

## NOTES ON THE VARIATIONS

The Auckland Regional Plan: Coastal is subject to Variations 1 – 6. Where a provision is affected by these Variations, the provision appears in **shaded text**. Struck out shaded text indicates provisions deleted by Variations 2 – 6, while underlined shaded text indicates a provision inserted by Variations 2 – 6.

The Variations make amendments to Chapters 1, 2, 10, 11, 20, 22 and 32, the Definitions, Schedule 9 and Appendix 1 of the plan text.

The Variations also make amendments to the Plan Maps. Variation 1 adds a new Map Series 5, and Variations 2 – 6 add Aquaculture Management Areas to Map Series 1.

Where a Plan provision is affected by Variation(s), it has not been made operative, and reference must be made as well to the provisions of the Auckland Transitional Regional Coastal Plan until the Variation(s) is resolved.

### Plan Annotation for Variation 1

Chapters 10, 20 and 32 have been varied by Variation 1 to this Plan. The variation is shown by way of shading.

The Plan has been annotated to show individual points of relief sought in appeals lodged with the Environment Court. While every attempt has been made to include all points of appeal it is recommended that Auckland Regional Council officers are contacted if there is any clarification needed.

The appeals are annotated in the following manner: the Environment Court number which includes the year the appeal was lodged (e.g. E412/04), and the individual point of relief allocated by the ARC (e.g. E412/04/32), followed by the appellant's/appellants' name/s. (e.g. E412/04/32 Air, Land and Water Limited).

Appeals that relate to whole chapters are listed at the beginning of the relevant chapter.

The appeal annotations within chapters are shown in bold and within square brackets [ ]. If an appeal relates to a whole section or sub-section of a chapter (e.g. 4.1 or 4.1.3) the annotation is shown at the beginning of the section or sub-section, immediately below the relevant heading. If an appeal relates to a paragraph or provision (objective, policy, rule or other method) the appeal is noted at the end of the paragraph or provision.

## VARIATION 1 APPEALS

The following appeals have been lodged against Variation 1:

Appeal Number	Appellant	Relief Sought
E498/04/06	Transit New Zealand Ltd	Add a protocol for the identification of possible causes of contaminants.
E498/04/08	Transit New Zealand Ltd	Address the distribution of responsibility for contamination; include processes for resolving disagreements and costs for further investigation; and uniform application of the ERC across settling zones and boundaries.
E505/04/18	Auckland International Airport Ltd	Delete Variation 1.
E505/04/19	Auckland International Airport Ltd	Make Plan consistent with Part II of RMA & other Auckland regional & district plans, or delete all amendments and additions to Section 20.5.
E505/04/20	Auckland International Airport Ltd	Clarify rule status and make rules fair, reasonable and commensurate with effects of activity.
E508/04/43	Ports of Auckland Ltd	Delete Variation 1.
E508/04/44	Ports of Auckland Ltd	Make plan consistent with Part II of RMA & other Auckland regional & district plans.
E509/04/47	Watercare Services Ltd	Make any management plans indicative only and allow for flexibility.
E509/04/108	Watercare Services Ltd	Delete the whole Variation if other specific amendments sought by the Appellant are not met.
E509/04/109	Watercare Services Ltd	Delete reference to ANZECC criteria where not referenced by current date or version.
E515/04/05	North Shore City Council	Delete the whole Variation if other specific amendments sought by the Appellant are not met.

Refer to Chapter 10: General and Chapter 20: Discharges of Contaminants for details of appeals relating specifically to these chapters.

Appeals have also been lodged against two definitions in the Definitions chapter and amendments sought to maps in Map Series 5: Settling Zones, Outer Zones and Impact Monitoring Sites. These are summarised below and are also annotated in the Definitions chapter and listed in front of Map Series 5 in the Plan Map volume.

## Definitions

<b>Appeal Number</b>	<b>Appellant</b>	<b>Relief Sought</b>
E508/04/52	Ports of Auckland Ltd	Amend the definition of “settling zone”.
E508/04/53	Ports of Auckland Ltd	Amend definition of “stormwater”.

## Map Series 5: Settling Zones, Outer Zones and Impact Monitoring Sites

<b>Appeal Number</b>	<b>Appellant</b>	<b>Relief Sought</b>
E505/04/27	Auckland International Airport Ltd	Delete the 3 Settling Zone Sample Points shown to the east of Auckland International Airport and the Settling Zones located within the Pukaki Creek from Maps 8-10 of Map Series 5.
E508/04/45	Ports of Auckland Ltd	Delete the Environmental Response Criteria from Map Series 5.
E508/04/50	Ports of Auckland Ltd	Delete the commercial port of Auckland from the Special Investigation Area on Sheet 3 of Map Series 5.