



8 November 2005

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Mr Mark Oakenshield
Flat 1
124 Sherborne Street
Edgware
CHRISTCHURCH

EC - CHC	
FILE REF:	
DOCUMENT No.:	
- 2 NOV 2007	ACTION
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K Lawson	

ENEC/POL/001/3C

Dear Mr Oakenshield

SUBMISSION ON CLEAN HEAT LOAN SCHEME PROPOSAL

Thank you for your submission to Environment Canterbury's Clean Heat Loan Scheme Proposal.

All submissions will be considered by Environment Canterbury on 23 November 2005. If you have indicated you wish to be heard in person, we will contact you to provide information relating to the venue and arrange a suitable time for you.

Following the hearing of submissions, the Council will make a decision on the Clean Heat Loan Scheme on 8 December 2005.

Thank you for your interest in the work of Environment Canterbury.

Yours sincerely

Ken Lawn
DIRECTOR OPERATIONS

Our Ref: ENEC/POL/001/3C

Your Ref:

Contact: Mary Hill

Form 7

Notice of appeal to Environment Court against decision
on the Proposed Canterbury Natural Resources Regional Plan

Clause 14(1) of First Schedule, Resource Management Act 1991

To the Registrar
Environment Court
Auckland, Wellington, and Christchurch

I, [full name], *Mark Oakenshield*

appeal against a decision (or part of a decision) of the **Canterbury Regional Council** on the following plan:
*Chapter 3 Air Quality and the banning of open fires
and older logburners.*
The Proposed Canterbury Natural Resources Regional Plan. (Chapters 1 to 3)

I made a submission on that plan.

I received notice of the decision on [date]. *29th September 2007:*

The decision was made by the **Canterbury Regional Council**

The decision (or part of the decision) that I am appealing is:

[state - *Chapter 3 Air Quality - the banning of open fires, older woodburners and solid fuel burners*]

- a summary of the decision or part of the decision; and *affecting 26,000 low income people*
- the specific provisions or matter that the decision includes in, or excludes from the plan (or that the decision proposes to include or exclude)].

The reasons for the appeal are as follows:

[set out why you are appealing the decision or part of the decision and give reasons for your views].

Financial Grounds

- 30,000 homes forced to convert to electricity. This will be unavoidable for them.
- The price of power up 50% in Canterbury in the last 5 years.
- Power set to triple in price because of carbon taxes.
- People now paying \$400 - \$600 power bills in winter
- The lower income bracket simply cannot afford this.
- Concerns over power supply, production, maintenance and lines

- Extra demand may force grid to fail in freezing Christchurch conditions
- Supply of gas running out - now too expensive for low income.
- Portable gas heating bad for health.

Health Grounds

- This plan will lead to colder houses for low income.
- The low income are using fires and logburners to produce hot, dry heat. Wetbacks are used to heat up hot water, keep power bills low and dry clothing in cold conditions.
- Cold houses lead to asthma, pneumonia, influenza depression, viruses, bacteria and dust mites.
- 18°C temperatures will not be achieved if fires are banned.
- Research shows houses at their warmest when heated by fires and logburners.
- Statistical deaths estimated caused by woodsmoke are not more important than real deaths in cold homes. 2000 people die every year in New Zealand due to cold homes.

Lack of conclusive scientific evidence

- The effects of pollution to source are incomplete.
- Scientists cannot separate effects of fine and coarse particles from fires, motor vehicles, industries and natural sources.
- Impossible to quantify type of pollution responsible for illnesses.
- Many deaths recorded on worst polluted days can have nothing to do with woodsmoke and can be due to a range of other health issues.

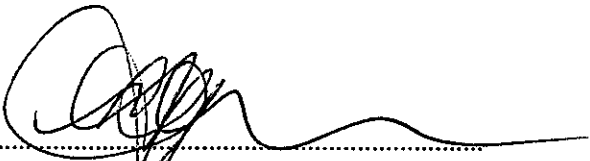
I see the following relief: [give precise details].

The relief I seek is that the judges at the Environment Court realise that the banning of open fires and older log burners is draconian and condemns 26,000 low income people in Christchurch to facing freezing houses in harsh Christchurch winter conditions. The price of clean heat alternatives are unaffordable for the poor, who are reliant on free wood to provide heat, low power bills and warmth. Surely, the judges must accept that this plan must be income based. If people can prove that they cannot afford → P.T.C

I attach the following documents* to this notice:

- (a) a copy of my submission or further submission (with a copy of the submission opposed or supported by my further submission):
- (b) a copy of the relevant decision (or part of the decision):
- (c) any other documents necessary for an adequate understanding of the appeal:
- (d) a list of names and addresses of persons to be served with a copy of this notice.

* These documents must be attached and lodged with the notice in the Environment Court. The appellant does not need to attach a copy of a regional or district plan or policy statement. In addition, the appellant does not need to attach copies of the submission and decision to the copies of the notice served on other persons if the copy served lists these documents and states that copies may be obtained, on request, from the appellant.



Signature of appellant
(or person authorised to sign
on behalf of appellant)

11/10/07

Date

Address for service of appellant: F1/124 Sherborne Street, St Albans

Telephone: 0212520414

Fax/email: stop-the-ban@hotmail.com

Contact person: [name and
designation, if applicable]

expensive alternatives, they must be given a dispensation to keep burning.

Roger Best's scrubbing device must be installed on chimneys to cut down PM10 emissions. Elan must be made to give public assurance that people who want to install low emission logburners under the Clean Heat Project must simply not be forced to use heat pumps, gas or pellet fires which are now too expensive for the low income to afford.

Note to appellant

You must lodge the original and 1 copy of this notice with the Environment Court within 30 working days of being served with notice of the decision to be appealed. The notice must be signed by you or on your behalf. You must pay the filing fee required by regulation 35 of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.

You must serve a copy of this notice on **the Canterbury Regional Council** within 30 working days of being served with a notice of the decision.

You must also serve a copy of this notice on every person who made a submission to which the appeal relates within 5 working days after the notice is lodged with the Environment Court.

Within 10 working days after lodging this notice, you must give written notice to the Registrar of the Environment Court of the name, address, and date of service for each person served with this notice.

However, you may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing or service requirements (*see* Form 38).

Advice to recipients of copy of notice of appeal

How to become party to proceedings

You may be a party to the appeal if you made a submission on the matter of this appeal and you lodge a notice of your wish to be a party to the proceedings (in Form 33) with the Environment Court within 30 working days after this notice was lodged with the Environment Court.

You may apply to the Environment Court under section 281 of the Resource Management Act 1991 for a waiver of the above timing requirements (*see* Form 38).

** How to obtain copies of documents relating to appeal*

The copy of this notice served on you does not attach a copy of the appellant's submission and (*or*) the decision (*or* part of the decision) appealed. These documents may be obtained, on request, from the appellant.

* Delete if these documents are attached to copies of the notice of appeal served on other persons.

Advice

If you have any questions about this notice, contact the Environment Court Unit of the Department for Courts in Auckland, Wellington, or Christchurch.

Appeals must be lodged 30 days from receiving decisions.