

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 FEDERATED FARMERS OF NEW
ZEALAND INCORPORATED

(ENV-2007-CHC-293)

(Topics: ENV-2009-308-057

ENV-2009-308-058

ENV-2009-308-059)

Appellant

AND

CANTERBURY REGIONAL
COUNCIL

Respondent

BEFORE THE ENVIRONMENT COURT

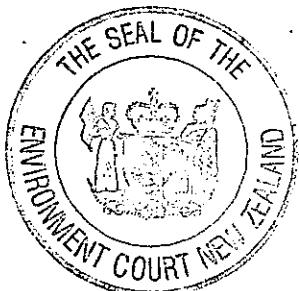
Environment Judge J E Borthwick sitting alone under section 279 of the Act

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.



specified in **Appendix One** attached to and forming part of this consent order.

[6] The appeal, as it relates to topics ENV-2009-308-057, ENV-2009-308-058 and ENV-2009-308-059, is otherwise dismissed.

[7] There is no order for costs.

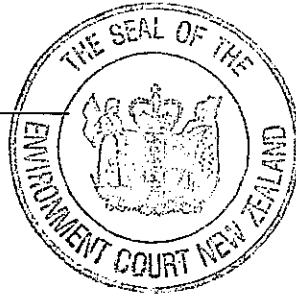
DATED at CHRISTCHURCH

11th June 2009.

Jane Borthwick

J E Borthwick
Environment Judge

Issued: **11 JUN 2009**



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

1. Beef feedlots

Amend 1.2.2 Definition of terms, Beef feedlots as follows:

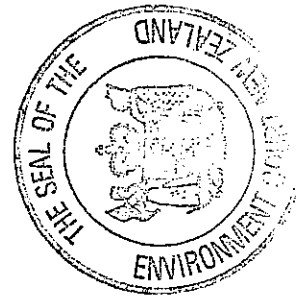
Beef feedlots are defined as premises used for the rearing of cattle once they are weaned from milk within closely fenced areas (excluding temporary containment for a continuous period of less than one week) where the stocking density precludes the maintenance of pasture or vegetative ground cover.

2. Free range poultry farming

Amend 1.2.2 Definition of terms, Free range poultry farming as follows:

Free range poultry farming means the keeping, rearing or breeding of ~~12 or more~~ poultry, whether for the purpose of raising poultry for human consumption or for the purposes of egg production, where:

- (a) all of the birds farmed have permanent access to open air runs; and
- (b) permanent vegetation cover exists on the land where birds are permitted to range; and
- (c) the stocking rate of the runs to which the birds have access does not exceed:
 - (i) 1.5 birds (including chickens) per square metre; or
 - (ii) 0.8 hens per 10 square metres; and
- (d) the stocking rate of any permanent weatherproof shelter to which birds have access does not exceed:
 - (i) 5 birds per square metre of deep litter floor space; or
 - (ii) 10 birds per square metre of slatted floor space; or
 - (iii) 13 birds per square metre on framed perches.



3. Intensive farming

Amend 1.2.2.2 Definition of terms, by deleting the definition of Intensive farming and replacing it as follows:

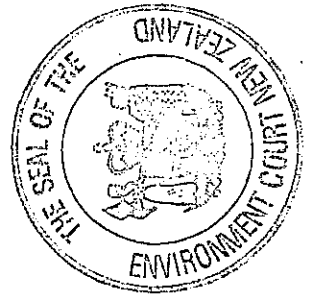
~~**Intensive farming** includes any agricultural production:~~

- ~~(a) where the predominant processes are carried out within buildings or closely fenced outdoor runs where the stocking density precludes the maintenance of pasture or vegetative groundcover; and~~
- ~~(b) in which the primary purpose of the activity is for commercial purposes; but it excludes:~~
 - ~~(i) keeping of animals of quarantine or disease control purposes; or~~
 - ~~(ii) free-range poultry farming or the keeping of fewer than 12 birds; or~~
 - ~~(iii) the farming of worms.~~

~~Examples of intensive farming include (but are not limited to) intensive poultry farming, rabbit or fitch farming, intensive pig farming or mushroom production.~~

Intensive farming means primary production activities which do not rely upon the productive capacity of the soil. Intensive farming includes, but is not limited to, intensive pig farming, intensive poultry farming and mushroom growing. Intensive farming does not include:

- (i) greenhouse production of plants; or
- (ii) keeping of animals for quarantine or disease control purposes; or
- (iii) the keeping of fewer than 12 birds; or
- (iv) the farming of worms.



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Appellant

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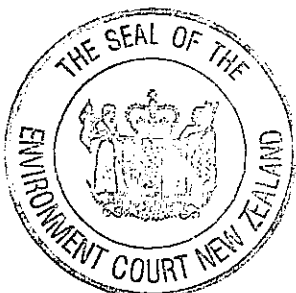
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CONSENT ORDER

Introduction

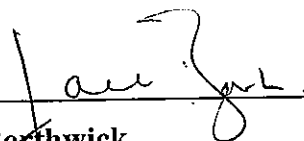
- [1] The Court has read and considered the appeal and the memorandum of the parties received on 29 May 2009.
- [2] Waimakariri District Council, Tegel Foods Limited, Christchurch City Council and Horticulture New Zealand have given notice of an intention to



[6] There is no order for costs.

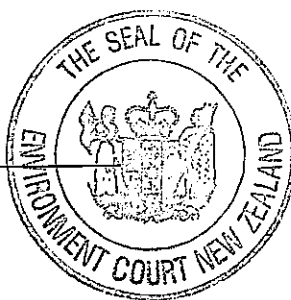
DATED at CHRISTCHURCH

11th June 2009.



J E Borthwick
Environment Judge

Issued: 11 JUN 2009



Appendix One: Rule AQL67 Offal pits established after 1 June 2002 or not established on or before 1 June 2002 – permitted activity

Amend Rule AQL67 Offal pits established after 1 June 2002 or not established on or before 1 June 2002 – permitted activity, as follows:

Rule AQL67 Offal pits established after 1 June 2002 or not established on or before 1 June 2002 – permitted activity

Activity	Conditions	Cross Ref.
<p>Except as permitted by Rule AQL63, the discharge of contaminants into air from disposal and decay of animals or animal parts or biodegradable wastes in offal pits is a permitted activity.</p>	<ol style="list-style-type: none"> 1. <u>Offal not completely covered with impermeable material or soil shall not be located within 150 metres of any sensitive activity beyond the boundary of the property containing the pit located on a different property.</u> 2. <u>Offal that is completely covered with impermeable material or soil shall not be located within 50 metres of any sensitive activity beyond the boundary of the property containing the offal pit located on a different property.</u> 3. <u>The discharge of odour beyond the boundary of the site shall not be noxious, dangerous, offensive or objectionable to such an extent that it has an adverse effect on the environment.</u> 4. <u>No sewage effluent shall be deposited in the offal pit.</u> 5. <u>The accurate location, on a 1:50,000 or larger scale map of the property, of any offal pit shall be provided to Environment Canterbury within 7 days of request.</u> 	

