

IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of an appeal under Clause 14 of the  
First Schedule to the Act

BETWEEN TEGEL FOODS LIMITED

(ENV-2007-CHC-288)

(Topic: ENV-2008-308-005)

Appellant

AND CANTERBURY REGIONAL  
COUNCIL

Respondent

BEFORE THE ENVIRONMENT COURT

Environment Judge J E Borthwick sitting alone under section 279 of the Act

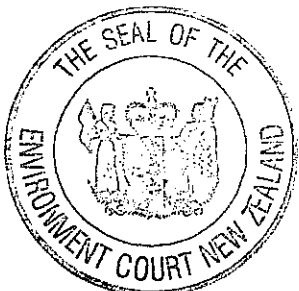
In Chambers at Christchurch

### CONSENT ORDER

#### **Introduction**

[1] The Court has read and considered the appeal and the memorandum of the parties received on 29 May 2009.

[2] Horticulture New Zealand and Lyttelton Port Company have given notice of an intention to become parties under s274 to the parts of Tegel Foods Limited's appeal that relate to the topic of Localised Adverse Effects (ENV-2008-308-005) and have signed the memorandum setting out the relief sought.



## Appendix One: Changes to Chapter 1 of the Proposed Canterbury Natural Resources Regional Plan

### 1. Localised adverse effects

Amended the definition of **localised adverse effects** as follows:

***Localised adverse effects** means adverse effects of air pollution which occur within the immediate vicinity of contaminant discharges from one (or more) source(s). Immediate vicinity includes the geographic area:*

- (a) where contaminated air discharged from a source has not been reasonably mixed with the ambient air; and/or*
- (b) where there is a specific adverse effect directly attributable to the discharge(s).*

*Some contaminant discharges may have both localised adverse effects and also contribute to adverse effects over a wider area.*

