

Auckland Council Regional Plan: Air, Land and Water



Auckland Regional Council

Auckland Regional Plan: Air, Land and Water operative in part

At its meeting of 6 October 2010 the Auckland Regional Council resolved to declare the Auckland Regional Plan: Air, Land and Water – 'Operative in Part' subject to the exclusions defined in the following schedule pursuant to clause 17 (2) of Schedule 1 of the Resource Management Act 1991 (RMA).

In accordance with clause 20 (1) of Schedule 1 of the RMA the Auckland Regional Plan: Air, Land and Water becomes 'Operative in Part' on 21 October 2010.

Public notification of the availability of the Auckland Regional Plan: Air, Land and Water – Operative in Part was given on 12 October 2010.

| | |
|----------------------------|-----------------|
| Date of council resolution | 6 October 2010 |
| Date of public notice | 12 October 2010 |
| 'Operative in part' date | 21 October 2010 |

SCHEDULE

The provisions of the plan excluded from approval are:

- Chapter 5 – Discharges to Land and Water and Land Management
- Chapter 8 – Financial Contributions
- Schedule 3: Industrial or Trade Activities
- Schedule 9: Contents of Integrated Catchment Management Plans and Applications for Network Discharge Consents
- Schedule 10: Permitted Activity Criteria
- Schedule 11: Compilation of Acceptance Guidelines
- Schedule 12: Rainfall Runoff Management for Cultivated Soil
- Schedule 13: Schedules for Reporting on Contaminated Land

Signed by the Auckland Regional Council by affixing its common seal in the presence of

Michael Lee
Chairman

Bruce Thomas
Group Manager Democracy Services

Dated at Auckland this day 21 October 2010.



Auckland Council

Auckland Council Regional Plan: Air, Land and Water operative in part

THE COMMON SEAL of the AUCKLAND COUNCIL was hereby affixed
under the authority of Council:



Mayor / Deputy Mayor / Chief Executive / Chief Officer

Deputy Mayor / Chief Executive / Chief Officer / General Counsel

Further parts of this Plan became operative on 30 April 2012

The Auckland Council Regional Plan: Air, Land and Water remains subject to
appeal as set out in the following pages:

Auckland Council Regional Plan: Air, Land and Water operative in part

At its meeting of 16 February 2012 the Auckland Council resolved to declare further parts of the Auckland Council Regional Plan: Air, Land and Water - 'Operative in Part' subject to the exclusions defined in the following schedule pursuant to clause 17 (2) of Schedule 1 of the Resource Management Act 1991 (RMA).

At the same meeting the Auckland Council resolved to:

- withdraw Chapter 8 Financial Contributions from the Plan;
- incorporate the transitional provisions of the National Policy Statement for Freshwater Management 2011 (Freshwater NPS) into the Plan;
- defer by 12 months the operative date of the Plan in relation to those industrial or trade activities outlined in Schedule 3 which were required to comply with the relevant provisions immediately upon Chapter 5 of the Plan becoming part operative.

Public notification of the availability of the Auckland Council Regional Plan: Air, Land and Water - Operative in Part, the withdrawal of Chapter 8 Financial Contributions, the incorporation of the transitional provisions of the Freshwater NPS, and the deferral of the operative date in relation to specified industrial or trade activities was given on 20 April 2012.

In accordance with clause 20 (1) of Schedule 1 of the RMA the Auckland Council Regional Plan: Air, Land and Water will become further 'Operative in Part' on 30 April 2012.

| | |
|----------------------------|------------------|
| Date of council resolution | 16 February 2012 |
| Date of public notice | 20 April 2012 |
| 'Operative in part' date | 30 April 2012 |

SCHEDULE

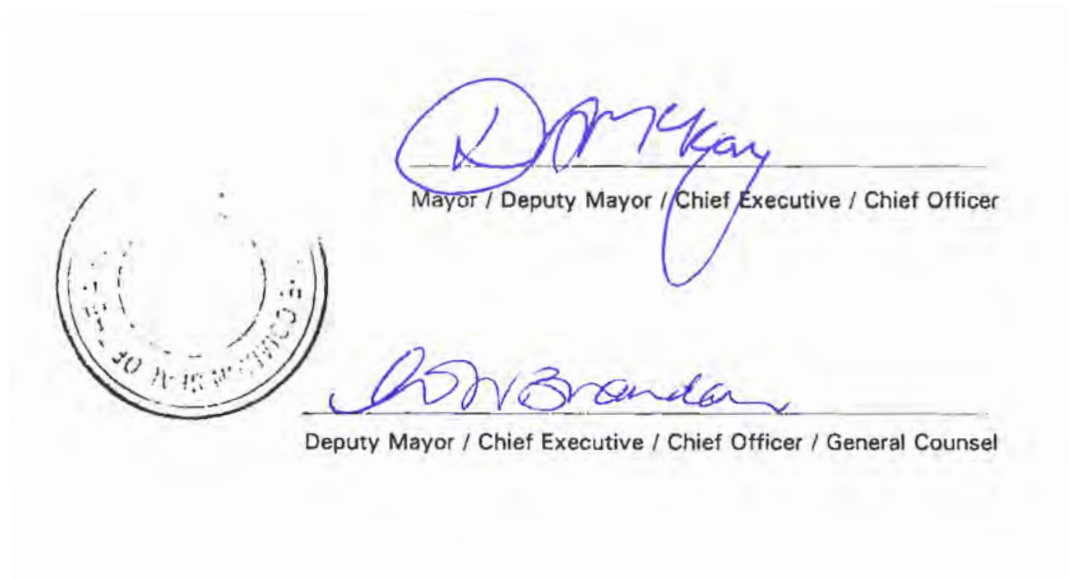
The provisions of the plan excluded from approval are:

- Discrete sections of Chapter 5 – Discharges to Land and Water and Land Management including:
 - General Objectives and Policies;
 - Sewage Solids;
 - Other Discharges of Contaminants;
 - Onsite Wastewater;
- Discrete definitions within Chapter 12 – Definitions.

Auckland Council

Auckland Council Regional Plan: Air, Land and Water operative

THE COMMON SEAL of the AUCKLAND COUNCIL was hereby affixed
under the authority of Council:



This Plan became fully operative on 30 September 2013

Auckland Council Regional Plan: Air, Land and Water operative

At its meeting of 19 September 2013 the Auckland Council resolved to declare the remaining parts of the Auckland Council Regional Plan: Air, Land and Water yet to be made operative - 'Operative' pursuant to clause 17 of Schedule 1 of the Resource Management Act 1991 (RMA).

Public notification of the availability of the Auckland Council Regional Plan: Air, Land and Water - Operative was given on 23 September 2013.

In accordance with clause 20 (1) of Schedule 1 of the RMA the Auckland Council Regional Plan: Air, Land and Water will become fully operative on 30 September 2013.

| | |
|-----------------------------|-------------------|
| Date of council resolution: | 19 September 2013 |
| Date of public notice: | 23 September 2013 |
| Operative date: | 30 September 2013 |

Notes on Plan Annotation

This Plan is in two parts. The first part is the Plan text and the second part is the Plan Maps. The two parts need to be read together.

Words shown in ***bold italics*** are defined in Chapter 12 – Definitions and Abbreviations.

National Policy Statement for Freshwater Management 2011

The National Policy Statement for Freshwater Management 2011 (Freshwater NPS) sets out the objectives and policies for freshwater management under the Resource Management Act 1991 (RMA). The Freshwater NPS also requires the insertion of specified objectives and policies into regional documents without the need to undertake the Schedule 1 process – these are the transitional provisions set out in policies A4 and B7.

The RMA requires local authorities to amend regional plans to give effect to any provision in a national policy statement that affect those documents. From 1 July 2011, decision-makers under the RMA must have regard to the Freshwater NPS in consenting decisions. The Auckland Council Regional Plan: Air, Land and Water manages water quality and quantity and therefore objectives and policies regarding freshwater must be considered when making an application under this Plan.

The transitional provisions set out below must be considered when making an application under the Auckland Council Regional Plan: Air, Land and Water. The remainder of the Freshwater NPS will be implemented through the Unitary Plan for Auckland.

A. Water Quality

Policy A4

1. When considering any application for a discharge the consent authority must have regard to the following matters:
 - a. the extent to which the discharge would avoid contamination that will have an adverse effect on the life-supporting capacity of fresh water including on any ecosystem associated with fresh water and
 - b. the extent to which it is feasible and dependable that any more than minor adverse effect on fresh water, and on any ecosystem associated with fresh water, resulting from the discharge would be avoided.
2. When considering any application for a discharge the consent authority must have regard to the following matters:
 - a. the extent to which the discharge would avoid contamination that will have an adverse effect on the health of people and communities as affected by their secondary contact with fresh water; and
 - b. the extent to which it is feasible and dependable that any more than minor adverse effect on the health of people and communities as affected by their secondary contact with fresh water resulting from the discharge would be avoided.
3. This policy applies to the following discharges (including a diffuse discharge by any person or animal):
 - a. a new discharge or
 - b. a change or increase in any discharge – of any contaminant into fresh water, or onto or into land in circumstances that may result in that contaminant (or, as a result of any natural process from the discharge of that contaminant, any other contaminant) entering fresh water.
4. Paragraph 1 of this policy does not apply to any application for consent first lodged before the National Policy Statement for Freshwater Management 2011 took effect on 1 July 2011.
5. Paragraph 2 of this policy does not apply to any application for consent first lodged before the National Policy Statement for Freshwater Management 2014 takes effect

B. Water quantity

Policy B7

1. When considering any application the consent authority must have regard to the following matters:
 - a. the extent to which the change would adversely affect safeguarding the life-supporting capacity of fresh water and of any associated ecosystem; and
 - b. the extent to which it is feasible and dependable that any adverse effect on the life-supporting capacity of fresh water and of any associated ecosystem resulting from the change would be avoided.
2. This policy applies to:
 - a. any new activity; and
 - b. any change in the character, intensity or scale of any established activity –
that involves any taking, using, damming or diverting of fresh water or draining of any wetland which is likely to result in any more than minor adverse change in the natural variability of flows or level of any fresh water, compared to that which immediately preceded the commencement of the new activity or the change in the established activity (or in the case of a change in an intermittent or seasonal activity, compared to that on the last occasion on which the activity was carried out).
3. This policy does not apply to any application for consent first lodged before the National Policy Statement for Freshwater Management takes effect on 1 July 2011.

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