

Before an Independent Hearings Panel
appointed by the Waimakariri District Council

under: the Resource Management Act 1991

in the matter of: Submissions and further submissions in relation to the
proposed Waimakariri District Plan, Variation 1 and
Variation 2

and: Hearing Stream 5: Noise, Notable Trees, Historic
Heritage, Signs, Light, Energy and Infrastructure,
Transport, Earthworks

and: **New Zealand Pork Industry Board**
Submitter 169

Memorandum of counsel

Dated: 25 August 2023

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MEMORANDUM OF COUNSEL

- 1 During the joint New Zealand Pork Industry Board (*NZ Pork*) and Horticulture New Zealand (*Hort NZ*) presentation to the Panel on the Earthworks chapter of the proposed Waimakariri District Plan (*proposed Plan*), Chair Gina Sweetman posed a question to Vance Hodgson, the expert planning witness of NZ Pork and Hort NZ regarding scope for amendments to Policy EW-P1.
- 2 As Mr Hodgson advised during the hearing, both NZ Pork and Hort NZ sought amendments to the Objective EW-O1 to be more enabling, from which consequential amendments to EW-P1 may be appropriate.
- 3 Further, Hort NZ sought the inclusion of a new policy:

295.102	Horticulture New Zealand	EW- Rules- General	Include new policy for benefits/recognition of earthworks to support rural activities. Amend to insert new policy: " <i>EW - PX Earthworks for Rural Production Enable earthworks where they support rural production, including ancillary rural earthworks</i> "
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- 4 In addition, Federated Farmers of New Zealand Inc. sought amendments to EW-P1 to ensure an enabling approach to earthworks in rural zones:

414.167	Federated Farmers of New Zealand Inc.	EW-P1	Amend EW-P1 as earthworks are an essential part of rural life and rural activities, and need an enabling approach, particularly within rural zones. Insert new EW-P1(2): " <i>... 1. are compatible with the character, values and qualities of the location and surrounding environment 2. Enable earthworks associated with rural production activities ...</i> "
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- 5 In our submission, either of these submission points provide scope for amendments to EW-P1 that tie back to the amendments sought in relation to the burial of unwanted organisms under the Biosecurity Act 1993.

25 August 2023

R E Robilliard

B G Williams / R E Robilliard
Counsel for the New Zealand Pork Industry Board