

Group 6 Water Allocation

Social and Economic Benefits/Priorities - EC Topic number ENV-2006-304-000445							
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-000103	E509/04	Watercare Services Ltd	78	6 Bulk Water Supply	Amend the provisions of Chapter 6: Water Allocation to emphasise the provisions relating to the bulk water for the Auckland Region, as this is a fundamental prerequisite to the social and economic well being of the region.	Consent order signed by Court 18/6/09.	ACC/MW Federated Farmers Haka International Horticulture New Zealand
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	79	6.4 Municipal Water Supply	Insert a new Policy 6.4.1A as follows (or words to like effect): <u>“Any proposal to take and use water for municipal supply shall generally be considered appropriate so as to recognise the social and economic benefit of municipal water supply provided that the effects can as far as practicable be avoided, remedied or mitigate. (This policy implements Objective 6.3.1)”</u>	Ditto	ACC/MW Federated Farmers Haka International Horticulture New Zealand
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	80	6.4.8	Amend Policy 6.4.8 by adding a new paragraph (a) (i) to read <u>“Municipal supply”</u> .	Ditto	ACC/MW Federated Farmers Haka International Horticulture New Zealand
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	82	6.4.14-6.4.23	Delete Policies 6.4.17 and 6.4.18 and replace them with a more appropriate and objective method for setting the minimum flow and one which gives greater consideration to the need for an adequate supply of potable water so as to allow communities to provide for their social and economic wellbeing. And Make any consequential changes, including changes to Policies 6.4.14 to 6.4.23.	Ditto	ACC/MW Federated Farmers Haka International Horticulture

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							New Zealand
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	81	6.4.17	Amend Policy 6.4.17 to include consideration of the existing environment, demand for municipal supply and the need to provide for the social and economic wellbeing of the Auckland Region.	Ditto	ACC/MW Federated Farmers Haka International Horticulture New Zealand
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	83	6.4.26 – 6.4.34 Groundwater Takes	Include a new Policy 6.4.26A as follows (or words to like effect): <u>“The taking of groundwater for municipal supply shall be given a higher priority than other uses that do not benefit the public good to the same extent.”</u>	Ditto	ACC/MW Federated Farmers Haka International Horticulture New Zealand

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Damming Management Approach - EC Topic number ENV-2006-304-000450								
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-000122	E520/04	Auckland City Council Metrowater Limited	01	6.4.41(b)	Amend Policy 6.4.41 by deleting (b) and adding the following: “(i) There are significant positive environmental effects sufficient to mitigate adverse effects resulting from the damming of Category 1 rivers and streams, lakes and wetlands; <u>or</u> (ii) <u>That the damming is the best practicable option for the management of stormwater in Type 3, 4, 5 or 6 Urban Streams.</u> ”	Consent order signed by Court 21/7/09.	Transit NZ Haka International North Shore City Council	
ENV-2006-AKL-000122	E520/04	Auckland City Council Metrowater Limited	02	6.4.42(h) 6.4.45	Amend Policies 6.4.42(h) and 6.4.45 by adding <u>“except in relation to dams for urban stormwater management purposes.”</u>	To be considered with appeals on Chapter 8 Financial Contributions	Transit NZ Haka International North Shore City Council	
ENV-2006-AKL-000136	E526/04	Auckland City Council Metrowater Limited	01	6.5.47 – 6.5.60	Introduce new Permitted and Controlled Activity rules to provide for the permanent and temporary damming of Category 2 rivers and streams by extending Rules 6.5.47 – 6.5.60.	Consent order signed by Court 21/7/09.	Federated Farmers Transit NZ Haka International Horticulture New Zealand	
ENV-2006-AKL-000136	E526/04	Auckland City Council Metrowater Limited	05	6.5.50	Delete Rule 6.5.50 as it is outside scope of relief sought in submissions, and that a culvert is not a dam.	Ditto	Federated Farmers Transit NZ Haka International North Shore City Council Horticulture New Zealand	
ENV-2006-AKL-000136	E526/04	Auckland City Council Metrowater Limited	07	6.5.54	Amend Rule 6.5.54 to make it a controlled activity for network utility operators.	Ditto	Federated Farmers Transit NZ	

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Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name	
							Haka International Horticulture New Zealand	
ENV-2006-AKL-000136	E526/04	Auckland City Council Metrowater Limited	06	6.5.59 7	Delete Rule 6.5.59.	Consent order signed by Court 21/7/09.	Federated Farmers Transit NZ Haka International North Shore City Council Horticulture New Zealand	
ENV-2006-AKL-000094	E501/04	Federated Farmers of New Zealand (Inc)	09	6.5.46(b) 6.5.46(c) 6.5.46(e)	Provide for dams higher than 4 metres on steeper land, and of greater than 20ha catchment area and 5000m2 surface area to be a permitted activity.	Ditto	ACC Carter Holt Harvey Horticulture New Zealand	
ENV-2006-AKL-000080	E536/04	Horticulture New Zealand	44	6.5.46 12 Dam	Delete conditions (c) and (d) of Rule 6.5.46 OR Amend the definition of 'dam' to exclude silt detention ponds.	Ditto	ACC Federated Farmers Transit NZ	
ENV-2006-AKL-000109	E511/04	North Shore City Council	01	6.1.4	Delete 8 th bullet point from 6.1.4.	Ditto	ACC/MW Federated Farmers Transit NZ Horticulture New Zealand	
ENV-2006-AKL-	E511/04	North Shore City Council	02	6.4.1	Amend Policy 6.4.1 to acknowledge dams for stormwater management provide benefits (contaminants and flood management).	Ditto	ACC/MW Federated	

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000109							Farmers Transit NZ Horticulture New Zealand	
ENV-2006-AKL-000109	E511/04	North Shore City Council	03	6.4.1	Amend Policy 6.4.1 by adding a final sentence as follows: " <u>Regard shall be had to Objective 6.3.6 in relation to dams constructed for the management of stormwater</u> ".	Consent order signed by Court 21/7/09.	ACC/MW Federated Farmers Horticulture New Zealand	
ENV-2006-AKL-000118	E515/04	North Shore City Council	07	6.4.1	Amend Policy 6.4.1 as a consequence of amendments sought in Appeals E515/04 /01-04.	Ditto	ACC/MW	
ENV-2006-AKL-000109	E511/04	North Shore City Council	04	6.4.39	Amend Policy 6.4.39 as follows: "The adverse effect of dams existing at the date of notification of this Plan shall be avoided, remedied or mitigated, <u>where this is determined to be the Best Practicable Option at a catchment level, by</u> ".	Ditto	ACC/MW Federated Farmers Transit NZ Watercare Services Horticulture New Zealand	
ENV-2006-AKL-000109	E511/04	North Shore City Council	05	6.4.41 6.4.42	Amend Policies 6.4.41 and 6.4.42 so affect only high value streams, primarily Type 2 streams from Table 3.1 and also take Objective 6.3.6 into account when dams are in place for stormwater management.	Ditto	ACC/MW Federated Farmers Transit NZ Horticulture New Zealand	

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ENV-2006-AKL-000109	E511/04	North Shore City Council	06	6.4.45 6.4.46	Delete Polices 6.4.45 and 6.4.46 as they require financial contributions/bonds from a public body for works designed to avoid, remedy or mitigate adverse effects on the environment.	6.5.45 to be considered with appeals on Chapter 8 Financial Contributions	ACC/MW	Federated Farmers Transit NZ Watercare Services Horticulture New Zealand
ENV-2006-AKL-000118	E515/04	North Shore City Council	09	6.5.54(o)	Amend Rule 6.5.54(o) as a consequence of amendments sought in Appeals E515/04 /01-04.	Consent order signed by Court 21/7/09.	ACC/MW	
ENV-2006-AKL-000083	E494/04	Transit New Zealand	06	6.4.39	Delete Policy 6.4.39 (formerly 6.4.40) OR amend to not require retrospective mitigation for existing activities as follows, for example: "The adverse effects of dams existing at the date of notification of this Plan shall be avoided, remedied, or mitigated, <u>as far as practicable</u> , by"	Ditto	ACC/MW	
ENV-2006-AKL-000083	E494/04	Transit New Zealand	07	6.5	Add to or amend rules in Section 6.5 to provide for stormwater detention and/or treatment ponds or dams existing at Plan notification that form part of public stormwater networks as permitted activities.	Ditto	ACC/MW	Federated Farmers
ENV-2006-AKL-000083	E494/04	Transit New Zealand	08	6.5	Add to or amend rules in Section 6.5 to provide for the erection, placement, reconstruction, alteration, extension and use of all new dams/ponds for stormwater detention/treatment as controlled activities.	Ditto	ACC/MW	Federated Farmers
ENV-2006-AKL-000083	E494/04	Transit New Zealand	05	6.5.46(e)	Amend Rule 6.5.46(e) (formerly 6.5.46(d)) as follows: "The surface area of the impounded water shall not exceed 5,000 m² <u>10,000 m²</u> ."	Ditto	ACC/MW	Federated Farmers
ENV-2006-AKL-000083	E494/04	Transit New Zealand	09	6.5.46(f) and (h)	Amend Rule 6.5.46(f) and (h) (formerly 6.5.46(e) and (g)) to make exemption for 'stormwater silt retention dams' as a permitted activity.	Appeal against 6.5.46(f) withdrawn. Consent order signed by Court 21/7/09.	ACC/MW	Federated Farmers
ENV-	E509/0	Watercare	84	6.4.39	Amend Policy 6.4.39 by excluding dams used for bulk water supply, or delete the policy.	Consent order signed	ACC/MW	

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2006-AKL-000103	4	Services Ltd				by Court 21/7/09.	Horticulture New Zealand
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	85	6.5.61 – 6.5.62	Delete Prohibited Activity Rules 6.5.61 and 6.5.62, or amend them to specifically exclude municipal water supply dams.	Being addressed with Group 3 appeals on Water Supply Management Areas. Draft consent order approved by Committee. RMA s.293 process completed. Parties continuing negotiations.	ACC/MW Horticulture New Zealand

Dam Safety - EC Topic number ENV-2006-304-000454							
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	04	6 Dam construction standards	Amend the provisions of Chapter 6 to exclude reference to standards for dam construction, maintenance, operation and design.	Consent order signed by Court 21/7/09.	ACC/MW Auckland International Airport <i>Withdrawn 29/6/09</i> Federated Farmers Transit NZ Watercare Services Horticulture New Zealand
ENV-2006-AKL-	E511/04	North Shore City Council	07	6.3.7 6.4.39(f) 6.4.42(d) &	Delete all references to dam safety from the Plan, including from: Objective 6.3.7, Policies 6.4.39(f), 6.4.42(d) & (i), 6.4.44(a)(v), and Rules 6.5.46(b)-(d), (h), (i), (k) – (m) 6.5.47(b) – (e), (h), (i), (k), (l), (m), and 6.5.51(2 nd para (a)), 6.5.52 (2 nd	Ditto.	ACC/MW Federated

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Dam Safety - EC Topic number ENV-2006-304-000454								
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name	
000109				(i) 6.4.44(a)(v) 6.5.46(b)-(d), (h), (i), (k) – (m) 6.5.47(b) – (e), (h), (i), (k), (l), (m) 6.5.51 (2 nd para (a)) 6.5.52 (2 nd para (a)) 6.5.53(b) 6.5.54 (2 nd para (e))	para (a)), 6.5.53(b), and 6.5.54 (2 nd para (e)).		Farmers Transit NZ Watercare Services Horticulture New Zealand	
ENV-2006-AKL-000109	E511/04	North Shore City Council	08	6.4.42 6.4.43	Add a note to follow Policies 6.4.42 and 6.4.43 to recognise that dam safety is now managed under the Building Act 2004.	Ditto	ACC/MW Federated Farmers Transit NZ Watercare Services Horticulture New Zealand	

Miscellaneous - EC Topic number ENV-2006-304-000455								
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	05	6.4.11	Amend Policy 6.4.11 (previously 6.4.10) to ensure ARC retains discretion over consent conditions about duration and review date by replacing references to “shall expire/be reviewed” with “may expire/be reviewed”.	Consent order signed by Court 18/12/07.	ACC/MW Haka International Transit NZ Horticulture New Zealand	
ENV-2006-	E532/04	Carter Holt	06	6.5.46(g)(iii)	Delete reference to Iwi planning documents from Rule 6.5.46(g)(iii) (previously Rule 6.5.46(f)).	Consent order signed by Court 21/7/09.	ACC/MW	

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Miscellaneous - EC Topic number ENV-2006-304-000455								
Env. Court Case No.	Env. Court (Prior No.)	Appellant Name	Point of Relief	Provision # (2004 Plan)	Relief Sought	Status	Section 274 Party Name	
AKL-000076		Harvey Ltd						Transit NZ Haka International Horticulture New Zealand
ENV-2006-AKL-000094	E501/04	Federated Farmers of New Zealand (Inc)	08	6.5.32	Amend Rule 6.5.32 (previously 6.5.33) to provide for the installation of all farm drains as a permitted activity.	Consent order signed by Court 30/6/08.		ACC Haka International Transit NZ Horticulture New Zealand
ENV-2006-AKL-000052	E470/04	Haka International NZ Ltd	47	6 Taking Water	Amend Chapter 6 – Water Allocation by adding a section that permits the taking of rainwater as follows: <u>“TAKING AND USE OF RAINWATER</u> Note: Rainwater is water collected before it enters the ground or a waterbody. <u>Permitted Activity</u> <u>The taking and use of rainwater is a Permitted Activity”.</u>	Ditto		ACC/MW Horticulture New Zealand
ENV-2006-AKL-000052	E470/04	Haka International NZ Ltd	48	6.5.32	Amend Rule 6.5.32 by: <ul style="list-style-type: none"> • Adding the words “or diversion” after the word “taking” • Adding the words “when the taking is by pumping” at the end of clause 6.5.32(b) 	Ditto		ACC/MW Horticulture New Zealand

Chapter 3.7 – High Use Stream Management Areas - EC Topic number ENV-2006-304-000456								
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-000103	E509/04	Watercare Services Ltd	30	3.7.2	Amend Section 3.7.2 to remove the current hierarchy in which ecological values are given primacy over “amenity” and in particular “use” values.	Consent order signed by Court 18/6/09.		ACC/MW Horticulture New Zealand

Chapter 3.8 – High Use Aquifer Management Areas - EC Topic number ENV-2006-304-000457								
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-000081	E479/04	Contact Energy Ltd	01	3.8.1 Schedule 2 Map Series 2	Amend Section 3.8.1, Schedule 2 and Map Series 2 to refer to each aquifer by a consistent name.	Consent order signed by Court 30/11/07.	ACC/MW Horticulture New Zealand	
ENV-2006-AKL-000081	E479/04	Contact Energy Ltd	03	Map Series 2	Amend Map Series 2 by identifying location and extent of HUAMA listed in Section 3.8.1.	Ditto	ACC/MW Horticulture New Zealand	
ENV-2006-AKL-000103	E509/04	Watercare Services Ltd	33	3.8.2	Amend the Management Approach in Section 3.8.2 for High Use Aquifer Management to appropriately manage the existing resource, as well as avoiding over abstraction.	Consent order signed by Court 18/6/09.	ACC/MW Horticulture New Zealand	

Map Series 1 - EC Topic number ENV-2006-304-000458								
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-000081	E479/04	Contact Energy Ltd	02	Map Series 1	Amend Map Series 1 by identifying location and extent of HUAMA as covering only areas with underlying aquifers (identified in Map Series 2) that are highly allocated or over pumped.	Consent order signed by Court 30/11/07.	ACC/MW Horticulture New Zealand	