

OTAGO REGIONAL COUNCIL

Agenda for a meeting of the Regulatory Committee to be held in the Council Chamber, 70 Stafford Street, Dunedin on Wednesday 14 June 2017, following the Technical Committee

Membership:

- Cr Bryan Scott (Chairperson)**
- Cr Sam Neill (Deputy Chairperson)**
- Cr Graeme Bell**
- Cr Doug Brown**
- Cr Michael Deaker**
- Cr Carmen Hope**
- Cr Trevor Kempton**
- Cr Michael Laws**
- Cr Andrew Noone**
- Cr Gretchen Robertson**
- Cr Stephen Woodhead**

Apologies:

In attendance:

Please note that there is an embargo on agenda items until 10:00am on Monday 12 June 2017

CONFIRMATION OF AGENDA

CONFLICT OF INTEREST

PUBLIC FORUM

MINUTES

The minutes of the meeting held on 3 May 2017, having been circulated, for adoption.

ACTIONS

Status report on the resolutions of the Regulatory Committee

| Report No. | Meeting | Resolution | Status |
|------------|---------|---|--------|
| 2017/0569 | 8/2/17 | <p><i>That the Chief Executive be requested to provide a paper to the next committee round on establishing effective Council management communications in regards to constituent complaints.</i></p> <p>Resolved at the 3/5/17 meeting - That the Committee endorses the proposed process in responding to enforcement related complaints made by constituents to Councillors, with the amended wording to section 2.8 of the report (removal of the wording "when necessary".)</p> | CLOSED |
| 2017/0593 | 8/2/17 | <p><i>That ORC approach central government ministers with the intention of improving and further resourcing lagarosiphon control management in the Southern Lakes.</i></p> <p>Public presentation made to Council on 17 May 2017 by LINZ, NIWA and Boffa Miskell on Lagarosiphon in the Otago Region.</p> | |

PART A – REPORTS FOR NOTING

| | | | |
|-----------|--|---|---------|
| Item 1 | | | |
| 2017/0803 | Biosecurity and RMA Monitoring Report. DEMO, 31/05/17 | This report describes the regulatory activity for the reporting period of 14 April to 26 May 2017 | 7- 10 |
| Item 2 | | | |
| 2017/0813 | RMA, Biosecurity Act and Building Act Enforcement Activities for the period from 14 April to 26 May 2017. DPPRM, 26/05/17 | This report details the Resource Management Act 1991, Biosecurity Act 1993 and Building Act 2004 enforcement activities undertaken by the Otago Regional Council during the period 14 April to 26 May 2017. | 11 - 13 |
| Item 3 | | | |
| 2017/0835 | Consent processing, consent administration and Building Control Authority update. DPPRM, 29/05/17 | Detailing consent processing, consent administration and building control authority activity for the period 13 April to 26 May 2017. | 14- 17 |
| Item 4 | | | |
| 2017/0819 | Progress Report 1C - Deemed Permit Replacements and Water Groups, DPPRM, 24/05/17 | This report notes progress on Project 1C implementation of the Regional Plan: Water policies for the period 18 April to 26 May 2017. | 18- 19 |

OTAGO REGIONAL COUNCIL

Minutes of a meeting of the Regulatory Committee held in the Council Chamber, 70 Stafford Street, Dunedin on Wednesday 3 May 2017 at 11:30am

Membership:

- Cr Bryan Scott (Chairperson)
- Cr Sam Neill (Deputy Chairperson)
- Cr Graeme Bell
- Cr Doug Brown
- Cr Michael Deaker
- Cr Carmen Hope
- Cr Trevor Kempton
- Cr Michael Laws
- Cr Andrew Noone
- Cr Gretchen Robertson
- Cr Stephen Woodhead

Apologies: No apologies.

In attendance:

- Nick Donnelly
- Fraser McRae
- Caroline Rowe
- Scott MacLean
- Lauren McDonald (Committee Secretary)
- Marian Weaver

CONFIRMATION OF AGENDA

No changes to the agenda.

CONFLICT OF INTEREST

No conflict of interest advised.

PUBLIC FORUM

No public forum held.

MINUTES

The minutes of the meeting held on 22 March 2017, having been circulated, were adopted on the motion of Crs Scott and Robertson.

ACTIONS

Status report on the resolutions of the Regulatory Committee.

| Report No. | Meeting | Resolution | Status |
|--|----------|---|---|
| 2016/1137 Terms of Reference for the Regulatory Committee | 23/11/16 | <i>That the Terms of Reference for the Technical Committee be considered a final version to be presented to the Council on 7 December 2016 for adoption</i> | Adopted by Council on 7/12/16 CLOSED |
| 2017/0595 | 8/2/17 | <i>That reserve funding of up to \$50,000 is approved for the coordinated release of the Korean strain of the rabbit Haemorrhagic Disease Virus (RHDV-1K5) at strategic locations throughout Otago</i> | Recommendation endorsed by Regulatory Committee on 8/2/17 CLOSED |
| 2017/0569 | 8/2/17 | <i>That the Chief Executive be requested to provide a paper to the next committee round on establishing effective Council management communications in regards to constituent complaints.</i> | Item 1 of agenda CLOSED |
| 2017/0593 | 8/2/17 | <i>That ORC approach central government ministers with the intention of improving and further resourcing lagarosiphon control management in the Southern Lakes.</i> Cr Woodhead advised Council had received a written response from the Minister which was circulated to all councillors. Noted a LINZ presentation is scheduled for Council - 17 May. | OPEN |
| Matters Arising | 22/3/17 | <i>That future committee agenda include action against motions passed at previous meetings</i> | CLOSED |

Discussion was held and agreement reached that the LINZ presentation should be held as part of the Council meeting on 17 May 2017, and not as a Council workshop.

PART A - RECOMMENDATIONS

Item 1

2017/0779 **Responses to Constituent Complaints, DEMO, 28/4/17**

The report outlined the proposed process for responding to enforcement related complaints made by constituents to Councillors.

Discussion held on the process, as set out in the report.

It was agreed to remove the wording “when necessary” from section 2.8 – processes, from the report which states “The Chief Executive will communicate the outcome of investigations to Councillors when necessary.”

Moved Cr Robertson
Seconded Cr Scott

That the Committee endorses the proposed process in responding to enforcement related complaints made by constituents to Councillors, with the amended wording to section 2.8 of the report.

Motion carried

PART B – REPORTS FOR NOTING

Item 2

2017/0738

Biosecurity and RMA Monitoring Report. DEMO, 19/04/17

The report described the regulatory activity for the reporting period of 3 March to 13 April 2017

Discussion was held on landholder responsibility for wallaby control under the Regional Pest Plan, reported velvetleaf sightings, lagarosiphon control, and public education of the MPI “Check, Clean, Dry” message including signage of key access areas to prevent the spread of aquatic weeds.

Mr MacLean advised work was being done with MPI to reinvigorate the national “Check, Clean, Dry” programme messaging. He acknowledged the benefit of increased joint Council/MPI signage for direct access areas.

LINZ to provide an update to Council on lagarosiphon control management in Otago at the 17 May 2017 Council meeting.

Moved Cr Woodhead
Seconded Cr Hope

That this report be received.

Motion carried

Item 3

2017/0757

RMA, Biosecurity Act and Building Act Enforcement Activities.

DPPRM, 13/04/17

This report detailed the Resource Management Act 1991, Biosecurity Act 1993 and Building Act 2004 enforcement activities undertaken by the Otago Regional Council during the period 4 March to 13 April 2017.

Moved Cr Woodhead
Seconded Cr Noone

That this report be noted.

Motion carried

Item 4

2017/0765

Consent processing, consent administration and Building Control Authority update. DPPRM, 19/04/17

The report detailed the consent processing, consent administration and building control authority activity for the period 6 March to 13 April 2017.

Moved Cr Neill
Seconded Cr Hope

That this report is noted.

Motion carried

Item 5
2017/0766

Progress Report 1C - Deemed Permit Replacements and Water Groups, DPPRM, 09/04/17

The report updated progress on Project 1C implementation of the Regional Plan: Water policies for the period 6 March to 13 April 2017.

Discussion was held on the progress of deemed permit surrenders, cancellations, consent replacements and also feedback on the Deemed Permit forum held on 29 March 2017.

Mrs Weaver responded to questions from Councillors.

Moved Cr Deaker
Seconded Cr Hope

That this report is noted.

Motion carried

The meeting was declared closed at 12:05pm

Chairperson

REPORT

Document Id: A1002511

Report Number: 2017/0803
Prepared For: Regulatory Committee
Prepared By: Scott MacLean, Director Environmental Monitoring and
Operations
Date: 31 May 2017

Subject: **Biosecurity & RMA Monitoring Report 14 April - 26 May 2017**

1. Précis

This report describes the Regulatory activity for the reporting period 14 April - 26 May 2017.

2. Harbour Master activities

The development of the Port and Harbour safety code is progressing well. This includes the development of a Memorandum of Understanding with Port Otago Ltd, development of a Harbour Safety Policy and drafting of harbour Bylaws.

The second round of Harbour Master recruitment is well advanced with both longlist and shortlist interviews completed during this reporting period. An offer will be made to the preferred candidate in the near future.

The interim Harbour Master inspected a vessel moored in the Oamaru Harbour after concerns were raised as to its sea-worthiness. After establishing the vessel had been abandoned by its owner, the Harbour Masters boarded the vessel and found it to be in a very poor state. There was evidence of water ingress and evidence of fuel and oils mixed in with the water that was observed below deck. There is a high risk of the vessel sinking and creating a navigational hazard. The Harbour master deemed the vessel to be a wreck and recommended the vessel be removed.

The Chief Executive, using his delegated powers under the Maritime Transport Act, ordered the vessel to be removed to ameliorate the navigational risk. Given the dilapidated state of the vessel, there was also a risk to the sensitive ecology of the Oamaru harbour should it sink. All fuels and oils on-board will be pumped off the vessel before it is lifted out of the water. Removal will take place as soon as possible.

3. Biosecurity

3.1 Myrtle Rust

The Ministry for Primary Industries has initiated a Biosecurity Response in relation to the Myrtle Rust incursion. MPI are the lead agency for this response.

The affected areas at this stage are in the Upper North Island however everybody is asked to be vigilant. Members of the public can inspect their own gardens, checking any plants from the *Myrtaceae* family for symptoms of Myrtle Rust. A full list of susceptible plants and other relevant information can be found at the MPI website.

Anyone that suspects the presence of Myrtle Rust is urged to immediately call the MPI hotline (0800 80 99 66).

ORC Biosecurity staff are on stand-by as part of the National Biosecurity Capability Network. They may be called upon to assist with the response, as required or directed by MPI.

3.2 Aquatic pest activity

Further spraying has been completed by LINZ in late May for Lagarosiphon on the upper Kawarau River, Old Cromwell Town, Cromwell Swimming Beach, Bannockburn Inlet and Lowburn Inlet.

3.3 Wallaby activity

3.3.1 Wallaby Project – Stakeholder engagement

Two field days were carried out at Ranfurly and Tarras May 15th 16th respectively. Both field days were successful and reached approximately 45 farmers. A third field day is planned in conjunction with E-Can at Duntroon on July 25th. This is to highlight the wallaby issue to those land managers on the south bank of the Waitaki.

The Ranfurly wallaby meeting was also an opportunity for the majority of the Councillor Pest Reference Group to meet with the board and manager of Maniototo Pest Management Ltd. The group discussed the upcoming review of the Regional Pest Management Plan and gained useful insights into the successful Maniototo model of a well governed, community owned holistic pest management approach.

3.3.2 Wallaby activity

Staff have inspected a large area in North Otago with contractors and dogs this reporting period. The main focus was inspecting approximately 35000ha of forestry and conservation land around Trotters Gorge and 500ha of farm land near Oamaru. There have been a number of wallaby sightings in these areas however the inspections revealed very little wallaby sign, giving confidence that no breeding population exists.

Large areas of the regional boundary from the Lindis, Hawkdun and Kakanui Mountains are involved in feral pig surveys as part of the TB Vector control programme; this work is via ground and extensive aerial operations. We have consulted all contractors involved and they are looking for wallaby on our behalf. Nothing reported so far, work in the Kakanui Mountains is continuing next week.

Several wallaby reports have been received this reporting period. This includes a female wallaby with a joey found dead on the road adjacent to the Cromwell bridge. Staff performed an autopsy and found that the likely cause of death was a significant impact commensurate with being hit by a vehicle. What cannot be determined is if the wallaby was killed where it was found, or if it was transported there and dumped. An inspection of the immediate area did not reveal any evidence of wallaby sign.

Two other wallaby sightings in the Lindis Pass area were reported and are being followed up.

A hunter reported shooting and killing a lone male wallaby in the Kakanui Mountains. He took photos and a GPS reference and passed that data on to staff. A contractor with specialist wallaby detection dogs will be deployed to this area.

A farm worker reported seeing a wallaby on private land near Hawea. This is in an area near where two wallabies were shot on Conservation estate.

3.4 Bio-control

Broom Gall mite and galls were harvested from a site close to Cromwell where it has established successfully and released into broom growing in the Cardrona Valley during this reporting period.

3.5 Marine Biosecurity

The Ministry for Primary Industries has completed the summer dive survey of the Otago Harbour. No new-to-New Zealand marine pests were observed however *Steyla clava* (clubbed tunicate) has extended its range with it being discovered in Careys Bay for the first time. The marine pests in the Otago Harbour are likely to have arrived through vessel biofouling. Discussions are being held with MPI on the best channels for promoting good vessel biosecurity practices as part of a wider biosecurity pathway management philosophy.

3.6 National wilding conifer programme

The first year of the 4 year programme, is nearing completion. The ORC is the fund manager on behalf of MPI for this activity. Otago currently has 5 agreed Management Units (MU'S) funded by the programme split between the Wakatipu area and the Central Otago area. These include the Remarkables, Northern Eyre, Kawarau, Dunstan, Kakanui and St Mary/Ida areas and aims to protect some 683,000ha from wilding spread.

The Central Otago MU's have almost finished clearance. Those MU's will receive further funding at year 4 for follow up work. In comparison the Wakatipu sites have funding for each of the 4 years of the programme. Most landholders within the MU's have taken up the offer of a control subsidy of up to 80% of the cost of the work, this being made up of 60-70% national contribution, with the remainder of funds being made up by ORC, DoC, Central Lakes Trust grants etc. and landowner contribution.

3.7 African Love Grass

A wet season in Central Otago meant that there was strong germination of the existing seed bank at the Butchers Creek site. Several hundred seedlings were controlled across the 3 hectare site. All sites are monitored yearly to ensure plants are destroyed before seeding.

3.8 Rabbits

Rabbit inspections continue through this period. We are still seeing the effects of RHDV1 in areas such as Alexandra, Roxburgh, Tarras and Wanaka with reports of dead rabbits. Anecdotal reports of virus action are being received which is normal for this time of year when the virus is more active.

RHDV1 K5 Update:

Following on from the extensive work that has already been completed, it is expected that the application process will be finalised shortly and a decision can be expected later this year. This lines up with a planned release in February/March 2018.

Reports out of Australia indicate that K5 is proving more effective than initial estimates with a 42% average reduction in wild rabbit numbers in NSW.

4. Recommendation

That this report is received.

Scott MacLean

Director Environmental Monitoring and Operations

REPORT

Document Id: A1005728

Report Number: 2017/0813

Prepared For: Regulatory Committee

Prepared By: Peter Kelliher, Legal Counsel

Date: 26 May 2017

Subject: **Resource Management Act 1991, Biosecurity Act 1993 and Building Act 2004 Enforcement Activities from 14 April 2017 to 26 May 2017**

1. Précis

This report details Resource Management Act 1991, Biosecurity Act 1993 and Building Act 2004 enforcement activities undertaken by the Otago Regional Council during the period 14 April 2017 to 26 May 2017.

2. Resource Management Act 1991

a) Permitted Activity - Inspections

Table 1. Infringement Notices

| Details | Period – 14 April 2017 to 26 May 2017 | Total – from 1 July 2016 |
|---|---|-----------------------------|
| Discharge of contaminants to land in breach of a regional rule - effluent | 0 | 22 |
| Discharge of contaminants to land in breach of a regional rule - silage | 0 | 1 |
| TOTAL | 0 | 23 |

Table 2. Authorised Legal Proceedings

| Details | Period – 14 April 2017 to 26 May 2017 | Total – from 1 July 2016 |
|---|---|-----------------------------|
| Discharge of contaminants to land in breach of a regional rule - effluent | 0 | 5 |
| TOTAL | 0 | 5 |

Complaint Response

Table 3. Infringement Notices

| Details | Period – 14 April 2017 to 26 May 2017 | Total – from 1 July 2016 |
|---|--|-------------------------------------|
| Disturbing the bed of a wetland | 0 | 1 |
| Disturbing the bed of a river | 0 | 2 |
| Discharge of contaminants to land where it may enter water – petrol | 0 | 2 |
| Discharge of contaminants to land where it may enter water – sediment | 0 | 3 |
| Depositing sediment on the bed of a river | 0 | 1 |
| Discharge of contaminants to land where it may enter water – wastewater | 0 | 7 |
| TOTAL | 0 | 16 |

Table 4. Authorised Legal Proceedings

| Details | Period – 14 April 2017 to 26 May 2017 | Total – from 1 July 2016 |
|---|--|-------------------------------------|
| Discharge of contaminants to land in breach of a regional rule - effluent | 0 | 3 |
| Discharge of contaminants to land where it may enter water – sediment | 0 | 1 |
| Discharge of contaminants to land where it may enter water – sediment; and Damming of water in breach of a regional rule | 0 | 1 |
| Discharge of contaminants to air – burning prohibited materials | 0 | 1 |
| Discharge of contaminants to land where it may enter water – wastewater | 0 | 1 |
| Disturbing the bed of a river | 1 | 1 |
| TOTAL | 1 | 8 |

Table 5. Abatement Notices

| Details | Period – 14 April 2017 to 26 May 2017 | Total – from 1 July 2016 |
|---|--|-------------------------------------|
| To cease discharging a contaminant in breach of a regional rule | 0 | 2 |
| To remove rubbish, material and debris from the head of a gully | 0 | 1 |
| TOTAL | 0 | 3 |

3. Building Act 2004

One Notice to Fix was issued with respect to earth embankment dams in the Otago Region. The Notice required the dam's owner to apply for a certificate of acceptance.

4. Recommendation

That this report be noted.

Fraser McRae

Director Policy Planning and Resource Management

REPORT

Reference A1008859

Report Number: 2017/0835

Prepared For: Regulatory Committee

Prepared By: Marian Weaver

Date: 29 May 2017

Subject: **Consents and Building Control Report 13 April to 26 May 2017**

1. Consent Processing

1.1 Limited Notification

- One application for a water permit went to limited notification in this period.
- Kyeburn application for deemed permit replacements is going to a hearing on 21 June.
- Groundwater take in North Otago; hearing tentatively booked for 30 June and negotiations between parties continuing.

These applications have gone to limited notification for lack of written approvals, and/or at the applicant's request.

2. Objections and Appeals

RM16.179 Port Otago Limited

These applications are to renew the consents for the three near shore maintenance dredging dumping sites at Heyward Point, Aramoana Spit and Shelly Beach. The applications were publicly notified. The hearing was in November and the decision was given granting the permits on 16 February. The applicant appealed one of the consent conditions. The appeal has been resolved by agreement and a consent order from the Environment Court is awaited.

RM16.309 and RM16.308 Waitaki District Council

These are water permits for the Hampden-Moeraki and Herbert water supply schemes. The objections are about water measuring conditions and were resolved and finalised by staff under delegation.

3. Consent Statistics

Table 1. Consents Statistics Summary

| Reporting Period | Lodged | | | Rejected | Decision Given | | |
|---------------------------|------------|------------|----------------------|----------|----------------|------------|----------------------|
| | Consents | Variations | | | Consents | Variations | |
| | | Regular | Water reporting date | | | Regular | Water reporting date |
| 15/16 year totals | 415 | 40 | 11 | 6 | 353 | 46 | 11 |
| 1 July to 19 Aug 2016 | 45 | 12 | 1 | 0 | 55 | 10 | 0 |
| 22 Aug to 4 Nov 2016 | 89 | 12 | 3 | 0 | 91 | 13 | 2 |
| 7 Nov 16 to 20 Jan 17 | 80 | 6 | 5 | 0 | 69 | 5 | 5 |
| 23 Jan to 3 March 2017 | 45 | 20 | 4 | 0 | 61 | 13 | 4 |
| 6 Mar to 13 April 2017 | 48 | 4 | 1 | 0 | 48 | 15 | 0 |
| 17 Apr to 26 May 2017 | 21 | 7 | 1 | 0 | 20 | 7 | 1 |
| 16/17 Year to date | 328 | 61 | 14 | 0 | 344 | 63 | 12 |

All decisions on consents were given within RMA allowed timeframes.

4. Consent Administration

Table 2. Consent Administration Statistics

| Reporting Period | Transfers Received | Transfers Issued | S417 Certs Received | S417 Certs Issued |
|---------------------------|--------------------|------------------|---------------------|-------------------|
| 15/16 totals | 125 | 125 | 4 | 1 |
| 1 July – 19 Aug 2016 | 31 | 7 | 2 | 5 |
| 22 Aug to 4 Nov 2016 | 31 | 22 | 0 | 0 |
| 7 Nov 16 to 20 Jan 17 | 35 | 62 | 1 | 3 |
| 23 Jan to 3 March 2017 | 105 | 48 | 5 | 1 |
| 6 March to 13 April 2017 | 15 | 63 | 0 | 3 |
| 16 Apr to 26 May 2017 | 27 | 28 | 0 | 0 |
| 16/17 year to date | 244 | 230 | 8 | 12 |

The statistics show the reduction in activity that occurs each year around Easter.

5. Building Consent Authority (BCA) Administration

Table 3: Building Act Statistics

| | Building Permits | | Certificate of Acceptance | | Code Compliance Certificate | |
|---------------------------|------------------|----------|---------------------------|----------|-----------------------------|----------|
| | received | issued | received | issued | received | issued |
| 15/16 totals | 6 | 6 | 2 | 10 | 2 | 4 |
| 1 July – 19 Aug 2016 | 1 | 1 | 0 | 0 | 1 | 0 |
| 22 Aug to 4 Nov | 1 | 0 | 1 | 1 | 1 | 0 |
| 7 Nov 16 to 20 Jan 17 | | 2 | | | 1 | 2 |
| 23 Jan to 3 March 2017 | 1 | 0 | 0 | 1 | 0 | 0 |
| 6 March to 13 April 2017 | 0 | 0 | 0 | 0 | 0 | 0 |
| 17 Apr to 26 May 2017 | 0 | 0 | 0 | 0 | 0 | 0 |
| 16/17 year to date | 3 | 3 | 1 | 2 | 3 | 2 |

6. Public Enquiries

Appendix 1 shows that 329 enquiries were received during the reporting period.

Table 4. Public Enquiries Statistics

| Period | Number of Enquiries |
|---------------------------|---------------------|
| 15/16 year total | 2495 |
| 1 Jul - 19 Aug 16 | 295 |
| 22 Aug to 4 Nov 16 | 559 |
| 7 Nov 16 to 20 Jan 17 | 443 |
| 23 Jan to 3 March 17 | 341 |
| 6 March to 13 April 2017 | 374 |
| 17 April to 26 May 2017 | 329 |
| 16/17 year to date | 2241 |

8. Recommendation

That this report is noted.

Fraser McRae
Director Policy Planning and Resource Management

Appendix 1 Public Enquiries 17 April to 26 May April 2017
Total Number of Enquiries 329

| Enquiry Type | No. | % of Total |
|----------------------|------------|-------------------|
| Current Consents | 131 | 39.8 % |
| Mining Privileges | 3 | 0.9 % |
| Other | 24 | 7.3 % |
| Permitted Activities | 107 | 32.5 % |
| Pre-application | 28 | 8.5 % |
| Property Enquiries | 28 | 8.5 % |
| Transfers | 8 | 2.4 % |

| Enquiry Location | No. | % of Total |
|-----------------------------------|------------|-------------------|
| Central Otago District Council | 87 | 26.4 % |
| Clutha District Council | 26 | 7.9 % |
| Dunedin City Council | 63 | 19.1 % |
| Outside Otago | 6 | 1.8 % |
| Queenstown Lakes District Council | 40 | 12.2 % |
| Throughout Otago | 7 | 2.1 % |
| Unspecified | 75 | 22.8 % |
| Waitaki District Council | 25 | 7.6 % |

| Enquiry Method | No. | % of Total |
|-----------------------|------------|-------------------|
| Counter | 9 | 2.7 % |
| Email | 216 | 65.7 % |
| Internet | 2 | 0.6 % |
| Letter | 3 | 0.9 % |
| Telephone | 99 | 30.1 % |

REPORT

Document Id: A1007146

Report Number: 2017/0819

Prepared For: Regulatory Committee

Prepared By: Marian Weaver

Date: 24 May 2017

Subject: **Deemed Permit Replacement Progress 18 April- 26 May 2017**

1. Background

The Water Plan promotes the replacement of deemed permits and other water permits that expire in 2021 to be held by water management groups. This project implements the Plan policies and this report notes progress.

2. Promotion of Group Formation

A prime focus of the project is to meet with clusters of deemed permit holders based on catchments, in order to outline the steps required for deemed permit replacement and encouragement to form water management groups.

The following Meetings have been held or are planned:

| | |
|---|---------------------------|
| Meetings held | |
| Lowburn – Keogh catchment | 3rd May |
| Strath Taieri | 4th May |
| Statutory bodies & Federated Farmers | 9th May |
| Upcoming meetings | |
| Crown Terrace | 30 th May |
| Coal Creek (Teviot) | 30 th May |
| Upper Manorburn | Early June |
| Lower Manuherikia | Mid June |
| Planning consultants | Mid June |

Group Permit Applications

An application from the Kyeburn group of permit holders has been received, and it is being processed by limited notification. A hearing is being set for June 17.

An application from 3 permit holders in the Eweburn catchment is being processed.

Objectives

Performance Measure 1:

Water taken under deemed permits are replaced by resource permits (water permits) by 2021, less any permits cancelled or surrendered.

Performance Target 2:

50% of the volume of water taken in Otago under consents is being managed by groups at 1 October 2021; 50% of water permits are managed through groups or water allocation committees.

All deemed permits are replaced or have applications lodged by 31 March 2021.

Progress on Objectives:

For reporting purposes a “group” includes existing irrigation companies and Territorial Authorities.

Table 1. Allocated Surface Water

| | Total | Groups | TLA | Other | %Held by Groups & TAs |
|-------------|--------------|---------------|------------|--------------|--------------------------------------|
| l/sec | 322,154 | 69,508 | 5,685 | 246,961 | 23.3% |
| No. Permits | 1,152 | 131 | 71 | 950 | 17.5% |

No change since last report.

Including the impact of the water measuring regulations, (some cancellations and surrenders and consent replacement) the number of deemed surface water permits is slowly decreasing. In April 2014 there were 458, and on 24 May 2017 there were 388 deemed permits.

3. Recommendation

That this report is noted.

Fraser McRae

Director Policy Planning & Resource Management