the maximum allocation volume for an aquifer is not always the mean annual recharge. The ability to consider both matters when assessing an application to take and use groundwater should therefore be retained.
Contact Energy Limited	5	19	Add to Schedule 4C as follows or to like effect. 4C1. When setting maximum allocation volumes in Schedule 4A for an aquifer, consideration will be given to the following matters: (d) Interaction with surface water	<u>Oppose</u> and retain the relevant wording in the proposed plan change	Renewable energy (such as hydroelectric generation) is but one of the eleven RMA section 7 matters and therefore should not be given preference over any of the other such matters.

Resource Management (Forms, Fees, and
Procedure) Regulations 2003

Schedule 1

			bodies and their values, including <u>the potential for groundwater takes to have a cumulative adverse effect on existing lawful surface water uses such as hydro-electric generation.</u>		
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Further Submission on the Proposed Plan Change 4A (Groundwater and North Otago Volcanic Aquifer) to the Regional Plan: Water for Otago

(Closing date: 26 November 2010 5pm)

To: Otago Regional Council
Private Bag
Dunedin

OTAGO REGIONAL COUNCIL RECEIVED DUNEDIN	
26 NOV 2010	
FILE No.	Reg/P&I Dev/WP/PC4A/FS/b
DIR TO	SV

Ref DM

Fax: 03 479 0015
Email: policy@orc.govt.nz

Full Name of Further Submitter:
Horticulture NZ

Full Postal Address:
P O Box 10 232
Wellington, 6143

Attn: Chris Keenan

Telephone Number: 04 494 9973
Email: chris.keenan@hortnz.co.nz

Fax Number: 04 471 2861

I do wish to be heard in support of my submission

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



.....
Signature of person making submission or person authorised to sign on behalf of person making submission.

Date:
26 November 2010

Submitter	Sub No.	Plan Provision	Support/ Oppose	Reason
Clutha District Council	6	Policy 6.4.8	Oppose in part	It is accepted that takes for community supply should be exempt from minimum flow requirements for human health and sanitation purposes. However the submitter seeks that any relocation of a water supply intake have existing use rights applied to the transfer to the new location. While the volume may be the same or more water available for allocation there is the potential for effects on other users which should be assessed before such a transfer occurs. For instance the proximity of other users which should be closer than the existing take and therefore such effects should be considered, along with the efficient use of the water.
Dunedin City Council	2	Policy 6.4.10AB	Support in part	The submitter seeks that community water supply takes be exempt from restriction levels to provide water for human health and sanitation purposes. It is reasonable if the exemption is limited to such purposes.
Director General of Conservation	4	Policy 6.4.10AB	Oppose	The submitter seeks that "sustaining life supporting capacity of aquifers" be added to the Explanation to Policy 6.4.10AB. It is unclear as to what the submitter is seeking to protect through this addition.
Director General of Conservation	4	Schedule 4A	Oppose	Horticulture NZ has sought that the proposed maximum allocation for the North Otago Volcanic Aquifer be 7Mm ³ /yr. The submitter states that the proposed allocation is consistent with the proposed National Environmental Standard on Ecological Flows and Water Levels. There is a discussion documents on Ecological Flows and Water Levels but no NES has been proposed and it is likely that any standard would be different to that discussion document. Therefore policy should not be promulgated based on the discussion document as it has no legal status.
Contact Energy Ltd	5	Schedule 4C	Oppose in part	The submitter seeks special consideration to be given to hydroelectric generation when maximum allocation volumes and restrictions are set via New Schedule 4C and groundwater is hydrologically connected to surface water. The Schedule already provides for consideration of the interaction with surface water bodies and their values so specific provision for hydroelectric generation is not necessary.