

**359<sup>th</sup> MEETING OF THE  
CANTERBURY REGIONAL COUNCIL**

**COUNCIL MEETING**

**TO THE CHAIR AND COMMISSIONERS OF THE  
CANTERBURY REGIONAL COUNCIL**

**MEMBERSHIP OF THE COUNCIL**

Dame Margaret Bazley (Chair)

David Caygill (Deputy Chair)

David Bedford

Donald Couch

Tom Lambie

Peter Skelton

Rex Williams

The 4<sup>th</sup> meeting of the Canterbury Regional Council Commissioners will be held on

**Thursday, 3 June 2010 at 10.00 a.m.**

**VENUE:** Council Chamber  
First Floor  
Environment Canterbury  
58 Kilmore Street  
Christchurch

**BUSINESS:** As per Order Paper attached.  
Agendas are available on our website three days prior to the date of the meeting -  
<http://ecan.govt.nz/news-and-notice/minutes/Pages/Default.aspx>

Dr Bryan Jenkins  
**CHIEF EXECUTIVE**

**RECOMMENDATIONS IN REPORTS ARE NOT TO BE TAKEN AS COUNCIL  
POLICY UNTIL ADOPTED BY THE COUNCIL**

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 **Environment  
Canterbury  
Regional Council**

## COMPLIANCE WITH LOCAL GOVERNMENT ACT 2002 DECISION-MAKING REQUIREMENTS

Except as below, a statement of compliance and a completed decision checklist is required for any agenda item on a council committee or the council recommending that a decision be made. This will be the responsibility of the person signing off the agenda item.

### The compliance statement and checklist will not be used for:

- Recommendations that information be received or that the Council make a decision.
- Decisions taken under the Resource Management Act 1991 or the Biosecurity Act 1993 in relation to resource consents, decisions required when following the procedures set out in Schedule 1 of the Resource Management Act 1991, other permissions, submissions on plans, or references to the Environment Court.
- Decisions taken to proceed with enforcement procedures under various primary or secondary legislation or regulations, including procedures under the Resource Management Act 1991, the Biosecurity Act 1993, the Local Government Act 2002, and Environment Canterbury Bylaws.
- Administrative and personnel decisions that are entirely internal to Environment Canterbury.
- Other decisions where the procedures to be followed are set out in Legislation.

### COMPLIANCE STATEMENT

The council committee (or the council) must formally certify that:

- (a) It is satisfied that it has sufficient information about the options and their benefits and costs, in terms of the region's social, economic, environmental and cultural well-being and the effects on community outcomes, bearing in mind the significance of the decisions.
- (b) It is satisfied that it knows enough about and has given adequate consideration to the views and preferences of affected and interested parties bearing in mind the significance of the decision.

### INFORMATION CHECKLIST

(a)	A Statement of the Proposed Decision
(b)	A Statement of the Objective of the Proposed Decision and the Issue or Problem being addressed
(c)	A list of all reasonably practicable options, (including doing nothing).
(d)	For each option in (c): An evaluation of the Benefits and Costs, in terms of the region's social, economic, environmental and cultural well-being.
(e)	For each option in (c): A statement of the extent to which community outcomes would be promoted or achieved in an integrated and efficient manner.
(f)	For each option in (c): A statement of the Impact, if any, on Environment Canterbury's capacity to undertake its statutory responsibilities
(g)	If the Proposed Decision is a significant decision in relation to land or a body of water, a statement of how Maori values have been taken into account
(h)	A Statement of significant inconsistencies, if any, with any Existing Policy, Plan or Legislation arising from the Proposed Decision.
(i)	A statement how the views and preferences of affected or interested persons have been given adequate consideration during the definition of the problem or issue, the objective, the assessment of options and the development of the proposed decision, including the particular contribution of Maori to the decision-making process.

#### Notes:

The significance of proposals and decisions determines how much time, money and effort is put into exploring and evaluating options and obtaining the views of affected and interested parties. The significance of proposals and decisions is determined through reference to criteria contained in the policy on significance.

The policy on significance together with Section 76 of the Local Government Act 2002 set out the Council's requirements in relation to decisions. Some decisions can only be made through the Long-Term Council Community Plan, or after the Special Consultative Procedures set out in the Act have been used, (refer to the policy on significance and the Act).

All decisions of Environment Canterbury are subject to the decision-making requirements of section 76 of the Act unless inconsistent with specific requirements of other legislation.

**CANTERBURY REGIONAL COUNCIL  
COUNCIL MEETING**

**ORDER PAPER**

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**MINUTES OF 358<sup>TH</sup> MEETING OF ENVIRONMENT CANTERBURY AND 3<sup>RD</sup> MEETING OF  
THE COMMISSIONERS HELD IN THE COUNCIL CHAMBER,  
ENVIRONMENT CANTERBURY, 58 KILMORE STREET, CHRISTCHURCH ON  
THURSDAY, 27 MAY 2010 AT 10.00 A.M.**

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7. ZONE AND REGIONAL COMMITTEES – APPOINTMENT COMMITTEES
8. PUBLIC EXCLUDED
9. NOTICES OF MOTION
10. QUESTIONS
11. EXTRAORDINARY AND URGENT BUSINESS
12. NEXT MEETING
13. CLOSURE

**PRESENT**

Commissioners David Caygill (Deputy Chair) David Bedford, Donald Couch and Tom Lambie

**MANAGEMENT AND OFFICERS PRESENT**

Don Rule (Acting Chief Executive) and Jude Pani (Manager Secretariat).

**1. APOLOGIES**

Apologies were accepted from Commissioners Dame Margaret Bazley (Chair), Peter Skelton and Rex Williams.

**2. CONFLICTS OF INTEREST**

There were no declarations of conflicts of interest.

**3. MINUTES OF MEETING**

***Resolved***

***That the Council confirms as a true and correct record and adopts the minutes, of the meeting held on 14 May 2010.***

Donald Couch/David Bedford

**4. MATTERS ARISING**

There were no matters arising from the 14 May 2010 meeting.

**5. DEPUTATIONS AND PETITIONS**

There were no deputations or petitions.

**6. APPOINTMENT OF HEARING PANEL TO HEAR THE VARIATION 15 PLAN CHANGE 1 AND VARIATION 16 TO THE OPERATIVE NRRP CHAPTER 3 (AIR QUALITY)**

This report was to appoint two external commissioners to hear submissions and make recommendations on Variation 15, Plan Change 1 and Variation 16 to the Natural Resources Regional Plan Chapter 3 (Air Quality).

***Resolved***

***That the Council appoints Bob Nixon and John Iseli as the two external commissioners to hear submissions and make recommendations on Variation 15, Plan Change 1 and Variation 16 to the Natural Resources Regional Plan (NRRP) Chapter 3 (Air Quality).***

David Bedford/Donald Couch

**7. CANTERBURY WATER MANAGEMENT STRATEGY – ZONE AND REGIONAL COMMITTEE APPOINTMENTS COMMITTEES**

Commissioner David Caygill advised of his availability to be the Commissioner on the Canterbury Water Management Strategy Steering Group to join the existing regional committee appointments group.

***Resolved***

***That the Council:***

- (a) Delegates to the Director–Water Executive responsibility to identify a Regional Council director and one other senior staff member to be members of appointments committees for zone committees;***
- (b) Appoints Commissioner David Caygill to the Canterbury Water Management Strategy Steering Group to join the existing regional committee appointments group which otherwise continues as in the past, and***

- (c) **Receives the information on the appointments to the Hurunui–Waiau Zone Committee.**

David Bedford/Tom Lambie

**8. PUBLIC EXCLUDED**

*Resolved*

*That the public be excluded from the following part of the proceedings of this meeting, namely:*

*Minutes of Meeting – 14 May 2010*

*The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:*

<i>General subject of each matter to be considered</i>	<i>Reason for passing this resolution in relation to each matter</i>	<i>Ground(s) under section 48(1) for the passing of this resolution</i>
<i>Minutes of 14 May meeting</i>	<i>The exclusion of the public from the meeting is necessary to enable the Council to deliberate in private on its decision in proceedings which are before the Council and which will be proceeding to the Environment Court.</i>	<i>Section 48(1)(d)</i>

David Caygill/David Bedford

The meeting moved into public excluded session from 10.07 until 10.09 a.m.

**9. NOTICES OF MOTION**

There were no notices of motion.

**10. QUESTIONS**

There were no questions.

**11. EXTRAORDINARY AND URGENT BUSINESS**

There were no matters of extraordinary and urgent business.

**12. NEXT MEETINGS**

Thursday 3 June and Thursday 24 June 2010 commencing at 10.00 a.m.

**13. CLOSURE**

David Caygill declared the meeting closed at 10.10 a.m.

CONFIRMED

DATE \_\_\_\_\_ CHAIRPERSON \_\_\_\_\_

**MINUTES OF 358<sup>TH</sup> MEETING OF ENVIRONMENT CANTERBURY AND 3<sup>RD</sup> MEETING OF THE COMMISSIONERS HELD WITH THE PUBLIC EXCLUDED IN THE COUNCIL CHAMBER, ENVIRONMENT CANTERBURY, 58 KILMORE STREET, CHRISTCHURCH ON WEDNESDAY, 27 MAY 2010 AT 10.07 A.M.**

**CONTENTS**

MINUTES OF MEETING – 14 MAY 2010

**PRESENT**

Commissioners David Caygill (Deputy Chair), David Bedford, Donald Couch and Tom Lambie

**MANAGEMENT PRESENT**

Don Rule (Acting Chief Executive) and Jude Pani (Manager Secretariat)

**APOLOGIES**

Commissioners Dame Margaret Bazley (Chair), Peter Skelton and Rex Williams.

**MINUTES OF MEETING**

***Resolved***

***That the Council confirms as a true and correct record and adopts the minutes, of the meeting held on 14 May 2010 with the public excluded.***

David Bedford/Donald Couch

The meeting moved out of public excluded session at 10.09 p.m.

CONFIRMED

DATE \_\_\_\_\_ CHAIRPERSON \_\_\_\_\_

<b>AGENDA ITEM NO: 6</b>	<b>SUBJECT MATTER: SUBMISSIONS AND RESPONSES TO THE DRAFT ANNUAL PLAN 2010/11 AND AMENDMENT TO THE 2009-19 LTCCP</b>
<b>REPORT:</b> Council	<b>DATE OF MEETING:</b> 3 June 2010
<b>FILE REFERENCES:</b>	<b>PORTFOLIO:</b> All <b>PROJECT:</b> <b>OUTPUT:</b>
<b>REPORT BY:</b>	<b>ENDORSED BY:</b> Jill Atkinson Director Regional Programmes

## **PURPOSE**

For the Council to accept the late submissions and:

- To consider written and verbal submissions to the Draft Annual Plan 2010/11, amendment to the 2009-19 Long Term Council Community Plan and Draft Amendment to 2009 Revenue and Financing Policy.
- To make decisions on amendments to the Draft Annual Plan 2010/11 and Project Levels of Service and Funding for 2010/11.

## **ATTACHMENTS**

Attached are the notes from the submission hearings.

The Summarised Submissions and Responses to the Draft Annual Plan 2010/11 have been previously distributed to the Commissioners.

Commissioners are requested to bring the following previously distributed papers to the meeting:

- Summarised Submissions and Responses to the Draft Annual Plan 2010/11
- Public Submissions to the Draft Annual Plan 2010/11 and Amendment to the 2009-19 LTCCP.

The following papers will be circulated prior to the meeting to assist in the consideration on submissions:

- A spreadsheet showing the impact of submissions on the draft budget.
- A summary of amendments to the Draft Annual Plan 2010/11 and Project Levels of Service and Funding for 2010/11.

## **BACKGROUND**

The Council heard verbal submissions in Timaru on 24 May and in Christchurch on 25, 26, and 27 May 2010.

## SUBMISSIONS

A total of four hundred and thirty eight individuals and organisations made submissions on the Draft Annual Plan 2010/11. At the time of submitting one hundred and forty four submitters asked for their submission to be heard in person (one hundred and thirty two Christchurch, twelve in Timaru). This number is likely to be significantly reduced due to notification that there will be no hearings relating to the accountability question.

The Council will need to resolve whether or not to accept the late submissions for consideration.

### Late submissions

Although received as late submissions after the closing at 4pm on 30 April, the following submissions were all included in the Summarised Submissions and Responses document.

Trim No.	Submitter No.	Name
52419	279	Hurunui District Council
52401	306	N Ruston
52410	315	P Stringer
52416	320	S and R Young
52417	321	S Lukey
52514	322	J Demeter
52515	323	K Rexer
52518	325	T Verity
52380	328	Waihora Ellesmere Trust
53268	362	R Rutherford and S Rutherford
52376	393	Mackenzie District Council
52378	397	B Sandle
52379	398	C Flewellwn
53233	399	K Nero
52578	406	M von Tippelskirch
52581	409	P Lynch
52584	410	P J Fleming
52594	412	D Patterson
52601	413	S Pettigrew
52605	414	G and M Nelson
52611	415	H Martin
52615	416	N Meherne
52619	417	D L Ashby and Others
52622	418	K Hunter
52389	420	J Gallagher
52390	421	K W Guy
52387	430	J Summer
52396	426	Federated Farmers of New Zealand
52747	431	Z Steer
52762	432	F Inta
53278	433	J Syddall
53245	434	Spreydon-Heathcote Community Board
53272	435	A Robinson

The next steps will be adopting the final 2010/11 Annual Plan, amendments to the 2009-19 LTCCP and striking the rates on 24 June 2010.

## **RECOMMENDATIONS**

*That the Council:*

- (a) Accepts the late public submissions;*
- (b) Adopts the recommendations in the Summarised Submissions and Responses to the Draft Annual Plan 2010/11 and amendments to the 2009-19 LTCCP;*
- (c) Adopts the recommendations on amendments to the Draft Annual Plan 2010/11 and Project Levels of Service and Funding for 2010/11, and*
- (d) Adopts the amendments to the 2009 Revenue and Financing Policy.*

**ENVIRONMENT CANTERBURY**

**NOTES FROM HEARING OF SUBMISSIONS TO THE 2010–11 DRAFT ANNUAL PLAN  
HELD IN THE PUKAKI ROOM AT THE TIMARU OFFICES,  
ENVIRONMENT CANTERBURY, 75 CHURCH STREET, TIMARU  
ON MONDAY 24 MAY 2010 FROM 10.40 AM.**

**PRESENT**

Commissioners David Caygill (Deputy Chair), David Bedford, Donald Couch and Tom Lambie.

**IN ATTENDANCE**

Alec Neill (Previous Chairman of Environment Canterbury)

**MANAGEMENT AND OFFICERS PRESENT**

Wayne Thomas (Acting Chief Executive), Ken Taylor (Director Investigations and Monitoring), and Jude Pani (Manager Secretariat)

**APOLOGIES**

Dame Margaret Bazley, Peter Skelton and Rex Williams.

**SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010/2011**

**Introduction**

David Caygill welcomed everyone to the hearing and introduced members of the Commissioner Council and Council officers to submitters and confirmed that a copy of each submission had been circulated and read by Commissioners prior to the hearing.

Commissioner Caygill advised that Mr Andrew Hocken (submission 146) and Mr Peter McIlraith (submission 88) were not able to attend the hearing. He invited those submitters who wished to be heard to present their submissions.

**Submission 270 – Michael Hide, Fonterra**

Mr Hide, Sustainable Dairying Specialist, talked to the Fonterra Co-operative Limited submission focusing on a proposal to introduce a cost recovery mechanism to fund some of the costs associated with investigating and monitoring water resources in Canterbury. He commented that Fonterra continues to have a number of concerns with the overall justification and equity of the proposed charging for holders of water take consents and questioned the ratio for the private/public split. Their view is that investigating and monitoring water resources is a public good and should be paid for by the wider community.

**Submission 242 – John Murray – Federated Farmers Mackenzie Branch**

John Murray spoke to the submission as Chairman of the Federated Farmers Mackenzie Branch. Points made included: Support for Uniform Annual General Charges up to maximum allowable limit. Rabbit control – the situation is getting worse with little response from Council to the formation of a pest liaison committee. Water management cost recovery should retain current funding regime as the benefits were to the wider regional community. They were concerned that the Canterbury Water Management Strategy (CWMS) will focus on environment rather than irrigation.

**Submission 240 – Martin Mehrtens**

Martin Mehrtens spoke in support of his submission and tabled several articles from recent publications for Commissioners' information. Mr Mehrtens read from a document that he tabled and made particular mention of the use of renewable energy.

**Submission 392 – Chris Dennison, Lower Waitaki Irrigation Company**

Chris Dennison, Chairman of Lower Waitaki Irrigation Company, tabled and read from notes in support of the Lower Waitaki Irrigation Company submission opposing the proposed water management charges and supporting the status quo of state of the environment monitoring being funded by the general rate.

The hearing adjourned from 11.50 a.m. until 1.30 pm.

**Submission 393 – John O'Neill, Mackenzie District Council**

John O'Neill, Mayor of Mackenzie District presented the Mackenzie District Council submission. Mayor O'Neill thanked the Commissioners for meeting with submitters in South Canterbury and read from the Mackenzie District Council submission. Mayor O'Neill concluded by saying that one approach cannot fit all. He tabled a document setting out further feedback on Environment Canterbury for Commissioners' information.

**Submission 426 – Michael Morrow and Lionel Hume, Combined Canterbury Provinces, Federated Farmers of New Zealand**

Michael Morrow and Lionel Hume spoke to a submission from the Combined Canterbury Provinces, Federated Farmers of New Zealand. They were supportive of the Canterbury Water Management Strategy. However, they were fundamentally opposed to the water management charge and were requesting that any consideration of state of environment monitoring charges should be governed by the zone committees. Membership of zone committees should be consent holders rather than NGO appointments. They also made the point that the recommended honorarium of \$2,000 for zone committee members was insufficient for the expected workload of a committee member.

**Submission 400 – Devon Christensen, South Island Fish & Game Council**

Devon Christensen spoke to a tabled document in support of the submission from South Island Fish and Game Council. The main focus of the submission was the Canterbury Water Management Strategy and emphasised that it was crucial that collaborative development continues. Efficiency gains, environmental restoration and infrastructure development should progress in parallel to ensure broad community support for the Strategy.

**Submission 423 – Waitaki District Council**

Alex Familton, Mayor Waitaki District, presented the submission from the Waitaki District Council. Prior to presenting the information in the submission document Mayor Familton advised that feedback from a recent meeting of the Waimate and Waitaki District Councils indicated that the honorarium of \$2,000 for zone committee members was seen by some as being too low.

**Submission 182 – Ad Sintenie and Bruce Allan, Orari River ICM Community Group**

Ad Sintenie, supported by Bruce Allan, presented the submission from the Orari River Community Group. The group were seeking support from Council for the work being undertaken by the Orari River Community Group. A document was tabled in support of the submission. They were seeking budget for Alder control work.

The hearing adjourned at 2.45 pm.

## ENVIRONMENT CANTERBURY

### NOTES FROM HEARING OF SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010–11 HELD IN THE COUNCIL CHAMBER, FIRST FLOOR, 58 KILMORE STREET, CHRISTCHURCH RECONVENED ON TUESDAY 25 MAY 2010 FROM 8.30AM.

#### PRESENT

Commissioners David Caygill (Deputy Chair), David Bedford, Donald Couch and Rex Williams.

#### IN ATTENDANCE

Alec Neill (Previous Chairman of Environment Canterbury)

#### MANAGEMENT AND OFFICERS PRESENT

Jude Pani (Manager Secretariat)

In attendance for part of the meeting: Wayne Thomas (Acting Chief Executive), Jackie Curtis (Director External Relations), Kim Drummond (Director Regulation), Wayne Holton-Jeffreys (Acting Director Operations), David Horn (Director Water Executive) and Don Rule (Acting Chief Executive) and various Programme Managers.

#### APOLOGIES

Dame Margaret Bazley, Peter Skelton and Tom Lambie.

#### SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010/2011

##### Introduction

David Caygill welcomed everyone to the hearing and confirmed that a copy of each submission had been circulated prior to the hearing.

It was noted that the following submitters were not available to present their submissions: Lianne Dalziel (submitter 376), Robin McCarthy (submitter 22), Frank Endacott (submitter 282), Sylvia Lukey (submitter 321), Jane Endacott (submitter 253), Alec Ford (submitter 302), and Ryan Garland (submitter 384). Peter Wakeman (submitter 73) and Greg Bennett (submitter 246) were rescheduled to a later hearing. Commissioner Caygill invited those submitters who wished to be heard to present their submissions.

##### **Submission 81 – Raewyn Solomon, Te Korowai o Te Tai o Marokura**

Raewyn Solomon presented this submission on behalf of Te Korowai o Te Tai o Marokura (Kaikoura Coastal Marine Guardians). She advised that she had not prepared the submission, but as a member of Te Korowai o Te Tai o Marokura, and available in Christchurch, was presenting the submission on the group's behalf. Ms Solomon referred to the key point in their submission; a request for \$60,000 over 3 years. She commented that the group now felt they had momentum and were in a position where they were confident of coming to Environment Canterbury with this request for funding. Raewyn advised that the outcome they were expecting was a comprehensive community developed plan for the coast that compliments Environment Canterbury's coastal plan. A regional council person sits at their table. Ms Solomon tabled a publication – Kaikoura Coastal Marine Values and Uses for Commissioners' information.

**Submission 337 – Brendon Burns, MP for Christchurch Central**

Brendon Burns talked to his submission and emphasised that he had been a strong supporter of the Canterbury Water Management Strategy (CWMS). However, he questioned why Canterbury ratepayers should fund the CWMS. Mr Burns also expressed his views on the appropriateness of rates without representation.

**Submission 142 – Dr Sue Jarvis, Lincoln Envirotown Trust**

Dr Jarvis presented the submission on behalf of Lincoln Envirotown Trust. The Trust was promoting energy efficiency and the benefits of sustainable energy and development of renewable energy. They were encouraging investigation of a small scale trial for the purposes of encouraging solar water heating and photovoltaic energy generation.

**Submission 44 – David Hendrikz**

Mr Hendrikz provided information in support of his submission relating to water management cost recovery and the CWMS. He tabled and read from notes relating to:

- Sliding scale system of charging – where costs per unit decline
- Discharge consents – Polluter pays principle
- Local accountability with each zone having its own budget and cost recovery plan
- Additional support for technical experts to deliver on the CWMS

Mr Hendrikz talked about an environment agency in England and Wales who have been managing water using Catchment Abstraction Management Strategies.

**Submission 68 – Mr G Gould**

Mr Gould spoke in support of his submission against the \$63 per annum fixed charge on all holders of consents for discharge of septic tank effluent. He questioned the legality of the charging. Mr Gould tabled documentation in support of his submission providing background information and his communication with Environment Canterbury over a period of time.

**Submission 58 – Prof Walter Clark**

Professor Clark spoke to his submission and in particular about the public health issue associated with Cryptosporidium and requested Council to take more interest in the public health issues of its responsibilities.

The hearing adjourned from 10.15 a.m. until 10.30 a.m.

**Submission 287 – Penelope Snowdon-Lait**

Penelope Snowdon-Lait talked to her submission and in particular requesting early reinstatement of the regional council elections, maintenance of high quality drinking water, restoring trust, for Council to reclaim the original vision of the CWMS for environmental protection and restoration, and costs related to water use should be borne by those users.

**Submission 163 – Robert Sherlock**

Mr Sherlock emphasised he was not opposed to irrigation or dairy farming but was opposed to farm practices which are unsustainable in an environment sense. He requested acceleration of the implementation of the CWMS.

**Submission 54 – Earle and Florence Williams**

Mr and Mrs Williams presented their submission stressing the importance of protection of Canterbury's natural resources and of long term sustainability.

**Submission 96 – Paddy Gilgenberg**

Ms Gilgenberg talked to her submission and advised that she was speaking on ethical questions in our consumer society. She said that the fundamental criteria and decisions about how our resources are shared are that they should produce the greatest good to the greatest number of people.

The hearing adjourned from 11.10 until 11.25 a.m.

**Submission 184 – Cliff Mason**

Mr Mason presented in support of his submission advising that he strongly supported the Annual Plan and the programme it describes. He was positive about the co-operative mechanism for water management in Canterbury.

**Submission 233 – Averil Southward**

Averil Southward tabled a publication – Report of the Walkerton Inquiry: The Events of May 2000 and Related Issues – and spoke to the following points of her submission:

No support for the sliding scale system of charging for water. Support for the CWMS zone committee concept. Additional information needed prior to rating for Bovine TB control. There be no further water takes on the Rakaia, Waimakariri and Hurunui rivers

**Submission 221 – Jamie McFadden**

Jamie McFadden spoke in support of his submission. He emphasised the importance of recognition of the benefits to biodiversity of pest control, his support of the CWMS and establishment and funding of the zone committees. Mr McFadden talked about the success of pockets of Environment Canterbury working in a collaborative way with farmers to achieve positive outcomes for the community.

**Submission 288 – Daphne Crampton**

Daphne Crampton circulated and spoke to material in support of her submission. Amongst other points, Ms Crampton thanked Council for the bus service, requested investigation of use of rail and alternative sources of energy for people to keep warm.

The hearing adjourned from 12.25 until 1.00 p.m.

**Submission 348 – Edward Snowden**

Edward Snowden displayed photographs on the datashow and talked about the consequences of the Government's intervention in the Hurunui WCO process on trust and in particular on the future success of the Canterbury Water Management Strategy. Mr Snowden tabled notes in support of his submission.

**Submission 331 – Dr Tony Raizis**

Dr Raizis talked to a PowerPoint presentation in support of his submission. He emphasised that Commissioners' responsibility should be to their grandchildren and not to the Minister. He spoke about the state of the rivers/groundwater and the impacts on health, Greenhouse gas and climate change and providing enough food for future generations. He went on to say that we needed to reduce livestock and increase crops.

**Submission 236 – Don Murray**

Mr Murray spoke to the 15 points in his submission. He made particular mention of his submission points 11 – 14.

**Submission 198 – Sue Stubenvoll**

Sue Stubenvoll talked to her submission in particular the submission point relating to the split of funding of possum control across both Bovine Tb and biodiversity with allocation to biodiversity across all ratepayers. Ms Stubenvoll also asked Commissioners to recognise the impacts of urban contaminants on water quality.

**Submission 257 – Bill Wilson, Waikuku Water Management Group**

Mr Wilson presented this submission as Chairman of the Waikuku Water Management Group. A copy of his presentation document was tabled.

**Submission 262 – Murray and Sandra Sim, Christchurch Estuary Association Inc**

Murray Sim talked to the submission from the Christchurch Estuary Association Inc. Mr Sim said the Association was keen to engage with Commissioners.

**Submission 137 – Beau McRae**

Beau McRae (support by Graham Reid, Chairman, South Island High Country Federated Farmers) talked to his submission expressing strong support for continuing and ongoing funding for Bovine Tb control. As a high country farmer Mr McRae advised that if this work was to cease the whole of Amuri Hawarden would be jeopardised as this is a huge DOC land area and is a source of re-infestation of vectors.

**Submission 194 – Canterbury Tbfree Committee**

Malcolm Gilbert presented on behalf of the Canterbury Tbfree Committee (a committee representing stakeholder groups covering dairy, beef, deer and regional council) requesting support for continuing and ongoing funding for Bovine Tb control. Mr Gilbert advised that farmers that his group represents are saying that they cannot afford to take the “foot off the throat” of Bovine Tb control and are requesting additional funding in the Annual Plan.

**Submission 189 – Animal Health Board**

The Chief Executive and Board members of the Animal Health Board presented in support of the Animal Health Board submission reinforcing that if Council adheres to the \$500,000 towards the Canterbury Bovine Tb vector control, the significant progress that has been made in Canterbury will be at risk. The AHB were requesting \$775,000 which would be consistent with previous years' funding.

**Submission 274 – Chris Bathurst**

Chris Bathurst talked to a Powerpoint presentation focusing on the impacts of further intensive farming on peak oil with the forecast of a world shortfall in oil supply and energy in general.

The hearing adjourned from 3.15 until 3.27 p.m.

**Submission 244 – Katherine Peet, Network Waitangi Otautahi**

Katherine Peet talked to the submission from Network Waitangi Otautahi focusing on the importance of education around the Treaty for social cohesion. She talked about her organisation's Treaty relationships framework and the need to take a sustainable development approach in relationship with Maori.

**Submission 394 – Robert Johnston**

Robert Johnston presented his submission as a retired farmer and former regional council councillor and current panel member on the NRRP Committee. Points included the need to reduce rates, continued support for the Bovine Tb funding and encouragement of a culture change in the organisation.

**Submission 49 – Emma Goodall**

Emma Goodall presented her submission focusing on the need for water conservation and environment protection.

The hearing adjourned at 4.30 p.m.

## ENVIRONMENT CANTERBURY

### NOTES FROM HEARING OF SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010 – 11 HELD IN THE COUNCIL CHAMBER, FIRST FLOOR, 58 KILMORE STREET, CHRISTCHURCH RECONVENED ON WEDNESDAY 26 MAY 2010 AT 8.15AM.

#### PRESENT

Commissioners David Caygill (Deputy Chair), David Bedford, Donald Couch and Rex Williams.

#### IN ATTENDANCE

Alec Neill (Previous Chairman of Environment Canterbury)

#### MANAGEMENT AND OFFICERS PRESENT

Jude Pani (Manager Secretariat)

In attendance for part of the meeting: Wayne Thomas (Acting Chief Executive), Wayne Holton-Jeffreys (Acting Director Operations), Jackie Curtis (Director External Relations), Don Rule (Acting Chief Executive), Kim Drummond (Director Regulation) and various Programme Managers.

#### APOLOGIES

Dame Margaret Bazley, Tom Lambie and Peter Skelton. Rex Williams for early departure.

#### SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010/2011

##### Introduction

David Caygill welcomed everyone to the hearing and confirmed that a copy of each submission had been circulated prior to the hearing.

It was noted that the following submitters were not available to present their submissions: Kevin Roche (submitter 422), Brian Sandle (submitter 397), Peter Tuffley (submitter 312, 313), Richard Stewart (submitter 286) and Rodien de Jong (submitter 316). Commissioner Caygill invited those submitters who wished to be heard to present their submissions.

##### **Submissions 213, 272, 208 – Kerian and Pam Scoon, Pauline Cotter and Daniel Karatau**

Pam Scoon introduced the Kainga Group submission. Kerian Scoon displayed pictures on the datashow in support of the submission. They were concerned about the poor state of Environment Canterbury land in and around Kainga. Their concerns included the poor state of weeds, fencing, animals on the land, trees and wetlands. The group was also concerned about the lack of response to their concerns. Mr Bill Oliver, a long time resident of the area, was in attendance to provide a history as required. Documents were tabled indicating an unsafe wiring installation on the property.

##### **Submission 277 – Ken Rouse**

Ken Rouse talked to his submission restating 10 points presented in his submission including his support for the Canterbury Water Management Strategy.

**Submission 425 – Martin Maguire, Avon Heathcote Estuary Ihutai Trust**

Martin Maguire as Chair of the Avon Heathcote Estuary Ihutai Trust presented the Trust's submission and read from the submission document. Linda Rutland, Trust member, was in attendance and tabled information on recent Trust initiatives. Mr Maguire commented that the Trust was grateful for both the grant and allocation of staff time to support the Trust.

**Submission 230 – Liz Griffiths**

Liz Griffiths spoke as a previous resident of Avonhead and a frequent user of land near the Conway River. She provided an example of extraction of water in the Lower Conway and the impact on the quality of the Conway River. Ms Griffiths advised of her support for Forest and Bird. She emphasised the importance of having a society based on law and of having national standards. She also said that everybody needs to be charged for water usage and people who use water for personal profit need to pay a fee for that use.

**Submission 260 – Debra Hasson**

Debra Hasson presented her submission and advised that she was presenting a personal submission and not as an elected member of the Selwyn District Council. Ms Hasson supported the work of the living streams initiative. She read and tabled comments in support of her submission on water quality, quantity and ecosystems. Ms Hasson tabled a document for information: Decreasing low flows in the lower Selwyn River.

**Submission 434 – Phil Clearwater, Spreydon Heathcote Community Board**

Phil Clearwater presented this submission as Chair of the Spreydon-Heathcote Community Board. Mr Clearwater read from the submission document.

**Submission 328 – Brett Painter, Waihora Ellesmere Trust**

Brett Painter Chair of the Waihora Ellesmere Trust talked to a powerpoint presentation in support of the submission from the Trust. Mr Painter advised that the Trust was seeking confirmation that the funding support from Environment Canterbury will continue. They were also requesting that any funding for the Canterbury Water Management Strategy should not divert funding from other programmes.

**Submission 407 – Paula Smith, Lyttelton-Mt Herbert Community Board**

Paula Smith presented the submission as Chair of the Lyttelton-Mt Herbert Community Board. She was supported by the Deputy Chair Jeremy Agar. Ms Smith thanked Environment Canterbury for the continuing support of the Lyttelton Harbour Issues Group.

**Submission 311 – Peter Hill**

Peter Hill presented his submission relating to water quality and in particular mentioned a well in Dunsandel that has been polluted at various times with the latest pollution experienced in early November 2009. Mr Hill advised he is also making a submission to the Selwyn District Council and tabled statistics from the Selwyn District Council relating to Dunsandel transgressions.

**Submission 115 – John Stevens**

John Stevens a farmer at the head of Cass Bay talked to his submission. Mr Stevens advised of his objection to the proposed cut in funding for Bovine Tb control.

**Submission 186 – David East, Burwood/Pegasus Community Board**

David East presented this submission as Chair of the Burwood/Pegasus Community Board. He talked to points in the Community Board submission and advised that water quality and quantity is a high priority for Canterbury. They support the Canterbury Water Management Strategy.

The hearing adjourned from 10.22 until 10.45 a.m.

**Submission 59 – Tony Milne, Central Riccarton Residents’ Association**

Tony Milne presented this submission as Chair of the Central Riccarton Residents’ Association. Mr Milne talked to the points made in the submission document. They support the Canterbury Water Management Strategy, cost recovery for the water management charges for those who have the consents, the Clean Heat project (albeit with Environment Canterbury not taking a punitive approach to non-compliance), and public passenger transport. Mr Milne referred Commissioners to a recent publication by the Public Health Advisory Committee – “Healthy Places, Healthy Lives”.

**Submission 290 – Lesley Shand**

Lesley Shand talked to her submission and confirmed her support for the biodiversity programme and also for consent holders paying the majority, at least 70%, of the water management charges.

**Submission 301 – Jane Batchelor**

Jane Batchelor spoke to her submission. She referred to her objection of the removal of Environment Canterbury Councillors and to the cancellation of the democratic elections. As a result of the introduction of the resource consent compliance monitoring charge Ms Batchelor referred to her situation of having to pay an increase of nearly 500% for her three consents for water and objected to this increase.

**Submission 151 – Peter Hulsman**

Peter Hulsman tabled and spoke to his submission objecting to the \$63 per annum fixed charge for resource consent compliance monitoring. Included in the tabled documentation were signatures of support from others in the community.

The hearing adjourned from 11.38 until 11.45 a.m.

**Submission 177 – Lorraine Tolhoek**

Lorraine Tolhoek presented in support of her submission. She said she did not support funding of the Canterbury Water Management Strategy which needed to be funded from a general New Zealand tax and also she did not support establishment of further committees in the form of zone committees. Her main point she said related to water and she tabled her submission to the Selwyn District Council Draft Annual Plan 2010/11.

**Submission 177 – David Moorhouse**

David Moorhouse opened his submission by referring to issues around elected representation and accountability. Relating to the Canterbury Water Management Strategy, he commented that ratepayers should not provide all the funding – applications should be made to Central Government as is the case in the central North Island. Mr Moorhouse supported at least 50% of state of the environment monitoring charges being funded by consent holders.

The hearing adjourned from 12.03 until 12.12 p.m.

**Submission 256 – Kathleen Bold, Whakaraupo/Lyttelton Harbour Issues Group**

Kathleen Bold presented this submission as a member of the Whakaraupo/Lyttelton Harbour Issues Group seeking that the current funding and support given to the Group continues. She said that their Group bridges the gap between the formal and informal parties working together. She said they could not have achieved what they have without the support from Environment Canterbury. The Group’s major concern is the quality of the water in the Lyttelton Harbour.

The hearing adjourned from 12.22 until 1.08 p.m.  
Commissioner Rex Williams left the hearing at this time.

In welcoming submitters to the afternoon session, the hearing chair, David Caygill placed an apology on behalf of Commissioner Rex Williams.

**Submission 303 – Dirk De Lu, Spokes Canterbury**

Dirk De Lu presented the submission on behalf of Spokes Canterbury, a local cycling advocacy group of approximately 1200 members. He emphasised the importance of Environment Canterbury needing to apply and build upon the well developed and consulted plans and strategies already in place.

**Submission 334 – Ralph Ross, Christchurch Combined Residents Assn Inc**

Ralph Ross presented the submission on behalf of the Christchurch Combined Residents Assn Inc. He emphasised that the major concern in the submission related to water and in particular the residents of Christchurch be not penalised by any Canterbury strategy for water.

**Submission 183 – Dr Helen Gibson – National Council of Women NZ**

Dr Helen Gibson presented this submission on behalf of the National Council of Women NZ Christchurch Branch, supported by Judith Sutherland the President of the Christchurch Branch, advising of the NCWNZ's principle concern was the challenge that appears to have been made to democratic processes in the Canterbury region. They were presenting to this point to honour their founders. Their main point in the submission related to preserving natural resources, namely, freshwater for the future generations.

**Submission 73 – Peter Wakeman**

Peter Wakeman talked to his submission. He said that his submissions related to the four well beings as noted in the Draft Annual Report. Documentation had been previously circulated to Commissioners. Mr Wakeman talked about public transport and water.

**Submission 398 – Cheryl Flewellen**

Cheryl Flewellen tabled and read from a document in support of her submission which focused on the lack of democracy with the passing of the Environment Canterbury (Temporary Commissioners and Improved Water Management) Act 2010.

**Submissions 180, 134, 169, 133 – Liz Weir & Malvern Hills Protection Society Inc, and Jules & Rosalie Snoyink**

Liz Weir and Rosalie Snoyink presented jointly submissions 180, 134, 169 and 133. Points made included: water management costs should be charged fully to the holders of water consents, the Canterbury Water Management Strategy is not supported as it appears to have become a strategy for accelerating irrigation development, publicly available reports on progress with improving water management and timing for elections.

**Submission 191, 307, 308 – Pam Richardson**

Pam Richardson spoke to her personal submission and submissions from the Akaroa Harbour Issues Working Party and the Banks Peninsula Conservation Trust. Rachel Barker spoke about initiatives being undertaken by the Conservation Trust. Documents were tabled in support of these submissions. Points made included overview of the Banks Peninsula Pest Liaison Committee, the work being achieved on Banks Peninsula relating to possum control and an overview of work being achieved by the groups.

**Submission 408 – Stewart Miller, Akaroa/Wairewa Community Board**

Stewart Miller as Chairman presented the submission from the Akaroa/Wairewa Community Board. He emphasised that the Community Board was keen to work constructively with the Commissioner Council.

The hearing adjourned from 3.23 until 3.45 p.m.

**Submission 90 – Professor Christopher Kissling**

Professor Kissling, supported by Chris Gunn, tabled and talked to his submission. He made three points: Accountability through elected representatives, charging for resource consents to take or discharge water and the major focus in presenting; transport – in particular use of rail. He said that we must not squander the scarce resource of water and it is desirable to internalise costs where possible. Polluter pays principal must apply and encouraged strong monitoring and follow through with prosecution. Professor Kissling tabled a map showing a possible route for rail. Chris Gunn talked to the public passenger transport planning aspects and also referred to his submission to the Metro Strategy Review.

**Submission 295 – Dr Chrys Horn, Living Streets**

Dr Chrys Horn as the Canterbury Convener Living Streets presented the submission on behalf of this walking advocacy group. Dr Horn tabled a newsletter “Footprints”. She commented that walking contributes to the four well beings detailed in the Draft Annual Plan.

**Submission 222 – Celia King**

Celia King spoke in support of her submission emphasising the importance of funding the immediate steps biodiversity restoration programme.

**Submission 279 – Mayor Garry Jackson, Hurunui District Council**

Garry Jackson as Mayor of Hurunui District presented the submission from the Hurunui District Council. He advised that feedback on the performance of the Commissioners has been positive. He also talked about the need for financial prudence. Mayor Jackson spoke to the submission letter and requested more formal interaction between the territorial authorities and the Council Commissioners. Mayor Jackson also talked about the Canterbury Water Management Strategy and the establishment of the first zone committee in the Hurunui zone and the challenges around these processes.

**Submission 289 – Mark Kingston**

Mark Kingston presented his submission and stated his support for the Canterbury Water Management Strategy. He said that he supports large storage facilities and changes with irrigation along with the need to look at doing things differently relating to sustainability and restoration.

**Submission 269 – Mayor Ron Keating, Waimakariri District Council**

Mayor Ron Keating as Mayor of Waimakariri District presented the submission from the Waimakariri District Council, supported by the Chief Executive, Jim Palmer. Mayor Keating read through the submission document and noted targeted rate funding. Mayor Keating concurred with the submission point presented by Mayor Jackson that financial prudence needs addressing.

The hearing adjourned at 5.10 p.m.

## ENVIRONMENT CANTERBURY

### NOTES FROM HEARING OF SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010 – 11 HELD IN THE COUNCIL CHAMBER, FIRST FLOOR, 58 KILMORE STREET, CHRISTCHURCH RECONVENED ON THURSDAY 27 MAY 2010 FROM 1.30PM.

#### PRESENT

Commissioners David Caygill (Deputy Chair), David Bedford, Donald Couch and Tom Lambie.

#### IN ATTENDANCE

Alec Neill (Previous Chairman of Environment Canterbury)

#### MANAGEMENT AND OFFICERS PRESENT

Jude Pani (Manager Secretariat)

In attendance for part of the meeting: Wayne Thomas (Acting Chief Executive), Wayne Holton-Jeffreys (Acting Director Operations), Don Rule (Acting Chief Executive), Kim Drummond (Director Regulation) and various Programme Managers.

#### APOLOGIES

Dame Margaret Bazley, Peter Skelton and Rex Williams.

#### SUBMISSIONS TO THE DRAFT ANNUAL PLAN 2010/2011

##### Introduction

David Caygill welcomed everyone to the hearing and introduced members of the Commissioner Council and Council officers to submitters and confirmed that a copy of each submission had been circulated prior to the hearing.

##### **Submission 417 – David & Maria Ashby, Peter & Julie Bradshaw, Ian & Juliet Ward, Alan McDowell, Chris & Margaret Bailey**

David Ashby spoke to this submission on behalf of a water users group irrigating out of the Cust main drain. Mr Ashby, supported by others from the users group, advised of their objection to the method of allocation of the 30% consent compliance charge for investigations and monitoring and said it was a public good as distinct from consent compliance monitoring. They were asking for fairness according to the size of the operation. The group emphasised that they do self-monitoring.

##### **Submission 406 – Manfred von Tippelskirch**

Manfred von Tippelskirch highlighted some points in his submission. He supported the CWMS and the payment of activities associated with water mining entirely by water users. Mr von Tippelskirch requested that the proposal to introduce an annual charge of \$63 for resource consent monitoring be reduced for those operations that had a net environmental benefit.

**Submission 401 – Rachel Dunningham, Combined Waitaki Irrigators**

Rachel Dunningham presented this submission on behalf of the Combined Waitaki Irrigators and spoke to the 48 points in their submission document, including their objection to the legality under 36(4) of the introduction of water management charges. Any charges need to relate to actual use.

**Submission 350 – Craig Dickson**

Craig Dickson talked to his submission and expressed concern about the removal of the elected members of Environment Canterbury and indicated his support for the Canterbury Water Management Strategy.

**Submission 329 – Sumner Residents Association**

Mr Bailey Perriman, member of the Sumner Residents Association, presented the group's submission talking to the submission points including coastal environment. Targeted subsidy for the Bovine TB programme was suggested rather than rating urban residents.

**Submission 128 – David King**

David King talked to his submission which included air quality and democracy amongst other points. He advised he supports the Clean Heat Scheme. Mr King tabled pamphlets published by the NZ Clean Air Society Inc, December 1978.

**Submission 243 – John Peet, Sustainable Otautahi Christchurch**

John Peet talked to the Sustainable Otautahi Christchurch submission and referred to the upcoming "perfect storm" relating to the state in the world of food, energy climate change and water. Strong Sustainability for New Zealand – publication tabled.

**Submissions 427 and 266– Ian Lees, Lizzy Whessing TrustPower and Ben Curry Rangitata Diversion Race Management Limited**

Lizzy Whessing and Ian Lees TrustPower presented these submissions. Ms Whessing and Mr Lees tabled and read from submission documents and were requesting a thorough review of benefits from SOE Monitoring in 2010/11 with charging postponed while this review is undertaken. Ms Whessing raised the legality of Council's introduction of water management charges.

**Submission 305 – Mojo Mathers, Green Party of Aotearoa/New Zealand**

Mojo Mathers, supported by a sign language interpreter Jeremy, talked to her submission. Points included: Disappointment at the removal of elected representatives, consultation on future governance arrangements for Canterbury. CWMS should have principles for ongoing funding. Support the proposal to cover 30% of the costs of state of the environment investigation and monitoring from consent holders. Need for Commissioners to build up trust with the community.

**Submission 405 – Brian Lester and Gavin Thomas, Ashburton District Council**

Brian Lester and Gavin Thomas presented this submission on behalf of the Ashburton District Council: Comments included: support for the CWMS and proposed funding, enhanced communications, Air quality, funding of the Tekapo Regional Park.

The hearing adjourned from 3.40 until 3.50 p.m.

**Submission 157 – Robert & Bertha Tobias**

Robert Tobias talked to his submission and advised that as a citizen of Lyttelton he was passionate about the water quality of Christchurch and Canterbury. Mr Tobias expressed his views about the governance arrangements for Environment Canterbury.

**Submission 352, 275 – Bill Demeter**

Bill Demeter presented his submission and one on behalf of the Port Robinson Informed Citizens Inc. He expressed concern with removing elected councillors and requested elected representatives to the zone committees rather than appointments and expressed concern about the uncertainty in the community as a result of the recent events at Environment Canterbury.

**Submission 144 – Dale McEntee**

Dale McEntee spoke to his submission and made the following points: Council should agree to provide the full \$775,000 for Bovine TB control, supports Pests and Biodiversity being given a significant increase in expenditure and the Immediate Steps Biodiversity Restoration Programme.

**Submission 403 – Humphrey Tapper, Meridian Energy Limited**

Humphrey Tapper presented the submission on behalf of Meridian Energy Ltd. In speaking to the submission Mr Tapper focused on the state of Environment monitoring cost recover; Canterbury Water Management Strategy; water quality, quantity, and ecosystems; and energy.

**Submission 322 – Jane Demeter**

Jane Demeter talked to her submission and encouraged Commissioners to look forward 40 years when considering the sustainable management of Canterbury's resources. Ms Demeter highlighted some key points of her submission and expressed reservations about implementation of the zone committees.

**Submission 433 – Jeni Syddall**

Jeni Syddall talked to her submission. Ms Syddall agreed with funding Bovine TB control, funding of the CWMS and other points as noted in her submission document. She commented that without water and land we do not have the people.

**Submission 246 – Greg Bennett**

Greg Bennett presented his submission as a trustee of Dune Restoration Trust of New Zealand and as Chair of the Amberley Beach Coast Care and Pegasus Bay Coast Care. Mr Bennett pointed out the benefits of using New Zealand plant in dune planting and displayed samples of New Zealand plant specimens. He also talked about the granting of consent for a stormwater outfall in the Hurunui District.

Commissioner David Caygill thanked everyone for their participation over the last four days of hearing of submissions to the 2010 – 2011 Draft Annual Plan and declared the hearings closed at 5.20 p.m.