



## STAFF REPORT

**TO:** Environment & Planning Committee

**FROM:** Steve Markham, Policy Manager

**REFERENCE:** R430

**SUBJECT:** **APPROVAL TO BECOME OPERATIVE IN PART OF PARTS 5 AND 6 TASMAN RESOURCE MANAGEMENT PLAN - REPORT REP11-01-10 - Report prepared for meeting of 27 January 2011**

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### 1. INTRODUCTION

#### Purpose of report

The purpose of this report is to recommend that part of proposed Part 5 (Water) and Part 6 (Discharges) to the Tasman Resource Management Plan become operative.

### 2. APPROVAL TO BECOME OPERATIVE IN PART OF PROPOSED PART 5 (WATER) AND PART 6 (DISCHARGES) TRMP

#### Background

The parts of the TRMP dealing with water and discharges matters are beyond challenge except for those amendments made by Variations 65 and 66 (Moutere and Motueka water allocation), 67 (Greywater discharges) and the amendments to those parts consequential upon notification of Part 4 (Variations 69, 70). These proposed provisions are a small part of the two regional plan parts. Approval and operative commencement of the two parts will enable certain rules to be administered as operative regional rules, affecting some water and discharge activities that are currently continuing in contravention of Plan conditions. It is also a milestone to finalise and make operative, what commenced 12 and nine years ago with the notification of Parts 6 and 5 respectively.

The current variations described above, which are at either appeals or hearing stages, will continue once the principal parts are operative, as proposed Changes 23 to 25 and 27 to 28.

Further excluded from becoming operative are the set of provisions in both parts dealing with coastal water uses and discharges, that constitute part of the regional coastal plan embedded in the TRMP. These provisions are approved by the Minister of Conservation under RMA, and an Aquaculture Law Reform Bill before Parliament at present proposes to make operative the Tasman Regional Coastal Plan later in 2011.

It is proposed to notify the commencement of operative date for Parts 5 and 6 for 26 February 2011 (TRMP Update 38).

### **3. RECOMMENDATIONS**

It is recommended that the Committee **Approve in part**, Parts 5 Water and 6 Discharges of the Tasman Resource Management Plan to commence as operative in part on 26 February 2011, under Clause 20 of Schedule 1 RMA.

Steve Markham  
**Policy Manager**