

BEFORE THE CANTERBURY REGIONAL COUNCIL AND THE ASHBURTON DISTRICT COUNCIL

IN THE MATTER OF the Resource Management Act 1991 ('the RMA')

AND

IN THE MATTER OF

the resource consent applications filed by **Rangitata Diversion Race Management Limited** under section 88 of the RMA in relation to:

CRC170651 for earthworks
CRC170652 for earthworks
CRC170653 to disturb and remove vegetation from river
CRC170654 to abstract water
CRC170655 to take and use surface water
CRC170656 to take ground water
CRC170657 to dam water
CRC170658 to discharge dust to air
CRC170659 to discharge contaminants to air
CRC170660 to discharge contaminants to land
CRC170661 to discharge water and sediment to river
CRC170662 to discharge water and sediment to river
CRC182535 to discharge water and sediment to river
CRC182536 for a non-consumptive take of water
CRC182537 to disturb the bed of a river for construction
CRC182538 to discharge sediment to river
CRC182539 to extract gravel
CRC182540 to use land for earthworks
CRC182541 for the emergency discharge of water to river
CRC182542 to change conditions of consent
CRC182630 to use water for storage
CRC182631 to use water under consent for storage, irrigation and stock water purposes and to generate electricity
CRC184147 to dam water
LUC16/0067 to construct and operate a water storage facility including new spillway and sluicing channel
LUC17/0122 to construct and operate a mechanical rotary fish screen

**MINOR CORRECTIONS TO THE REPORT AND DECISION OF COMMISSIONERS
PAUL ROGERS, YVETTE COUCH-LEWIS AND GREG BURRELL DATED 6 JULY 2018**

**IN RESPECT OF CONSENTS CRC170651, CRC170652, CRC170653, CRC170654,
CRC170655, CRC170657, CRC184147, CRC182535, CRC182536, CRC182537,
CRC182538, CRC182539, CRC182540, CRC182541, CRC182542 and LUC16/0067
to LUC17/0122 – RANGITATA DIVERSION RACE MANAGEMENT LIMITED**

1 AUGUST 2018

Minor corrections to the decision of commissioners Paul Rogers, Yvette Couch-Lewis and Greg Burrell, dated 6 July 2018 in respect of the consents sought by Rangitata Diversion Race Management Limited under section 88 of the RMA.

Introduction

- 1 Pursuant to section 133A of the RMA, a consent authority that grants a resource consent may within 20 working days of the grant, issue an amended consent that corrects minor mistakes or defects in the consent.
- 2 It has been brought to our attention that the Decision of the Panel dated 6 July 2018 (**the Decision**) for consents CRC170651, CRC170652, CRC170653, CRC170654, CRC170655, CRC170657, CRC184147, CRC182535, CRC182536, CRC182537, CRC182538, CRC182539, CRC182540, CRC182541, CRC182542 and LUC16/0067 to LUC17/0122 by RDRML contained some minor errors in the conditions. We now correct those errors as set out below.

Consent CRC170651:

- 3 In condition 16 the numbering is incorrect. Condition 16 for consent CRC170651 is corrected as follows:

16 The consent holder shall prepare an ESCP, subject to the following conditions:

- a. No less than one month before the commencement of any Construction Works, a copy of the ESCP shall be submitted to the Canterbury Regional Council: Attention Regional Leader – Monitoring and Compliance for review and certification. All activities authorised by this consent shall be carried out in accordance with the ESCP.
- b. Unless Canterbury Regional Council provides notice in writing that it is unable to certify the ESCP within 20 working days of receipt of a draft ESCP, it is deemed to be certified by the Canterbury Regional Council. For the purposes of this condition, "Certification" means that the ESCP contains all the information specified in Condition 7(c).
- c. The ESCP shall include but not be limited to:
 - i. A list of the staff and/or experts responsible for reviewing the ESCP;
 - ii. A description of staff training and induction requirements that will be undertaken to ensure that the ESCP is followed by all acting in accordance with these resource consents;
 - iii. A description of the site and local receiving environment;
 - iv. A site drainage plan;
 - v. Details of any anticipated earth excavation requirements;
 - vi. A schedule detailing the anticipated staging of the Construction Works including:
 - A. Site preparation works;
 - B. Any equipment or plant mobilisation necessary for carrying out the construction works;
 - C. Any field verification requirement.
 - vii. A detailed description of how run on and run off water will be managed within the construction site;
 - viii. Measures to avoid or minimise any sediment entering exposed groundwater or the Rangitata River or being tracked onto roadways or neighbouring properties;
 - ix. A detailed description of how water will be treated prior to disposal to the various receiving environments;
 - x. Details of compliance checks, and any maintenance necessary to ensure that measures required under the ESCP or this consent are performing effectively;
 - xi. Identification of persons responsible for carrying out the actions within the ESCP including their contact details;

- xii. A detailed description of how vegetation stripping and replanting would be undertaken to manage the area of disturbed ground that will be open throughout the construction works/activities authorised by this resource consent.
- d. The ESCP shall be prepared in accordance with:
 - i. Canterbury Regional Council's Erosion and Sediment Control Guidelines (2007) or Environment Canterbury's "Erosion and Sediment Control Toolbox for the Canterbury Region" (ESCT) <http://escscanterbury.co.nz/> ;or
 - ii. An equivalent industry guideline. If an alternative guideline is used, the ESCP shall provide details of the relevant alternative methods used and an explanation of why they are more appropriate than the ESCT.
- e. Any amendments or revisions to the ESCP must be submitted to Canterbury Regional Council: Attention Regional Leader – Monitoring and Compliance.

Consent CRC170652

- 4 The inclusion of "(16)" in condition 9 is incorrect and should be deleted.
- 5 The numbering in condition 58 is incorrect. Condition 58 for consent CRC170652 is corrected as follows:
 - 58 The LMP shall include but not be limited to:
 - a. The objectives set out in condition 57;
 - b. Copies of, and a brief explanation of the permits secured under the Wildlife Act 1953 for the translocation of lizards from the Klondyke Dam footprint to the Refuge and the conditions (if any) that apply to the relocation activities;
 - c. A map showing the area, location and layout of the lizard habitat within the Refuge;
 - d. The methods and timing to be employed by the consent holder for the removal of the existing stone piles from the footprint of the Klondyke Dam and the re-establishment of stone piles within the Refuge;
 - e. The methods and timing to be employed by the consent holder for translocating lizards to new or existing lizard habitat at the Refuge;
 - f. The identification of suitable nearby unaffected lizard habitat to which lizards may be re-located, if such relocation proves necessary;
 - g. The monitoring activities (and their frequency and duration) that are to be conducted by the consent holder to monitor the success of the activities that are undertaken to relocate the lizards and to establish and maintain a viable lizard habitat;
 - h. Descriptions of the lizard habitat and fauna at the source site (the Klondyke Dam) and the receptor site (being the Refuge); and
 - i. Methods for collection of DNA from lizards captured for translocation.

Consent CRC170653

- 7 The title "Construction Process" above condition 1 is incorrect and should read "Certification Process". The words "Construction Process" are now replaced with "Certification Process".
- 8 In condition 14 the reference to "condition 7" is incorrect and should instead be a reference to condition 13. The number "7" in condition 14 is now replaced with the number "13".
- 9 In condition 21 the numbering is incorrect. Condition 21 for consent CRC170653 is corrected as follows:
 - 21 The consent holder shall prepare an ESCP, subject to the following conditions:
 - a. No less than one month before the commencement of any Construction Works, a copy of the ESCP shall be submitted to the Canterbury Regional Council: Attention Regional Leader – Monitoring and Compliance for review and certification. All activities authorised by this consent shall be carried out in accordance with the ESCP.
 - b. Unless Canterbury Regional Council provides notice in writing that it is unable to

certify the ESCP within 20 working days of receipt of a draft ESCP, it is deemed to be certified by the Canterbury Regional Council. For the purposes of this condition, "Certification" means that the ESCP contains all the information specified in Condition 7(c).

- c. The ESCP shall include but not be limited to:
 - i. A list of the staff and/or experts responsible for reviewing the ESCP;
 - ii. A description of staff training and induction requirements that will be undertaken to ensure that the ESCP is followed by all acting in accordance with these resource consents;
 - iii. A description of the site and local receiving environment;
 - iv. A site drainage plan;
 - v. Details of any anticipated earth excavation requirements;
 - vi. A schedule detailing the anticipated staging of the Construction Works including:
 - A. Site preparation works;
 - B. Any equipment or plant mobilisation necessary for carrying out the construction works;
 - C. Any field verification requirement.
 - vii. A detailed description of how run on and run off water will be managed within the construction site;
 - viii. Measures to avoid or minimise any sediment entering exposed groundwater or the Rangitata River or being tracked onto roadways or neighbouring properties;
 - ix. A detailed description of how water will be treated prior to disposal to the various receiving environments;
 - x. Details of compliance checks, and any maintenance necessary to ensure that measures required under the ESCP or this consent are performing effectively;
 - xi. Identification of persons responsible for carrying out the actions within the ESCP including their contact details;
 - xii. A detailed description of how vegetation stripping and replanting would be undertaken to manage the area of disturbed ground that will be open throughout the construction works/activities authorised by this resource consent.
- d. The ESCP shall be prepared in accordance with:
 - i. Canterbury Regional Council's Erosion and Sediment Control Guidelines (2007) or Environment Canterbury's "Erosion and Sediment Control Toolbox for the Canterbury Region" (ESCT) <http://esccanterbury.co.nz/> ;or
 - ii. An equivalent industry guideline. If an alternative guideline is used, the ESCP shall provide details of the relevant alternative methods used and an explanation of why they are more appropriate than the ESCT.
- e. Any amendments or revisions to the ESCP must be submitted to Canterbury Regional Council: Attention Regional Leader – Monitoring and Compliance.

Consent CRC170654

10 In condition 6(b) the words "; and" are deleted.

11 In condition 13 the numbering is incorrect. Condition 13 for consent CRC170654 is corrected as follows:

13 The consent holder, shall within three months of the commencement of this consent, develop a River Fine Sediment Monitoring Plan (<2mm particle size) (RFSMP) and provide it to the Canterbury Regional Council for certification. The primary purpose of the RFSMP is to gather information on the deposition of fine sediment on the bed of the Rangitata River between the RDR intake at Klondyke and the Arundel Bridge upstream of the Rangitata Water Limited intake and through to the sea.

The RFSMP shall include the following components:

- a. A requirement that the monitoring be undertaken by a suitably qualified

- and/or experienced person(s) who can demonstrate that they understand and can implement appropriate methods for assessing deposited fine sediment (such as but not exclusively those in Clapcott et al 2011).
- b. A description of the methods that are to be used for sediment assessments and analysis, including information on sampling locations, the number of sample replicates, sampling or assessment methodology, data analysis and reporting statistics. The sampling or assessment methodologies employed shall be consistent with the SAM methodologies detailed in Clapcott et al 2011 and any other methods that are, in the opinion of the appropriately qualified and independent expert person, appropriate for monitoring river sedimentation.
 - c.
 - i. Specify that the monitoring shall be undertaken for at least two full and consecutive years prior to the first abstraction of flood flow in accordance with this resource consent and then shall continue for at least a further two full and consecutive years following the first abstraction of water authorised by this resource consent;
 - ii. State the minimum period between monitoring occasions; and
 - iii. Set out the optimal environmental criteria to be met for sediment monitoring to be triggered. The environmental criteria shall include, but not be limited to:
 - A. the optimum number of days that monitoring is to be undertaken following a flow of magnitude exceeding 140 cumecs;
 - B. river flow conditions under which monitoring is to be undertaken;
 - C. triggers that may relate to monitoring following a prolonged period of high flow take.
 - d. Sets out a benthic macroinvertebrate monitoring programme for the Rangitata River that compliments the sediment monitoring component of the RFSMP and includes:
 - i. representative habitats of the river, including sediment prone habitats;
 - ii. sampling methodology to assess invertebrate population density, diversity and distribution;
 - iii. data analysis and reporting content.
 - e. All of the monitoring locations shall include representative samples of river benthic environment including sediment prone habitats. Emphasis shall be on environments that are able to be easily accessed and repeatedly sampled over time.
 - f. The RFSMP shall include a list of the matters to be reported on and shall include, as a minimum:
 - i. the existing range of levels of fine sediment deposition (cover and depth) in the river;
 - ii. the daily flows in the river at Klondyke for the previous three years;
 - iii. the estimated daily flows in the river immediately upstream of the Arundel Bridge after RDR abstraction is taken into account;
 - iv. more detail of river flows leading up to each round of monitoring;
 - v. a commentary on the relationship between sediment deposition, river flows and abstraction;
 - vi. Rangitata River benthic invertebrate population density, diversity and distribution; and
 - vii. Any recommendations for changes to the monitoring programme to better enable the purpose of the plan to be met and to better understand the relationship between fine sediment deposition, river flows and the RDRML take and return flows.
 - g. The consent holder shall within three months of the baseline monitoring required by condition 13 being complete, prepare a report detailing the results of the monitoring that was undertaken, and shall:
 - i. Set out an interpretation of baseline sediment deposition that occurs in the Rangitata River under different flow scenarios;
 - ii. Record the abstraction of water from the Rangitata River by the RDR

- over the course of the investigations and the discharges of water by the RDR back to the river over this time period;
- iii. Recommend if there is a need to develop and impose sediment thresholds that constrain when water may be abstracted in accordance with this resource consent (noting that any thresholds would be based on recognised sediment monitoring guidelines, Land and Water Regional Plan outcome criteria, the state of the Rangitata River benthic invertebrate community and good scientific practice); and
 - iv. Advise whether the abstraction of water in accordance with this resource consent causes a meaningful (in terms of its impacts on the water quality, habitats, and ecology of the Rangitata River) increase in fine sediment deposition within the Rangitata River. Should the report conclude that fine sediment deposition is increasing as a result of the abstraction authorised by this resource consent and that it is having meaningful adverse consequences for the water quality, habitats and ecology of the Rangitata River, it shall recommend a cascade of management responses that it should, in the opinion of the appropriate qualified and independent person, apply to the abstraction flow regime.

A copy of this report shall be provided to the Canterbury Regional Council, within three months of completing the baseline sampling.

Consent CRC170655

- 12 In condition 5 the numbering is incorrect. For completeness, condition 5 for consent CRC170655 is corrected as follows:

5 The consent holder shall before the first exercise of this consent:

- a. Install a water meter(s) that:
 - i. has an international accreditation or equivalent New Zealand calibration endorsement, and has pulse output, suitable for use with an electronic recording device, which will measure the rate and the volume of water taken to within an accuracy of plus or minus ten percent at a location(s) that will ensure the total take of water is measured; and
 - ii. has a tamper-proof electronic recording device such as a data logger(s) that shall time stamp a pulse from the flow meter at least once every 15 minutes and have the capacity to hold at least one season's data of water taken as specified in clauses (b)(i) and (b)(ii), or which is telemetered, as specified in clause (b)(iii).
- b. The recording device(s) shall:
 - i. be set to wrap the data from the measuring device(s) such that the oldest data will be automatically overwritten by the newest data (i.e. cyclic recording); and
 - ii. store the entire season's data in each 12 month period from 1 July to 30 June in the following year, which the consent holder shall then download and store in a commonly used format and provide to the Canterbury Regional Council upon request in a form and to a standard specified in writing by the Canterbury Regional Council; or
 - iii. shall be connected to a telemetry system which collects and stores all of the data continuously with an independent network provider who will make that data available in a commonly used format at all times to the Canterbury Regional Council and the consent holder. No data in the recording device(s) shall be deliberately changed or deleted.
- c. The water meter and recording device(s) shall be accessible to the Canterbury Regional Council at all times for inspection and/or data retrieval.
- d. The water meter and recording device(s) shall be installed and maintained throughout the duration of the consent in accordance with the manufacturer's instructions.
- e. All practicable measures shall be taken to ensure that the water meter and recording device(s) are fully functional at all times.

Consent CRC170657

- 6 In condition 13 the words "*the Consent Holder shall implement any documentation changes and remedial actions recommended by the certifier*" should be listed as "d.".
- 7 For completeness, condition 13 for consent CRC170657 is corrected as follows:
 - 13 With regard to the certification requirements of condition 14, 'Certification by an independent certifier', shall mean the following:
 - a. the certifier shall be a Chartered Professional Engineer (CPEng), suitably qualified and experienced in the design, construction, surveillance and documentation required for High PIC dams in accordance with the Guidelines, and shall be independent of the Consent Holder, dam designers and construction contractors;
 - b. the certifier shall be authorised by Canterbury Regional Council, Attention Regional Leader – Monitoring and Compliance, as meeting Condition (13)(a);
 - c. the Consent Holder is responsible for appointing the certifier and all costs of certification;
 - d. the Consent Holder shall implement any documentation changes and remedial actions recommended by the certifier.
- 8 In condition 64 the reference to condition 56 is incorrect and should instead reference condition 63. The number "56" is replaced with the number "63".

Consent CRC184147

- 9 In condition 6 the words "*the Consent Holder shall implement any documentation changes and remedial actions recommended by the certifier*" should be listed as "d.".
- 10 In condition 6 the reference to condition 4 is incorrect. The number "4" is now replaced with the number "5".
- 11 In condition 6(b) the reference to condition 13(a) is incorrect. The number "13(a)" is now replaced with the number "6(a)".
- 12 For completeness, condition 6 for consent CRC170657 is corrected as follows:
 - 6 With regard to the certification requirements of condition 5, 'Certification by an independent certifier', shall mean the following:
 - a. the certifier shall be a Chartered Professional Engineer (CPEng), suitably qualified and experienced in the design, construction, surveillance and documentation required for High PIC dams in accordance with the Guidelines, and shall be independent of the Consent Holder, dam designers and construction contractors;
 - b. the certifier shall be authorised by Canterbury Regional Council, Attention Regional Leader – Monitoring and Compliance, as meeting Condition 6(a);
 - c. the Consent Holder is responsible for appointing the certifier and all costs of certification;
 - d. the Consent Holder shall implement any documentation changes and remedial actions recommended by the certifier.

Consent CRC182536:

- 13 The numbering of the conditions in this consent are incorrect as there are two conditions numbered 1.
- 14 The second reference to condition "1" should be condition "2". This change is made and all following conditions are renumbered consecutively.
- 15 Due to the renumbering above, all cross referencing to conditions in consent CRC182536 are amended to reflect the relevant as a result of the renumbered conditions.
- 16 In condition 5 (as renumbered) the numbering is incorrect. Condition 5 (as renumbered) for consent CRC182536 is corrected as follows:

5 The consent holder shall before the first exercise of this consent:

- a.
 - i. install a water meter(s) that has an international accreditation or equivalent New Zealand calibration endorsement, and has pulse output, suitable for use with an electronic recording device, which will measure the rate and the volume of water taken to within an accuracy of plus or minus ten percent, at a location(s) that will ensure the total take of water is measured; and
 - ii. install a tamper-proof electronic recording device such as a data logger(s) that shall time stamp a pulse from the flow meter at least once every 15 minutes and have the capacity to hold at least one season's data of water taken as specified in clauses (b)(i) and (b)(ii), or which is telemetered, as specified in clause (b)(iii).
- b. The recording device(s) shall:
 - i. be set to wrap the data from the measuring device(s) such that the oldest data will be automatically overwritten by the newest data (i.e. cyclic recording); and
 - ii. store the entire season's data in each 12 month period from 1 July to 30 June in the following year, which the consent holder shall then download and store in a commonly used format and provide to the Canterbury Regional Council upon request in a form and to a standard specified in writing by the Canterbury Regional Council; or
 - iii. shall be connected to a telemetry system which collects and stores all of the data continuously with an independent network provider who will make that data available in a commonly used format at all times to the Canterbury Regional Council and the consent holder;
 - iv. No data in the recording device(s) shall be deliberately changed or deleted.
- c. The water meter and recording device(s) shall be accessible to the Canterbury Regional Council at all times for inspection and/or data retrieval.
- d. The water meter and recording device(s) shall be installed and maintained throughout the duration of the consent in accordance with the manufacturer's instructions.
- e. All practicable measures shall be taken to ensure that the water meter and recording device(s) are fully functional at all times.

Consent CRC182537:

- 17 The numbering of the conditions in this consent are incorrect as there are two conditions numbered 1. The condition under the heading "Scope" is amended and renumbered condition 3.

- 18 Due to the above change all remaining conditions for consent CRC182537 are renumbered consecutively.
- 19 In condition 18 (as renumbered) the numbering is incorrect. Condition 18 (as renumbered) for consent CRC182537 is corrected as follows:
- 18 The CMP shall contain, but shall not be limited to, the following sections:
- a. Purpose and Scope;
 - b. Personnel, Team Structure, Contact Details and Responsibilities. This will include the 24-hour contact details for the following personnel:
 - i. The administrator of the complaints register (if required by conditions of this consent); and
 - ii. The Liaison Officer.
 - c. Environmental Policy and Environmental Management System;
 - d. Resource Consent and Building Consent Requirements;
 - e. Accidental Discovery Protocol (if required by conditions of this consent);
 - f. Environmental Management Sub-Plans including, as a minimum, the following plans:
 - i. Erosion and Sediment Control Plan;
 - ii. Hazardous Substances Spill Management Plan;
 - iii. Vibration Management Plan;
 - iv. Waste Management Plan;
 - v. Works in the River Management Plan;
 - vi. Smoke Management Plan;
 - vii. Dust Management Plan;
 - viii. Contaminated Land Remediation Action Plan; and
 - ix. Construction Methodology.
 - g. Training and Induction of Contractors and their Staff;
 - h. Subcontractor Management;
 - i. Monitoring and Site Inspections;
 - j. Conformance and Corrective / Preventative Actions;
 - k. Meetings Frequency and Purpose; and
 - l. Environmental Systems Reviews.
- 19 In condition 25 (as renumbered) the reference to conditions 0A and 0A.1 is incorrect. The numbering of "0A and 0A.1" is replaced with "1 and 2" respectively.

- 20 The words in the condition immediately following condition 36 (as renumbered); "*To deal with any other adverse effect on the environment on which the exercise of the consent may have any influence*" are not a separate condition but should form part of condition 36 (as renumbered) and is listed as "c".
- 21 For completeness, condition 36 (as renumbered) for consent CRC182537 is corrected as follows:
- 36 Pursuant to Section 128(1) of the Resource Management Act 1991, the Consent Authority may serve notice of its intention to review the conditions of this consent within a period of three months commencing on each anniversary of the date of issue of the consent for any of the following purposes:
- a. To deal with any adverse effects on the environment which may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
 - b. To require the Consent Holder to adopt the best practicable option to mitigate any adverse effect upon the environment; or
 - c. To deal with any other adverse effect on the environment on which the exercise of the consent may have any influence.
- 22 Due to the above change to condition 36 (as renumbered) consequential renumbering of the remaining conditions of consent CRC182537 is required. Therefore numbering of conditions following on from condition 36 (as renumbered) are to be renumbered in consecutive order 37, 38, 39 and so on.
- 23 Due to the renumbering above all cross referencing to conditions in consent CRC182537 are amended to reflect the relevant renumbered conditions.

Consent CRC182539:

- 24 In condition 2 the reference to conditions 2(c), 2(e), 2(f) and 2(g) is incorrect. The numbers "2(c), 2(e), 2(f) and 2(g)" are replaced with the numbers "1(c), 1(e), 1(f) and 1(g)".
- 25 The numbering of the conditions in this consent are incorrect as there are two conditions numbered 24. The condition immediately above the heading "Works in the River Management Plan" is renumbered condition 25.
- 26 Due to the above change all remaining conditions for consent CRC182539 are renumbered consecutively 26, 27, 28 and so on.
- 27 Due to the renumbering above all cross referencing to conditions in consent CRC182539 are amended to reflect the relevant renumbered conditions.

Consent CRC182540:

- 28 In condition 19 the words "~~these~~ this resource consents" are deleted and replaced with the words "this resource consent".
- 29 In condition 22(i) and words ";and" are deleted.

Consent CRC182542:

- 30 Conditions 2, 3, 4, 5(a), 5(b), 5(c) and 5(d) are now italicised.

- 31 The words "of the commencement of this resource consent" in condition 6 are incorrect. The words "of the commencement of this resource consent" are now replaced with the words "of the commencement of CRC182542".
- 32 For completeness, condition 6 for consent CRC182542 is corrected as follows:
- 6 Within 30 months of the commencement of CRC182542, the consent holder shall construct a mechanical rotary fish screen that shall be installed, continuously operated and maintained across the full intake flow to ensure that fish are prevented from entering any of the irrigation infrastructure downstream of the screen and returned safely to the river.
- 33 In condition 7 the bullet points listed under 7(h) should be listed as (i), (ii), (iii) and (iv). The bullet points under condition 7(h) are now replaced and listed as (i), (ii), (iii) and (iv).
- 34 In condition 15 the numbering is incorrect. For completeness, the numbering of condition 15 for consent CRC182542 is corrected as follows:
- 15 Pursuant to Section 128(1) of the Resource Management Act 1991, the Consent Authority may serve notice of its intention to review the conditions of this consent within a period of three months commencing on each anniversary of the date of issue of the consent for any of the following purposes:
- a. To deal with any adverse effects on the environment which may arise from the exercise of the consent and which it is appropriate to deal with at a later stage; or
 - b. To require the Consent Holder to adopt the best practicable option to mitigate any adverse effect upon the environment; or
 - c. To deal with any other adverse effect on the environment on which the exercise of the consent may have any influence.

Consents CRC170651, CRC170652, CRC170653:

- 35 In consents CRC170651, CRC170652 and CRC170653 part "c" of the definition of "Appropriately qualified and experienced expert(s)" ends with "; and". This is incorrect, the words "; and" are deleted and replaced with a "."

Consents CRC182540, CRC170651, CRC170652, CRC170653, CRC182537, CRC182539:

- 36 The following conditions contained in the resource consents listed below incorrectly refer to condition 54. The numbering "54" in each of these conditions listed below is now replaced with the number "52".

Consent CRC182540; Condition 12(b)(iv)

Consent CRC170651; Condition 12(b)(iv)

Consent CRC170652; Condition 12(b)(iv)

Consent CRC170653; Condition 17(b)(iv)

Consent CRC182537; Condition 17(b)(iv)

Consent CRC182539; Condition 17(b)(iv)

- 37 The following conditions contained in the resource consents listed below list bullet points. This is incorrect and the bullet points are replaced with A to G.

Consent CRC182540; Condition 12(b)(iii)

Consent CRC170651; Condition 12(b)(iii)

Consent CRC170652; Condition 12(b)(iii)

Consent CRC170653; Condition 17(b)(iii)

Consent CRC182537; Condition 17(b)(iii)

Consent CRC182539; Condition 17(b)(iii)

Lapse period of consents:

- 38 The conditions for the resource consents listed below incorrectly state that there is a three year lapse period. The wording "3 years" in the conditions below is replaced with the wording "15 years".

Consent CRC182535; Condition 9

Consent CRC182536; Condition 12

Consent CRC182537; Condition 40

Consent CRC182538; Condition 9

Consent CRC182539; Condition 40

Consent CRC182540; Condition 49

Duration of consents:

- 39 The conditions for the resource consents listed below incorrectly state that the consents expire on 31 January 2042. The wording "on 31 January 2042" in the conditions listed below is replaced with the wording "35 years after it has commenced".

Consent CRC170653; Condition 41

Consent CRC170654; Condition 26

Consent CRC170657; Condition 70

Consent CRC184147; Condition 13

Consent CRC182541; Condition 15

Consents LUC16/0067 and LUC17/0122

- 40 In condition 7.1(b)(iii) the bullet points are deleted and are replaced with A to G.
- 41 Immediately under the heading "Bonding condition" the bullet points should all be numbered. The bullet points are now replaced with conditions numbers 11.7 to 11.15.

- 42 In condition 21.5(b) the bullet points are deleted and replaced with A to D.
- 43 In condition 23.0(b)(vi) the words "conditions 26.0 to 26.5 of resource consent CRC xx" are deleted and replaced with "conditions 51 and 52 of CRC170657 and conditions 7.8 and 7.9 of LUC16/0067 and LUC17/0122".
- 44 The numbering of conditions following condition 15.1 is incorrect. The condition immediately under the heading "Treatment of Contaminated Land" is now condition 16.0 and all following conditions are renumbered consecutively.
- 45 Due to the renumbering above all cross referencing to the conditions in consents LUC16/0067 and LUC17/0122 are amended to reflect the relevant renumbered conditions.
- 46 Given the number of amendments to the consent conditions we consider it helpful to provide a set of replacement consent conditions (reflecting the amendments made by this document) in Annexure A and B to this document. The consent conditions contained in Annexure A replace and supersede those consent conditions contained in appendices 4 to 22 of the Decision dated 6 July 2018. The consent conditions contained in Annexure B replace and supersede those consent conditions contained in appendix 23 of the Decision dated 6 July 2018.

Dated 1 August 2018



Paul Rogers

Independent Commissioner – Chair