

# **Managers Report, Resource Policy**

## **Wayne Hastie, Manager**

**September 1999**

### **1. Regional Plans**

A summary of the status of the various Environment Court references on regional plans is attached. Changes from the last meeting are shown in bold.

#### **(1) Regional Coastal Plan (Bianca Sullivan)**

Slow progress is being made on the outstanding Titahi Bay appeals. The Council, Mr Ebbett and the Titahi Bay Residents' Association have reached agreement on all matters. Porirua City Council and Kim Arnold are in agreement on two of the three matters. Formal statements of the position of each party are being sought before we put the matter back before the Court. The remaining outstanding issue is the northern boundary of the car free area, where the parties are not able to reach agreement.

#### **(2) Regional Plan for Discharges to Land (Kirsten Forsyth)**

No appeals were received on the variation to the Plan. All but one of the remaining appeals have been resolved, and draft consent orders filed with the Environment Court. Further discussions continue to take place with Mrs Atkinson about her appeal, which has been set down for a hearing in the Court on 18 October 1999 if agreement cannot be reached.

#### **(3) Regional Air Quality Management Plan (Nicki Kinghorn)**

Staff are finalising arrangements for the stack testing of a spray painting operation in the Moir Street area. The sampling will take place in early September, and should provide sufficient information to determine the appropriate limits on the rules in the Plan, and hence resolve the appeal from the Moir Street residents.

Agreement has been reached with Dow AgroSciences on their appeal and a consent order is being drafted.

#### **(4) Regional Freshwater Plan (Kirsten Forsyth, Murray McLea)**

The sole appeal on this Plan has been resolved by consent order. Staff are hoping to put the Plan to the Council meeting on 21 September 1999 for final approval and to set a date for the Plan becoming operative.

(5) **Regional Soil Plan (Nicki Kinghorn)**

The Department of Conservation appeal has been settled by consent order. We are still trying to obtain agreement from Mr Riddiford and Mr Hedley on the remaining two appeals.

2. **Regional Plan Implementation (Jo Fagan)**

Work is in progress to complete project briefs for the plan implementation projects for this year. Further information on the projects and their progress will be given to the next meeting of the Committee.

3. **Iwi matters (Tracey Whare)**

By the time the Committee meets, Councillors will have completed the round of meetings with Iwi to discuss the review of the *Charter of Understanding*. We are organising a workshop to enable Councillors to discuss the issues and outcomes arising from the meetings and to define a path forward.

4. **Taputeranga Marine Reserve**

Staff have reviewed the Draft Application for this Reserve and will, subject to any feedback from the Committee, write in support of it.

The Applicants have addressed a navigation safety issue raised by Captain Pryce regarding the relocation of fishers to the harbour entrance. They have also acknowledged the potential for the use of dispersants in an oil spill clean-up as an acceptable risk. Staff have no other concerns with the proposal.

5. **Staff**

Two new staff have commenced work with the Department in the past few weeks, and will be introduced at the meeting.

Tim Porteous started on 9 August and is working on Regional Policy Statement implementation. Tim comes to us from the Queen Elizabeth II National Trust where he held the position of Chief Executive Officer. Tim brings a number of new skills to the department, and has considerable experience in working with private landowners on ecological restoration projects.

Lisa Neville started on 26 July. Lisa is the Department's secretary, and comes to us from Hawkes Bay. Lisa provides us with the support necessary for an efficient and effective operation.

Bianca Sullivan has gone to the United Kingdom for five months to work on management plans for Antarctica. We are currently in the process of trying to second someone to the Department to fill the gap created by Bianca's absence.

## Regional Coastal Plan

Reference	Applicant	Status
RMA 920/96	Titahi Bay Residents' Association	Part heard by the Environment Court. Agreement reached with the Titahi Bay Residents' Association. Preparations are under way to take this matter back to the Court.
RMA 921/96	Titahi Bay Residents' Association	Part heard by the Environment Court. Agreement reached with the Titahi Bay Residents' Association, Porirua City Council and Kim Arnold (?). Each party to be asked to formally sign a Memorandum of Parties.
RMA 701/98	Graeme Ebbett	Part heard by the Environment Court. Agreement reached with Graeme Ebbett, Porirua City Council and Kim Arnold (?). Each party to be asked to formally sign a Memorandum of Parties.
RMA 926/96	Mobil Oil New Zealand Limited	Settled by consent order 17 March 1999
RMA 915/96	Union Steam Ship Company of New Zealand	Settled by consent order 9 July 1998
RMA 904/96	Port Wellington Limited	Settled by consent order 21 May 1998
RMA 906/96	Port Wellington Limited	Settled by consent order 21 May 1998
RMA 905/96	Port Wellington Limited	Settled by consent order 21 May 1998
RMA 907/96	Port Wellington Limited	Settled by consent order 21 May 1998
RMA 908/96	Port Wellington Limited	Settled by consent order 21 May 1998
RMA 909/96	Port Wellington Limited	Settled by consent order 23 February 1999
RMA 910/96	Port Wellington Limited	Settled by consent order 21 May 1998
RMA 911/96	The Minister of Conservation	Settled by consent order 21 May 1998
RMA 925/96	Lambton Harbour Management Limited	Withdrawn
RMA 949/96	Lambton Harbour Management Limited	Settled by consent order 8 May 1998
RMA 923/96	Tranz Rail Limited	Settled by consent order 21 May 1998
RMA 902/96	Daniel Thomas Spencer Riddiford	Settled by consent order 20 August 1998
RMA 913/96	EWJ & J Sims	Withdrawn

## Regional Plan for Discharges to Land

Reference	Applicant	Status
RMA 308/97	Masterton District Council	Settled by consent order 11 November 1998
RMA 309/97	NZ Fertiliser Manufacturers Research Association	Settled by consent order 13 November 1998
RMA 313/97	Wellington City Council	Settled by consent order 13 November 1998
RMA 314/97	Tranz Rail Limited	Part settled by consent order 13 November 1998 <b>Agreement reached on remaining issues and draft consent order filed with the Environment Court.</b>
RMA 315/97	Mobil Oil New Zealand Limited	Part settled by consent order 13 November 1998 <b>Agreement reached on remaining issues and draft consent order filed with the Environment Court.</b>
RMA 316/97	Port Wellington Limited	Part settled by consent order 13 November 1998 <b>Agreement reached on remaining issues and draft consent order filed with the Environment Court.</b>
RMA 320/97	PJ Atkinson	Part struck out as invalid by Environment Court Negotiations in progress for remaining part. <b>If agreement is not reached, the case will be heard in the Environment Court on 18 October 1999.</b>

## Regional Air Quality Management Plan

<b>Reference</b>	<b>Applicant</b>	<b>Status</b>
RMA 584/98	Port Wellington Limited	Settled by consent order 25 March 1999
RMA 583/98	Shell NZ Limited	Settled by consent order 6 April 1999
RMA 524/98	Dow AgroSciences	<b>Agreement reached and consent order being drafted</b>
RMA 586/98	Moir Street Residents' Group	Negotiations in progress Stack testing to be commissioned by WRC

### **Regional Soil Plan**

<b>Reference</b>	<b>Applicant</b>	<b>Status</b>
RMA 1537/98	Department of Conservation	<b>Settled by consent order 12 August 1999.</b>
RMA 1460/98	Federated Farmers (Wairarapa)	Agreement reached with Federated Farmers. Agreement being sought from Jim Hedley who registered an interest in the Reference. Agreement will also be sought from Dan Riddiford who has registered an interest in the Reference.
RMA 1459/98	Transit New Zealand	Agreement reached with Transit New Zealand. Agreement being sought from Jim Hedley who registered an interest in the Reference. Agreement will also be sought from Dan Riddiford who has registered an interest in the Reference.
RMA 1458	Winston Aggregates Limited	Settled by consent order 19 February 1999
RMA 1456/98	Dan Riddiford	Waiver application declined by the Environment Court. Decision appealed to the High Court.
RMA 1461/98	Jim Hedley	Court declined Mr Hedley a waiver for late service of notice on WRC on 13 April 1999. Reference can not be heard by Court

### **Regional Freshwater Plan**

<b>Reference</b>	<b>Applicant</b>	<b>Status</b>
RMA 471/99	Wellington Fish and Game Council	<b>Settled by consent order 23 July 1999.</b>