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**To:** [RPS](#)  
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**Subject:** PORPS Further Submission - Contact Energy Ltd  
**Date:** Friday, 12 November 2021 2:00:01 p.m.  
**Attachments:** [ATT00001.gif](#)  
[01 Contact Energy - Final Further Submission on PORPS 12 11 21.pdf](#)

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Attention: ORC Policy Team

Please find attached a Further Submission by **Contact Energy Ltd** with respect to the Proposed Otago Regional Policy Statement 2021. We undertake to serve copies of this further submission on the relevant submitters within 5 working days.

Please acknowledge receipt in due course.

Regards

Sharon (on behalf of Claire Hunter)



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# Contact Energy Limited

## Further Submissions on the Proposed Otago Regional Policy Statement

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**To:** Otago Regional Council

**Submitter:** Contact Energy Limited (00318)

**Date:** 12 November 2021

**Contact:** Chris Drayton

**Address for Service:** [chris.drayton@contactenergy.co.nz](mailto:chris.drayton@contactenergy.co.nz)

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### Overview

- This is a further submission by Contact Energy Limited ("**Contact**") on the Proposed Otago Regional Policy Statement ("**Proposed RPS**").
- Contact is a person who has an interest in the proposal that is greater than the public generally. Contact owns and operates the Clutha Hydro Scheme on the Clutha / Mata-au.

### Further submissions (Appendix)

- Contact made a submission on the Proposed RPS and is submitter number 00318.
- The submissions supported or opposed, and the reasons for the support or opposition are set out in the table attached as an attachment to this submission.
- The Appendix sets out the submissions or parts of submissions that Contact supports or opposes, the reasons for support or opposition, and the relief sought by Contact in relation to those submissions or parts of submissions.
- Contact wishes to be heard in support of the further submission points listed in the Appendix and would be prepared to consider presenting a joint case with submitters raising similar concerns.
- I confirm that I am authorised on behalf of Contact to make these further submissions.

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Signed – **Chris Drayton – Contact Energy Limited**

# Contact Energy Limited

## Further Submissions on the Proposed Otago Regional Policy Statement



| Submitter  | Theme                  | Submission Point Number | Submission overview   | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|------------------------|-------------------------|---|-------------------|---|------------------|
| Royal Forest and Bird Protection Society of New Zealand Incorporated | General Submission     | 00230.003               | In relation to the use of effects management hierarchies, seek consistent amendments throughout the RPS to place the emphasis on avoiding the effects in the first place.   | Oppose            | It is inappropriate to require avoidance in all circumstances.  | Disallowed.      |
| Z Energy Limited, BP Oil NZ Limited, Mobil Oil NZ Limited            | General Submission     | 00510.003               | Give effect to National Policy Statements, Environmental Standards and Regulations, including the New Zealand Coastal Policy Statement (NZCPS).   | Support           | It is necessary for the RPS to give effect to the higher order national policy and planning documents.  | Allowed.         |
| Federated Farmers of New Zealand                                     | Purpose                | 00239.001               | <p>Delete the following two sentences:</p> <p><del>“As a community, we in Otago are moving into an age that requires solutions to both entrenched legacy issues and significant emerging issues in order to promote positive sustainable change while also enabling the Otago community to flourish, and to enjoy all that the region has to offer. The ORPS responds to identified significant regional values and resource management issues relating to Otago’s environment, historic heritage, economy, recreational opportunities and communities.”</del></p> <p>- Reinstate the following two paragraphs from the Overview section of the partially operative RPS 2019:</p> <p><u>“Continued prosperity and wellbeing is essential to ensuring the community is equipped to face the environmental, economic, cultural and social changes of the 21st century, and to provide opportunities for all people to realise their aspirations. A thriving and healthy natural environment is vital to sustaining our wellbeing. The RPS is a high level policy framework for the sustainable integrated management of resources, identifying regionally significant issues, the objectives and policies that direct how natural and physical resources are to be managed and setting out how this will be implemented by the region’s local authorities”</u></p> <p>-</p> | Support           | Contact supports the amendments that have been made by the submitter as they provide greater clarity and certainty about how the RPS should be implemented. | Allowed.         |
| Canterbury Regional Council (Environment Canterbury)                 | Cross boundary matters | 00013.001               | <p>Amend as follows:</p> <ul style="list-style-type: none"> <li>adverse effects in one jurisdiction due to the activities in another, particularly where territorial authority boundaries do not match</li> </ul>   | Oppose            | The evidential basis for this requested amendment is not clear.   | Disallowed.      |

| Submitter                                    | Theme                  | Submission Point Number | Submission overview   | Support or oppose | Reasons for support or opposition   | Relief requested                          |
|--|------------------------|-------------------------|---|-------------------|---|---|
|  |                        |                         | catchment boundaries, as with the Clutha Mata – au, or the Waitaki River catchment over which Otago and Canterbury Regional Councils share jurisdiction, or Otago's coastal environment, which covers three territorial authorities' jurisdictions, and may be affected by land uses in the other two (through sediment flowing down the Clutha Mata-au, for instance) <u>and which may also have adverse effects on the Canterbury coastal environment;</u>  |                   |   |   |
| <b>Dunedin City Council</b>                  | Cross boundary matters | 00139.003               | (page 11, 1st bullet point) Amend to include acknowledgement of the impacts of dams on the distribution of larger – sized sediment.   | Oppose            | The evidential basis for this requested amendment is not clear.   | Disallowed.                               |
| <b>New Zealand Infrastructure Commission</b> | Definitions General    | 00321.106               | <p>Amend as follows:</p> <p>Guidance on the definition of nationally significant infrastructure should be provided with reference to the Te Waihangā 30 Year Infrastructure Strategy which is due to be published in March 2022.</p> <p>AND</p> <p>Nationally consistent guidance on the “Regionally Significant” infrastructure would be beneficial. This should include infrastructure that is interdependent (ie one is of little value without the other) or interconnected (part of the same network without which the network as a whole fails) with existing nationally or regionally significant infrastructure.</p> <p>AND</p> <p>There should specifically reference to economic infrastructure without which the economies of Otago cannot function. including for example those highlighted by the submitter’s submission as unique to the Otago region and unable to locate outside of the areas listed in EIT–INF–P13 such as ski field infrastructure.</p> | Support           | Contact supports the addition of these statements to the RPS as they provide useful context explaining the position and importance of key infrastructure in the region.   | Allowed.                                  |
| <b>Queenstown Lakes District Council</b>     | Definitions            | 00138.028               | <p>Amend to add a definition of ‘biodiversity offsetting’ from the proposed National Policy Statement for Indigenous Biodiversity, as follows:</p> <p>“Means a measurable conservation outcome resulting from actions designed to compensate for residual, adverse biodiversity effects arising from activities after appropriate avoidance, remediation, and mitigation measures have been applied. The goal of a biodiversity offset is to achieve no – net –</p>   | Oppose in part    | Contact agrees that it is appropriate to ensure consistency with higher order planning documents. However, this definition could be subject to further amendment within the final National Policy Statement for Indigenous Biodiversity (NPS-IB). | Allowed, if consistent with final NPS-IB. |

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|   |             |                         | loss, and preferably a net – gain, of indigenous biodiversity values.”  |                   |  |                  |
| <b>Aurora Energy Limited</b>  | Definitions | 00315.014               | Amend as follows:<br>Add a new definition for “effects management hierarchy (Other Matters)”  | Support in part   | Contact acknowledges that the current definition of ‘effects management hierarchy’ has been taken from the National Policy Statement for Freshwater Management and a revised definition applying to areas outside the freshwater environment may be appropriate.   | Allowed.         |
| <b>Queenstown Lakes District Council</b>  | Definitions | 00138.029               | Amend to add a definition of ‘environmental compensation’   | Oppose in part    | Contact agrees that it is appropriate to ensure consistency with higher order planning documents, however this definition could be subject to further amendment within the final NPS-IB.<br><br>It is also noted that the concept of environmental compensation could be something broader than biodiversity, and this should be appropriately recognised. | Disallowed.      |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | Definitions | 00231.017               | Amend as follows:<br><br>Insert definition: Minimise means to reduce to the smallest amount reasonably practicable. Minimised, minimising and minimisation have the corresponding meaning.  | Oppose            | The term “minimise” is inconsistent with section 5 of the RMA which sets out a framework for the management of effects requiring the avoidance, remediation, or mitigation of adverse effects.   | Disallowed.      |
| <b>Wise Response Society Inc</b>  | Definitions | 00509.018               | Add a new definition:<br><br>Net ecological gain is a significant improvement in an ecological function that might be expressed in one or more of the following attributes: scale, type, resilience, diversity, redundancy, variability. The term is introduced in this policy statement primarily as an alternative approach to development with “minor adverse effect”. | Oppose            | Contact agrees that it is appropriate to ensure consistency with higher order planning documents, however this definition could be subject to further amendment within the final NPS-IB. The origins of this definition are not clear.   | Disallowed.      |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | Definitions | 00231.018               | Amend as follows:<br><br>Insert definition:<br>Precautionary approach means an approach that:<br>(a) avoids not acting due to uncertainty about the quality or quantity of the information available, and<br>(b) interprets uncertain information in a way that best supports the health, wellbeing and resilience of the natural environment                             | Oppose in part    | Adopting a precautionary approach does not always require the avoidance of the activity. An adaptive management approach can be appropriate in such circumstances.   | Disallowed.      |
| <b>Waka Kotahi NZ Transport Agency</b>  | Definitions | 00305.005               | Amend as follows:<br><br>Include a definition of Reverse Sensitivity, and we suggest the following, or similar, definition, which is taken from the Partially Operative Otago RPS 2018  | Support           | The adverse effects of reverse sensitivity particularly on significant infrastructure need to be appropriately managed. The addition of a definition in this regard would be useful.   | Allowed.         |
| <b>Meridian Energy Limited</b>  | Definitions | 00306.012               | Amend as follows:<br><br>“Upgrade means activities to bring existing structures up to current standards or to improve the functional characteristics of   | Support           | Contact considers it appropriate to include a definition of “upgrade” in the RPS particularly as it relates to regionally significant infrastructure.  | Allowed.         |

| Submitter                      | Theme                               | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition  | Relief requested |
|--------------------------------|-------------------------------------|-------------------------|--|-------------------|--|------------------|
|                                |                                     |                         | structures, provided that the effects of the activity are the same or similar in character, intensity and scale as the existing structure and activity. Within the footprint of authorised renewable electricity generation activities, upgrade also means increasing the generation or transmission capacity, or the efficiency or security of regionally significant infrastructure; and replacing ancillary structures”   |                   |  |                  |
| <b>Meridian Energy Limited</b> | Definitions                         | 00306.001               | Amend effects management hierarchy definition  | Support in part   | Contact acknowledges that the current definition of “effects management hierarchy” has been taken from the NPS-FW, and a revised definition applying to areas outside the freshwater environment may be appropriate. | Allowed.         |
| <b>Meridian Energy Limited</b> | Definitions                         | 00306.003               | Delete definition of “highly valued natural features and landscapes”   | Support           | Contact agrees with the submitter that there is no directive under the RMA to identify and manage highly valued natural features and landscapes.   | Allowed.         |
| <b>Trustpower Limited</b>      | Definitions                         | 00311.003               | Amend as follows:<br><br>Retain definition and ensure that clause (3) of the definition is retained. AND Specify that Regionally Significant Infrastructure also includes Nationally Significant Infrastructure.   | Support           | It is appropriate to ensure regionally significant infrastructure also includes nationally significant infrastructure.   | Allowed.         |
| <b>Meridian Energy Limited</b> | Definitions                         | 00306.007               | Delete OR Amend as follows:<br><br>“means the risk remaining after the implementation or undertaking of all available and practicable risk management measures.”   | Support           | Contact agrees with the submitter that this definition could be removed or amended.  | Allowed.         |
| <b>Meridian Energy Limited</b> | Significant Natural Area Definition | 00306.009               | Amend as follows:<br><br>“means areas of significant indigenous vegetation and significant habitats of indigenous fauna that are identified by applying the criteria set in APP2 and are located outside the coastal environment. “  | Support in part   | Contact agrees that this amendment improves the certainty of this definition.  | Allowed.         |
| <b>Balance Agri-Nutrients</b>  | Natural Wetland Definition          | 00409.012               | Amend the definition of natural wetland to align with the Ministry for the Environment final version of guidance on the definition of a natural wetland, once released.  | Support           | Contact agrees that this definition is likely to be amended post the current Government’s review process. It should be consistent with that outcome.   | Allowed.         |
| <b>Meridian Energy Limited</b> | Renewable Energy Definition         | 00306.006               | Amend definition of renewable energy generation activity as follows:<br><br>“means the construction, operation and maintenance of structures associated with renewable electricity generation. This includes small and community-scale distributed renewable generation activities and the system of electricity conveyance required to convey electricity to the distribution network and/or the national grid and electricity storage technologies associated with renewable electricity. <u>This also includes the construction, operation and maintenance of ancillary structures to</u> | Support           | Contact considers the amendments to this definition to be appropriate and consistent with the National Policy Statement for Renewable Electricity Generation (NES-RG).   | Allowed.         |



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|---|--|-------------------------|---|-------------------|---|------------------|
|   |  |                         | <u>renewable electricity generation, including (amongst others) internal access tracks and roads, and substations.”</u>   |                   |   |                  |
| <b>AWA</b>  | Efficiency Definition  | 00502.006               | Efficiency<br>Efficiency in relation to the use of water includes economic, technical, and dynamic efficiency, where ‘economic efficiency’ means maximizing the value (including non – monetary value) to communities from the use of water, including reduced GHG emissions.   | Support           | Contact supports this definition, and in particular the reference to maximising the value of the use of water including its contribution to a reduction in greenhouse gas emissions. This aligns with national policy and outcomes. | Allowed.         |
| <b>Z Energy Limited, BP Oil NZ Limited, Mobil Oil NZ Limited</b>                          | Major Hazardous Facility Definition                          | 00510.011               | Include a definition of MHF as defined in the Health and Safety at Work (Major Hazard Facilities) Regulations 2016:<br><br>Major hazard facility means a facility that WorkSafe has designated as a lower tier major hazard facility or an upper tier major hazard facility under regulation 19 or 20 of the Health and Safety at Work (Major Hazard Facilities) Regulations 2016 | Support           | Contact considers it appropriate to properly define Major Hazardous Facilities in the RPS. This will assist in providing clarity and certainty in lower order planning documents.   | Allowed.         |
| <b>Royal Forest and Bird Protection Society of New Zealand Incorporated</b>               | Specified infrastructure Definition                          | 0230.015                | Amend as follows:<br>“in relation to freshwater, has the same meaning as in clause 3.21 of the National Policy Statement for Freshwater Management 2020 (as set out in the box below)”  | Oppose in part    | Contact considers the addition is superfluous as it is apparent that the definition has been derived from the NPS-FM.   | Allowed.         |
| <b>OWRUG</b>  | SRMR – Significant Resource Management Issues for the Region | 00235.022               | Replace ‘tipping point’ with ‘threshold’ throughout the SRMR.   | Support           | Contact considers there to be uncertainty with the term “tipping point” and its deletion from the RPS is appropriate.   | Allowed.         |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | SRMR – Significant resource management issues for the region | 00231.023               | Amend as follows:<br><br>Remove the word ‘native’ throughout the passage, except where referring to interactions between native and introduced species in the first paragraph of the Environment sub–section.   | Oppose            | Providing for native fish passage is consistent with section 6(c) of the RMA and should be retained.  | Disallowed.      |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | SRMR – Significant resource management issues for the region | 00231.024               | Amend as follows:<br><br>Insert additional sentence into the Environment section which reads: Human adaptation to climate change, such as building or expanding dams or flood protection schemes, may impose adverse impacts upon ecosystems in addition to those imposed by climate change itself.   | Oppose            | There is no clear evidential basis to support the addition of this statement.   | Disallowed.      |
| <b>Trustpower Limited</b>   | SRMR – Significant resource management                       | 00311.005               | Amend as follows:<br><br>Add the following paragraph under the heading of ‘Regional Industry’:  | Support in Part   | This is consistent with national direction and outcomes, but not all renewable electricity is emissions-free, including geothermal electricity generation. The term ‘low-emissions’ is more accurate.                               | Allow in Part.   |

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|   | issues for the region  |                         | “A number of hydroelectric power schemes are located within the Otago Region. The current Government has set a target for increasing renewable electricity to 100% by 2030. Alongside that sits New Zealand’s commitment to the Paris Climate Change Agreement – to reduce greenhouse gas emissions to 30% below the 2005 levels, and a domestic ‘net zero’ commitment of all greenhouse gas emissions (except methane) by 2050. For these commitments to be achieved, rapid electrification of the economy will be required, and this will require a significant increase in the installed capacity of emissions free renewable electricity generation.”   |                   |  |                  |
| <b>Meridian Energy Limited</b>  | SRMR – Significant resource management issues for the region | 00306.016               | Amend as follows:<br><br>The third paragraph of SRMR-I3 Impact snapshot, Economic be amended to:<br>“Weeds, for example, are conservatively estimated to cost the New Zealand economy \$1.6 billion per annum in terms of loss of economic production, management and control costs. They also affect landscape amenity value and tourism experiences relied upon by the tourism sector. Weeds can also adversely impact infrastructure, (for example, water systems including irrigation, dams, and levies); <del>power systems (e.g., generation penstock, gates, valves, surge tanks, transmission lines)</del> <u>renewable electricity generation activities</u> ; and transportation systems (e.g. road beds, lake and river transportation, airstrips).” | Support           | The amendments provide greater certainty to this statement and should be retained.   | Allowed.         |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | SRMR – Significant resource management issues for the region | 00231.027               | Insert a sentence to place focus on a more holistic gambit of issues facing native freshwater species:<br><br>“degraded native fish communities, due to <u>anthropogenic alteration of waterways, such as damming, abstraction, bed manipulation, draining wetlands and the discharge of contaminants, the presence of the Clutha dams and their effects on eel populations</u> and trout predation on native galaxiids.”   | Support           | Contact agrees that issues facing native fish communities are potentially broader than that implied by the current drafting and the amendments are generally appropriate in this regard. | Allowed.         |
| <b>WAI Wanaka</b>   | SRMR – Significant resource management issues for the region | 00222.021               | Refer to the National Policy Statement for Indigenous Biodiversity  | Support           | It is appropriate to ensure consistency with higher-order planning documents.  | Allowed.         |
| <b>Wayfare Group Ltd</b>  | SRMR – Significant resource                                  | 00411.114               | Amend by inserting statement / discussion in this section to identify/acknowledge the effects Hydro dams are having on coastal  | Oppose in part    | The evidential basis for the inclusion of this statement is not clear.   | Disallowed.      |



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|  | management issues for the region                             |                         | erosion for example in respect of lack of sediment coming down Clutha River affecting beaches north of Clutha River outlet.   |                   |   |                  |
| <b>OWRUG</b>                                 | SRMR – Significant resource management issues for the region | 00235.053               | Amend Context paragraph 2 as follows:<br>Delete first sentence and replace with:<br>“Activities that rely on natural and physical resources can adversely impact those resources if not appropriately managed or controlled. If these impacts are not managed or controlled the sustainability of the regions natural resources can be threatened. Equally long-term economic, social and cultural values can be compromised or threatened. Amend ‘tipping point’ to ‘thresholds’ | Support           | Contact considers there to be uncertainty with the term “tipping point” and it should be deleted from the RPS.  | Allowed.         |
| <b>Meridian Energy Limited</b>               | IM – Integrated Management                                   | 00306.088               | Amend as follows:<br>Insert a new objective as follows:<br>“The management of natural and physical resources in Otago recognises and provides for the national significance of renewable electricity generation activities, including their contribution within the Otago region and nationally to displacing greenhouse gas emissions and associated climate change, and increasing electricity generation capacity and security of supply”                                      | Support           | This objective is supported as it aligns with national policy and direction and should be included.   | Allowed.         |
| <b>Meridian Energy Limited</b>               | IM – Integrated Management                                   | 00306.089               | Amend as follows:<br>Insert a new policy as follows:<br>“Recognise and provide for the national significance of renewable electricity generation activities, including their contribution within the Otago region and nationally to displacing greenhouse gas emissions and associated climate change, and increasing electricity generation capacity and security of supply  | Support           | This policy is supported as it aligns with national policy and direction and should be included.  | Allowed.         |
| <b>Fonterra Co – operative Group Limited</b> | IM – Integrated Management                                   | 00213.022               | Insert and additional objective as follows:<br>IM – O5 – Regionally significant industry and infrastructure<br>The social, economic and cultural well-being of Otago’s communities is enabled through the appropriate protection, use and development of regionally significant infrastructure and regionally significant industry.   | Support           | Regionally significant infrastructure provides significant social, economic, and cultural benefits to the region. The addition of this objective is therefore supported by Contact. | Allowed.         |
| <b>Meridian Energy Limited</b>               | IM – Integrated Management                                   | 00306.022               | Amend as follows:<br>Insert new policy: IM – P8 – Renewable electricity generation Recognise and provide for the national significance of renewable electricity generation activities, including their  | Support           | This policy is supported aligns with national policy and direction and should be included.  | Allowed.         |

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|  |       |                         | contribution to displacing greenhouse gas emissions and associated climate change, and increasing electricity generation capacity and security of supply   |                   |   |                  |
| <b>Fonterra Co – operative Group Limited</b> | IM-O1 | 00213.021               | Either:<br>(a) Retain IM – O1, but include the words “economic, social and cultural” before the word “well-being”, and/or<br>(b) Include an additional objective that recognises that the management of resources has to take into account the need for people to use those resources and hence social, cultural and economic consideration needs to be integrated into policy and regulatory decision – making.   | Support           | This amendment suitably recognises that resource use is necessary to enable the economic, social, and cultural wellbeing of the region.   | Allowed.         |
| <b>Federated Farmers of New Zealand</b>      | IM-O3 | 00239.035               | Amend as follows:<br>“Otago’s communities carry out their activities, <u>and their social, cultural and economic wellbeing is provided for</u> , in a way that preserves environmental integrity, form, function, and resilience, so that the life-supporting capacities of air, water, soil, ecosystems, and indigenous biodiversity endure for future generations. “   | Support           | This amendment suitably recognises that resource use is necessary to enable the economic, social, and cultural wellbeing of the region.   | Allowed.         |
| <b>Wise Response Society</b>                 | IM-O4 | 00509.031               | Amend as follows:<br>Otago’s communities, including Kāi Tahu, understand what climate change means for their future <del>and climate change responses in the region, including adaptation and mitigation actions, are aligned with national level climate change responses and are recognised as integral to achieving the outcomes sought by this RPS, and are</del> <u>rapidly transitioning from fossil fuel dependence to the use and development of renewable energy which support district emission reduction plans that are aligned with national and international emission reduction limits.</u><br><br><u>Considered together, all policies in this RPS are intended to facilitate and not in any way frustrate, achieving the national goal for net zero carbon by 2050 and should be interpreted accordingly. Should this current target be revised, then the affected provisions and related plans will be brought into line within 6 months.</u> | Support           | These amendments align with national policy and direction and should be included.   | Allowed.         |
| <b>Dunedin City Council</b>                  | IM-P1 | 00139.026               | Where there are clear conflicts between RPS requirements amend so that there is clear guidance within the policy wording on how these should be managed (see general   | Support           | Contact agrees with the submitter that greater clarity is required within the RPS with regard to conflicts and competing matters. Given the importance of renewable energy generation in achieving climate change outcomes, the | Allowed.         |

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|  |       |                         | <p>comments). For example: In giving effect to this RPS, decision-makers should consider:</p> <p>(1) All provisions relevant to the issue or decision,</p> <p>(2) if multiple provisions are relevant, consider the provisions together and apply relatively weight to them according to the terms in which they are expressed, and</p> <p>(3) notwithstanding the above, all provisions must be interpreted and applied to achieve the integrated management objectives IM – O1 to IM – O4.</p> <p>However, with additional guidance on weighting here it is essential that the weight of policy language is carefully considered and the comments from the DCC with respect to policy wording should be considered.</p> |                   | renewable energy chapter of the RPS could be standalone to assist with this.  |                  |
| Trustpower Limited   | IM-P1 |                         | <p>Page 211</p> <p>Amend as follows:</p> <p>“The objectives and policies in this RPS form an integrated package, in which</p> <p>...</p> <p>(3) if multiple provisions are relevant, they must be considered together and applied according to the terms in which they are expressed, and</p> <p>(4) notwithstanding the above, all provisions must be interpreted and applied to achieve the integrated management objectives IM – O1 to IM – O4</p> <p>(5) except that ‘clauses (3) – (4) of this policy, and all provisions of the RPS other than those contained in EIT – EN, do not apply to renewable electricity generation activities.”</p>   | Support           | Given the importance of renewable electricity generation in achieving climate change outcomes the approach being promoted by the submitter is considered appropriate.   | Allowed.         |
| Royal Forest and Bird Protection Society of New Zealand Incorporated | IM-P4 | 00230.034               | <p>Amend as follows:</p> <p>“Healthy <u>and resilient</u> ecosystems and ecosystem services are achieved through a planning framework that:</p> <p>(1) protects their intrinsic values,</p> <p>(2) takes a long-term strategic approach that recognises changing environments,</p> <p>(3) recognises and provides for ecosystem complexity and interconnections, <del>and</del></p> <p>(4) anticipates, or responds swiftly to, changes in activities, pressures, environmental state and trends, and</p> <p>(5) <u>measures cumulative effects on the environment and requires their proactive</u></p>   | Oppose            | <p>The addition of clause (5) is not considered necessary.</p> <p>Clauses (1) and (2) seek to protect the intrinsic values of ecosystems and adopt a long-term strategic approach that recognises changing environments. Adopting a precautionary approach when considering the effects of activities is also not a mandatory requirement of the RMA.</p> | Disallowed.      |

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|  |        |                         | <u>management, including by taking a precautionary approach when considering effects of activities.”</u>  |                   |   |                  |
| Otago Fish & Game Council and the Central South Island Fish & Game Council | IM-P5  | 00231.035               |   | Oppose            | It is inherent that resources are situated within an environmental context. This renders the addition of “the natural environment” superfluous. The addition of “ <i>in time or space</i> ” to sub-clause 1 is redundant because decision making where temporally or spatially distributed values are affected is guided in part by RMA Section 3, which contemplates past, present and future effects and cumulative effects in the meaning of the term “ <i>effect</i> ”. | Disallowed.      |
| Meridian Energy Limited  | IM-P5  | 00306.021               | Retain as notified.   | Support           | Contact considers the drafting of this policy to be appropriate and should be retained as notified.   | Allowed.         |
| Blackthorn Lodge Glenorchy Limited   | IM-P10 | 00119.002               | Amend as follows:<br>(2) prioritise avoiding the establishment of new activities in areas subject to <u>significant</u> risk from the effects of climate change, unless those activities reduce, or are resilient to, those <u>significant</u> risks, and   | Support           | It is appropriate to temper this policy as proposed by the submitter.   | Allowed.         |
| Trustpower Limited   | IM-P10 | 00311.010               | Amend as follows: Add a new clause (4) as follows:<br>“(4) recognise and provide for renewable electricity generation activities as part of achieving national climate change obligations.”   | Support           | This amendment aligns with national direction and should be included.   | Allowed.         |
| Meridian Energy Limited  | IM-P11 | 00306.024               | Retain as notified.   | Support           | Contact considers the drafting of this policy to be appropriate and should be retained as notified.   | Allowed.         |
| Royal Forest and Bird Protection Society of New Zealand Incorporated       | IM-P12 | 00230.036               | Amend as follows:<br>“...<br>(3) adverse effects on the environment that cannot be are avoided, remedied, or mitigated <del>are offset, or compensated for if an offset is not possible, in accordance with any specific criteria for using offsets or compensation, and ensuring that any offset is:</del><br>(a) <del>undertaken where it will result in the best ecological outcome,</del><br>(b) <del>close to the location of the activity,</del> and<br>(c) <del>within the same ecological district or coastal marine biogeographic region,</del><br>(4) the activity will not impede either the achievement of the objectives of this RPS or the objectives of regional policy statements in neighbouring regions, and<br>(5) the activity will not contravene a bottom line set in a national policy statement or national environmental standard, and | Oppose            | Contact opposes the removal of the ability to offset or compensate adverse effects. This is inconsistent with the NPS-REG which specifically provides for these options for renewable electricity generation activities.<br><br>The addition of clause (6) also infers that an alternatives assessment will be required in all circumstances, which is not consistent with the RMA which only requires alternative assessments to be undertaken in certain circumstances.   | Disallowed.      |

| Submitter                                      | Theme        | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|--------------|-------------------------|--|-------------------|---|------------------|
|  |              |                         | (6) there are no other reasonable alternatives, including changes in the nature or scale of associated activities.”  |                   |   |                  |
| <b>Trojan Holdings Limited</b>                 | IM-P13       | 00206.00                | Amend as follows:<br>IM–P13 – Managing cumulative effects<br>Otago’s environmental integrity, form, function, and resilience, and opportunities for future generations, are protected by recognising and specifically managing the cumulative effects of activities on <u>the environment</u> <del>natural and physical resources</del> in plans and explicitly <del>accounting for</del> <u>addressing</u> these effects in other resource management decisions.  | Support           | The amendments improve the application of this policy and are supported.  | Allowed.         |
| <b>Federated Farmers of New Zealand</b>        | IM-P15       | 00239.045               | Delete   | Support           | Contact agrees that the appeal to the precautionary principle under this proposed policy is subjective and does not provide effective policy guidance. This policy could be deleted or alternatively it could be amended to ensure it enables adaptive management use as part of the application of the precautionary approach. | Allowed.         |
| <b>Meridian Energy Limited</b>                 | AIR-M5       | 00306.026               | Amend as follows:<br>“....<br>(4) advocating to <del>energy</del> providers of renewable electricity to improve the resilience of renewable electricity generation infrastructure so that reliable <del>alternative</del> sources of heating are available and reliable ....”  | Support           | Contact agrees that renewable electricity generation should be enabled to provide alternative sources of heating.   | Allowed.         |
| <b>Dunedin City Council</b>                    | CE – P4      | 00139.065               | Amend to reflect general comments re use of the word ‘avoid’.  | Support           | Contact considers that this submission point applies more broadly than the coastal chapter. Contact agrees that the use of the term “avoid” should be carefully considered before it is applied in any direction in the RPS.  | Allowed.         |
| <b>Beef &amp; Lamb NZ and Deer Industry NZ</b> | LF – General | 00237.024               | Overhaul the pORPS as per paragraphs 13 – 30 in submission, in summary:<br><ul style="list-style-type: none"> <li>• Should add clarity and substance to the direction in national level regulation like the RMA, not simply repeat it.</li> <li>• Address gap in framework around NPS – FM; pORPS does not refer to identification of values which is required for environmental outcomes and definition of over-allocation.</li> <li>• Te Taiao, or nature, is distanced as the ‘other’ by excluding humans from it throughout the pORPS, rather than recognising humans as an inextricable part of it, not just influence on it, through ki uta ki tai.</li> <li>• Undertake the necessary research, analysis, and evaluation to understand</li> </ul> | Support           | Contact agrees with the submitter and the RPS would be improved as a result of these suggestions.   | Allowed.         |

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|   |                    |                         | <p>Otago's soil and water resources before redrafting the LF chapter.</p> <ul style="list-style-type: none"> <li>Better align the LF chapter with the NPS – FM and National Policy Statement for Highly Productive Land (NPS – HPL) when it is made operative.</li> </ul>  |                   |  |                  |
| <b>Federated Farmers of New Zealand</b>                                     | LF – New provision | 00239.075               | <ul style="list-style-type: none"> <li>Insert new method M2 to give effect to the other components of Te Mana o Te Wai, to give practical effect to the matters in P1 as proposed below.</li> <li>Adopt a new method as above and move existing LF – WAI – M2 to become LF – WAI – M3. “LF – WAI – M2 Practical implementation of Te Mana o Te Wai</li> </ul> <p>(1) The Otago Regional Council will give practical effect to LF – WAI – P2 by: Facilitating the practical use of matauraka Maori, such as through cultural flow preference studies, and other methods</p> <p>(2) Undertaking and supporting detailed hydrological, ecological, habitat, and soil studies to support integrated management of water</p> <p>(3) Undertaking and supporting social and economic studies to maintain or enhance social and economic wellbeing where transitions are required. “</p> | Support           | Contact supports the focus of the submitter's proposed amendments which assist in providing certainty and clarity as to the implementation of 'Te Mana o te Wai' as set out in the NPS-FM.   | Allowed.         |
| <b>Federated Farmers of New Zealand</b>                                     | LF – WAI – O1      | 00239.069               | <p>Amend as follows:</p> <p><del>“The mauri of Otago's water bodies and their health and well-being is protected, and restored where it is degraded, and the management of land and water recognises and reflects that:</del></p> <p><u>The health and wellbeing of Otago's water bodies is protected, and improved where is it degraded, and the management of the land and water recognises and reflects that:</u></p> <p><u>(1) Protecting the health of water protects the wider environment and the mauri of water.”</u></p>  | Support           | Contact supports the focus of the submitter's proposed amendments (below) which promote the protection - or where degraded, improvement – of significant water resources because this results in improved consistency with 'Te Mana o te Wai' as set out in the NPSFM. | Allowed.         |
| <b>Dunedin City Council</b>   | LF – WAI – P1      | 00139.081               | Consider providing clarification or adding a new policy on priorities when there is conflict between them; e.g. housing development and water needed for drinking water with potential effects on the health and well-being of a water body.   | Support in part   | Contact agrees that greater certainty as to how conflicts between competing uses could be useful.  | Allowed.         |
| <b>Royal Forest and Bird Protection Society of New Zealand Incorporated</b> | LF – WAI – P1      | 00230.074               | <p>Amend as follows:</p> <p>“In all management of fresh water in Otago, prioritise:</p> <p>(1) first, the health and well-being of water bodies and freshwater ecosystems, te</p>  | Support           | It is appropriate to recognise the importance of hydro-electricity generation as clear priority for the Otago region's wellbeing.  | Allowed.         |



| Submitter   | Theme         | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition   | Relief requested |
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|   |               |                         | <p>hauora o te wai and te hauora o te taiao, and the exercise of mana whenua to uphold these,</p> <p>(2) second, the health and well-being needs of people, te hauora o te tangata; interacting with water through ingestion (such as drinking water and consuming <del>harvested</del> resources harvested from the waterbody) and immersive activities (such as harvesting resources and bathing), and</p> <p>(3) third, the ability of people and communities to provide for their social, economic, and cultural well – being, now and in the future, <u>including hydroelectricity generation.</u>”</p>   |                   |   |                  |
| <b>Meridian Energy Limited</b>  | LF – WAI – P1 | 00306.031               | <p>Amend as follows:</p> <p>“In all management of fresh water in Otago, prioritise:</p> <p>(1) first, the health and well – being of water bodies and freshwater ecosystems, te hauora o te wai and te hauora o te taiao, and the exercise of mana whenua to uphold these,</p> <p>(2) second, the health and well – being needs of people, te hauora o te tangata, when interacting with water <del>through ingestion</del> (such as drinking water, and collecting or consuming food harvested from waterbodies <del>resources</del>) and immersive activities (such as <del>harvesting resources and bathing</del>); <u>and through the use of water for renewable electricity generation.</u></p> <p>(3) third, the ability of people and communities to provide for their social, economic, and cultural well – being, now and in the future.”</p> | Support           | It is appropriate to recognise the importance of hydro-electricity generation and manage it is a clear priority for the region. | Allowed.         |
| <b>New Zealand Infrastructure Commission</b>  | LF – WAI – P3 | 00321.030               | <p>Retain as notified.</p> <p>Submitter notes contradiction with provision LF – WAI – P1</p>   | Support           | Contact agrees that the drafting of this policy is generally appropriate and should be retained.                                | Allowed.         |
| <b>Central Otago Environmental Society</b>  | LF – WAI – P3 | 00202.015               | <p>Amend as follows:</p> <p>A clause should be added to the effect; contributes to the reduction of climate changing emissions with the aim of the region being carbon neutral by 2050.</p>  | Support           | This addition would align with national policy and direction and is appropriate.  | Allowed.         |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | LF – WAI – P3 | 00231.047               | <p>Amend as follows:</p> <p>Manage the use of fresh water and land in accordance with tikaka and kawa, using an integrated approach that:</p> <p>(1) recognises and sustains the connections and interactions between</p>  | Oppose            | <p>Contact opposes the relief sought by the submitter.</p> <p>In particular:</p>  | Disallowed.      |

| Submitter | Theme | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition  | Relief requested |
|-----------|-------|-------------------------|--|-------------------|--|------------------|
|           |       |                         | <p>water bodies (large and small, surface and ground, fresh and coastal, permanently flowing, intermittent and ephemeral),</p> <p>(2) sustains and, <del>wherever possible,</del> restores the connections and interactions between land and water, from the mountains to the sea,</p> <p>(3) sustains and, <del>wherever possible,</del> restores the habitats of mahika kai and indigenous species, including taoka species associated with the water body,</p> <p><u>(3a) sustains and restores the habitats of trout and salmon species associated with the water body, insofar as this is consistent with ECO-P11,</u></p> <p>(4) manages the effects of the use and development of land to maintain or enhance the health and well-being of fresh water and coastal water,</p> <p>(5) <del>requires</del> encourages the coordination and sequencing of regional or urban growth to ensure it is sustainable,</p> <p>(6) has regard to foreseeable climate change risks, <del>and</del></p> <p>(7) has regard to cumulative effects, <del>and</del></p> <p>(8) <del>the need to apply</del> applies a precautionary approach where there is limited available information or uncertainty about potential adverse effects,</p> <p><u>(9) preferentially considers effects against the naturalised flow and unpolluted state of a water body when making flow and quality decisions about the health, well-being and resilience of water bodies and freshwater ecosystems, including when setting limits or environmental outcomes, and</u></p> <p><u>(10) requiring all activities affecting water bodies to support the health, well-being and resilience of relevant water bodies and associated freshwater ecosystems.</u></p> <p><u>(11) Recognise and sustain the amenity and recreation values that people and communities derive from water bodies and their sources, including recreation in and around water and harvest food from water."</u></p> |                   | <p>In relation to clause (2), which fails to recognise the intergenerational nature and importance of significant infrastructure such as hydro-electric dams.</p> <p>The unqualified drafting of sub-clause (8) will apply the subjective 'precautionary approach' to all adverse effects, regardless of magnitude or whether such effects warrant such an approach.</p> <p>The addition of proposed sub-clause (9) is inappropriate in Contact's view. The indeterminate nature of 'naturalised flow and unpolluted state' does not recognise natural variability in flows/water quality and notwithstanding that issue, the best information available may not enable these parameters to be defined. For modified (or artificial) water bodies, determining a 'natural state' would be further complicated. Overall, Contact considers that the relief sought raises a possible conflict with sub-clauses (3) and (4) of NPSFM Clause 3.10, which require regional councils to set baseline attribute states using the best information available and accounting for natural variability.</p> <p>Contact opposes proposed sub-clause (10) as this proposed provision appears to be a de-facto requirement to avoid all adverse effects on water bodies - regardless of the significance of the water body, the magnitude of adverse effect or the positive effects of the proposal.</p> |                  |

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| <b>Meridian Energy Limited</b>  | LF – WAI – P3           | 00306.032               | Add (4), (5) and (6)  | Support           | Contact agrees with the submitter that these amendments are appropriate.  | Allowed.         |
| <b>Royal Forest and Bird Protection Society of New Zealand Incorporated</b>               | LF – VM – New provision | 00230.078               | Add a new overarching vision to apply to all FMUs in Otago  | Oppose            | <p>Contact opposes these submitters' new objective (shown below) because it:</p> <p>Represents a de-facto policy direction to prohibit all adverse effects on water bodies regardless of magnitude (sub-clause 2);</p> <p>Requires water bodies to revert to an indeterminate 'natural state' despite the degree, purpose and benefits of any existing modification and potential opportunity costs of such reversion (sub-clause 3);</p> <p>Requires subjective 'abundant' food gathering and recreational opportunities (sub-clauses 7 and 8); and</p> <p>Requires management in accordance with LF-WAI objectives and policies that Contact opposes as noted earlier in this further submission and in its original submission.</p>  | Disallowed.      |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | LF – VM – New provision | 00231.05                | Amend as follows:<br>LF-VM-OA2 – All of Otago catchment vision  | Oppose            | <p>Contact opposes these submitters' new objective (shown below) because it:</p> <ul style="list-style-type: none"> <li>Represents a de-facto policy direction to prohibit all adverse effects on water bodies regardless of magnitude (sub-clause 2);</li> <li>Requires water bodies to revert to an indeterminate 'natural state' despite the degree, purpose and benefits of any existing modification and potential opportunity costs of such reversion (sub-clause 3);</li> <li>Requires subjective 'abundant' food gathering and recreational opportunities (sub-clauses 7 and 8); and</li> <li>Requires management in accordance with LF-WAI objectives and policies that Contact opposes as noted earlier in this further submission and in its original submission.</li> </ul> | Disallowed.      |
| <b>Minister for the Environment</b>   | LF – VM – O2            | 00136.004               | Amend as follows:<br>Amend LF – VM – O2 – Clutha Mata – au FMU vision to include a clear vision of the catchment that has phased out existing over – allocation and avoids future overallocation.   | Oppose in part    | <ul style="list-style-type: none"> <li>Contact considers it necessary to ensure any overallocation is phased out in accordance with the NPS-FM.</li> </ul>  | Disallowed.      |
| <b>Minister for the Environment</b>   | LF – VM – O2            | 00136.005               | Amend as follows:<br>Amend LF – VM – O2 – Clutha Mata – au FMU vision (timeframes) to include interim steps in a manner similar to the consultation version of the pRPS, although 2040 for quality and flows may still be longer than reasonable. | Oppose in part    | Contact considers it necessary to ensure any overallocation is phased out in accordance with the NPS-FM.  | Disallowed.      |
| <b>Dunedin City Council</b>   | LF – VM – O2            | 00139.085               | Amend to include material about mitigation of sediment processes currently being obstructed by large dams.  | Oppose            | The Clutha hydro system forms part of the existing environment and it is not clear what additional mitigation would be required to manage this. There is no clear evidential basis to require this as part of the RPS.  | Disallowed.      |

| Submitter                                      | Theme             | Submission Point Number | Submission overview   | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|-------------------|-------------------------|---|-------------------|---|------------------|
| <b>Beef &amp; Lamb NZ and Deer Industry NZ</b> | LF – VM – P6      | 00237.030               | Amend policy so that it properly reflects the requirements of the NPSFM.  | Support           | Contact agrees that it is appropriate to ensure consistency with the NPS-FM.  | Allowed.         |
| <b>Trustpower Limited</b>                      | LF – FW – General | 00311.020               | Amend as follows:<br><br>Following amendment to apply to LF – FW – P11; LF – FW – M5; and APP 1 Appendix to align with current best practice. It is recommended that the appendix be aligned with the use of screening criteria developed by MfE/Hawkes Bay Regional Council/ Auckland Council in the report “Water Conservation Order Review: Outstanding Values: Key Features” and as adopted within the decision version of Hawkes Bay Regional Council’s plan change 7 on Outstanding Water Bodies. Attached as Appendix D of this submission.  | Support in part   | Contact agrees that a robust process should be followed in order to identify outstanding natural water bodies within the region. The criteria that are applied needs to be appropriately suited to the Otago context. | Allowed.         |
| <b>Director-General of Conservation</b>        | LF – FW – O8      | 00137.070               | Insert the following new clauses or words to like effect:<br><br>“x. fresh water sustains indigenous aquatic life”,<br><br>“x. non – diadromous galaxiid and Canterbury mudfish populations and their habitats are protected”<br><br>“x. habitats that are essential for specific components of the life cycle of indigenous species, including breeding and spawning grounds, juvenile nursery areas, important feeding areas and migratory and dispersal pathways, are protected”<br><br>“x. changes to flows, fish passage or fish barriers only occur where doing so would not enable the passage of undesirable fish species where it is considered necessary to prevent their passage in order to protect desired fish species, their life stages, or their habitats. | Oppose            | Contact opposes the additional clauses being inserted into this objective. These matters are already inherent in the drafting of the objective (if they are applicable to the given water body).                      | Disallowed.      |
| <b>Meridian Energy Limited</b>                 | LF – FW – O8      | 00306.033               | Amend as follows:<br><br>“In Otago’s <u>fresh</u> water bodies and their catchments:<br><br>(1) the health of the wai supports the health of the people and thriving mahika kai,<br><br><del>(2) water flow is continuous throughout the whole system,</del><br><br><del>(3)</del> (2) the interconnection of fresh water (including groundwater) and coastal waters is recognised,<br><br>(3) native fish can migrate easily and as naturally as possible and taoka species and their habitats are protected, and  | Support           | Contact generally supports the amendments which have been made by the submitter, in particular to clause (2) as this is consistent with Contact’s submission.   | Allowed.         |

| Submitter  | Theme         | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition   | Relief requested |
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|  |               |                         | (3) the significant and outstanding values of Otago's outstanding water bodies are identified and protected."  |                   |   |                  |
| Otago Fish & Game Council and the Central South Island Fish & Game Council | LF – FW – O8  | Page 449                | Point 4a re trout and salmon "migrate easily"  | Oppose            | Contact opposes the amendments being proposed by the submitter. Clause (4) as it is currently drafted gives effect to section 6(c) of the RMA.  | Disallowed.      |
| Trojan Holdings Limited  | LF – FW – O8  | 00206.029               | Amend (5) as follows:<br>Proposed Otago Regional Policy Statement 2021 Summary of Decisions Requested - Part A 449 (5) the significant and outstanding values of Otago's outstanding water bodies are identified and protected from <u>inappropriate subdivision, use and development</u> .        | Support           | Contact supports the amendments as they are consistent with section 6(a) of the RMA.  | Allowed.         |
| Transpower New Zealand Limited   | LF – FW – O10 | 00314.022               | Retain as notified.  | Support           | Contact agrees that the drafting of this objective is appropriate and should be retained.   | Allowed.         |
| Meridian Energy Limited  | LF – FW – P7  | 00306.034               | Amend as follows:<br>"Environmental outcomes, attribute states (including target attribute states) and limits ensure that:<br>(1) ...<br>(2) the habitats of <u>significant</u> indigenous species associated with water bodies are protected, including by providing for fish passage,<br>(3) ... | Support           | Contact agrees that the drafting of this policy as notified is too absolute and could mean that the environmental outcomes, attribute states and limits must protect any habitat of a single (or multiple) indigenous plant or animal that is associated with a water body, whether in it or near it. The amendments being sought by the submitter improve this policy. | Allowed.         |
| Trustpower Limited   | LF – FW – P7  | 00311.015               | Amend as follows:<br>Add the words 'where appropriate' to the end of Clause(2).<br>AND Add a new Clause (7) as follows:<br>(7) the existing and future generation output of hydroelectric power schemes is recognised, maintained and protected.   | Support           | This addition would align with national policy and direction and is appropriate.  | Allowed.         |
| Meridian Energy Limited  | LF – FW – P9  | 00306.036               | Retain (1)(b) as notified.   | Support           | The amendments are necessary to improve the application of this policy.   | Allowed.         |
| Meridian Energy Limited  | LF – FW – P9  | 00306.035               | Amend as follows:<br>Replace the word 'specific' with the word 'specified' in Clause (1) (a) (vi).   | Support           | It is appropriate to make this amendment to correct the typographical error in this policy.   | Allowed.         |
| Otago Fish & Game Council and the Central South Island Fish & Game Council | LF – FW – P10 | 00231.057               | Amend as follows:<br>...<br>(1) an increase in the extent and quality of habitat for indigenous species,<br>(1a) an increase in the extent and quality of habitat for trout and salmon, insofar as it is consistent with ECO-P11   | Oppose            | The amendments are not consistent with section 6 of the RMA or the NPS-FM.  | Disallowed.      |



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| Trustpower Limited   | LF – FW – P10 | 00311.017               | Amend as follows:<br>Replace the word 'possible' with the word 'practicable'.  | Support           | Contact agrees with the submitter that this amendment would improve the application of this policy.   | Allowed.         |
| Beef & Lamb NZ and Deer Industry NZ                                  | LF – FW – P11 | 00237.037               | Delete clause (3).   | Support           | Contact agrees that deleting clause (3) is appropriate. Policy NFL-1 refers to APP9 which applies more broadly to all landscape and natural features. It is inappropriate to then assume all waterbodies within those areas might also be outstanding.  | Allowed.         |
| Queenstown Airport Corporation                                       | LF – FW – P12 | 00313.010               | Amend as follows:<br>"The significant and outstanding values of outstanding water bodies are:<br>(1) identified in the relevant regional and district plans, and<br>(2) protected by avoiding adverse effects on these values."  | Support           | Contact agrees that the protection of values can be achieved without avoiding the activity (or adverse effects regardless of the scale or severity of such effects) in all circumstances.   | Allowed.         |
| Wise Response Society Inc  | LF – FW – P12 | 00509.078               | Amend as follows:<br>(3) restoring to high quality and protecting where that has been lost due to inappropriate development  | Oppose            | Contact opposes this additional clause as it is not clear what is meant by the term and how it would be implemented in the RPS and in particular the lower order planning documents.  | Disallowed.      |
| Royal Forest and Bird Protection Society of New Zealand Incorporated | LF – FW – P12 | 00230.091               | Extends (1) to include at time of consenting   | Oppose            | The submitter proposes that outstanding water bodies not already specified in the relevant plan be identified during resource consent application processes. In Contact's view this ad-hoc approach would be uncertain and cause inconsistent interpretations and implementation.                             | Disallowed.      |
| Aurora Energy Limited  | LF – FW – P12 | Page 465                | Amend as follows:<br>Add new clause (3):<br>".....<br>(2) protected by avoiding adverse effects on those values; or<br>(3) In the case of infrastructure, managed in accordance with EIT – INF – P13."   | Support           | Contact agrees with the submitter that with regard to infrastructure (particularly that of national or regional significance) an alternative pathway to avoiding adverse effects should be available. This could include providing for adverse effects to be mitigated or remediated, offset, or compensated. | Allowed.         |
| Waka Kotahi NZ Transport Agency                                      | LF – FW – P13 | 00305.024               | Amend as follows:<br>Include an additional point which could be worded as follows:<br>"(9) while recognising the functional and operational needs of nationally and regionally significant infrastructure."  | Support           | Contact agrees that this policy needs to be appropriately balanced with the needs of nationally and regionally significant infrastructure.  | Allowed.         |
| Queenstown Airport Corporation                                       | LF – FW – P13 | 00313.012               | Amend as follows:<br>Ensure that regionally significant infrastructure is appropriately provided for.  | Support           | Contact agrees that this policy needs to be appropriately balanced with the needs of nationally and regionally significant infrastructure.  | Allowed.         |
| Toitū Te Whenua, Land Information New Zealand                        | LF – FW – P13 | 0010.039                | "Functional need" is not considered to be a high enough standard to preserve the natural character of Otago's waterways. Functional need should not apply to individuals or commercial activities. Should only apply at a level of regional or national significance and importance. | Oppose            | Certain activities including renewable electricity generation activities can be constrained in terms of location by their functional, technical, or operational needs. In accordance with the NPS-REG this needs to be suitably recognised throughout the RPS.  | Disallowed.      |



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| <b>OWRUG</b>                          | LF – FW – P13 | 00235.096               | Amend Policy as follows:<br><br>(3) recognising that for infrastructure, EIT – INF – P13 applies instead of LF – FW – P13. 097 Delete Clause (3) of LF – FW – P13 and add a new flow setting policy as set out elsewhere.   | Support           | Contact agrees that it is appropriate to defer to the energy and infrastructure provisions which should take precedence when considering such activities in waterways.     | Allowed.         |
| <b>Aurora Energy Limited</b>          | LF – FW -13   | 00315.033               | Amend as follows:<br>Add new clause (9), as follows:<br>“...<br>(9) despite (1) – (8), in the case of infrastructure the effects of the activity are managed by the effects management hierarchy (other matters) in accordance with EIT – INF – P13.”                                       | Support           | Contact agrees that it is appropriate to defer to the energy and infrastructure provisions which should take precedence when considering such activities in waterways.     | Allowed.         |
| <b>Meridian Energy Limited</b>        | LF – FW – M5  | 00306.038               | Amend as per submission   | Support           | Contact agrees that it is appropriate to align this method with the NPS-FM.  | Allowed.         |
| <b>Meridian Energy Limited</b>        | LF – FW – M6  | 00306.039               | Amend as follows:<br><br>Elevate LF – FW – M6 to being a new policy, or adopt, as a new policy, words of the same effect.   | Support           | Contact agrees that it is appropriate to provide for off-stream storage of surface water.  | Allowed.         |
| <b>Trustpower Limited</b>             | LF – FW – M6  | 00311.019               | Amend as per submission   | Support           | Contact agrees that it is appropriate to align this method with the NPS-FM.  | Allowed.         |
| <b>Meridian Energy Limited</b>        | LF – FW – M7  | 00306.040               | Amend as per submission   | Support           | Contact agrees that it is appropriate to align this method with the NPS-FM.  | Allowed.         |
| <b>Transpower New Zealand Limited</b> | LF – LS – P22 | 00314.028               | Amend as follows:<br><br>g. to ensure a level of security consistent with the operational requirements of a lawfully established activity.”   | Support           | Contact agrees that it is appropriate to ensure public access is not enabled to a point where it affects the security of an existing lawfully established activity.        | Allowed.         |
| <b>TrustPower</b>                     | LF -LS – P22  | 00311.021<br>(Page507)  | Retain as notified<br>AND<br>Ensure that clause 3 (a) of the policy is retained   | Support           | Contact agrees that restricting public access in circumstances where it is necessary to protect public health and safety and lifeline services or utilities is necessary.  | Allowed.         |
| <b>TrustPower Limited</b>             | ECO – General | 00311.027               | Amend as follows:<br><br>Amend APP2, APP3; and APP 4 appendices to align with current best practice.  | Support           | Contact agrees that these appendices and the ECO chapter generally should be aligned with current best practice for ecological identification, assessment, and management. | Allowed.         |
| <b>Calder Stewart</b>                 | ECO - General | 00027.003<br>Page 517   | Amend to include within the Methods sections:<br><br><u>The encouragement of Best Practice adaptive management approaches to Land users as a means of ensuring values are identified and protected, and to build connections between land users and any cultural and ecological values.</u> | Support           | Contact agrees that best practice adaptive management is a valid method for managing effects on ecological values.   | Allowed.         |

| Submitter  | Theme   | Submission Point Number                           | Submission overview   | Support or oppose | Reasons for support or opposition  | Relief requested |
|--|---|---|---|-------------------|--|------------------|
| Otago Fish & Game Council and the Central South Island Fish & Game Council | ECO – New Provisions<br>ECO – O4<br>ECO – P11<br>ECO – M9 | 00231.07<br>00231.075<br>00231.079<br>Page 522-23 | New objective and policy relating to trout and salmon. Policy specifically call for fish passage and biodiversity off-setting   | Oppose            | These additions are not supported by the NPSFM or the Proposed NPS-IB.   | Disallowed.      |
| Director General of Conservation   | ECO-O1  | 00137.083   | Insert the following additional points into the objective: -<br>“That there is no worsening of the threat classification of indigenous threatened species in Otago; - In the term of the RPS the threat classification of threatened indigenous species in Otago will be improved; - Areas of significant indigenous biodiversity will be mapped and protected; and - Threatened ecosystems will be protected in Otago” | Oppose            | It is appropriate to ensure there is no worsening of the threat classification as a direct result of any activity however Contact considers that there may be practical constraints which limit the ability to “improve” the threat classification of a species. | Disallowed.      |
| Royal Forest and Bird Protection Society of New Zealand Incorporated       | ECO-O2  | 00230.098   | Amend as follows:<br>“A net increase in the extent, quality, quantity and <del>occupancy</del> diversity of Otago’s indigenous biodiversity results from restoration or <del>enhancement</del> and improvement.”  | Oppose            | Extent and occupancy are recognised ecological terms and should be retained.   | Disallowed.      |
| Aurora Energy Limited  | ECO – P3  | 00315.035   | Amend as follows:<br>Delete<br>OR<br>Amend by adding a carve out for infrastructure in which the policy framework of EIT – INF applies, including by adding the following text:<br>“or, in the case of infrastructure, adverse effects are managed in accordance with EIT – INF – P13.”<br>OR<br>Amend as necessary to give effect to the NPSIB.  | Support           | Contact agrees with the submitter that this policy could be deleted as it establishes a very high threshold with regard to the management of effects on biodiversity.  | Allowed.         |
| Trustpower   | ECO-P4  | 00311.022<br>Page 538                             | Amend as follows:<br>Add the words ‘ <u>operation, maintenance</u> ’ following ‘development’ in Clause (1).   | Support           | Contact agrees that it would be appropriate to broaden this policy to ensure it also enables the operation and maintenance of infrastructure, as well as minor upgrading to occur without undue constraint. This accords with the NPS-REG.                       | Allowed.         |
| New Zealand Infrastructure Commission                                      | ECO – P5  | 00321.024<br>Page 540                             | Amend as follows:<br>Needs to be amended to provide for the operation, maintenance, and minor upgrading of existing infrastructure.   | Support           | Contact agrees that it would be appropriate to broaden this policy to ensure it also enables the operation and maintenance of infrastructure, as well as minor upgrading to occur without undue constraint. This accords with the NPS-REG.                       | Allowed.         |
| Trojan Holdings Limited  | ECO-P8  | 00206.045   | Amend:<br>(4) promoting subdivision, use and development of resources which support 1 – 3 above.  | Support           | Contact agrees that it is necessary to recognise that development and use of resources can also achieve positive ecological and biodiversity outcomes. This includes the use of offsetting and compensation measures.  | Allowed.         |

| Submitter                                    | Theme                      | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition  | Relief requested |
|--|----------------------------|-------------------------|--|-------------------|--|------------------|
| <b>Meridian Energy Limited</b>               | EIT – General              | 00306.093               | Amend as follows:<br>Ensure that existing renewable electricity generation activities are enabled, and new renewable electricity generation activities are provided for; and that both offsetting and environmental compensation are amongst the effects management options available to renewable electricity generation activities (as listed in Part 3 of the submission).  | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |
| <b>New Zealand Infrastructure Commission</b> | EIT – General              | 00321.100               | Place more emphasis on the benefits of infrastructure to society and the environment, and also on how the environment contributes to infrastructure.   | Support           | Contact agrees that it is appropriate to recognise the critical contribution infrastructure makes to the effective and efficient functioning of the region and New Zealand. It is also important to recognise that infrastructure often requires reliance on natural and physical resources. | Allowed.         |
| <b>New Zealand Infrastructure Commission</b> | EIT – General              | 00321.104               | Enable infrastructure provision in outstanding natural areas   | Support           | Contact agrees that at times infrastructure is constrained by its functional and operational requirements and may need to locate within such environments.   | Allowed.         |
| <b>New Zealand Infrastructure Commission</b> | EIT – General              | 00321.105               | Heritage should be appropriately balanced against infrastructure’s essential contribution to societal wellbeing.   | Support           | Contact agrees that at times infrastructure is constrained by its functional and operational requirements and may need to locate within such environments.   | Allowed.         |
| <b>Trustpower Limited</b>                    | EIT – EN – General         | 00311.070               | Trustpower supports the intent of the pRPS to recognise and provide for renewable electricity generation.  | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |
| <b>Trustpower Limited</b>                    | EIT – EN – General         | 00311.028               | General thrust of the EIT – EN Energy chapter be retained  | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |
| <b>Trustpower Limited</b>                    | EIT – EN – General         | 00311.067               | There is a need to ensure a coordinated policy response to insure there is recognition and development of plan provisions at regional and local scales that provide for existing or future renewable electricity generation.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |
| <b>Trustpower Limited</b>                    | EIT – EN – General         | 00311.029               | Amend as follows:<br>Add a new introduction statement prior to the EIT – EN – Energy heading as follows:<br>“Note: The provisions of the RPS, other than those contained in EIT – EN, do not apply to renewable electricity generation activities”   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |
| <b>Meridian Energy Limited</b>               | EIT – EN – New – Provision | 00306.059               | Amend as follows:<br>Insert a new policy in the EIT – EN chapter as follows:<br>“EIT – EN – P# Contravening environmental bottom lines and limits for renewable electricity generation activities<br>Renewable electricity generation activities are able to not comply with environmental bottom lines or limits set in, or resulting from, any policy or method of this RPS provided the activity complies with IM – P12.” | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |

| Submitter                      | Theme                      | Submission Point Number | Submission overview   | Support or oppose | Reasons for support or opposition  | Relief requested |
|--------------------------------|----------------------------|-------------------------|---|-------------------|--|------------------|
| <b>Meridian Energy Limited</b> | EIT – EN – New – Provision | 00306.092               | Amend as follows:<br>Insert a new objective in the Energy section of the Energy, Infrastructure and Transport chapter as follows:<br>“Renewable electricity generation activities in Otago:<br>a) provide for the energy needs of Otago’s communities and economy;<br>b) reduce overall greenhouse gas emissions; and<br>c) contribute to the achievement of New Zealand’s national target for renewable electricity generation”;   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |
| <b>Meridian Energy Limited</b> | EIT – EN – New – Provision | 00306.094               | Amend as follows:<br>Insert new provision to clarify the relationship between the provisions in the Energy section of the Energy, Infrastructure and Transport chapter, and the other provisions in the pORPS21 by inserting the following new policy:<br>“Where conflict arises between the implementation of EIT – EN objectives and policies, and the objectives and policies in other sections of this regional policy statement, the EIT – EN objectives and policies preside.”;   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. However, the word “prevail” may be more appropriate than ‘preside’ in this context. | Allowed.         |
| <b>Trustpower Limited</b>      | EIT – EN – New – Provision | 00311.039               | “EIT – EN – P10 Climate Change Mitigation<br>Where a proposed renewable electricity generation activity provides, or will provide, enduring regionally or nationally significant mitigation of climate change impacts, with commensurate benefits for the well – being of people and communities and the wider environment, decision makers may, at their discretion, allow non – compliance with an environmental bottom line set in any policy or method of this RPS or in a Land and Water Plan, only if they are satisfied that:<br>(1) the activity is designed and carried out to avoid, remedy or mitigate adverse effects as far as is consistent with its purpose and functional needs,<br>(2) the activity is consistent with other regional and national climate change mitigation activities, and<br>(3) where adverse effects on the environment cannot be avoided, remedied, or mitigated, decision makers shall have regard to offsetting measures environmental compensation including measures or compensation which benefit | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.   | Allowed.         |

| Submitter   | Theme         | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition   | Relief requested |
|---|---------------|-------------------------|--|-------------------|---|------------------|
|   |               |                         | the local environment and community affected”  |                   |   |                  |
| <b>Trustpower Limited</b>   | EIT – EN – O1 | 00311.030               | Amend as follows:<br>“The health and wellbeing of Otago’s communities and economy are supported by renewable energy generation within the region that is safe, secure, and resilient.”   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.  | Allowed.         |
| <b>Beef &amp; Lamb NZ and Deer Industry NZ</b>  | EIT – EN – O2 | 00237.050               | Amend objectives and policies: - to provide for Otago’s agricultural and urban land uses when relying on water for renewable electricity generation.<br>Avoid water reliant renewable energy where water has been overallocated or is under pressure.  | Oppose in part    | Contact considers that such activities can often exist together, with run of the river hydro schemes not requiring additional or further allocation of the water resource.  | Disallowed.      |
| <b>New Zealand Infrastructure Commission</b>  | EIT – EN – P2 | 00321.043               | Amend as follows:<br>Strengthen the policy support for increasing renewable electricity generation capacity.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.  | Allowed.         |
| <b>New Zealand Infrastructure Commission</b>  | EIT – EN – P3 | 00321.044               | Amend as follows:<br>Provision should be broadened to apply to the capacity (rather than just security) of renewable electricity supply, and/or combined with Policy EIT – EN – P2 so as to provide strong support for increasing both security and capacity.  | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.  | Allowed.         |
| <b>Otago Fish &amp; Game Council and the Central South Island Fish &amp; Game Council</b> | EIT – EN – P4 | 00231.087               | Amend as follows:<br>The overall security of renewable electricity supply is maintained or improved in Otago through:<br>(1) appropriate provision for the development or upgrading of renewable electricity generation activities and diversification of the type or location of electricity generation activities, where it <u>is consistent with environmental limits, and</u><br>(2) <u>allowing for the possibility of reductions in renewable electricity supply at a specific location.</u> | Oppose            | Contact opposes this submission. It is inconsistent with the NPS-REG as it does not protect generation capacity and does not enable increased generation opportunities or reflect national climate change requirements and goals. | Disallowed.      |
| <b>Meridian Energy Limited</b>  | EIT – EN – P6 | 00306.057               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.  | Allowed.         |
| <b>Meridian Energy Limited</b>  | EIT – EN – M1 | 00306.061               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.  | Allowed.         |
| <b>Trustpower Limited</b>   | EIT – EN – M1 | 00311.040               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG.  | Allowed.         |



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|---------------------------------------|---------------------|-------------------------|--|-------------------|--|------------------|
| <b>Meridian Energy Limited</b>        | EIT – EN – M2       | 00306.062               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Trustpower Limited</b>             | EIT – EN – M2       | 00311.041               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Meridian Energy Limited</b>        | EIT – EN – E1       | 00306.063               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Trustpower Limited</b>             | EIT – EN – E1       | 00311.042               | Amend as per submission.   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Meridian Energy Limited</b>        | EIT – INF – General | 00306.095               | Amend as follows:<br>Clarify that the EIT – INF sub – chapter of the pORSP21 does not apply to renewable electricity generation activities by inserting the following:<br>“The EIT – INF provisions of this RPS do not apply to infrastructure that is part of renewable electricity generation activities. The EIT – EN provisions of this RPS apply to infrastructure that is part of renewable electricity generation activities.”    | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Meridian Energy Limited</b>        | EIT – INF – General | 00306.096               | Amend as follows:<br>Clarifying that the EIT – INF sub – chapter of the pORSP21 does not apply to renewable electricity generation activities by inserting the following:<br>“The EIT – INF provisions of this RPS do not apply to infrastructure that is part of renewable electricity generation activities. The EIT – EN provisions of this RPS apply to infrastructure that is part of renewable electricity generation activities.” | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Meridian Energy Limited</b>        | EIT–INF – General   | 00306.064               | Amend as follows:<br>Insert a guidance note before Objective EIT – INF – O4 as follows:<br>“The EIT – INF provisions of this RPS do not apply to infrastructure that is part of renewable electricity generation activities. The EIT – EN provisions of this RPS apply to infrastructure that is part of renewable electricity generation activities.”   | Support           | Contact supports these amendments as they align with national policy direction and provide greater certainty. These outcomes are directly consistent with the NPS-REG. | Allowed.         |
| <b>Queenstown Airport Corporation</b> | EIT–INF – General   | 00313.023A              | Amend as follows:<br>For EIT – INF – M4 – Regional Plans delete the word ‘minimised’ and replace it with ‘remedied or mitigated’. AND For EIT – INF – M5 – District Plans, to delete the word  | Support           | Contact agrees that the term “minimise” is not consistent with section 5 of the RMA and should be replaced with “remediated or mitigated”.                             | Allowed.         |



| Submitter  | Theme           | Submission Point Number | Submission overview   | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|-----------------|-------------------------|---|-------------------|---|------------------|
|  |                 |                         | 'minimised' and replace it with 'remedied or mitigated'.  |                   |   |                  |
| <b>Queenstown Airport Corporation</b>                            | EIT – INF – O5  | 00313.016               | Amend as follows:<br>“Development of nationally and regionally significant infrastructure, as well as land use change, occurs in a co – ordinated manner to: <del>minimize</del><br>(1) avoid, remedy or mitigate adverse effects on the environment, and<br>(2) <u>ensure the operational and functional needs of the infrastructure is not compromised</u> and increase efficiency in the delivery, operation and use of the infrastructure.” | Support           | Contact agrees that it is appropriate to delete the term minimise from this objective. It is also appropriate to ensure the operational and functional needs of infrastructure is not compromised by the development of land use activities.  | Allowed.         |
| <b>Trustpower Limited</b>  | EIT – INF – P10 | 00311.046               | Retain as notified  | Support           | It is appropriate when making decisions on allocation of resources to take into account the needs of nationally and regionally significant infrastructure and how they might be affected or enabled by such decisions.  | Allowed.         |
| <b>Dunedin City Council</b>                                      | EIT – INF – P11 | 00139.163               | Amend to be more enabling, e.g. by amending to “minimising adverse effects <u>as far as practicable</u> ”.  | Support in part   | Contact considers it appropriate to recognise that adverse effects can be minimised to the extent practicable, however as set out elsewhere in this submission, Contact considers that the term “minimise” should be removed and replaced with terminology that is consistent with section 5 of the RMA. This should be replaced with “remediation or mitigation” of adverse effects. | Disallowed.      |
| <b>Z Energy Limited, BP Oil NZ Limited, Mobil Oil NZ Limited</b> | EIT – INF – P12 | 00510.039               | Retain as notified  | Support           | Contact agrees that this policy should be retained.   | Allowed.         |
| <b>Waka Kotahi NZ Transport Agency</b>                           | EIT – INF – P14 | 00305.043               | Amend as follows:<br>Clarify the interpretation and application of the terms ‘develop’, ‘upgrade’ and ‘substantial upgrade’, and also amend the policy to encourage, rather than require, a reduction in adverse effects arising from existing infrastructure at the time that works are undertaken to upgrade that infrastructure.   | Support           | Contact agrees that these amendments would be appropriate.  | Allowed.         |
| <b>Z Energy Limited, BP Oil NZ Limited, Mobil Oil NZ Limited</b> | EIT – INF – P14 | 00510.041               | Delete EIT-INF-P14(2).  | Support           | Contact considers there to be uncertainty as to what would be required by clause (2) and supports its deletion on this basis.   | Allowed.         |
| <b>Trustpower Limited</b>  | EIT – INF – P15 | 00311.048               | Retain as notified  | Support           | Contact agrees that it is appropriate to protection nationally and regionally significant infrastructure from reverse sensitivity effects, and that this policy should be generally retained on this basis.   | Allowed.         |
| <b>New Zealand Infrastructure Commission</b>                     | EIT – INF – P15 | 00321.059               | Amend as follows:<br>Consistent with the need to give effect to the NPSET, EIT – INF – P15 should be amended so that:<br>• the requirement or direction is strengthened: “seek to avoid” is not as  | Support           | Contact agrees that the wording of this policy could be more certain in preventing reverse sensitivity effects on infrastructure.   | Allowed.         |

| Submitter                              | Theme           | Submission Point Number | Submission overview   | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|-----------------|-------------------------|---|-------------------|---|------------------|
|  |                 |                         | strong as (in effect) 'avoid to the extent reasonably possible' the focus is on avoiding both reverse sensitivity and direct effects on the operation, maintenance, upgrading, and development of the electricity transmission network.   |                   |   |                  |
| <b>Queenstown Airport Corporation</b>  | EIT – INF – P15 | 00313.022               | <p>Amend as follows:</p> <p><del>“Seek to avoid the establishment of activities that may result in reverse sensitivity effects on nationally or regionally significant infrastructure, and/or where they may compromise the functional or operational needs of nationally or regionally significant infrastructure. Protect the efficient and effective operation of nationally and regionally significant infrastructure by:</del></p> <p>(1) Avoiding activities that may give rise to an adverse effect on the functional or operational needs of nationally or regionally significant infrastructure,</p> <p>(2) Avoiding activities that may result in reverse sensitivity effects on nationally or regionally significant infrastructure,</p> <p>(3) Avoiding activities and development that forecloses an opportunity to adapt, upgrade or develop nationally or regionally significant infrastructure to meet future demand.</p> | Support           | Contact agrees that the wording of this policy could be more certain in preventing reverse sensitivity effects on infrastructure both present now and in the future.              | Allowed.         |
| <b>Waka Kotahi NZ Transport Agency</b> | EIT – INF – M4  | 00305.052               | <p>Amend as follows:</p> <p>Clarify what constitutes a 'highly valued' natural and physical resource, and also give further consideration to the implications of the prioritisation detailed in (2) to ensure that a suitable balance between cost and effect are achieved. Also, replace 'avoid' with 'minimise' or similar.</p>   | Support in part   | Contact agrees that amendments or the deletion of both “highly valued natural and physical resources”, as well as “minimise” is appropriate throughout the RPS.                   | Allowed.         |
| <b>Trojan Holdings Limited</b>         | EIT – INF – M5  | 00206.051               | <p>T-INF-M5 – District plans</p> <p>Territorial authorities must prepare or amend and maintain their district plans to:</p> <p>...</p> <p>(6) ensure <u>that new urban</u> development is avoided where:</p> <p>(a) it cannot be adequately served with infrastructure,</p> <p>(b) it utilises infrastructure capacity for other planned development, or</p> <p>(c) the required upgrading of infrastructure is not funded, <del>and require the prioritisation of sites where adverse effects on highly valued natural and physical</del></p>  | Support           | Contact agrees that the requirement to “avoid” certain locations or effects establishes too high a threshold that has not been properly considered in the development of the RPS. | Allowed.         |

| Submitter  | Theme              | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|--------------------|-------------------------|--|-------------------|---|------------------|
|  |                    |                         | <del>resources and mana whenua values can be avoided or, at the very least, minimised.</del>   |                   |   |                  |
| Trustpower Limited   | EIT – INF – M5     | 00311.050               | Amend as follows:<br>“.....<br>(7) require the prioritisation of sites, <u>other than for renewable electricity generation activities</u> , where adverse effects on highly valued natural and physical resources and mana whenua values can be avoided or, at the very least, minimised.”   | Support           | These amendments would be consistent with giving effect to the NPS-REG and assist to achieve climate change outcomes as required by national policy and direction.  | Allowed.         |
| Sanford Limited  | HAZ – NH – General | 00122.030               | Amend Policy HAS NH P2, HAZ NH P3 and HAZ NH P4, Method HAZ–NH–M3 – Regional plans, Method HAZ–NH–M4 – District plans, and APP6 - Methodology for natural hazard risk assessment, to the extent required so that they do not direct individual developments be avoided where significant natural hazard risk can be suitably mitigated at that site for a particular development | Support           | Contact agrees that certain developments should not be avoided if the natural hazard risk can be suitably managed.  | Allowed.         |
| Royal Forest and Bird Protection Society of New Zealand Incorporated | HAZ – NH – O1      | 00230.135               | Amend as follows:<br>“Levels of risk to people, communities, <u>ecosystem health, indigenous biodiversity, and ...</u> ”   | Oppose in part    | Contact opposes the addition clauses to this objective. It is not clear what ramifications this would have in terms of risk identification, assessment and management was also required for ecosystem health and indigenous biodiversity.   | Disallowed.      |
| Oceana Gold (New Zealand) Limited                                    | HAZ – NH – O1      | 00115.026               | Retain this objective. However, OceanaGold wishes to confirm that “tolerable” is consistent with the acceptable hazard risk which appears to be more commonly used in practice.  | Support           | Contact agrees that terminology should be consistent with that commonly used in hazard management.  | Allowed.         |
| New Zealand Infrastructure Commission                                | HAZ – NH – O2      | 0321.073                | Amend as notified:<br><br>Rework to (for example) refer to adaptation to the effects of climate change (including risks associated with flooding, storm surge, and sea level rise) and natural hazards   | Support           | Contact agrees with the submitter that this amendment would improve the certainty of the objective.   | Allowed.         |
| Z Energy Limited, BP Oil NZ Limited, Mobil Oil NZ Limited            | HAZ – NH – P1      | 00510.050               | Retain as notified.  | Support           | Contact agrees that it would be appropriate to retain this policy as notified.  | Allowed.         |
| New Zealand Infrastructure Commission                                | HAZ – NH – P2      | 00321.075               | Amend as notified:<br><br>Clarify the circumstances in which such assessments are directed to be carried out   | Support           | Contact agrees that this amendment would improve the application of this policy.  | Allowed.         |
| Aurora Energy Limited  | HAZ – NH – P3      | 00315.061               | Amend as follows:<br><br>“Once the level of natural hazard risk associated with an activity has been determined in accordance with HAZ – NH – P2, manage new activities to achieve the following outcomes:<br><br>(1) when the natural hazard risk is significant, the activity is avoided <u>unless the activity is nationally or regionally significant</u>                    | Support           | Contact agrees that certain developments should not be avoided if the natural hazard risk can be suitably managed. This is particularly the case with infrastructure that often as a functional or operational need to be located in certain areas and cannot be established or relocated to other “lower natural hazard risk” locations. | Allowed.         |

| Submitter                                | Theme         | Submission Point Number | Submission overview  | Support or oppose | Reasons for support or opposition   | Relief requested |
|--|---------------|-------------------------|--|-------------------|---|------------------|
|  |               |                         | <u>infrastructure that has a functional need or operational need for its location and the risk is appropriately managed, ...</u>   |                   |   |                  |
| <b>Transpower New Zealand Limited</b>    | HAZ – NH – P3 | 00314.044               | Amend policy as follows:<br>“Once the level of natural hazard risk associated with an activity has been determined in accordance with HAZ – NH – P2, manage new activities to achieve the following outcomes:<br>1. when the natural hazard risk is significant, the activity is avoided <u>unless the activity is nationally significant infrastructure that has a functional need or operational need for its location and the risk is appropriately managed,</u> ”  | Support           | Contact agrees that certain developments should not be avoided if the natural hazard risk can be suitably managed. This is particularly the case with infrastructure that often as a functional or operational need to be located in certain areas and cannot be established or relocated to other “lower natural hazard risk” locations. | Allowed.         |
| <b>Dunedin City Council</b>              | HAZ – NH – P5 | 00139.198               | Clarify what the ‘precautionary approach’ is, and how it will be applied.  | Support           | Contact agrees that greater clarification as to how this policy will be applied would be helpful.   | Allowed.         |
| <b>Dunedin City Council</b>              | HAZ – NH – P6 | 00139.199               | Amend to recognise that this policy should operate consistently with infrastructure policies.  | Support           | Contact agrees that this would be a useful addition to this policy and its implementation.  | Allowed.         |
| <b>Meridian Energy Limited</b>           | HAZ – NH – P7 | 00306.065               | Retain as notified - HAZ – NH – P7 (6)   | Support           | Contact supports the retention of this policy.  | Allowed.         |
| <b>Aurora Energy Limited</b>             | HAZ – NH – P8 | 00315.063               | Amend as follows:<br>“....<br>2) Take into account their operational co – dependence with <del>other</del> lifeline utilities and essential services to ensure their effective operation.  | Support           | Contact considers this amendment to be an improvement in the application of this policy.  | Allowed.         |
| <b>Trustpower Limited</b>                | HAZ – NH – P8 | 00311.054               | Amend as follows:<br>Add new clause:<br>“(3) recognise that there can be a functional and operational need for lifeline utilities and facilities for essential or emergency services to locate in areas of natural hazard risk in some circumstances.”   | Support           | Contact agrees that certain developments should not be avoided if the natural hazard risk can be suitably managed. This is particularly the case with infrastructure that often as a functional or operational need to be located in certain areas and cannot be established or relocated to other “lower natural hazard risk” locations. | Allowed.         |
| <b>Oceana Gold (New Zealand) Limited</b> | HCV – HH – P5 | 00115.029               | Amend this policy as follows:<br>Protect historic heritage by:<br>(1) requiring the use of accidental discovery protocols,<br><del>(2) avoiding adverse effects on areas or places with special or outstanding historic heritage values or qualities,</del><br>(3) avoiding significant adverse effects on areas or places with historic heritage values or qualities, <u>where adverse effects of any scale cannot be avoided due to functional or locational constraints of the activity, require adverse effects to be remedied and/or mitigated.</u> | Support           | Contact supports the amendments proposed by the submitter.<br><br>Contact agrees that for certain activities there are location and or functional constraints which may mean adverse effects on historic heritage cannot always be avoided and other management responses may be appropriate.   | Allowed.         |

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|                                |               |                         | <p><del>(4) avoiding, as the first priority, other adverse effects on areas or places with historic heritage values or qualities,</del></p> <p><del>(5) where adverse effects demonstrably cannot be completely avoided, remedying or mitigating them, and</del></p> <p>(6) recognising that for infrastructure, EIT – INF – P13 applies instead of HCV–HH–P5(1) to (5).</p>  |                   |  |                  |
| <b>Meridian Energy Limited</b> | NFL – General | 00306.073               | <p>Amend as follows:</p> <p>For NFL – M, NF - E, NFL – PR and NFL – AER, delete all references to highly valued natural features and landscapes in the NFL methods, explanations, principal reasons and anticipated environmental results</p>   | Support           | Contact agrees with the submitter that there is no directive under the RMA to identify and manage highly valued natural features and landscapes.       | Allowed.         |
| <b>Meridian Energy Limited</b> | NFL – General | 00306.074               | <p>Insert the following new policy after NFL – P6:</p> <p>“Despite policies NFL – P2 to NFL – P5 (inclusive), manage effects on natural features, landscapes and seascapes in a way that recognises and provides for the national significance of renewable electricity generation activities, and provides for their development, operation, upgrading, and maintenance by:</p> <ol style="list-style-type: none"> <li>1. Enabling modification of natural features, landscapes and seascapes that is essential for the operation and maintenance of renewable electricity generation activities; and</li> <li>2. Providing for the upgrading and development of renewable electricity generation, while managing the effects of upgrading and development on natural features, landscapes and seascapes, and having particular regard to: <ol style="list-style-type: none"> <li>a) the location of existing structures and infrastructure; and</li> <li>b) the need to locate renewable energy generation activities where the renewable energy resource is available; and</li> <li>c) the logistical or technical practicalities associated with the activity; and</li> <li>d) the importance of maintaining and increasing the output from existing renewable electricity generation activities; and</li> </ol> </li> <li>3. When considering any significant residual environmental effects of renewable electricity generation activities or electricity transmission activities that</li> </ol> | Support           | Contact considers this policy to be consistent with the NPS-REG and suitably recognises the importance of renewable electricity generation activities. | Allowed.         |



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|  |  |                         | cannot be avoided, remedied or mitigated, having regard to offsetting measures or environmental compensation, including measures or compensation that benefits the local environment and community affected”  |                   |   |                  |
| <b>Trustpower Limited</b>                      | NFL – O1   | 00311.059               | Amend as follows:<br><br>...<br>(1) the protection of outstanding natural features and landscapes from inappropriate subdivision, use and development, and<br>...”  | Support           | Contact considers this amendment to be consistent with section 6 of the RMA.  | Allowed.         |
| <b>Meridian Energy Limited</b>                 | NFL – P1   | 00306.069               | Amend as per submission.  | Support           | Contact agrees with the submitter that there is no clear directive under the RMA to identify and manage highly valued natural features and landscapes.  | Allowed.         |
| <b>Meridian Energy Limited</b>                 | NFL – P4   | 00306.071               | Amend as follows:<br>“Promote restoration of the areas and values of outstanding and highly valued natural features and landscapes where those areas or values have been reduced or lost. “   | Support           | Contact agrees with the submitter that there is no clear directive under the RMA to identify and manage highly valued natural features and landscapes.  | Allowed.         |
| <b>Meridian Energy Limited</b>                 | UFD – P8   | 00306.080               | Amend by adding the following:<br>“(7) avoids the potential for reverse sensitivity effects on nationally and regionally significant infrastructure   | Support           | Contact agrees with the submitter that it is appropriate to avoid adverse reverse sensitivity effects on nationally and regionally significant infrastructure.                                    | Allowed.         |
| <b>Beef &amp; Lamb NZ and Deer Industry NZ</b> | APP1 – Criteria for identifying outstanding water bodies | 00237.066               | Delete ‘salmonid fish’ from Table 4.  | Support           | Contact disagrees with the addition of salmonid fish as a criterion for identifying outstanding natural water bodies. This is not consistent with section 6 of the RMA or the NPS-FM.             | Disallowed.      |
| <b>Trustpower Limited</b>                      | APP1 – Criteria for identifying outstanding water bodies | 00311.062               | Amend as follows:<br>Amend to align with current best practice.<br>AND It is recommended that the appendix be aligned with the use of screening criteria developed by MfE/Hawkes Bay Regional Council/Auckland Council in the report “Water Conservation Order Review: Outstanding Values: Key Features” and as applied within the decision version of Hawkes Bay Regional Council’s plan change 7 on Outstanding Water Bodies. (Attached as Appendix D of submission). | Support           | Contact considers that a robust methodology for identifying outstanding natural water bodies should be adhered to. These criteria should be consistent with national direction and best practice. | Allowed.         |
| <b>Queenstown Airport Corporation</b>          | APP2 – Significance criteria for indigenous biodiversity | 00313.033               | Amend as follows:<br>Significance Criteria is amended to ensure indigenous biodiversity are aligned with best practice or national policy direction and are specific and targeted enough to avoid the classification of inappropriate areas as SNAs   | Support           | Contact considers it appropriate to align APP2 with national policy direction and/or best practice.   | Allowed.         |



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| <b>Blackthorn Lodge Glenorchy Limited</b> | APP6 – Methodology for natural hazard risk assessment   | 00119.028 – 00119.033   | Amendments to Appendix 6.   | Support in part   | Contact considers it appropriate that APP6 is consistent with best practice methodology for natural hazard assessment.   | Allowed.         |
| <b>Dunedin City Council</b>               | APP6 – Methodology for natural hazard risk assessment   | 00139.141               | Review the species listed in APP6 based on ecological evidence specific to Otago (unless this has already been done during preparation of the RPS), and also consideration of whether it is necessary for regional and district plans to control species that are managed under the Biosecurity Act.<br><br>Consider management via the RPS of species that are not conifers but that have significant invasive potential. This would involve consequential changes to APP6 and other provisions in the RPS that refer to wilding ‘conifers’ only, including ECO – P9, ECO – M5, ECO – AER4, NFL – P5, etc. | Support           | Contact considers it appropriate that APP6 is consistent with best practice methodology for natural hazard assessment.   | Allowed          |
| <b>Trojan Holdings Limited</b>            | APP6 – Methodology for natural hazard risk assessment   | 00206.075<br>00206.076  | Amendments to Appendix 6.   | Support in part   | Contact considers it appropriate that APP6 is consistent with best practice methodology for natural hazard assessment.   | Allowed.         |
| <b>Wayfare Group Ltd</b>                  | APP6 – Methodology for natural hazard risk assessment   | 00411.090 - 00411.095   | Amendments to Appendix 6.   | Support in part   | Contact considers it appropriate that APP6 is consistent with best practice methodology for natural hazard assessment.   | Allowed.         |
| <b>Meridian Energy Limited</b>            | APP9 – Identification criteria for outstanding and highly valued natural features, landscapes and seascapes | 00306.085               | Amend as follows:<br><br>“APP9 – Identification criteria for outstanding <del>and highly valued</del> natural features, landscapes and seascapes The areas and the values of outstanding <del>and highly valued</del> natural features, landscapes and seascapes are identified using the following attributes:...”<br><br>AND Make all consequential amendments to the pORPS21 to give full effect to the preceding submissions.   | Support           | Contact agrees with the submitter that there is no clear directive under the RMA to identify and manage highly valued natural features and landscapes.   | Allowed.         |
| <b>Mt Cardrona Station</b>                | APP9 – Identification criteria for outstanding and highly valued natural features, landscapes and seascapes | 00014.065               | Remove avoidance language Recognise that for section 7 amenity landscapes, those must also be identified and scheduled rather than being default rural land that is not ONFL, and protection of these should be relevant to landscape character, rather than landscape per se.<br><br>Remove recognition of highly valued section 7 landscape matters, as these are essentially amenity landscapes, the concept of which is not proposed to be included in replacement RMA legislation.<br><br>Where provisions may be in conflict with other national objectives, such as through the                      | Support           | Contact agrees that if section 7 landscapes are going to be retained in the RPS, there needs to be an appropriately nuanced approach in terms of their identification and subsequent management. | Allowed.         |

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|           |       |                         | <p>NPS – UD 2020, or otherwise where proposals have significant social and economic benefits, the latter should take precedence Promote restoration and enhancement, including through planting and other mitigation, as a relevant positive matter or otherwise an offsetting mechanism, in considering development proposals.</p> <p>Ensure that landscape capacity assessments, and ability to change landscape character, are relevant to change of landscape quality as well as character Recognise a differential level of character and values for landscapes that are open, modified, or otherwise degraded, as opposed to truly 'natural' and unmodified landscapes (both at a policy and objective level, as well as at a schedule level when identifying landscapes).</p> <p>Clarify the scale at which landscapes are to be assessed, particularly when forming capacity assessments, and the size and extent of ONF/L.</p> |                   |                                   |                  |