

Drafting options to resolve 'expressly allowed' discharges as per s 15(1)(B)

Dwayne McKay 29/05/2019 (Draft only)

Amend Policy 4 to include:

Farming activities

The inclusion of rules that control the use of land for farming activities under section 9(2) of the RMA for the purposes of the maintenance and enhancement of the quality of water in water bodies and expressly allow the discharge of diffuse contaminants onto or into land in circumstances which may result in that contaminant entering water as a permitted activity or by resource consents granted in accordance with such land use rules.

To be inserted into the provisions after Chapter 3.11.5 Rules.

Advice note:

The following rules are included in the Waikato Regional Plan under section 9(2) of the RMA to control the use of land for farming activities for the purposes of the maintenance and enhancement of the quality of water in water bodies and expressly allow the discharge of diffuse contaminants onto or into land in circumstances which may result in that contaminant entering water as a permitted activity or by resource consent granted in accordance with the abovementioned land use rules. The restrictions under section 15(1)(b) of the RMA are met by compliance with these rules.