

Group 4A Agrichemicals

Management Approach - EC Topic number ENV-2006-304-000439							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000076	E532/04	Carter Holt Harvey Ltd	09	4A.	Reinstate the simple approach previously taken in the notified Plan for agrichemical discharges.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Waiheke Winegrowers Association Transit NZ Haka International Horticulture New Zealand
ENV-2006-AKL-000076	E532/04	Carter Holt Harvey Ltd	10	4A.5	Supports general approach to rules but seeks changes to address reference and original submissions including Permitted Activity rules, subject to performance standards.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Transit NZ Haka International Waiheke Winegrowers Association Horticulture New Zealand
ENV-2006-AKL-000081	E479/04	Contact Energy Ltd	15	4A.1.2	Amend 4A.1.2 by adding a new paragraph as follows: <u>This chapter of the Plan does not apply to the application of chemicals in the treatment of water.</u>	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Horticulture New Zealand
ENV-2006-AKL-000081	E479/04	Contact Energy Ltd	16	4A.1.3	Amend 4A.1.3 (previously 4.1.10) as follows: “The approach in this plan is to <u>avoid significant adverse effects by permitting the use and discharge of agrichemicals into air</u> , subject to conditions, including”	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Transit NZ Horticulture New Zealand
ENV-2006-AKL-000075	E492/04	Transit New Zealand	05	4.4.5 4.5.1	Amend Policy 4.4.5 and Rule 4.5.1 to exclude vegetation control practices by network utility operators; OR To have regard to the scale of the activity. <i>MOVED FROM GROUP 4 AIR QUALITY</i>	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Air New Zealand

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Code of Practice - EC Topic number ENV-2006-304-000440							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000076	E532/04	Carter Holt Harvey Ltd	08	4A.4.4	Delete Policy 4A.4.4 and reinstate Policy 4.4.21 of notified Plan.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Transit NZ Haka International Horticulture New Zealand
ENV-2006-AKL-000094	E501/04	Federated Farmers of New Zealand (Inc)	15	4A.4.4 4A.4.5	Amend Policies 4A.4.4 & 4A.4.5 (previously 4.4.21 & 4.4.22) to reflect the fact that the Agrichemical Code of Practice is a voluntary code.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Haka International Horticulture New Zealand
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	13	4A.1.3 4A.4 4A.4.3 4A.4.4 4A.5.1 4A.5.2 4A.5.4	Amend all references to NZS8409:1999 Code of Practice for the Management of Agrichemicals to read NZS8409:2004 Management of Agrichemicals, and amend references to specific parts of the Standard in Policy 4A.4.4 and Rules 4A.5.1, 4A.5.2 and 4A.5.4.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Carter Holt Harvey New Zealand Winegrowers
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	14	4A.4.5	Add a Note following Policy 4A.4.5 as follows: " <u>The above matters will be met through the adoption of best practice as detailed in NZS8409:2004 Management of Agrichemicals.</u> "	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Carter Holt Harvey New Zealand Winegrowers

Handheld Application - EC Topic number ENV-2006-304-000441							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000052	E470/04	Haka International NZ Ltd	30	4A.5.1	Amend Rule 4A.5.1 as follows: <ul style="list-style-type: none"> • Delete the words "handheld application ...spot spraying" and replace with "<u>using equipment with a maximum discharge rate of ten (10) litres per minute</u>" • Delete either Rule 4A.5.1(a) or 4A.5.1(b) • 	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Horticulture New Zealand

Handheld Application - EC Topic number ENV-2006-304-000441							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000071	E478/04	Manukau City Council	02	4A.5.1 4A.5.2	Amend Rules 4.A.5.1 and 4.A.5.2 to enable a consideration of the range of methods to manage agrichemical use. Such methods could include education and voluntary compliance and/or an effects based approach whereby specified classes and levels of contaminants may not be discharged beyond the site boundary.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Waiheke Winegrowers Association Transit NZ Horticulture New Zealand Papakura District Council
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	15	4A.5.1 12	Delete the words 'ground or spot spraying' from 4A.5.1, and delete the definitions of 'ground spraying' and 'spot spraying'.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Carter Holt Harvey New Zealand Winegrowers

Training - EC Topic number ENV-2006-304-000442							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000094	E501/04	Federated Farmers of New Zealand (Inc)	16	4A.5.2 4A.5.4	Amend Permitted Activity Rule 4A.5.2 (previously part 4.5.21) and Rule 4A.5.4 (previously 4.5.22) to provide for spot spraying using a motorised applicator, without the need for Growsafe certification.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Transit NZ Haka International Horticulture New Zealand
ENV-2006-AKL-000094	E501/04	Federated Farmers of New Zealand (Inc)	17	4A.5.2 4A.5.4	Amend Permitted Activity Rule 4A.5.2 (previously part 4.5.21) and Rule 4A.5.4 (previously part 4.5.22 & 5.5.38) to provide that the use of agrichemicals by the landowner, or the land owners employees under the direct supervision of the landowner, in accordance with the manufacture's instructions, and without the need for hold a Growsafe certificate.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Transit NZ Haka International Horticulture New Zealand

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Training - EC Topic number ENV-2006-304-000442							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	19	4A.6.2(c)	Amend Other Method 4A.6.2(c) as follows: “ Encouraging agricultural contractors commercial contracting businesses which apply agriculturals for hire and reward to be accredited <u>as a business</u> . NOTE: There are GROWSAFE accreditation programmes for both ground and aerial contracting businesses.”	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Carter Holt Harvey New Zealand Winegrowers

Notification - EC Topic number ENV-2006-304-000443							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000767	E518/04	Auckland City Council Metrowater Limited	02	4A.5.4	Amend Rule 4A.5.4 with a condition providing only for the public notification of large scale spraying of public areas.	SETTLED. Consent Order signed by Environment Court 19.10.09.	Federated Farmers Waiheke Winegrowers Association Transit NZ Contact Energy Ltd Auckland District Health Board Horticulture New Zealand
ENV-2006-AKL-000767	E518/04	Auckland City Council Metrowater Limited	01	4A.5.4(e)(i)	Delete the requirements for applicators to prepare a spray plan and to notify adjoining neighbours in Rule 4A.5.4(e)(i).	SETTLED. Consent Order signed by Environment Court 19.10.09.	Waiheke Winegrowers Association Transit NZ Contact Energy Ltd Auckland District Health Board Horticulture New Zealand

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Notification - EC Topic number ENV-2006-304-000443							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000094	E501/04	Federated Farmers of New Zealand (Inc)	18	4A.5.4	Amend Permitted Activity Rule 4A.5.4 (previously part 4.5.22 & 5.5.38) to provide that a spray plan need not be prepared unless a person who is entitled to be provided with one asks for it.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Waiheke Winegrowers Association Transit NZ Horticulture New Zealand
ENV-2006-AKL-000049	E481/04	Waiheke Winegrowers Association	01	4A.5.2	Amend Permitted Activity Rule 4A.5.2 by deleting condition (d) requiring notification of the application of agrichemicals within 50m of a neighbour's boundary when spraying areas other than public amenity areas or places of public assembly.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC New Zealand Winegrowers Horticulture New Zealand
ENV-2006-AKL-000049	E481/04	Waiheke Winegrowers Association	02	4A.5.4(e)	Amend Permitted Activity Rule 4A.5.4 (e) (i) by: <ul style="list-style-type: none"> Deleting the requirement for the applicator to notify adjoining neighbours at least 7 days prior to the first application of the spray plan; Requiring an applicator spraying on land other than public amenity areas or places of assembly to notify adjoining neighbours of the availability of a copy of the spray plan. 	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC New Zealand Winegrowers Horticulture New Zealand
ENV-2006-AKL-000049	E481/04	Waiheke Winegrowers Association	03	4A.5.4(f)	Delete condition (f) of Permitted Activity Rule 4A.5 which relates to the General Notification of the intention to spray agrichemicals	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC New Zealand Winegrowers Horticulture New Zealand

Miscellaneous - EC Topic number ENV-2006-304-000444							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-	E479/04	Contact Energy Ltd	17 18	4A.5	Add to explanation for rules the following: <u>These rules do not apply to the application of chemicals in the treatment of water.</u>	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC/MW Horticulture New Zealand

Miscellaneous - EC Topic number ENV-2006-304-000444							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
000081							
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	10	4A.5.1 - 4A.5.4	Include separate rules providing for application of pest control poisons.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Carter Holt Harvey New Zealand Winegrowers
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	11	4A.5.1 4A.5.2 4A.5.4	Delete from Rules 4A.5.1, 4A.5.2 and 4A.5.4 the requirements to comply with conditions a) to d) of Rule 4.5.1.	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Carter Holt Harvey New Zealand Winegrowers Transit NZ
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	12	4.5.1(d) 4A.5.1 4A.5.2 4A.5.4	Amend 4.5.1(d) to read: "That <u>there will be no significant adverse effects from off target spray drift beyond the boundary of the property where the discharge is being undertaken</u> beyond the boundary of the premises where the discharge into air of agrichemicals or paint or powder coatings is being undertaken there shall be no drift or overspray from the application and include it as Condition a) in Rules 4A.5.1, 4A.5.2 and 4A.5.4. <i>MOVED FROM GROUP 4 AIR QUALITY</i>	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Transit NZ
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	17	4A.5.6	Amend 4A.5.6 as follows "The discharge into air of agrichemicals <u>either not transferred to, or not approved under the Hazardous Substances and New Organisms Act 1996 12 months from the date of cancellation of any approval or from 1 July 2004, which ever is the later.....</u> "	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC New Zealand Winegrowers
ENV-2006-AKL-000093	E500/04	Peter Steedman	01	4A.5.8	Amend Prohibited Activity Rule 4A.5.8 to provide for the application of anti-bloat medication by rosette spraying as a permitted activity.	SETTLED. Consent Order signed by Environment Court 19.10.09.	Federated Farmers Horticulture New Zealand

Miscellaneous - EC Topic number ENV-2006-304-000444							
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name
ENV-2006-AKL-000075	E492/04	Transit New Zealand	06	4.5.1(d)	Amend Rule 4.5.1(d) (previously Rule 4.5.1(e)) as follows: “(d) That beyond the boundary of the premises where the discharge into air of agrichemicals or paint or powder coatings is being undertaken there shall be no <u>noxious, offensive, objectionable or dangerous</u> drift or overspray from the application, <u>which do, or are likely to, cause adverse effects on human health or the environment.</u> ” <i>MOVED FROM GROUP 4 AIR QUALITY</i>	SETTLED. Consent Order signed by Environment Court 19.10.09.	ACC Air New Zealand Auckland District Health Board