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16 November 2020

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Tēnā Koe,

**Waikato Regional Council further submission to Proposed Plan Change 4 – Miscellaneous Plan Change (PC4) to the Hauraki District Plan**

Thank you for the opportunity to further submit on Proposed Plan Change 4 – Miscellaneous Plan Change (PC4) to the Hauraki District Plan. Please find attached the Waikato Regional Council's (the Council's) further submission regarding this document.

The Council wishes to be heard in support of its further submission and will consider presenting a joint case during the Hearing with other parties making similar submissions.

Should you have any queries regarding the content of this document please contact Alejandro Cifuentes, Policy Advisor, Policy Implementation directly on (07) 07 589 2786 or by email [Alejandro.Cifuentes@waikatoregion.govt.nz](mailto:Alejandro.Cifuentes@waikatoregion.govt.nz).

Regards,

A handwritten signature in black ink, appearing to read "Tracey May". The signature is fluid and cursive, with a large initial "T" and "M".

Tracey May  
**Director, Science and Strategy**

**1. FURTHER SUBMISSION ON Proposed Plan Change 4 – Miscellaneous Plan Change (PC4)**

Submission point	Topic	Submitter	Support/ Oppose	Reasons	Decision requested
14.14	Hazardous substances	Oceana Gold (NZ) Ltd	Support in part	<p>Permitting the placement of waste rock associated with underground mining under rule 7.7.6 is consistent with a risk-based approach, with thresholds that vary between zones reflecting the nature of the activities that are predominant in those zones. However, this does not preclude the ability to use RMA provisions to control the use and storage of hazardous substances based on a zone-by-zone risk-based approach.</p> <p>This is particularly relevant for the management of natural hazards as prescribed by the WRPS method 13.2.6:</p> <p style="text-align: center;"><i>Regional and district plans shall ensure that:</i></p> <p style="text-align: center;"><i>a) any hazardous substance stored as part of the development, or during the construction, or found on or near to the site, will not create a hazard; or</i></p> <p style="text-align: center;"><i>b) it is essential infrastructure, and:</i></p> <p style="text-align: center;"><i>i) it cannot be located elsewhere; or</i></p> <p style="text-align: center;"><i>ii) it will not increase the risk of or from natural hazard.</i></p>	<p><u>Either:</u> Retain operative District Plan wording for section 7.7 (Hazardous Substances and Contaminated Land) with amendments.</p> <p><u>Or:</u> Amend section 7.7 of the plan and other relevant sections of the District Plan to allow for disposal, use and storage following a risk-based approach with different thresholds for different zones.</p>
17.2	Hazardous substances	Hauraki District Council	Support	<p>Control of hazardous substances should work based on the complementarity of regulations under both the HSNO Act and RMA. We agree that the legislative functions and responsibilities of the District Council need to be achieved through specific assessment criteria for each zone.</p> <p>We consider that any amendments to the management of hazardous substances under the District Plan should follow a risk-based approach, with thresholds that vary between zones reflecting the nature of the activities that are predominant in those zones. This should include controls for the use and storage of hazardous substances.</p>	<p><u>Either:</u> Retain operative District Plan wording for section 7.7 (Hazardous Substances and Contaminated Land) with amendments.</p> <p><u>Or:</u> Amend section 7.7 of the plan and other relevant sections of the District Plan to allow for disposal, use and storage following a risk-based approach with different thresholds for different zones.</p>

**NOTICE OF FURTHER SUBMISSION BY THE OIL COMPANIES: Z ENERGY LIMITED, MOBIL OIL NEW ZEALAND LIMITED AND BP OIL NEW ZEALAND LIMITED TO PLAN CHANGE 4 TO THE OPERATIVE HAURAKI DISTRICT PLAN**

**To:** **HAURAKI DISTRICT COUNCIL**  
PO Box 17  
PAEROA 3640

Via e-mail: [info@auraki-dc.govt.nz](mailto:info@auraki-dc.govt.nz)

**Submitter:** **Z ENERGY LIMITED**  
PO Box 2091  
WELLINGTON 6140

**BP OIL NEW ZEALAND LIMITED**  
PO Box 99873  
AUCKLAND 1149

**MOBIL OIL NEW ZEALAND LIMITED**  
PO Box 1709  
AUCKLAND 1140

Hereafter referred to as “the Oil Companies”

**Address for service:** **4SIGHT CONSULTING LIMITED**  
201 Victoria Street West  
PO Box 911 310  
Victoria St West  
AUCKLAND 1142

Attention: David le Marquand

Phone: (021) 122 3429  
Email: [davel@4sight.co.nz](mailto:davel@4sight.co.nz)

1. THE OIL COMPANIES' SPECIFIC FURTHER SUBMISSION POINTS ARE AS CONTAINED IN THE ATTACHED TABLE.
2. THE OIL COMPANIES' INTEREST IN THE PROPOSED DISTRICT PLAN CHANGE IS GREATER THAN THE INTEREST OF THE GENERAL PUBLIC.
3. THE OIL COMPANIES WISH TO BE HEARD IN SUPPORT OF ITS FURTHER SUBMISSION.
4. IF OTHERS MAKE SIMILAR SUBMISSIONS, THE OIL COMPANIES WOULD BE PREPARED TO CONSIDER PRESENTING A JOINT CASE WITH THEM AT ANY HEARING.

Dated at AUCKLAND this 16<sup>th</sup> day of November 2020.



David le Marquand  
Principal Planning and Policy Consultant  
Authorised to sign on behalf of the Oil Companies

Submission	Relief Sought by Submitter	Position of the Oil Companies	Reason for Support / Opposition
<p><b>8.3</b></p> <p><i>Waikato Regional Council</i></p>	<p>We understand the desire of HDC to avoid duplication by limiting controls under the RMA for the disposal, use and storage of hazardous substances controlled through other legislation. We also note the need for provisions to remain current with best practice, as simple as possible and able to be implemented.</p> <p>While the Hazardous Substances and New Organisms Act (HAZNO) ensures that adequate standards are in place for use, disposal, and storage of hazardous substances on a site, this legalisation does not address the compatibility of hazardous facilities with other land uses.</p> <p>For this reason, other district plans have tended to retain provisions that require resource consent for the use, disposal or storage of types or quantities of hazardous substances where they exceed certain risk-based thresholds that vary between zones reflecting the nature of the activities that are predominant in those zones.</p> <p>This is important for the implementation of WRPS methods 4.2.9 (hazardous substances)</p>	<p>Oppose</p>	<p>The submission (8.3) is <b>opposed</b>.</p> <p>The Regional Council has indicated the desire of Council to avoid duplication with HSNO but states that HSNO legislation does not address compatibility of hazardous facilities with other land uses. While that is correct at a broad level it needs to be remembered that the function for hazardous substances has been explicitly removed from the RMA at both district and regional level by central government. Therefore, any regulation to be introduced under the RMA relating to hazardous facilities/substances needs to be supported by comprehensive s32 analysis. Matters relating to compatibility need to be examined closely and rigorously. It would be inappropriate for the District Council to roll over existing plan provisions in the face of explicit government direction to remove the function. Any introduction of regulation in this area must be re-evaluated in terms of the regulatory functions and s32 analysis supporting such introduction. A key driver for the removal of the function by government was concern the threshold approach was triggering unnecessary consents and Councils were often only imposing conditions that required compliance with HSNO.</p> <p>It is not clear what other district plans WRC is referring to in terms of rolling over threshold provisions. Some Councils have introduced provisions relating to hazardous facilities (e.g. New Plymouth) and others have elected to have no provisions</p>

	<p>and 6.1.8 (information to support new urban development and subdivision) and its integrated management approach.</p> <p>We see regulation under HAZNO and the RMA as complementary, not mutually exclusive, and consistent with the purpose of the RMA, pursuant to section 5(2), to enable communities to provide for their health and safety.</p>	<p>(e.g. Porirua). Any control introduced should be by way of an exception as there is no hazardous substance function and therefore any controls must be developed in relation to relevant functions (e.g., to implement the integrated management function).</p> <p>For example, is there potential for (major) hazardous facilities within the district to pose unacceptable risk to surrounding land uses? Are there such facilities in the District or are any likely to establish? What would a framework for that look like? Council have provided their assessment of that in this Plan Change.</p> <p>The WRC submission refers to Method 4.2.9 in the WRPS. This provision is outdated considering the function has been removed from both District and Regional Councils. Indeed, the Regional Council needs to rethink its own approach to hazardous substances. The roll over approach has not been accepted by the hearing panel to date on the Waikato District Plan (decisions pending).</p>
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FORM 6

**FURTHER SUBMISSION IN SUPPORT OF, OR IN OPPOSITION TO,  
SUBMISSION ON NOTIFIED PROPOSED POLICY STATEMENT  
OR PLAN, CHANGE OR VARIATION**

Clause 8 of Schedule 1, Resource Management Act 1991

To Hauraki District Council  
PO Box 17  
Paeroa 3640

Name **OceanaGold (New Zealand) Limited (“OGNZ”)**

1. This is a further submission on Proposed Plan Change 4 to the Hauraki District Plan (**“the Proposal”**)
2. OGNZ owns and operates various mines and mining infrastructure in the Hauraki District and has an interest in the Proposal that is greater than the interest the general public has. OGNZ also filed a primary submission on the Proposal.
3. OGNZ makes the following further submission pursuant to clause 8 of the First Schedule of the RMA
  - 3.1 The further submissions from OGNZ on the Proposal are attached as **Attachment 1** and form part of this submission.
4. OGNZ could not gain an advantage in trade competition through this submission.
5. OGNZ seeks the following decision from the Hauraki District Council:
  - 5.1 That the submission points contained in Attachment 1 which is attached to and forms part of this submission be accepted, or that the Proposal be amended in a similar or such other way as may be appropriate to address OGNZ’s submission points; and
  - 5.2 Any consequential changes, amendments or decisions that may be required to give effect to the matters raised in OGNZ’s submission.
6. OGNZ wish to be heard in support of its further submission.

7. If others make a similar submission, OGNZ will consider presenting a joint case with them at a hearing.



Signature:

Richard Turner

Director – Mitchell Daysh Limited

(person authorised to sign on behalf of submitter)

Date: 16 November 2020

Electronic address for Service: [richard.turner@mitchelldaysh.co.nz](mailto:richard.turner@mitchelldaysh.co.nz)

Telephone: 021 332 235

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Mitchell Daysh Limited

PO Box 300 673

Albany

Auckland

## Attachment 1 – Further Submission Table

Submitter (Submitter Number)	Submission Point	Topic	Submitter Position and Relief Sought	OGNZ Position	OGNZ Reasoning
<b>Definitions</b>					
Federated Farmers (16)	16.2	Definitions Hazardous Facility	Support - Retain as notified.	Support	The relief sought by the submitter is consistent with the relief sought in OGNZ's primary submission. OGNZ therefore supports the submission.
<b>Hazardous Substances</b>					
Michael Reehal (5)	5.1	Hazardous Substances General Approach	Oppose - Retain all the current provisions relating to hazardous substances.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.
	5.2	Hazardous Substances Monitoring	Oppose - Reinstate hazardous substance and contamination inspector.	Oppose	Insufficient detail has been provided in the submission in terms of section 32 of the Act and whether the relief sought is the most appropriate way to achieve the purpose of the Act, including the benefits and cost of the environmental, economic, social and cultural effects that could accrue from the relief sought. OGNZ therefore opposes the submission.
	5.3	Hazardous Substances Monitoring	Oppose - Install electronic monitoring equipment in Waihi Town Centre to monitor contamination, vibration, dust and noise.	Oppose	Insufficient detail has been provided in the submission in terms of section 32 of the Act and whether the relief sought is the most appropriate way to achieve the purpose of the Act, including the benefits and cost of the environmental, economic, social and cultural effects that could accrue from the relief sought. OGNZ therefore opposes the submission.
	5.4	Hazardous Substances Monitoring	Oppose - Publish monthly report of electronic monitoring.	Oppose	Insufficient detail has been provided in the submission in terms of section 32 of the Act and whether the relief sought is the most appropriate way to achieve the purpose of the Act, including the benefits and cost of the environmental, economic, social and cultural effects that could accrue from the relief sought. OGNZ therefore opposes the submission.
Oil Companies (6)	6.1	Hazardous Substances General Approach	Support - Adopt amendments proposed (Item 93) without further amendment.	Support in part / Oppose in part	<p>The relief sought by the submitter is partly consistent with the relief sought in OGNZ's primary submission. OGNZ supports the submission to the following extent:</p> <ul style="list-style-type: none"> <li>It supports the deletion of the parts of Section 7.7 that relate to the storage and use of hazardous substances and the retention of those provisions (with amendments and additions) that deal with disposal of hazardous substances and the transportation of that waste to a hazardous substances disposal facility.</li> <li>It supports the removal of Landuse Planning Guide for Hazardous Facilities – A Resource for Local Authorities and Hazardous Facilities Operations which is incorporated into the District Plan by reference.</li> </ul> <p>OGNZ opposes the submission to the extent that the approach proposed to the management of the disposal of hazardous substances in Proposed Plan Change 4 is considered to require further amendments to ensure the appropriate and effective management of any facilities. Such amendments are detailed in OGNZ's primary submission.</p>
Ruth Ordish (7)	7.1	Hazardous Substances General Approach	Oppose - Retain current provisions relating to hazardous substances as set out in Section 7.7.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.

Submitter (Submitter Number)	Submission Point	Topic	Submitter Position and Relief Sought	OGNZ Position	OGNZ Reasoning
	7.2	Hazardous Substances General Approach	Oppose - Defer a review of the hazardous substances section.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.
Waikato Regional Council (8)	8.3	Hazardous Substances General Approach	Oppose - Retain operative District Plan wording for Section 7.7 with amendments.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.
Glenis Gentil (9)	9.1	Hazardous Substances General Approach	Oppose - Delete Item 93 – amendments to Section 7.7 Hazardous Substances and Contaminated Land.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.
Linda Gilmore (10)	10.1	Hazardous Substances General Approach	Oppose - Council to consult with the public in a more relatable way.	Oppose	The relief sought by the submitter is unnecessary as Hauraki District Council have followed due process in consulting on Proposed Plan Change 4.
Catherine Delahunty (11)	11.1	Hazardous Substances General Approach	Oppose - Delete Item 93 – amendments to Section 7.7 Hazardous Substances and Contaminated Land.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.
	11.2	Hazardous Substances General Approach	Oppose - Make creating long term hazardous waste a prohibited activity.	Oppose	Insufficient detail has been provided in the submission in terms of section 32 of the Act and whether the proposed amendment is the most appropriate way to achieve the purpose of the Act, including the benefits and cost of the environmental, economic, social and cultural effects that could accrue from the relief sought. OGNZ therefore opposes the submission.
Graeme Wilkinson (12)	12.1	Hazardous Substances General Approach	Oppose - Retain the existing requirements relating to the use and storage of hazardous substances.	Oppose	The relief sought by the submitter is inconsistent with the relief sought in OGNZ's primary submission that was generally supportive of the approach to amending the Hauraki District Plan to reduce duplication with the Hazardous Substances and New Organisms Act 1996 and the Health and Safety at Work Act 2015. OGNZ therefore opposes the submission.
Cherie Mehrtens (13)	13.1	Hazardous Substances General Approach	Oppose - Delete the need to use and store hazardous substances in the residential areas of the proposed Martha Mineral Zone.	Oppose	The relief sought by the submitter is unclear. The submission appears to confuse the scope of the Proposed Plan Change 4. OGNZ therefore oppose the submission to the extent that the relief sought may be inconsistent with the relief sought in OGNZ's primary submission.
Federated Farmers (16)	16.5	Hazardous Substances General Approach	Support - Retain as notified.	Support in part / Oppose in part	<p>The relief sought by the submitter is partly consistent with the relief sought in OGNZ's primary submission. OGNZ supports the submission to the following extent:</p> <ul style="list-style-type: none"> <li>It supports the deletion of the parts of Section 7.7 that relate to the storage and use of hazardous substances and the retention of those provisions (with amendments and additions) that deal with disposal of hazardous substances and the transportation of that waste to a hazardous substances disposal facility.</li> <li>It supports the removal of Landuse Planning Guide for Hazardous Facilities – A Resource for Local Authorities and Hazardous Facilities Operations which is incorporated into the District Plan by reference.</li> </ul> <p>OGNZ oppose the submission to the extent that the approach proposed to the management of the disposal of hazardous substances in Proposed Plan Change 4 is considered to require further amendments to ensure the</p>

Submitter (Submitter Number)	Submission Point	Topic	Submitter Position and Relief Sought	OGNZ Position	OGNZ Reasoning
					appropriate and effective management of any facilities. Such amendments are detailed in OGNZ's primary submission.
Hauraki District Council (17)	17.2	Hazardous Substances General Approach	<p>Either: amend the Objectives and Policies, Activity Specific Standards (Permitted and Controlled Activities), Matters of Control, General and Specific Assessment Criteria for each Zone to ensure that all relevant environmental considerations relating to hazardous substances are able to be addressed through the District Plan;</p> <p>Or: further amend the provisions of Section 7.7 to ensure that all relevant environmental considerations relating to hazardous substances are able to be addressed through the District Plan;</p> <p>And: specifically provide for the use and storage of hazardous substances in the Martha Mineral Zone and the Golden Cross Mineral Zone with an activity status consistent with other zones.</p>	Oppose in part	The relief sought by the submitter is unclear. OGNZ therefore oppose the submission to the extent that the relief sought may be inconsistent with the relief sought in OGNZ's primary submission and may impact on how OGNZ seek to use, store and transport hazardous substances in the Hauraki District.
<b>Historic Heritage</b>					
Amelia Williams (15)	15.1	Historic Heritage Additional Sites	Amend - Notify Gladstone Hill and Union Hill in the District Plan as places of historical importance to Ngati Koi and Ngati Tara Tokanui.	Oppose	Insufficient detail has been provided in the submission in terms of section 32 of the Act and whether the proposed amendment is the most appropriate way to achieve the purpose of the Act, including the benefits and cost of the environmental, economic, social and cultural effects that could accrue from the relief sought. OGNZ therefore opposes the submission.
<b>Plan Change 1</b>					
Hauraki District Council (17)	17.3	Plan Change 1 Excavation and Placement of Fill (earthworks)	Amend - Further amend Rules P9 f), g) & h) and P9A h), i) & j) to improve clarity and workability regarding earthworks and water flow.	Support	OGNZ is supportive of any further amendments to Rules P9 f), g) & h) and P9A h), i) & j) that provide clarity to plan users.

Proposed District Plan Item	Sub No/ Point No	Submitter	Position	Summary of Submission	Decision Request	Support or Oppose	Reason
5.11.5	1.1	Armery Family Trust	Oppose in part	Wants exemptions for use of retail space requiring privacy e.g. health or funeral services.	Amend to allow an exemption for business use of retail space requiring privacy.	Neutral	
20, 31, 32, 33, 39, 51 and 61	2.1 2.2	Waka kotahi NZ Transport Agency	Support	Items 20, 31, 32, 33, 39, 51 and 61 incorporate various matters over which Council have restricted its discretion on noise sensitive activities. The NZ Transport Agency support these matters discretion as the result in Council giving consideration to outcomes of any consultation with waka Kotahi.	Retain Items 20, 31, 32, 33, 39, 51 and 61 as notified.	Neutral	
Plan Change 1	3.1 3.2 3.3	Karl David Andrew Watkins	Oppose	3.1 Redraw Erosion Hazard Protection Lines so as not to affect property. 3.2 Alternatively, to receive market rate compensation and reduction in rates. 3.3 That Council maintains land affected at its expense.		Neutral	
item 64	64.0	Malcolm Mckernan	Oppose	Department of Internal Affairs provisions (D.I.A) gaming provisions prohibit pedestrian from seeing gaming machines.  Old wifrosted windows should be retained for heritage purposes.  Frosting reduces distraction to drivers passing the building.	Delete Item 64	Neutral	
5.4.3	6a 93	Michael Organisation: Reehal	Oppose	Opposes changes to control of Hazardous Substances and Contaminated Land uses with the Hauraki District area of Waihi and surrounding rural areas.	Retain existing provisions controlling hazardous substances and contaminated land.	Oppose	Federated Farmers consider district council controls are not necessary over and above the Hazardous Substances and New Organisms Act 1996 (HSNO) and Health and Safety at Work Act 2015 (HSW). The Resource Legislation Amendment Act 2017, (RLAA) explicitly repealed the RMA section 30 and 31 functions which previously required that Councils control the use of land for the purpose of the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances, to ensure that councils only place additional controls on hazardous substances if they are necessary to control effects under the RMA that are not covered by HSNO or HSW.FFNZ supports Council's conclusion in their Section 32 Report that the use and storage of hazardous substances is best dealt with outside the District Plan.

93.0	6.1	4 Sight Consulting on behalf of Z Energy Ltd, Mobil Oil New Zealand, and BP Oil New Zealand Limited to Plan Change 4 To the Operative Hauraki District Plan	Support	Considers the use of "appropriately" in Policy CE-P3 (allowing activities in the Coastal Environment) is uncertain in the context of the directive policies of the NZCPS where avoidance is required.	Amend Policy CE-P3 to remove the word "appropriately" or amend the policy so there is no conflict with the directive avoid requirements of the NZCPS.	Neutral	
Item 93	7.1 7.2	Ruth Ordish	Oppose	The changes to section 7.7 Hazardous Substances and Contaminated Land are more than minor as they pose a significant change to the disposal and storage of hazardous wastes, including mine tailings. These changes should be proposed in a future plan change because Proposed Plan Change 4 has been undertaken with inadequate consultation.	Retain existing provisions controlling hazardous substances and contaminated land.  Defer a review of the hazardous substances section for a future plan change.	Oppose	Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances.
Item 21, 43, 66	8.1	Waikato Regional Council	Oppose	WRC note that land being changed from a permeable to impermeable surface will increase volumes and accelerate runoff. The proposed provisions and the S32 do not sufficiently address the adverse effects of this, or adequate provision for on-site retention. As a result WRC were unable to determine that the proposed provisions gave effect to method 13.2.7 of the WRPS.	Unless HDC provide further information to demonstrate that the plan will provide for the adequate retention on development, WRC requests retaining operative District Plan wording for the following provisions:  5.1.6(4)(a) 5.1.4.3, RD2 (2)  5.7.6(5)(a) 5.7.4.3, RD2 (2)  5.12.6(1)(a) 5.12.4.3, RD2 (2)	Neutral	
80 (TR134)	8.2	Waikato Regional Council	Oppose	Waikato Regional Council request TR134 is removed from the proposed significant trees schedule. TR134 is next to a drainage channel and may restrict WRCs ability to maintain that asset in line with their current maintenance programme. Flood protection work in the past past required the removal of this species of tree. Through their work remedying damage to the flood protection and drainage network in the area WRC have that this poplar species are nearing the end of their lives.	Remove tree TR134 from the proposed schedule.		

93, 6a	8.3	Waikato Regional Council	Oppose	Understands the desire of HDC to avoid duplication by limiting controls under the RMA for the disposal, use and storage of hazardous substances controlled through other legislation. While the Hazardous Substances and New Organisms Act (HAZNO) ensures adequate standards are in place.	Retain Operative District Plan wording for section 7.7 (Hazardous Substances and Contaminated Land). With amendments.	Oppose	Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances.
Item 93	9.1	Glenis Gentil	Oppose	Lack of information and analysis on the effects of removing Section 7.7 of the Operative District Plan.	Delete item 93 - amendments to Section 7.7 hazardous Substances and Contaminated Land.	Oppose	For the reasons stated in Federated Farmers original submission. Additionally, Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances.
Item 93	10.1	Linda Gilmore	Oppose	Wants more effective consultation with the public.	Council to consult with the public in a more relatable way.	Neutral	
Item 93	11.1	Catherine Delahunty	Oppose	Asks for deletion of item 93 - amendments to Section 7.7 Hazardous Substances and Contaminated Land. The submitter sights long term risks to the environment and community associated with hazardous substances and contaminated land from mining. Also sights the costs to communities as exemplified by the Tui mine clean up on Mt Te Aroha (Matamata - Piako District).	Delete item 93 - amendments to Section 7.7 hazardous Substances and Contaminated Land.	Oppose	For the reasons stated in Federated Farmers original submission. Additionally, Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances.

Item 93	11.2		Oppose	Make creating long term hazardous waste a Prohibited activity.	Make creating long term hazardous waste a Prohibited activity.	Oppose	For the reasons stated in Federated Farmers original submission. Additionally, Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances.
Item 93	12.1	Graeme Wilkinson	Oppose	Asks for deletion of item 93 - amendments to Section 7.7 Hazardous Substances and Contaminated Land.	Delete item 93 - amendments to Section 7.7 hazardous Substances and Contaminated Land and retain the existing requirements relating to the use and sotrage of hazardous substances.	Oppose	For the reasons stated in Federated Farmers original submission. Additionally, Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances
Item 93	13.1	Cherie Mehrtens	Oppose	Delete the need to use and store hazardous substances in the residential areas of the proposed Martha Mineral Zone.	Delete item 93 - amendments to Section 7.7 hazardous Substances and Contaminated Land and retain the existing requirements relating to the use and sotrage of hazardous substances.	Oppose	For the reasons stated in Federated Farmers original submission. Additionally, Federated Farmers consider the proposed changes to section 7.7 (Hazardous Substances and Contaminated Land) strike the right balance between giving effect to the The Resource Legislation Amendment Act 2017 (RLAA), which specifically repealed RMA section 30 and 31 functions and the requirements of the Waikato Regional Policy Statement (WRPS) methods 4.2.9 (hazardous substances) and 6.1.8 (information to support new urban development and subdivision) to provide or the control of the use of land for the prevention or mitigation of any adverse effects of the storage, use, disposal or transportation of hazardous substances.
6a	14.1	OceanaGold	Support	Consider It appropriate to remove reference to the use, storage, and handling of hazardous substances as there are adequate controls in other legislation and there is no need for duplication within the definition of "Hazardous Facility."	Retain the definition of hazardous facility as drafted in proposed plan change 4;	Support	For the reasons stated by the submitter.

6a	14.2	OceanaGold	Support		Retain the definition of 'Hazardous Facility' as drafted in Proposed Plan Change 4		
5.2.4.1	14.3	OceanaGold	Oppose		Delete the additional bullet point in Rule 5.2.4.1 relating to the Activity Specific Standards in Rule 5.2.6	Neutral	
	14.4	OceanaGold	Oppose		Any similar or consequential amendments that stem from the submission and relief sought.		
	14.5	OceanaGold	Oppose		Amend Rules P2 (Residential Activities Located Above Ground Floor Level) and P7 (Emergency Services and Training Facilities) to delete the words "or prohibited"	Neutral	
	14.6	OceanaGold	Oppose		Any similar or consequential amendments that stem from the submission and relief sought.		
5.17.4.1	14.7	OceanaGold	Support		Retain Rule 5.17.4.1 as included in Proposed Plan Change 4.	Neutral	
	14.8	OceanaGold	Support		Any similar or consequential amendments that stem from the submission and relief sought		
	14.9	OceanaGold	Oppose		Remove the original location of the Grand Junction Refinery Building and Manager's Residence from HAU074	Neutral	
General Approach	14.12	OceanaGold	Amend		Amend Section 7.7 of the District Plan to address the matters raised in the submission and to ensure that land use activities provided for as discretionary activities in other zones are not inadvertently classified as non-complying activities because they involve the disposal of hazardous substances.	Support	For the reasons stated by the submitter
Rule 7.7.6	14.13	OceanaGold	Amend		Amend Section 7.7 of the DistrictPlan to address the matters raised in the submission (deletion of redundant cross reference 7.7.13) and to ensure that land use activities provided for as discretionary activities in other zones are not inadvertently classified as non-complying activities because they involve the disposal of hazardous substances	Support	For the reasons stated by submitter
Rule 7.7.6	14.14	OceanaGold	Amend		Amend Section 7.7.6 or 7.7.8 of the District Plan to address the matters raised in the submission (to provide for all placement of waste rock in all zones) and to ensure that land use activities provided for as discretionary activities in other zones are not inadvertently classified as non-complying activities because they involve the disposal of hazardous substances	Support	For the reasons stated by the submitter

Rule 7.7.8	14.15	OceanaGold	Amend		Amend Section 7.7.8(1)(a) of the District Plan to address the matters raised in the submission (to provide for underground placement of waste rock and tailings in all zones within which underground mining is provided for) and to ensure that land use activities provided for as discretionary activities in other zones are not inadvertently classified as non-complying activities because they involve the disposal of hazardous substances.	Support	For the reasons stated by the submitter
Rule 7.7.8	14.16	OceanaGold	Amend		Amend Section 5.1 of the District Plan to address the matters raised in the submission (to include assessment matters relating to use of highly productive land by hazardous substances facilities) and to ensure that land use activities provided for as discretionary activities in other zones are not inadvertently classified as non-complying activities because they involve the disposal of hazardous substances	Support	For the reasons stated by the submitter
Rule 7.7.8	14.17	OceanaGold	Amend		Amend Section 7.7 of the District Plan to address the matters raised in the submission (deletion of comments from road controlling authority as a matter of discretion) and to ensure that land use activities provided for as discretionary activities in other zones are not inadvertently classified as non-complying activities because they involve the disposal of hazardous substances.	Support	For the reasons stated by the submitter
Rule 7.7.8	14.18	OceanaGold	Neutral		Any similar or consequential amendments that stem from the submission and relief sought.		
N/A	15.1	Amelia Williams	Amend	Notify Gladstone Hill and Union Hill in the District Plan as places of historical importance to Ngati Koi and Ngati Tara Tokanui	Notify Gladstone Hill and Union Hill in the District Plan as places of historical importance to Ngati Koi and Ngati Tara Tokanui	Neutral	
1 Definitions	17.1	Hauraki District Council	Oppose	Preferable to refer to the standard and not include is as an Appendix.	Refer to <b>AS/NZS 2890.1:2004</b> but do not include diagram (as it has no real value).	Neutral	

93.0	17.2	Hauraki District Council	Amend	Supports streamlining and simplification of the District Plan. Acknowledges there is a need to review the changes proposed in Item 93 and to specifically assess the adequacy of the proposed planning provisions in light of provisions in each of the 'zones'.	Either: amend the Objectives and Policies, Activity Specific Standards (Permitted and Controlled Activities), Matters of Control, General and Specific Assessment Criteria for each Zone to ensure that all relevant environmental considerations relating to hazardous substances are able to be addressed through the District Plan;Or: further amend the provisions of Section 7.7 to ensure that all relevant environmental considerations relating to hazardous substances are able to be addressed through the District Plan; And: specifically provide for the use and storage of hazardous substances in the Martha Mineral Zone and the Golden Cross Mineral Zone with an activity status consistent with other zones.	Support	Federated Farmers consider there is a need to review the proposed changes proposed in Item 93 in light of provisions in each of the 'zones'.
Plan Change 1 Excavation and Placement of fill (earthworks)	17.3	Hauraki District Council	Amend		Further amend Rules P9 f), g) & h) and P9A h), i) & j) to improve clarity and workability regarding earthworks and water flow.	Neutral	
Appendix 13	17.4	Hauraki District Council	Amend		Delete the proposed additional words "includi	Neutral	
66.0	18	Clint Bolderston	Support	Proposed amendments to permeability rules are reasonable.	Retain as notified	Neutral	